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New Jersey Division of Child Protection and Permanency,

Plaintiff,

v.

Defendant,

NJSpirit Participant Number:

Defendant,

NJSpirit Participant Number:

Defendant,

NJSpirit Participant Number:

Defendant,

NJSpirit Participant Number:

In the Matter of:

NJSpirit Participant Number: _____)
FC Docket Number: _____

NJSpirit Participant Number: _____
FC Docket Number: _____

This matter having been brought before the Court on _____, 20____, by the Division of Child Protection and Permanency (the Division), Deputy Attorney General _____, appearing, and in the presence of:

Superior Court of New Jersey
Chancery Division - Family Part
County of - Select County -

Docket Number: FN -

NJSpirit Case Number: _____

Civil Action - Order

Stipulation/Admission

OR

Fact-Finding/Trial

the child _____

appearing / not appearing,
 spoken language interpreter required
Language: _____,
represented by

Law
Guardian _____

appearing / not appearing

the child _____

appearing / not appearing,
 spoken language interpreter required
Language: _____,
represented by

Law
Guardian _____

appearing / not appearing

Defendant _____

appearing / not appearing,
 spoken language interpreter required
Language: _____,
 notified / not notified, represented by

Attorney _____

appearing / not appearing

Defendant _____

appearing / not appearing,
 spoken language interpreter required
Language: _____,
 notified / not notified, represented by

Attorney _____

appearing / not appearing

Defendant _____

appearing / not appearing,
 spoken language interpreter required
Language: _____,
 notified / not notified, represented by

Attorney _____

appearing / not appearing

Defendant _____

appearing / not appearing,
 spoken language interpreter required

Language: _____,
 notified / not notified, represented
by

Attorney _____

appearing / not appearing

The court having considered the arguments and representations of counsel and testimony, if any;

A. Stipulation/Admission

By consent, the court finds, based on the testimony set forth on the record and having reviewed the defendant's voluntary stipulation/admission of abuse or neglect, that:

1. The defendant(s), _____, has knowingly, willingly, and voluntarily agreed to give up their right to a fact-finding hearing at which the division would have the burden of proof, and,
2. The defendant(s), _____, has knowingly, willingly, and voluntarily admitted to the following facts:

as contained in the complaint and agree that these acts or omissions constitute abuse or neglect pursuant to law, and,

3. The defendant(s), _____, has stipulated to:
 - Abuse or neglect, which has been substantiated by the division.
 - Abuse or neglect, which has been established by the division.
4. The admissions of the defendant are sufficient for a finding of abuse or neglect pursuant to *N.J.S.A. 9:6-8.21(c)*:
 - Inflicted or allowed to be inflicted upon such child physical injury by other physical means which caused or created a substantial risk of death, or serious or protracted disfigurement, or protracted impairment of physical or emotional health or protracted loss or impairment of the function of any bodily organ (*N.J.S.A. 9:6-8.21(c)(1)*)
 - Created or allowed to be created a substantial or ongoing risk of physical injury to such child by other than accidental means which would be likely to cause death or serious or protracted disfigurement, or protracted loss or impairment of the function of any bodily organ
(*N.J.S.A. 9:6-8.21(c)(2)*)
 - Committed or allowed to be committed an act of sexual abuse against the child
(*N.J.S.A. 9:6-8.21(c)(3)*)
 - Caused a child's physical, mental, or emotional condition to be impaired or in imminent danger of becoming impaired as the result of the failure of his parent or guardian, as herein defined, to exercise a minimal degree of care (a) in supplying the child with adequate food, clothing, shelter, education, medical or surgical care though financially able to do so or though offered financial or other reasonable means to do so, or (b) in providing the child with proper supervision or guardianship, by unreasonably inflicting or allowing to be inflicted harm, or substantial risk thereof, including the infliction of excessive corporal punishment; or by any other acts of a similarly serious nature requiring the aid to the court
(*N.J.S.A. 9:6-8.21(c)(4)*)
 - Willfully abandoned the child (*N.J.S.A. 9:6-8.21(c)(5)*)

- Used excessive physical restraint upon a child under circumstances which do not indicate that the child’s behavior was harmful to himself, others, or property (N.J.S.A. 9:6-8.21(c)(6))
- Placed the child in an institution and the child (a) has been placed there inappropriately for a continued period of time with the knowledge that the placement had resulted or may continue to result in harm to the child’s mental or physical well-being or (b) has been willfully isolated from ordinary social contact under circumstances which indicate emotional or social deprivation (N.J.S.A. 9:6-8.21(c)(7))

AND/OR

B. Fact-Finding/Trial

1. Following the fact-finding hearing/trial, and the court having considered the testimony of _____, and the following exhibits, _____, the court hereby determines by a preponderance or large amount of evidence / clear and convincing evidence, that:

The defendant(s), _____, abused or neglected the child(ren) based on the court’s findings of fact and conclusions of law pursuant to N.J.S.A. 9:6-8.21(c), as follows:
_____.

The defendant(s), _____, did not abuse or neglect the child(ren).

2. The division has determined that:

The abuse or neglect has been substantiated by the division and the name of the defendant(s), _____, will be placed on the state Child Abuse Registry based on the facts set forth above.

The abuse or neglect has been established by the division and the name of the defendant(s), _____, will not be placed on the state Child Abuse Registry.

3. The court has made no findings as to defendant(s) _____, because no claims of abuse or neglect have been made against those defendant(s).

And for the reasons stated on the record,

It is on This _____ Day of _____, 20__ , Ordered That:

1. The provisions concerning custody and services in the attached disposition order are in force pending status review and further order of the court.

2. The division shall update the State Child Abuse Registry consistent with the findings of this court.

3. And this matter shall return to the court for a:

- Status Review on _____, 20__, at _____
- Permanency Hearing on _____, 20__, at _____
- Mediation on _____, 20__, at _____

It Is Further Ordered That:

s/ _____, J.S.C.

When a stipulation is entered:

I hereby consent to the form and entry of this order.

Parent/Guardian

Attorney

s/ _____

s/ _____

s/ _____

s/ _____

s/ _____

s/ _____

The Judiciary will provide reasonable accommodations to enable individuals with disabilities to access and participate in court events. For more information or to request an ADA accommodation, contact your [local Title II ADA coordinator](#).

This case, the proceedings, records, reports, and the information contained in them are confidential. The disclosure or sharing of any records, reports, or any confidential information regarding this case is prohibited. This prohibition includes the posting, uploading, or sharing of audio, images, videos, or any other format through electronic communications or posting on any social media platform. Violations of these provisions are subject to the penalties of N.J.S.A. 9:6-8.10b, and further court action including contempt proceedings and sanctions.

All prior orders not vacated or changed by this order shall remain in full force and effect.

In matters where a child is in an out-of-home placement, the division is responsible for providing reasonable efforts to reunify the child(ren) with their parent(s). The failure of a defendant to comply with any provision of this order or their continuing failure to appear could result in the filing of a complaint by the division to terminate a defendant’s parental rights to the child(ren) named in this complaint. A Termination of Parental Rights means the child(ren) could be adopted.

Defendants who have stipulated to substantiated child abuse or neglect will be placed on the state child abuse registry. The result of placement on the state child abuse registry could have

a negative impact on the defendants (see attached list of “Persons Who Are Subject to Child Abuse Record Information (CARI) Checks”).

Attorneys must review the form of order prior to conclusion of the proceeding. Any changes to this order shall be made pursuant to R. 1:13-1.

Persons who are subject to Child Abuse Record Information (CARI) checks:

- Child Care Center employees (N.J.S.A. 30:5B-6.2)
- Resource Parent applicants (N.J.S.A. 30:4C-27.7)
- Department of Children and Families’ employees and employees of DCF licensed, contracted, or regulated programs (N.J.S.A. 9:6-8.10f)
- Department of Human Services (DHS) licensed, contracted or regulated programs providing developmental disability services (N.J.S.A. 9:6-8.10f)
- Kinship Legal Guardians (N.J.S.A. 30:4C-86)
- Department of Children and Families (DCF)/Division of Developmental Disabilities (DDD) Residential Center employees (N.J.S.A. 30:4C-27.22)
- Registered Family childcare provider (N.J.S.A. 30:5B-25.3)
- Division of Family Development (DFD) Approved Homes (N.J.S.A. 9:6-8.10a(g))
- Professional Guardians for the elderly (N.J.S.A. 9:6-8.10e)
- Persons assuming care for children of incarcerated parents (N.J.S.A. 9:6-8.10c)
- Adoption Agency employees (N.J.S.A. 9:3-40.8)
- Adoptive parent applicants or adult household members (private or DCF). (N.J.S.A. 9:3-54.2)
- Prospective Court Appointed Special Advocate (CASA) Volunteers (N.J.S.A. 2A:4A-92).
- Youth Justice Commission employees (42 U.S.C. 15601; 28 CFR 115.317; N.J.S.A. 9:6-8.10a(b)(20))