

Placement
Instrument)

2/2001

At a term of the Family Court of the
State of New York, held in and for the
County of _____,
at _____ New York,
on _____, ..

P R E S E N T:

Hon.
Judge

In the Matter of the Application for
Approval of an Instrument concerning

Docket No.

Pursuant to Section 358-a of the
Social Services Law
APPROVING

TEMPORARY
ORDER

PLACEMENT
INSTRUMENT

The petition of an authorized official of the Department of Social Services, County of [specify]:
dated [specify]: _____, having been filed with this Court
requesting that pending any hearing that the Court may require, a temporary order be made approving
the transfer of custody and care of the child to the Department, pursuant to Section 358-a(5) of the
Social Services Law; and it appearing that a hearing is required and an immediate hearing on notice is
impractical;

The Court finds and determines [Required findings; check applicable boxes and provide case-
specific reasons in A , B, C and, if applicable, D, below]:

A. The [check applicable box]: ? parent(s)[specify]: _____ ? guardian(s) [specify]: _____
of the child are unable to make adequate provision for the care, maintenance and supervision of the
child in the child's own home based upon the following facts and for the following reasons [specify facts
and reasons, including specific documents or evidence supporting findings]:

B. Continuation of the child in, or return of the child to, the child's home would be contrary to the

best interests of the child because [specify facts and reasons]:

This determination is supported by the following information [check applicable box(es)]:

- ? Uniform Case Review, dated [specify]:
- ? Summary of the Uniform Case Record, dated [specify]:
- ? Service Plan, dated [specify]:
- ? The report of [specify]: , dated [specify]:
- ? The testimony of [specify]:
- ? Other [specify]:

C. Reasonable efforts, where appropriate, to prevent or eliminate the need for removal of the child from the home and, if the child was removed prior to the date of this order, to return the child home safely [check applicable box and state reasons as indicated]:

- were made as follows [specify]:
- were not made but the lack of efforts was appropriate [check all applicable boxes]:
 - because of a prior judicial finding that the authorized agency was not required to make reasonable efforts to reunify the child with the parent(s) guardian(s) [specify date of finding]:
 - because [specify other reasons]:
- were not made.

This determination is based upon the following information [check applicable box(es)]:

- ? Uniform Case Review, dated [specify]:
- ? Summary of the Uniform Case Record, dated [specify]:
- ? Service Plan, dated [specify]:
- ? The report of [specify]: , dated [specify]:
- ? The testimony of [specify]:
- ? Other [specify]:

D . [Applicable in cases in which the child's permanency plan is adoption, guardianship or permanent living arrangement other than reunification]: Reasonable efforts to make and finalize the permanency plan of [specify]:

- were made as follows [specify]:
- were not made based upon the following facts and for the following reasons [specify]:

This determination is based upon the following information [check applicable box(es)]:

- ? Uniform Case Review, dated [specify]:
- ? Summary of the Uniform Case Record, dated [specify]:
- ? Service Plan, dated [specify]:
- ? The report of [specify]: , dated [specify]:
- ? The testimony of [specify]:
- ? Other [specify]:

NOW, therefore, upon the basis of the instrument and the allegations of the petition, it is hereby

ORDERED that pending a hearing and determination of this matter, the temporary care and custody of the child is transferred to the Department of Social Services, County of [specify]:
; and it is further

ORDERED that this matter be set down for hearing on [specify date]:

PURSUANT TO SECTION 1113 OF THE FAMILY COURT ACT,
AN APPEAL FROM THIS ORDER MUST BE TAKEN WITHIN 30
DAYS OF RECEIPT OF THE ORDER BY APPELLANT IN COURT,
35 DAYS FROM THE DATE OF MAILING OF THE ORDER
TO APPELLANT BY THE CLERK OF COURT, OR 30 DAYS
AFTER SERVICE BY A PARTY OR THE LAW GUARDIAN
UPON THE APPELLANT, WHICHEVER IS EARLIEST.

ENTER

Judge of the Family Court

Dated: ..

Check applicable box:

?Order mailed on [specify date(s) and to whom mailed]:_____

?Order received in court on [specify date(s) and to whom given]:_____