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**IN THE JUVENILE COURT OF \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ COUNTY, TENNESSEE**

**IN THE MATTER OF: Docket No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**DOB:**

**A Child Under 18 Years of Age**

CHARGE(S):

## JUDICIAL DIVERSION ORDER

This matter came on to be heard on day of , 20 , before the Honorable upon petition filed alleging the above offense(s).

Present for this hearing were:

Upon proof introduced and the entire record, the Court finds that:

* The child was advised of the charge(s) against him/her and of his/her right to a hearing and an attorney.  The child was also advised of his/her right to appeal this matter.  The Court finds that the meaning and effect of these rights have been fully explained to him/her.
* The child executed a Waiver of Right to Counsel with written waiver duly filed.
* The offense of is amended to
* The child entered a plea of guilty/best interest/no contest to the following offense(s) after having waived his/her rights to a trial of this matter in writing in a separate document. The Court accepts the child’s plea pursuant to a judicial diversion for the offense(s) of
* The child entered a plea of not guilty and after an adjudicatory hearing the court finds the child guilty of the following offense(s) and places the child on judicial diversion.

It is, therefore, **ORDERED, ADJUDGED AND DECREED** that:

* The child is placed under the supervision of the State of Tennessee, Department of Children's Services, on DCS juvenile probation for a period not to exceed six (6) months. Said child and parent(s)/guardian(s) shall comply respectfully with all lawful and reasonable requests of the probation officer and all rules of probation.
* The child shall be placed under the supervision of the Court on intensive/supervised/unsupervised county probation for a period of months.  Said child and parent, guardian, or legal custodian(s) shall comply respectfully with any and all the lawful and reasonable requests of the probation officer and any and all the rules of probation.
  + The Court orders the child to undergo a risk & needs assessment to be completed by
  + The Court finds that the risk & needs assessment has been completed and the results have been submitted to the Court.
* The child shall \_\_\_\_\_\_(*full list of special probation conditions*)\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_
* The parent, guardian or legal custodian, , shall pay the following the following costs/fees

All costs and fees are to be paid to the Juvenile Court Clerk. Payments may be made by cash, cashier's check/money order, or debit/credit card.

* This matter shall be scheduled for a hearing on at
  + The child and parent, guardian, or legal custodian(s) shall appear.
  + The child and parent, guardian, or legal custodian(s) need not appear if the child has complied with the aforesaid order.

**ENTERED** this \_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_

Juvenile Court Judge/Magistrate

**CERTIFICATE OF SERVICE**

I hereby certify that a true and exact copy of the order has been delivered by U.S. mail, by personal service, by email or facsimile if service is so accepted, to the individuals listed below this \_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**IN THE JUVENILE COURT OF \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ COUNTY, TENNESSEE**

**IN THE MATTER OF: Docket No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**DOB:**

**A Child Under 18 Years of Age**

CHARGE(S):

## MOTION AND APPROVAL TO EXTEND JUDICIAL DIVERSION

Comes now and moves this Honorable Court extend the judicial diversion process of the above-named child for an additional months to allow the child time to complete the provisions of the judicial diversion as follows:

*(Reason for extension)*

Date Youth Services Officer/Probation Officer

The undersigned hereby stipulate to the reasons set forth above for extending the judicial diversion an additional months and agree that this is in the best interests of the child. We understand that we do not have to agree with the extension and have a right to a hearing to oppose the extension, which we hereby waive.

Child Date Parent Date

**APPROVAL OF MOTION TO EXTEND JUDICIAL DIVERSION**

The Court having reviewed the Motion to Extend Judicial Diversion now finds and orders as follows:

The child was initially placed on judicial diversion on \_\_\_\_\_\_\_\_\_\_\_\_\_.

The child’s judicial diversion shall be extended for an additional \_\_\_\_\_\_\_\_\_\_\_ months.

The following condition(s) of probation shall remain in effect:

It is in the best interest of the child that those conditions remain in effect because

**ENTERED** this \_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_

Juvenile Court Judge/Magistrate

**CERTIFICATE OF SERVICE**

I hereby certify that a true and exact copy of the motion and order has been delivered by U.S. mail, by personal service, by email or facsimile if service is so accepted, to the individuals listed below this \_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**IN THE JUVENILE COURT OF \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ COUNTY, TENNESSEE**

**IN THE MATTER OF: Docket No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**DOB:**

**A Child Under 18 Years of Age**

CHARGE(S):

## MOTION TO EXTEND JUDICIAL DIVERSION

   Comes now and moves this Honorable Court to extend probation of the above-named child for an additional months to allow the child time to complete the conditions of probation as follows:

*(Reason for extension)*

Date Youth Services Officer/Probation Officer

**NOTICE**

This motion is scheduled to be heard on at

**CERTIFICATION OF SERVICE**

I hereby certify that a true and exact copy of the motion has been delivered by United States mail, by personal service, by email or facsimile if service is so accepted, to the individuals listed below this \_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_\_\_\_\_\_\_:

|  |  |
| --- | --- |
|  |  |
|  |  |

**IN THE JUVENILE COURT OF \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ COUNTY, TENNESSEE**

**IN THE MATTER OF: Docket No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**DOB:**

**A Child Under 18 Years of Age**

CHARGE(S):

## ORDER ON MOTION TO EXTEND JUDICIAL DIVERSION

This matter came on to be heard on day of , 20 , before the Honorable , upon Motion to Extend Judicial Diversion.

Present for this hearing were:

The Court, having considered the testimony and evidence presented and the entire record, finds as follows:

* The child was advised of the charge(s) against him/her and of his/her rights, pursuant to Rule 205 of the Rules of Juvenile Practice and Procedure, including the right to appeal this matter. The Court finds that the meaning and effect of these rights have been fully explained to the child.
* The child executed a Waiver of Right to Counsel with written waiver duly filed.
* The child was initially placed on judicial diversion on \_\_\_\_\_\_\_\_\_\_\_\_\_.
* The Motion to Extend Judicial Diversion is granted. Judicial diversion shall be extended for an additional \_\_\_\_\_\_\_\_\_\_\_ months.
* The following condition(s) of probation shall remain in effect:

It is in the best interest of the child that those conditions remain in effect because

* The Court finds that it is not in the best interest of the child that judicial diversion be extended.
  + The Motion to Extend Judicial Diversion is denied.
  + The child shall be discharged from judicial diversion.
  + The petition/citation filed in this case is dismissed with prejudice.
* This matter shall be scheduled for  a hearing on at
  + The child and parent, guardian, or legal custodian(s) shall appear.
  + The child and parent, guardian, or legal custodian(s) need not appear if the child has complied with the aforesaid order.

**ENTERED** this \_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_

Juvenile Court Judge/Magistrate

**CERTIFICATE OF SERVICE**

I hereby certify that a true and exact copy of the order has been delivered by U.S. mail, by personal service, by email or facsimile if service is so accepted, to the individuals listed below this \_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**IN THE JUVENILE COURT OF \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ COUNTY, TENNESSEE**

**IN THE MATTER OF: Docket No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**DOB:**

**A Child Under 18 Years of Age**

## MOTION AND ORDER TO DISMISS JUDICIAL DIVERSION

Comes now \_ and moves this Honorable Court to dismiss the petition/citation in this case. The child has successfully completed the provisions of the judicial diversion.

* All costs and fees have been paid.
* There are unpaid costs or fees, specifically

Date Youth Services Officer/Probation Officer

**ORDER ON MOTION TO DISMISS JUDICIAL DIVERSION**

     The Court having reviewed the Motion to Dismiss and the entire record now ORDERS that:

* the Motion to Dismiss be granted. The petition/citation filed in this case is dismissed with prejudice.
* the Motion to Dismiss is denied and
* The parent/guardian/legal custodian, , is ordered to pay the remaining costs/fees by . If not paid, is ordered to appear in court on at to explain his/her failure to pay.  If all costs/fees have been paid, you need not appear at the hearing.  If they have not been paid and you fail to appear, a warrant may be issued for your arrest.

**ENTERED** this \_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_

Juvenile Court Judge/Magistrate

**CERTIFICATE OF SERVICE**

I hereby certify that a true and exact copy of the motion and order has been delivered by U.S. mail, by personal service, by email or facsimile if service is so accepted, to the individuals listed below this \_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**IN THE JUVENILE COURT OF \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ COUNTY, TENNESSEE**

**IN THE MATTER OF: Docket No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**DOB:**

**A Child Under 18 Years of Age**

CHARGE(S):

## MOTION AND ORDER TO DISMISS JUDICIAL DIVERSION & DISCHARGE FROM PROBATION

     Comes now and moves this Honorable Court to dismiss the petition in this case and to discharge the child from probation because he/she has successfully completed the provisions of the judicial diversion and probation.

* All costs and fees have been paid.
* There are unpaid costs or fees, specifically

**ORDER GRANTING MOTION TO DISMISS & DISCHARGE FROM PROBATION**

The Court having reviewed the Motion to Dismiss & Discharge from Probation and the entire record now ORDERS that the Motion be granted.

* The child shall be discharged from probation.
* The petition/citation filed in this case is dismissed with prejudice.
* The Motion to Dismiss is denied and
* The parent/guardian/legal custodian, , is ordered to pay the remaining costs/fees by . If not paid, is ordered to appear in court on at to explain his/her failure to pay.  If all costs/fees have been paid, you need not appear at the hearing.  If they have not been paid and you fail to appear, a warrant may be issued for your arrest.

**ENTERED** this \_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_

Juvenile Court Judge/Magistrate

**CERTIFICATE OF SERVICE**

I hereby certify that a true and exact copy of the motion and order has been delivered by U.S. mail, by personal service, by email or facsimile if service is so accepted, to the individuals listed below this \_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**IN THE JUVENILE COURT OF \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ COUNTY, TENNESSEE**

**IN THE MATTER OF: Docket No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**DOB:**

**A Child Under 18 Years of Age**

## VIOLATION OF JUDICIAL DIVERSION PETITION

It being in the best interest of the child and the public that these proceedings be brought, your petitioner,

respectfully represents to the Court on information and belief that the child is now within this county and is \_\_\_\_\_\_\_\_years of age.

On , the Court approved a judicial diversion in this case for the offense(s) of:

Said child has violated the terms of the agreement as follows: The actions on the part of this child did occur in County, TN and constitute the offense of Violation of Judicial Diversion.

Your petitioner further avers that:  
The child's father is who resides at   
The child's mother is who resides at   
That the child is in the custody and control of who resides at Phone:

Sworn and subscribed before me this the

\_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_\_\_\_\_\_

Petitioner Clerk

**IN THE JUVENILE COURT OF \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ COUNTY, TENNESSEE**

**IN THE MATTER OF: Docket No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**DOB:**

**A Child Under 18 Years of Age**

ORIGINAL CHARGE(S):

## VIOLATION OF JUDICIAL DIVERSION ORDER

    This matter came on to be heard on day of , 20 , before the Honorable , upon a violation of judicial diversion petition filed by

Present for this hearing were:

The Court, having considered the testimony and evidence presented and the entire record, finds as follows:

* The child was advised of the charge(s) against him/her and of his/her right to a hearing and an attorney.  The child was also advised of his/her right to appeal this matter.  The Court finds that the meaning and effect of these rights have been fully explained to him/her.
* The child executed a Waiver of Right to Counsel with written waiver duly filed.
* The child entered a plea of guilty/best interest/no contest to the Violation of Judicial Diversion after having waived his/her rights to a trial of this matter in writing in a separate document.
* The child entered a plea of not guilty to the Violation of Judicial Diversion
* The child was initially placed on judicial diversion on \_\_\_\_\_\_\_\_\_\_\_\_\_.
* The Court finds by a preponderance of the evidence that the child violated the following conditions of the judicial diversion:
* The Court finds the child has not violated the conditions of the judicial diversion.

It is, therefore, **ORDERED, ADJUDGED AND DECREED** that:

* The child shall complete the terms of the original judicial diversion with no modification.
* The child’s judicial diversion shall be extended for an additional months.

The following condition(s) of judicial diversion shall remain in effect

It is in the best interest of the child that those conditions remain in effect because

* The child shall be discharged from judicial diversion.
  + The petition/citation filed in this case is dismissed with prejudice.
* This matter shall be scheduled for a  hearing on at
  + The child and parent, guardian, or legal custodian(s) shall appear.
  + The child and parent, guardian, or legal custodian(s) need not appear if the child has complied with the aforesaid order.

**ENTERED** this \_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_

Juvenile Court Judge/Magistrate

**CERTIFICATE OF SERVICE**

I hereby certify that a true and exact copy of the order has been delivered by U.S. mail, by personal service, by email or facsimile if service is so accepted, to the individuals listed below this \_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**IN THE JUVENILE COURT OF \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ COUNTY, TENNESSEE**

**IN THE MATTER OF: Docket No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**DOB:**

**A Child Under 18 Years of Age**

ORIGINAL CHARGE(S):

## VIOLATION OF JUDICIAL DIVERSION — ADJUDICATORY/DISPOSITIONAL ORDER

    This matter came on to be heard on day of , 20 , before the Honorable upon the petition for Violation of Judicial Diversion.

    Present for this hearing were:

The Court, having considered the testimony and evidence presented and the entire record, finds as follows:

* The child was advised of the charge(s) against him/her and of his/her right to a hearing and an attorney.  The child was also advised of his/her right to appeal this matter.  The Court finds that the meaning and effect of these rights have been fully explained to him/her.
* The child executed a Waiver of Right to Counsel with written waiver duly filed.
* The child entered a plea of guilty/best interest/no contest to the Violation of Judicial Diversion after having waived his/her rights to a trial of this matter in writing in a separate document.
* The child entered a plea of not guilty to the Violation of Judicial Diversion.
* The child was initially placed on judicial diversion on \_\_\_\_\_\_\_\_\_\_\_\_\_.
* The Court finds by a preponderance of the evidence that the child has violated the conditions of the judicial diversion and enters the adjudication of guilty on the original charge(s) of:

It is, therefore, **ORDERED, ADJUDGED AND DECREED** that:

* The child is a **DELINQUENT** child and is in need of treatment and rehabilitation within the meaning of Title 37, Chapter 1, Part 1, of Tennessee Code Annotated, for the reasons set forth above.
* The child is an **UNRULY** child and is in need of treatment and rehabilitation within the meaning of Title 37, Chapter 1, Part 1, of Tennessee Code Annotated, for the reasons set forth above.

This order shall constitute a Valid Court Order, the violation of which may result in said child's placement in state's custody or in a juvenile detention facility in accordance with the Tennessee Rules of Juvenile Practice and Procedure (Appendix). During any hearing regarding such violation of this order, said child has all due process rights indicated in such rules, including the right to legal counsel and the right to have such counsel appointed by the Court if indigent. Further, violation of this order by any of the parties charged hereby may be considered contempt of court and punished as indicated in T.C.A. § 37-1-158.

* + The Court orders the child to undergo a risk & needs assessment to be completed by
  + The Court finds that the risk & needs assessment has been completed and the results have been submitted to the Court.
* The child is placed under the supervision of the State of Tennessee, Department of Children's Services, on DCS juvenile probation for a period not to exceed six (6) months. Said child and parent(s)/guardian(s) shall comply respectfully with all lawful and reasonable requests of the probation officer and all rules of probation.
* The child shall be placed under the supervision of the Court on intensive/supervised/unsupervised county juvenile probation for months.  Said child and parent(s)/guardian(s) shall comply respectfully with all lawful and reasonable requests of the probation officer and all rules of probation.
* The Court orders to develop and implement an individualized case plan in consultation with the child's parents, guardian, or legal custodian, school, and other appropriate parties.  The child and the child's parents, guardian, or legal custodian are ordered to comply with the case plan.
* The child shall (*full list of special probation conditions)*
* The parent, guardian or legal custodian, , shall pay the following the following costs/fees
  + The child and/or the parent, guardian or legal custodian, , shall pay restitution owed to the victim, , in the amount of $\_\_\_\_\_\_\_\_.

All costs and fees are to be paid to the Juvenile Court Clerk. Payments may be made by cash, cashier's check/money order, or debit/credit card.

* This matter shall be scheduled for  a hearing on at
  + The child and parent, guardian, or legal custodian(s) shall appear.
  + The child and parent, guardian, or legal custodian(s) need not appear if the child has complied with the aforesaid order.

**ENTERED** this \_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_

Juvenile Court Judge/Magistrate

**CERTIFICATE OF SERVICE**

I hereby certify that a true and exact copy of the order has been delivered by U.S. mail, by personal service, by email or facsimile if service is so accepted, to the individuals listed below this \_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**IN THE JUVENILE COURT OF \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ COUNTY, TENNESSEE**

**IN THE MATTER OF: Docket No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**DOB:**

**A Child Under 18 Years of Age**

ORIGINAL CHARGE(S):

## VIOLATION OF JUDICIAL DIVERSION — ADJUDICATORY/DISPOSITIONAL ORDER AND COMMITMENT TO DCS

    This matter came on to be heard on day of , 20 , before the Honorable upon the petition for Violation of Judicial Diversion.

    Present for this hearing were:

The Court, having considered the testimony and evidence presented and the entire record, finds as follows:

* The child was advised of the charge(s) against him/her and of his/her right to a hearing and an attorney.  The child was also advised of his/her right to appeal this matter.  The Court finds that the meaning and effect of these rights have been fully explained to him/her.
* The child executed a Waiver of Right to Counsel with written waiver duly filed.
* The child entered a plea of guilty/best interest/no contest to the Violation of Judicial Diversion after having waived his/her rights to a trial of this matter in writing in a separate document.
* The child entered a plea of not guilty to the Violation of Judicial Diversion.
* The child was initially placed on judicial diversion on \_\_\_\_\_\_\_\_\_\_\_\_\_.
* The Court finds by a preponderance of the evidence that the child has violated the conditions of the judicial diversion and enters the adjudication of guilty on the initial charge(s) of:
* Continuation of the child in the home is contrary to the best interests and welfare of the child for the following reasons: There is no less restrictive alternative to removal of the child from the home that will reduce the risk of flight or of serious physical harm to the child or to others.

☐ Reasonable efforts were made to prevent the child's removal from the home, which include:

☐ It was reasonable to make no efforts to maintain the child in the home based on an assessment of the family and the child's circumstances that include:

☐ Reasonable efforts to prevent removal were not required because:

☐ this Court or another Court of competent jurisdiction has previously determined that the parent has subjected the child(ren), or any sibling or half-sibling or any other child residing temporarily or permanently in the home, to aggravated circumstances as defined in T.C.A. § 36-1-102.

☐ the parent has been convicted in a criminal court of one of the felony crimes against a child specified in T.C.A. § 37-1-166.

☐ the parental rights of the parent to a sibling or half-sibling have been terminated involuntarily.

☐ The Department of Children's Services failed to provide reasonable efforts to prevent the child's removal from the home.

* There is proof beyond a reasonable doubt that the child is a **delinquent** child, and the Court has determined that the child is in need of treatment and rehabilitation and meets the criteria for commitment to DCS because:
  + The current offense(s) for which the child has been adjudicated delinquent and is subject to disposition would constitute a *felony* if committed by an adult.
  + The current offense for which the child has been adjudicated delinquent and is subject to disposition would constitute a *misdemeanor* if committed by an adult; AND the child has previously been adjudicated delinquent for two (2) or more offenses arising from separate incidents that would constitute either a felony or misdemeanor if committed by an adult, including adjudications in other jurisdictions that, if committed in this jurisdiction, would constitute a felony or misdemeanor.
  + The Court finds by clear and convincing evidence that the child is in *imminent risk of danger* to the child’s health or safety and *needs specific treatment or services that are available only if* *the child is placed in the custody* of the Department of Children’s Services in that
* There is clear and convincing evidence that the child is an **unruly** child, and the Court has determined that the child is in need of treatment and rehabilitation and meets the criteria for commitment to DCS because:
  + The child has *previously been adjudicated* for two (2) or more offenses arising from separate incidents that would constitute an unruly offense, or a felony or misdemeanor if committed by an adult, including adjudications in other jurisdictions that, if committed in this jurisdiction, would constitute a felony or misdemeanor.
  + The Court finds by clear and convincing evidence that the child is in *imminent risk of danger* to the child’s health or safety and *needs specific treatment or services that are available only if the child is placed in the custody* of the Department of Children’s Services in that
  + This matter was referred to the juvenile-family crisis intervention program and it has been certified in writing/through sworn testimony that no other less drastic measure other than court intervention exists, pursuant to T.C.A. § 37-1-168.

It is, therefore, **ORDERED, ADJUDGED AND DECREED** that:

The child is a  **DELINQUENT**  **UNRULY** child and is in need of treatment and rehabilitation within the meaning of Title 37, Chapter 1, Part 1, of Tennessee Code Annotated, for the reasons set forth above. That the child, is removed from the custody of and committed to the State of Tennessee, Department of Children's Services. Temporary custody of the child is hereby awarded to the State of Tennessee, Department of Children's Services, with the authority granted under T.C.A. § 37-1-140, including the authority to consent to any ordinary or necessary medical, surgical, hospital, psychological, psychiatric, institutional or education care.

The Court further orders that all state, county, or local agencies with information or records relevant to the child's situation, including any public or private medical or mental health treatment resources and all educational facilities, shall release such information or records as are necessary for the management of this case to the Department of Children's Services.

* The child shall \_\_\_\_\_\_(*full list of special probation conditions*)\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_
* The parent, guardian or legal custodian, , shall pay the following the following costs/fees
  + The child and/or the parent, guardian or legal custodian, , shall pay restitution owed to the victim, , in the amount of $\_\_\_\_\_\_\_\_.

All costs and fees are to be paid to the Juvenile Court Clerk. Payments may be made by cash, cashier's check/money order, or debit/credit card.

* + This matter shall be scheduled for a hearing on at

**ENTERED** this \_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_

Juvenile Court Judge/Magistrate

**CERTIFICATE OF SERVICE**

I hereby certify that a true and exact copy of the order has been delivered by U.S. mail, by personal service, by email or facsimile if service is so accepted, to the individuals listed below this \_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_