

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

DISTRICT COURT
CLARK COUNTY NEVADA

FILED
MAY 22 2013
Alma L. Johnson
CLERK OF COURT

ORDER OF APPOINTMENT OF JUVENILE)
HEARING MASTERS AS SPECIAL MASTERS) Administrative Order 13-02
PURSUANT TO NRCP 53 TO HEAR STATE) Juvenile Dependency
INITIATED TERMINATION OF PARENTAL)
RIGHTS CASES)
_____)

TO COUNSEL AND LITIGANTS IN PROPER PERSON:

THE COURT HEREBY FINDS that all aspects of State initiated termination of parental rights cases, other than the taking of testimony in contested proceedings, entry of factual findings and Orders in contested hearings, and entry of Orders Terminating Parental Rights, may be heard by a Special Master pursuant to NRCP 53;

THE COURT HEREBY FINDS that designation of Juvenile Hearing Masters to preside over that all aspects of State initiated termination of parental rights cases, other than the taking of testimony in contested proceedings, entry of factual findings and Orders in contested hearings, and entry of Orders Terminating Parental Rights, will result in judicial economy and will assist the Dependency District Court Judges in the expeditious resolution of pending issues before the Dependency Court, including timely hearing all preliminary protective hearings, adjudication of allegations of abuse or neglect, entering formal dispositions in abuse and neglect cases and conducting annual reviews of abuse and neglect cases, as well as timely hearing contested termination of parental rights cases;

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

NOW, THEREFORE, IT IS HEREBY ORDERED THAT:

Juvenile Hearing Masters are hereby appointed to preside over all initial hearings in State initiated termination of parental rights cases and shall ensure that all necessary parties were provided with notice of the hearing; ensure that litigants are represented by counsel in all cases, either retained or appointed by the court, or find good cause why counsel need not be appointed; shall appoint an attorney to represent the interest of the child if the child is 14 years of age or older or if the child had appointed representation in the underlying juvenile proceeding and may appoint counsel in other situations where it is warranted; may continue the proceeding upon request of a party if reunification is being pursued; shall set the case for trial before a District Court Judge if the matter is contested.

Juvenile Hearing Masters may take evidence in all uncontested cases and shall make findings, based upon clear and convincing evidence, that (1) notice of the proceeding was properly served, in person or by publication, on all necessary parties; (2) all facts to establish grounds for termination of parental rights pursuant to NRS 128.105; (3) all facts necessary to support the existence of the presumptions set forth in NRS 128.109; (4) any facts set forth in NRS 128.106 (specific considerations in determining neglect or unfitness), NRS 128.107 (specific considerations where child is not in physical custody of parent) and NRS 128.108 (specific considerations when child has been placed in foster home); all facts to establish it is in the best interest of the minor child or children that the parental rights of the parent(s) be terminated;

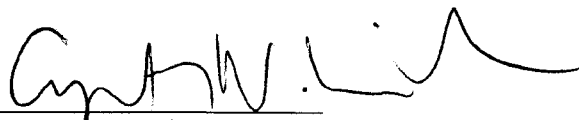
1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Juvenile Hearing Masters shall make a recommendation whether or not parental rights should be terminated. The recommendation shall set forth the specific statutory reasons to support the recommendation.

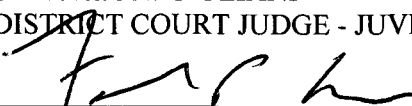
IT IS FURTHER ORDERED THAT:

The Clark County District Attorney's Office shall prepare the Findings, Recommendation and Order of Approval and shall cause notice thereof to be served on the parties in accordance with law. The notice shall include a statement that any objection to the Findings and Recommendation must be served on the Clark County District Attorney and filed with the Court within 10 days after being served with the Findings and Recommendation pursuant to NRCP 53(e)(2).

DATED this 17th day of May, 2013.



CYNTHIA N. GIULIANI
DISTRICT COURT JUDGE - JUVENILE DIVISION



FRANK P. SULLIVAN
DISTRICT COURT JUDGE - JUVENILE DIVISION



ROBERT W. TEUTON
DISTRICT COURT JUDGE - JUVENILE DIVISION