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| STATE OF SOUTH DAKOTA:  SS:  COUNTY OF Click or tap here to enter text. | IN CIRCUIT COURT  Choose an item. JUDICIAL CIRCUIT |
| THE PEOPLE OF THE STATE OF SOUTH DAKOTA IN THE INTEREST OF,  Click or tap here to enter text. (DOB: Click or tap to enter a date.)  Child(ren), and concerning  Click or tap here to enter text. (DOB: Click or tap to enter a date.)  Click or tap here to enter text. (DOB: Click or tap to enter a date.)  Respondent(s)  Click or tap here to enter text.  Intervenor. | File No. Click or tap here to enter text.  **ADVISORY HEARING**  **ORDER**  **(ICWA)** |

The above-entitled matter having come before the Court for an Advisory Hearing on the Click or tap here to enter text. day of Click or tap here to enter text., 20Click or tap here to enter text., the Honorable Click or tap here to enter text., presiding; the State of South Dakota being represented by Choose an item., Click or tap here to enter text.; the South Dakota Department of Social Services appearing through Family Services SpecialistClick or tap here to enter text.; the Respondent mother, Choose an item.and Choose an item., Click or tap here to enter text.; the Respondent father, not appearing in person Choose an item. Choose an item., Click or tap here to enter text.; the minor child Choose an item. Choose an item. represented by counsel, Click or tap here to enter text.; CASA Choose an item.; the Tribe Choose an item., Click or tap here to enter text. Choose an item. Choose an item. the Court, having reviewed the records and files herein and being fully informed in the premises, does now hereby:

ORDER, that the minor child shall remain in the Department of Social Services’ legal and physical custody; and it is further

ORDERED, that the Department of Social Services has made active efforts to achieve the permanent plan of reunification of the child with the Respondent parents and these efforts have been unsuccessful, and it would be contrary to the child’s welfare to be returned home; and it is further

ORDERED, that returning custody of the child to the Respondent parents would likely result in serious emotional and/or physical damage to the minor child at this time; and it is further

ORDERED, that active efforts have been made to provide remedial services and rehabilitative programs designed to prevent the breakup of the Indian family and that these efforts have proven unsuccessful; and it is further

ORDERED, that the least restrictive alternative available in the child’s best interest is continued placement in the legal and physical custody of the Department of Social Services; and it is further

ORDERED, that there is good cause to place the child outside the ICWA Placement preferences.

Dated this Click or tap here to enter text.day of Click or tap here to enter text. effective however, the Click or tap here to enter text.day of Click or tap here to enter text., 20Click or tap here to enter text., that being the date of the hearing affording judicial basis for this order.

BY THE COURT:

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

The Honorable Click or tap here to enter text.

Judge of the Circuit Court

ATTEST:

Clerk of Courts

BY\_\_\_\_\_\_\_\_\_\_

Deputy Click or tap here to enter text.

(SEAL)