

MOTION TO DROP AND/OR ADD PARTIES

STATE OF SOUTH DAKOTA:

IN CIRCUIT COURT

SS:

COUNTY OF _____

_____ JUDICIAL CIRCUIT

THE PEOPLE OF THE STATE OF SOUTH
DAKOTA IN THE INTEREST OF,

File No: _____

(DOB: _____)
Child(ren), and concerning

**MOTION TO DROP AND/OR
ADD PARTIES**

(DOB: _____)

(DOB: _____)
Respondent(s),

COMES NOW, the State of South Dakota, by and through (DEPUTY STATE'S ATTORNEY /
STATE'S ATTORNEY) and respectfully moves this Court pursuant to SDCL 15-6-21 and 15

-6-25.1 to enter an Order (DISMISSING RESPONDENT [NAME] / DISMISSING [NAME]
AND ADDING THE DEPARTMENT OF SOCIAL SERVICES AS A RESPONDENT PARTY /
ADDING THE DEPARTMENT OF SOCIAL SERVICES AS A RESPONDENT PARTY /
DISMISSING JOHN DOE AND ADDING [NAME] AS A RESPONDENT PARTY) for the
following reasons:

- ☐: The Respondent parent is deceased.
- ☐: Parental rights were terminated on _____.
- ☐: Permanent custody was granted to the Department on _____.
- ☐: The appeal time has lapsed.
- ☐: Paternity has been established.
- ☐: Other: _____.

(Choose: [BLANK] / THEREFORE, THE RESPONDENT(S) NO LONGER MEET(S)
THE DEFINITION OF PARENT, GUARDIAN, OR CUSTODIAN AS DEFINED BY SDCL § 26-
7A-1 AND SHOULD NO LONGER BE A PARTY TO THESE PROCEEDINGS; AND
FURTHER)

(Choose: [BLANK] / THE STATE REQUESTS THAT THE DEPARTMENT OF SOCIAL SERVICES BE ADDED TO THE CAPTION OF THESE PROCEEDINGS AS THE DEPARTMENT OF SOCIAL SERVICES IS THE PERMANENT GUARDIAN/CUSTODIAN OF THE MINOR CHILD(REN); AND FURTHER / THE STATE REQUESTS THAT [NAME] BE ADDED AS A RESPONDENT IN THE ABOVE-ENTITLED ACTION AS PATERNITY IS NOW ESTABLISHED; AND FURTHER)

The purpose of this Motion is to include only those who should be and are a party to this action.

Dated this (DAY) day of (MONTH), (YEAR).

(DEPUTY STATE’S ATTORNEY / STATE’S ATTORNEY)
(ENTER COUNTY) County State’s Attorney’s Office
(ADDRESS)
(CITY), SD (ZIP CODE)
(PHONE NUMBER)