

**IN THE MATTER OF
Kerry Morgan, Layla Morgan,
and Jessica Morgan, CHILDREN
AND CONCERNING**

**IN THE DISTRICT COURT OF
ANYPLACE COUNTY, MOCK STATE
3RD JUDICIAL DISTRICT**

**Janet Morgan, Raymond Capa,
and Justin Rogers, RESPONDENTS**

**AFFIDAVIT IN SUPPORT OF EMERGENCY REMOVAL
AND PETITION FOR PROTECTIVE SERVICES**

I, Taylor Pitts, Investigator of the Mock State Department of Child and Family Services (DCFS) with the responsibility for this case, affirm that any allegations stated in this affidavit are within my personal knowledge and are true and correct.

The following facts show necessity for an order of emergency removal, ongoing temporary custody, and provision of protective services.

1. CHILD(REN)

Name: Kerry Morgan
DOB: 01/12/2010

Name: Layla Morgan
DOB: 03/25/2012

Name: Jessica Morgan
DOB: 05/01/2014

2. PARENTS

Names: Janet Morgan
Relationship: Mother
DOB: 05/23/1990
1245 Daniel Coving Lane
Jacksonville, Mock State 12006

Name: Raymond Capa
Relationship: Father of Kerry and Layla Morgan
DOB: Unknown
No known address

Name: Justin Rogers
Relationship: Father of Jessica Morgan
DOB: Unknown
Believed to be incarcerated

3. ALLEGATIONS

On April 2, 2020, Reporter Kristen Gershorn, counselor at Jacksonville Elementary School, contacted DCFS to report the neglect of Kerry, Layla, and Jessica Morgan by their mother, Janet Morgan. Specifically, the girls were coming to school unkempt and hungry. Ms. Morgan was not administering Layla Morgan's seizure medication appropriately and had failed to schedule the developmental assessment recommended by the school.

Jeffery Smith, Investigator of DCFS, investigated the report. He documented hazards in the home environment, confirmed the information reported, and noted that Janet Morgan was taking prescribed

medication for a back injury. Neither of the fathers, Raymond Capa nor Justin Rogers, were in the home. Raymond Capa's whereabouts were unknown, and Justin Rogers is incarcerated. DCFS substantiated the report for neglect and opened the case for voluntary in-home services.

DCFS provided voluntary in-home services from April 9, 2020, through early July 2020. Janet Morgan has successfully participated and completed the program, which focused on improving home management; making the home environment safe; and ensuring the children received proper physical care, including appropriate health care services. Janet Morgan, however, had failed to attend a substance abuse assessment. DCFS was preparing to close the in-home services case when a second report was received on July 14, 2020.

In the evening of July 14, 2020, Officer Robert Henry of the Jacksonville Police Department contacted DCFS requesting emergency response. Police responded to a call concerning two men fighting with weapons at the home of Janet Morgan. Kerry Morgan and Layla Morgan were outside the home watching the fight. Janet Morgan was found incoherent in the home. She was arrested for possession of drug paraphernalia and child endangerment. Police found several bottles of oxycodone with prescription labels belonging to others and a small amount of a substance believed to be heroin. Janet Morgan was unable to provide the name of someone who could care for the children.

On July 14, 2020, Taylor Pitts met with Officer Robert Henry at the Morgan residence and confirmed the information he reported to the hotline. Taylor Pitts was not able to speak with Janet Morgan as she was being transported to the county jail.

On July 14, 2020, Taylor Pitts spoke to Angela Johnson, a neighbor of Janet Morgan. She said that in the last 3 weeks, there has been increased activity at the Morgan home. She also said that she had seen the children wandering around the neighborhood in the evenings when there were people at the home.

On July 14, 2020, Taylor Pitts spoke with Kerry, Layla, and Jessica Morgan. The children each independently confirmed that over the last month, Justin Rogers' former friends had returned to frequent the family home. The girls reported that there was both drinking and drug use and that Janet Morgan was using drugs to help control her back pain. Kerry Morgan stated that she would take her sisters and leave the home as they were fearful. The girls reported that on occasion they would receive food and temporary shelter from neighbors. They would return to their home either after everyone left or had fallen asleep.

On July 14, 2020, Taylor Pitts contacted Mary Mace, friend of the family. Mary Mace had been identified on the family safety plan that was developed during the in-home services intervention. Mary Mace said that she had not been in touch with the family for a number of weeks and was not able to care for the children at this time.

On July 15, 2020, Taylor Pitts spoke with Angela Johnson and James Rafferty, two of Janet Morgan's closest neighbors. Ms. Johnson confirmed the information she had provided the night before. Both Ms. Johnson and Mr. Rafferty reported that they had seen the girls wandering around the neighborhood at night and had provided them food and temporary shelter.

On July 15, 2020, Taylor Pitts met with Janet Morgan at the jail. Janet Morgan could not recall the events of the prior evening. Janet Morgan was managing her back pain with the medication her doctor had prescribed, but the pain was getting worse and her doctor would not increase her medications. She ran into some of Justin Rogers' old friends. They helped her out last winter and spring to get over a rough spot, but she had not seen them for a while as they didn't like being around when the DCFS workers were coming to her home. They provided her with some medicine that they said had worked for others. Ms. Morgan said it really eased her pain. Janet Morgan said that Justin Rogers was incarcerated at Mock State Correctional Facility and that she believed that Raymond Capa was in a treatment facility in Clarksburg, Mock State.

On July 15, 2020, I contacted Good Hope and North Cedar, the two treatment facilities in Clarksburg. Raymond Capa was not at either facility.

Taylor Pitts

Investigator
Department of Child and Family Services
Affiant

SWORN TO AND SUBSCRIBED before me, the undersigned Notary Public on the 15th day of July
2020.

Eleanor Rigsbee
NOTARY PUBLIC in and for the
STATE OF MOCK STATE

CAUSE NO: C4597

**IN THE MATTER OF
Kerry Morgan, Layla Morgan,
and Jessica Morgan, CHILDREN**

**IN THE DISTRICT COURT OF
ANYPLACE COUNTY, MOCK STATE
3RD JUDICIAL DISTRICT**

AND CONCERNING

**Janet Morgan, Raymond Capa,
and Justin Rogers, RESPONDENTS**

EX-PARTE CUSTODY ORDER

This matter came before the Court on the 15th day of July 2020. The following are named as parties:

Janet Morgan, Mother
DOB: 5/23/1990
1245 Daniel Coving Lane
Jacksonville, Mock State 12006

Raymond Capa, Father to Kerry and Layla Morgan
DOB: Unknown
No known address

Justin Rogers, Father to Jessica Morgan
DOB: Unknown
Believed to be incarcerated

Department of Child and Family Services
Jacksonville District Office
123 Main Street
Jacksonville, Mock State 12006

THE COURT FINDS:

1. The court has jurisdiction over this matter.
2. The children, Kerry Morgan, Layla Morgan, and Jessica Morgan, are currently without proper parental care and supervision, and continued placement of the children in the home is contrary to the children's welfare.
3. The Department of Child and Family Services made reasonable efforts to locate Raymond Capa by contacting the two treatment facilities in the area he was last known to be.
4. The Department of Child and Youth Services made reasonable efforts to prevent the placement of Kerry Morgan, Layla Morgan, and Jessica Morgan by providing in-home services and by attempting to activate the safety plan developed. However, Mary Mace was not able to care for the children.

THE COURT ORDERS:

1. Kerry Morgan, Layla Morgan, and Jessica Morgan are to remain in the custody of the Department of Child and Family Services, who is responsible for their care and supervision and placement of the children in foster care.
2. The Department of Child and Family Services continue to make efforts to locate Raymond Capa, father of Kerry and Layla Morgan. Once Raymond Capa has been located, he will be served notice of these proceedings.
3. Xavier Marcus, Esq., is appointed to represent Janet Morgan.
4. Finley Johnson, Esq., is appointed to represent Raymond Capa.
5. Jackson Stewart, Esq., is appointed to represent Justin Rogers.

6. Lucas Stephens, Esq., is appointed as Guardian ad Litem for Kerry Morgan, Layla Morgan, and Jessica Morgan.

NEXT HEARING:

The Custody Hearing is scheduled for July 20, 2020, at 1:00pm.

This is a final order for purposes of appeal.

Juliette Owen

Juliette Owen

District Court Judge

7/15/2020

Date

**IN THE MATTER OF
Kerry Morgan, Layla Morgan,
and Jessica Morgan, CHILDREN
AND CONCERNING**

**IN THE DISTRICT COURT OF
ANYPLACE COUNTY, MOCK STATE
3RD JUDICIAL DISTRICT**

**Janet Morgan, Raymond Capa,
and Justin Rogers, RESPONDENTS**

CUSTODY HEARING ORDER

This matter came before the Court on the 20th day of July 2020. The following are named as parties:

Janet Morgan, Mother
DOB: 5/23/1990
1245 Daniel Coving Lane
Jacksonville, Mock State 12006

Raymond Capa, Father to Kerry and Layla Morgan
DOB: Unknown
No known address

Justin Rogers Father to Jessica Morgan
DOB: 10/31/1985
Mock State Correctional Facility
P.O. Box 9887
Derrick, Mock State 12010

Department of Child and Family Services
Jacksonville District Office
123 Main Street
Jacksonville, Mock State 12006

THE COURT FINDS:

1. The court has jurisdiction over this matter.
2. The children, Kerry Morgan, Layla Morgan, and Jessica Morgan, continue to be without proper parental care and supervision, and continued placement of the children in the home is contrary to the children's welfare.

THE COURT ORDERS:

1. Kerry Morgan, Layla Morgan, and Jessica Morgan are to remain in the custody of the Department of Child and Family Services, who is responsible for their care and supervision and placement of the children in foster care.
2. The assessment case plan, attached to this order and presented by the Department, shall be adopted.

NEXT HEARING: The Adjudication and Disposition Hearings are scheduled for the 21st day of September 2020, at 1:00 p.m., before District Court Judge Juliette Owen.

This is a final order for purposes of appeal.

Juliette Owen

Juliette Owen
District Court Judge

7/20/2020

Date

Custody Hearing Report to Court

July 20, 2020

Case Summary

Janet Morgan is a single, 30-year-old, Caucasian female. She has three biological children: Kerry Morgan, age 10; Layla Morgan, age 8; and Jessica Morgan, age 6. Kerry and Layla's father is Raymond Capa. Ms. Morgan and Mr. Capa were never married. It has been reported that Mr. Capa suffers from a mental illness and abuses alcohol and drugs. It has further been reported that he has been incarcerated numerous times and has also been in treatment for his substance abuse. According to Ms. Morgan, Mr. Capa has not been involved in his daughters' lives since 2013. Jessica's father is Justin Rogers. In 2018, Mr. Rogers was sentenced to prison for dealing drugs. He is scheduled for release in 4 years. Ms. Morgan and Mr. Rogers were never married. Mr. Rogers has not been involved in his daughter's life since his incarceration.

Ms. Morgan is estranged from her older sister and mother. Ms. Morgan denies a history of child abuse or domestic violence. She denies the use of drugs prior to a work accident that resulted in a back injury. Ms. Morgan receives disability and SNAP. She and the children are enrolled for Medicaid services. She also receives child support from Mr. Capa on occasion.

The Morgan family first came to the attention of the Department on April 2, 2020, for a report of child neglect. It was reported that Kerry, Layla, and Jessica Morgan attended school unkempt and hungry. The school recommended a developmental assessment for Layla 4 months prior to the date of the report, and Ms. Morgan had not followed through. Additionally, Layla suffers from a seizure disorder and was not taking her medication reliably. Ms. Morgan said she was using prescription medication to manage her back pain. The physical home environment was unsanitary and presented some environmental hazards, including exposed wiring. This report was substantiated for neglect, and Ms. Morgan agreed to voluntary in-home services. This intervention was largely successful, and the case was proceeding to closure at the time of a second report.

A second report was received in the evening of July 14, 2020. Law enforcement called the Department to request emergency response to the Morgan home. Two men were fighting in front of the home wielding knives and yelling. Kerry and Layla were in the front yard witnessing the altercation. Ms. Morgan was incoherent inside the home. Police found several bottles of oxycodone with prescription labels belonging to others and a small amount of a substance believed to be heroin. Ms. Morgan was arrested for possession of drug paraphernalia and child endangerment.

The Department substantiated physical neglect and took emergency custody of the three girls. Kerry, Layla, and Jessica Morgan were placed in foster care after determining the family friend specified in a previous safety plan was unable to provide care for the girls. On July 15, 2020, the Court signed an ex parte order and granted emergency custody of the Morgan girls to the Department. On July 16, 2020, the Department met with Ms. Morgan following her arraignment and release from jail. The Department met with Ms. Morgan on July 17, 2020, to develop an initial case plan. A permanency plan of reunification was established for all three children on July 17, 2020. The Department made contact with Mr. Rogers on July 17, 2020, in the Mock State Correctional Facility and informed him that his daughter, Jessica, was in the legal and physical custody of the Department.

Reason(s) for Removal from Home: The children were removed on an emergency basis to ensure their safety. Ms. Morgan was incoherent and observed to be under the influence of an unknown substance. She was arrested and taken into custody. She was unable to execute her parental responsibilities. Jessica's father, Justin Rogers, is currently in the Mock State Correctional Facility and unable to execute his parental responsibilities. Current location of Mr. Capa, father of Kerry and Layla Morgan, is

unknown. There is no adult available to provide care and supervision for the children.

Children's Perception of Situation: Kerry, Layla, and Jessica Morgan are sad at their removal and placement into foster care. They are aware of their mother's use of prescription medication for her back injury. Kerry is concerned about her mother and shared that things were going well with the in-home worker until about a month ago when her mother was having a lot of back pain, and Mr. Rogers' former friends started showing up at their home once again. Kerry made efforts to protect her sisters by taking them to a nearby park and obtaining food and temporary shelter with neighbors. All three girls recognize and verbalize that their mother needs help. Kerry, Layla, and Jessica Morgan want to be reunited with their mother.

Children's Information

Physical Health

Kerry, Layla, and Jessica Morgan are all in good general health and up to date on their immunizations. All three girls were seen at Healthy Horizon Pediatric Health Care for their annual physicals during the in-home intervention. Kerry Morgan suffers from seasonal allergies and takes over-the-counter medication as needed. Layla Morgan was diagnosed with petit mal seizures. She was re-evaluated and placed on medication to control seizure activity with minimal drowsiness and other side effects. Layla Morgan completed a developmental assessment. She functions in the average range of intellectual functioning. Delays were identified in physical development, specifically gross motor skills and speech and language. Necessary developmental services have been arranged and are set to begin with the new school year. Jessica has no identified health care needs. All three girls were seen for dental exams on May 26, 2020. They received routine cleanings and fluoride treatments. All three children received fillings on June 3, 2020. Vision screenings were completed for all three children, and no issues were identified.

Mental/Behavioral Health

The children's mood and affect is congruent with their recent life events. Kerry Morgan routinely assumes a caretaker role with her younger siblings. Ongoing monitoring will be required to determine whether any intervention is needed. Layla Morgan presents as shy, withdrawn, and possibly hyper-vigilant. She is having the most difficult time adjusting to her situation. She frustrates easily and, on occasion, has acted out aggressively. She does not appear to have coping skills commiserate to her age. She also does not accept comforting from adults. Ongoing monitoring will be required to determine if a formal assessment is needed. Jessica Morgan seeks reassurance from her older sister. Kerry, however, does appear to accept comforting from her foster parents. There are not noted concerns with her ability to bond.

Education

Kerry Morgan is in the 5th grade at Jacksonville Elementary School. She is considered to be an average student with Bs and Cs. She has progressed through school and does not require/is not eligible for special education services. Layla Morgan is in the 3rd grade at Jacksonville Elementary School. She is a C student. She has been developmentally assessed and functions cognitively in the average range. She has identified delays in physical development, specifically gross motor skills and speech/language, which could be affecting her school performance. She receives occupational and speech and language therapy. Other identified services are in place for the beginning of the new school year. Jessica Morgan is in the 1st grade. She is an above average student. She does not require/is not eligible for special education services. The Morgan girls' foster care placement did not result in a change of school. The school was notified of their placement into foster care, and bus transportation has been modified to provide service from their foster care placement to the school.

Social/Emotional Development

Kerry and Jessica Morgan appear to be developmentally on target. Layla Morgan has identified developmental delays in communication and social and emotional development. The children's history of neglect appears to have affected their social interaction at school. While Kerry and Jessica Morgan have friends at school, Layla Morgan appears to have difficulty in her social relationships.

School personnel state they take measures so that she is not ostracized by peers.

Placement

Relative as Placement Resource

At this time, no relatives have been identified for possible placement for the Morgan children. The maternal grandmother and sister reside out of state. No paternal relatives have been identified for possible placement.

Description of Current Placement

Placement Type and Description: Licensed family foster care home

Kerry, Layla, and Jessica Morgan are placed in the licensed family foster home of Keith and Paula Jackson. The placement provides the least restrictive placement option and is in close proximity as the home is within 3 miles of the Morgans' residence. The foster care placement is considered stable.

Needs of Foster Parents:

The foster parents have been provided with known background information on Kerry, Layla, and Jessica Morgan. They have been provided with Medicaid cards to secure health care services for the children and with the name of their primary care provider. Foster parents will receive monthly foster care maintenance and will be reimbursed for transportation costs. Foster parents will receive ongoing regular contact with social worker for ongoing needs assessments and identified services.

Visitation

Ms. Morgan visited with Kerry, Layla, and Jessica Morgan the day following her release from jail. The Department met with Ms. Morgan to establish a supervised visitation plan that includes visits twice weekly for 2 hours at the Department office. Mr. Rogers is incarcerated, and no visitation plan was established at this time. Whereabouts are unknown for Mr. Capa.

Safety and Risk Assessment

Safety threats include:

- No adult in the home is performing basic parenting duties and responsibilities that assure child safety.
- One or both parents/caregivers will not/cannot control their behavior.
- One or both parents/caregivers lack parenting knowledge, skills, or motivation necessary to assure a child's safety.
- Living arrangements seriously endanger a child's physical health.

Risk level: Very High

Permanency Plan

Reunification

Signatures		
Foster Care Worker Brooke Tillman	<i>Brooke Tillman</i>	Date: 7/17/2020

Foster Care Supervisor
Robin White

Robin White

Date: 7/17/2020

CAUSE NO: C4597

**IN THE MATTER OF
Kerry Morgan, Layla Morgan,
and Jessica Morgan, CHILDREN**

**IN THE DISTRICT COURT OF
ANYPLACE COUNTY, MOCK STATE
3RD JUDICIAL DISTRICT**

AND CONCERNING

**Janet Morgan, Raymond Capa,
and Justin Rogers, RESPONDENTS**

ADJUDICATION AND DISPOSITIONAL ORDER

This matter came before the Court on the 21st day of September 2020. The following are named as parties:

Janet Morgan, Mother
DOB: 5/23/1990
No known address

Raymond Capa, Father to Kerry and Layla Morgan
DOB: Unknown
No known address

Justin Rogers, Father to Jessica Morgan
DOB: 10/31/1985
Mock State Correctional Facility
P.O. Box 9887
Derrick, Mock State 12010

Department of Child and Family Services
Jacksonville District Office
123 Main Street
Jacksonville, Mock State 12006

THE COURT FINDS:

1. The court has jurisdiction over this matter.
2. The parties stipulate that the children, Kerry Morgan, Layla Morgan, and Jessica Morgan, are adjudicated as an abused and neglected child as defined in Mock State Family Code, Section 32A-1-1, et seq. MSSA 1970.
3. The Department has made the following reasonable efforts to reunify Kerry Morgan, Layla Morgan, and Jessica Morgan with their mother, Janet Morgan:

Arranged for the following services to address the causes and conditions that resulted in the abuse and neglect of the child:

- (a) Arranged for a substance abuse assessment for Janet Morgan
 - (b) Conducted a search for Janet Morgan after she absconded
 - (c) Arranged for and provided supervised visitation for Janet Morgan and Kerry, Layla, and Jessica Morgan
4. The Department has made reasonable efforts to locate Raymond Capa.
 5. The Department has made reasonable efforts to develop and support the relationship of Justin Rogers and his daughter, Jessica Morgan, through written correspondence.

6. The Department arranged for a psychological assessment and services for Layla Morgan to determine diagnosis and to assess needs.
7. Despite the reasonable efforts made by the Department, reunification of the children with their parents is not in the children's best interest at this time and is contrary to the welfare of the children as Ms. Morgan and Mr. Capa's locations are unknown, and Mr. Rogers is incarcerated.
8. The Department has exercised reasonable care in providing for Kerry Morgan, Layla Morgan, and Jessica Morgan's physical health, behavioral health, and educational needs. The children are safe in their current placements. The children's placements are in the least restrictive setting possible, given the children's needs. The placements required the children to change their educational placement settings.
9. Kerry Morgan and Jessica Morgan are placed together in foster care. Layla Morgan is placed in a separate foster care setting given her needs. The sibling relationship is maintained through frequent in-person visitation.

THE COURT ORDERS:

1. Kerry Morgan, Layla Morgan, and Jessica Morgan to remain in the custody of the Department of Child and Family Services, which is responsible for their care and supervision and placement of the children in foster care for an indeterminate period of time not to exceed 6 months from the date of this order
2. That a permanency plan goal of reunification is adopted
3. That the report to the court and the case plan dated September 21, 2020, that are attached to this order are adopted

NEXT HEARING: The Judicial Review is scheduled for the day of 15th February 2021, at 1:30 p.m. before District Court Judge Juliette Owen.

This is a final order for purposes of appeal.

Juliette Owen

Juliette Owen
District Court Judge

9/21/2020

Date

Adjudicatory and Disposition Report to Court
September 21, 2020

Case Summary

Janet Morgan is a single, 30-year-old, Caucasian female. She has three biological children: Kerry Morgan, age 10; Layla Morgan, age 8; and Jessica Morgan, age 6. Kerry and Layla's father is Raymond Capa. Ms. Morgan and Mr. Capa were never married. It has been reported that Mr. Capa suffers from a mental illness and abuses alcohol and drugs. It has further been reported that he has been incarcerated numerous times and has also been in treatment for his substance abuse. According to Ms. Morgan, Mr. Capa has not been involved in his daughters' lives since 2013. Jessica's father is Justin Rogers. In 2018, Mr. Rogers was sentenced to prison for dealing drugs. He is scheduled for release in 4 years. Ms. Morgan and Mr. Rogers were never married. Mr. Rogers has not been involved in his daughter's life since his incarceration.

Ms. Morgan is estranged from her older sister and mother. Ms. Morgan denies a history of child abuse or domestic violence. She denies the use of drugs prior to a work accident that resulted in a back injury. Ms. Morgan receives disability and SNAP. She and the children are enrolled for Medicaid services. She also receives child support from Mr. Capa on occasion.

The Morgan family first came to the attention of the Department on April 2, 2020, for a report of child neglect. It was reported that Kerry, Layla, and Jessica Morgan attended school unkempt and hungry. The school recommended a developmental assessment for Layla 4 months prior to the date of the report, and Ms. Morgan had not followed through. Additionally, Layla suffers from a seizure disorder and was not taking her medication reliably. Ms. Morgan said she was using prescription medication to manage her back pain. The physical home environment was unsanitary and presented some environmental hazards, including exposed wiring. This report was substantiated for neglect, and Ms. Morgan agreed to voluntary in-home services. This intervention was largely successful, and the case was proceeding to closure at the time of a second report.

A second report was received in the evening of July 14, 2020. Law enforcement called the Department to request emergency response to the Morgan home. Two men were fighting in front of the home wielding knives and yelling. Kerry and Layla were in the front yard witnessing the altercation. Ms. Morgan was incoherent inside the home. Police found several bottles of oxycodone with prescription labels belonging to others and a small amount of a substance believed to be heroin. Ms. Morgan was arrested for possession of drug paraphernalia and child endangerment.

The Department substantiated physical neglect and took emergency custody of the three girls. Kerry, Layla, and Jessica Morgan were placed in foster care after determining the family friend specified in a previous safety plan was unable to provide care for the girls. On July 15, 2020, the Department contacted the only two treatment facilities in Clarksburg as Ms. Morgan reported that it was her understanding that Mr. Capa was in treatment in that town. Mr. Capa was not at either facility.

On July 15, 2020, the Court signed an ex parte order and granted emergency custody of the Morgan girls to the Department. On July 16, 2020, the Department met with Ms. Morgan following her arraignment and release from jail. The Department met with Ms. Morgan on July 17, 2020, to develop an initial case plan. A permanency plan of

reunification was established for all three children on July 17, 2020. The Department made contact with Mr. Rogers on July 17, 2020, in the Mock State Correctional Facility and informed him that his daughter, Jessica, was in the legal and physical custody of the Department. On August 3, 2020, the Department asked Mr. Rogers to arrange for the Department to obtain copies of reports for any treatment or other services he has received or is receiving while incarcerated.

The Department continued to make efforts to locate Mr. Capa by contacting the Child Support Enforcement Division. Although the Division did have an open account on Mr. Capa, they reported that the account was delinquent, and they did not have current contact information.

Ms. Morgan participated in a limited number of supervised visitation with her three children at the Department offices. Generally the visits went well, Ms. Morgan was appropriate with the children, and the children looked forward to visits with their mother. The Department arranged for a substance abuse assessment for Ms. Morgan for August 3, 2020. The Department, however, was not able to inform Ms. Morgan of the appointment. After Ms. Morgan failed to attend a scheduled supervised visit, the Department learned that Ms. Morgan absconded from the area. Jacksonville Police Department confirmed that Ms. Morgan had failed to attend her criminal hearing. The Department contacted Ms. Morgan's landlord and learned that she ended her lease and had left no forwarding address or other contact information. Her current location is unknown.

On July 29, 2020, the Department received a call from Keith and Paula Jackson (foster parents) requesting immediate removal of all three girls. Upon a no-show visit from Ms. Morgan, Layla demonstrated behaviors not easily controlled by the foster parents. The Jacksons declined services to quell the behavior and prevent placement disruption.

Supporting Healthy Families identified Lupe and Josh Shanihan, a therapeutic placement, for Layla Morgan. Helen and Mary Valencia were identified as foster parents for Kerry and Jessica. The Department also arranged for Supporting Healthy Families to conduct a psychological assessment for Layla Morgan. Sibling visitation would occur both through Skype and in-person visits.

Reason(s) for Continued Removal from Home:

The children were removed on an emergency basis because Ms. Morgan was incoherent and observed to be on an unknown substance. Mr. Capa's location is still unknown. Ms. Morgan's location is currently unknown as well. Mr. Rogers continues to be incarcerated.

Children's Perception of Situation:

Kerry, Layla, and Jessica Morgan are concerned for their mother, especially given that they do not know where she is. The children were sad to have been separated due to placement disruption.

Child(ren) Information

Physical Health

Kerry, Layla, and Jessica Morgan are all in good general health. The children are up to date on their immunizations. The children have no unmet physical health, including vision and dental needs, at this time. Layla Morgan is consistently taking her seizure medication. Administration is being monitored by the Department through the foster parents.

Mental/Behavioral Health

All children have expressed sadness about the sibling separation. Dr. Carol Peilter at Supporting Healthy Families completed a psychological assessment on Layla Morgan. A copy of the report is attached to this court report.

Education

The placement change required Kerry, Layla, and Jessica Morgan to change schools. The Department worked to ensure that records were transferred to Franklin Elementary and facilitated an opportunity for the children to visit their new school before classes began this fall. Layla Morgan has identified developmental delays in speech and communication and gross motor skills. Services through the school are currently in place and will be reviewed at her upcoming IEP, which is scheduled for October of this year. By all reports, the children are each doing well and have successfully transitioned into their new school.

Social/Emotional Development

Kerry and Jessica Morgan appear to be developmentally on target. The children have been described as outgoing, and each has made new friends at their new school. Layla Morgan was assessed to be delayed in her social development. Supporting Healthy Families' behavior management specialist has been working with Layla Morgan to improve her skills. She has made a few new friends at her new school.

Placement

Relative as Placement Resource

Kerry Morgan was able to provide the names of her maternal grandmother and aunt, and the Department will be contacting them to explore for possible placement. Both the maternal grandmother and the aunt live in a neighboring state. Justin Rogers recently provided the names of his brother and mother but stated that he did not believe they would be interested in providing placement for the children.

Description of Current Placement

Placement Type and Description:

Kerry and Jessica Morgan are placed in the licensed family foster home of Helen and Mary Valencia. The placement provides the least restrictive placement option. The foster care placement is considered stable. Layla Morgan is placed with Lupe and Josh Shanihan. The placement is a therapeutic foster care placement to address Layla's behavioral challenges.

Needs of Foster Parents:

The foster parents have been provided with known background information on Kerry, Layla, and Jessica Morgan. They have also been provided with Medicaid cards to secure health care services for the girls and with the name of their primary care provider. Foster parents receive monthly foster care maintenance. Layla Morgan's foster parents also receive support services through Supporting Healthy Families, which includes an in-home behavior management specialist.

Visitation

Ms. Morgan visited with Kerry, Layla, and Jessica Morgan the day following her release from jail. The Department met with Ms. Morgan to establish a supervised visitation plan that includes visits twice weekly for 2 hours at the Department office. Ms. Morgan failed to show for her visit scheduled for July 29, 2020, and there has been no visitation since that time. As Mr. Rogers is incarcerated, there is no face-to-face visitation between Mr. Rogers and his daughter. Mr. Rogers has been writing to Jessica. Correspondences are

reviewed prior to sharing with Jessica. Jessica appears to enjoy the letters and drew and sent Mr. Rogers a card. Whereabouts are unknown for Mr. Capa.

Safety and Risk Assessment

Safety threats include:

- No adult in the home is performing basic parenting duties and responsibilities that assure child safety.
- One or both parents/caregivers will not/cannot control their behavior.
- One or both parents/caregivers lack parenting knowledge, skills, or motivation necessary to assure a child's safety.
- The family does not have or use resources necessary to assure child's safety.
- A child has exceptional needs that affect his/her safety which parents/caregivers are not meeting, cannot meet, or will not meet the child's needs.
- Living arrangements seriously endanger a child's physical health.

Risk level: Very High

Permanency Plan

Reunification

Signatures		
Foster Care Worker: Brook Tillman	<i>Brooke Tillman</i>	Date: 9/17/2020
Foster Care Supervisor: Robin White	<i>Robin White</i>	Date: 9/17/2020

CAUSE NO: C4597

**IN THE MATTER OF
Kerry Morgan, Layla Morgan,
and Jessica Morgan, CHILDREN**

**IN THE DISTRICT COURT OF
ANYPLACE COUNTY, MOCK STATE
3RD JUDICIAL DISTRICT**

AND CONCERNING

**Janet Morgan, Raymond Capa,
and Justin Rogers, RESPONDENTS**

JUDICIAL REVIEW ORDER

This matter came before the Court on the 15th day of February 2021. The following are named as parties:

Janet Morgan, Mother
DOB: 5/23/1990
Live Again Substance Abuse Treatment Center
Hopewell Cottage #5
Chesterfield, Mock State 12011

Raymond Capa, Father to Kerry and Layla Morgan
DOB: 1/20/1988
Taylor Halfway House
75 Second Avenue
Jacksonville, Mock State 12006

Justin Rogers, Father to Jessica Morgan
DOB: 10/31/1985
Mock State Correctional Facility
P.O. Box 9887
Derrick, Mock State 12010

Department of Child and Family Services
Jacksonville District Office
123 Main Street
Jacksonville, Mock State 12006

THE COURT FINDS:

1. The court has jurisdiction over this matter.
2. Kerry Morgan, Layla Morgan, and Jessica Morgan are adjudicated as an abused and neglected child as defined in Mock State Family Code, Section 32A-1-1, et seq. MSSA 1970.
3. The Department has made the following reasonable efforts to reunify Kerry Morgan, Layla Morgan, and Jessica Morgan with their mother, Janet Morgan:

Arranged for the following services to address the causes and conditions that resulted in the abuse and neglect of the child:

- (a) Arranged to receive copies of the substance abuse assessment and treatment recommendation for Janet Morgan

- (b) Arranged for and provided structured supervised visitation for Janet Morgan and Kerry, Layla, and Jessica Morgan at the treatment facility where Janet resides
 - (c) Provided Ms. Morgan with information on each of the children's health and education status.
- 4. The Department located Raymond Capa and provided him with the following services to enhance his relationship with his daughters, Kerry and Layla Morgan:
 - (a) Arranged for structured, supervised therapeutic visitation for Raymond Capa and his daughters, Kerry and Layla Morgan
 - (b) Scheduled a psychological and substance abuse assessment for Raymond Capa
- 5. The Department has made reasonable efforts to develop and support the relationship of Justin Rogers and his daughter Jessica Morgan through written correspondence.
- 6. The Department received the results of Layla Morgan's psychological assessment and has been working with her service providers to implement the recommendations.
- 7. Despite the reasonable efforts made by the Department, reunification of the children with their parent is not in the children's best interest at this time and is contrary to the welfare of the children, as Ms. Morgan is actively engaged in inpatient treatment, Mr. Capa is engaged in ongoing outpatient treatment and has stated he is not in a position to parent his children, and Mr. Rogers is incarcerated.
- 8. The Department has exercised reasonable care in providing for Kerry Morgan, Layla Morgan, and Jessica Morgan's physical health, behavioral health, and educational needs. The children are safe in their current placements. The children's placements are in the least restrictive setting possible, given the children's needs. The children's educational setting is stable.
- 9. Kerry Morgan and Jessica Morgan are placed together in foster care. Layla Morgan is placed in a separate foster care setting, given her needs. The sibling relationship is maintained through frequent in-person visitation.

THE COURT ORDERS:

- 4. Kerry Morgan, Layla Morgan, and Jessica Morgan to remain in the custody of the Department of Child and Family Services, which is responsible for their care and supervision and placement of the children in foster care for an indeterminate period of time not to exceed 6 months from the date of this order
- 5. That the concurrent permanency plan goals of adoption and reunification are adopted
- 6. That the report to the court and the case plan dated February 15, 2021 that are attached to this order are adopted

NEXT HEARING: The Permanency Hearing is scheduled for the day of 10th June, 2021, at 10:00 a.m. before District Court Judge Juliette Owen.

This is a final order for purposes of appeal.

Juliette Owen
Juliette Owen
District Court Judge

2/15/2021
Date

Judicial Review Report to Court

February 15, 2021

Case Summary

Janet Morgan is a single, 30-year-old, Caucasian female. She has three biological children: Kerry Morgan, age 11; Layla Morgan, age 8; and Jessica Morgan, age 6. Kerry and Layla's father is Raymond Capa. Ms. Morgan and Mr. Capa were never married. Mr. Capa suffers from a mental illness and abuses alcohol and drugs. Mr. Capa has not been involved in his daughters' lives since 2013. He has provided child support when he is working. Jessica's father is Justin Rogers. In 2018, Mr. Rogers was sentenced to prison for dealing drugs. He is scheduled for release in 3½ years. Ms. Morgan and Mr. Rogers were never married. Mr. Rogers has been corresponding with Jessica via mail, under the review of the Department, for the past few months. Prior to that, he had not been involved in his daughter's life since his incarceration.

Ms. Morgan is estranged from her older sister and mother and appears to have no support system. Ms. Morgan denies a history of child abuse or domestic violence. She denies the use of drugs prior to a work accident that resulted in a back injury. Ms. Morgan receives disability and was receiving SNAP.

The Morgan family first came to the attention of the Department on April 2, 2020, for a report of child neglect. It was reported that Kerry, Layla, and Jessica Morgan attended school unkempt and hungry. The school recommended a developmental assessment for Layla 4 months prior to the date of the report, and Ms. Morgan had not followed through. Additionally, Layla suffers from a seizure disorder and was not taking her medication reliably. Ms. Morgan said she was using prescription medication to manage her back pain. The physical home environment was unsanitary and presented some environmental hazards, including exposed wiring. This report was substantiated for neglect, and Ms. Morgan agreed to voluntary in-home services. This intervention was largely successful, and the case was proceeding to closure at the time of a second report.

A second report was received in the evening of July 14, 2020. Law enforcement called the Department to request emergency response to the Morgan home. Two men were fighting in front of the home wielding knives and yelling. Kerry and Layla were in the front yard witnessing the altercation. Ms. Morgan was incoherent inside the home. Police found several bottles of oxycodone with prescription labels belonging to others and a small amount of a substance believed to be heroin. The Department substantiated physical neglect and took emergency custody of the three girls. Kerry, Layla, and Jessica Morgan were placed in foster care after determining the family friend specified in a previous safety plan was unable to provide care for the girls.

At the time that the children entered foster care, Ms. Morgan was arrested for possession of drug paraphernalia and child endangerment. She was released on bond. She failed to attend her criminal court hearing, and a warrant was issued for her arrest. Ms. Morgan absconded from the area and did not provide the Department with contact information.

Ms. Morgan contacted the Department on December 1, 2020. She said she was picked up on the bench warrant and sentenced to an in-patient treatment facility for assessment and treatment. She was currently at the facility and requesting to see her children. The Department learned that if Ms. Morgan does not successfully complete the program, she will have to serve a 12-month sentence. The Department arranged to transport the

children to the treatment facility for weekly supervised visitation. Ms. Morgan is scheduled for release at the end of February 2021.

The Department was able to locate Mr. Capa and first spoke with him on November 9, 2020. Mr. Capa resides at Taylor Halfway House. He had recently completed treatment for substance abuse. He has had a number of unsuccessful attempts at treatment. He said that he wanted to have a relationship with his daughters but did not feel that he was in a position to work toward having full-time parenting responsibilities. The Department scheduled supervised therapeutic visitation between Mr. Capa, Kerry, and Layla to assist Mr. Capa in having a relationship with his daughters. Dr. Peilter supervised and provided therapeutic support for the visits. After two visits, Dr. Peilter recommended to suspend visitation given the effect it was having on the children and to allow more time for her to prepare them. The Department scheduled a psychological and substance abuse assessment for Mr. Capa. Mr. Capa completed the assessment on November 23, 2020.

Justin Rogers continues to be incarcerated. Despite the Department and Mr. Rogers's efforts, the Department has not been able to get written reports from Mock State Correctional Facility. Mr. Rogers' case manager reports that Mr. Rogers is a model inmate and actively involved in the fathers parenting group at the facility. There is no indication that Mr. Rogers has a substance abuse issue. The Department has continued to support Mr. Rogers' relationship with Jessica through written correspondence. In addition, the Department has been forwarding copies of Jessica's report cards to Mr. Rogers.

Reason(s) for Continued Removal from Home:

The children were removed on an emergency basis as there was no parent available to execute their parental responsibilities. Neither Ms. Morgan nor Mr. Capa are in a position where they can assume full-time parenting responsibilities for the children as they are addressing substance abuse and/or mental health issues. Neither parent has a safe and stable living environment that could accommodate children. Mr. Rogers continues to be incarcerated.

Children's Perception of Situation:

Kerry, Layla, and Jessica were all excited that their mother was found. The children, given their developmental level, have each been able to discuss their understanding of their mother's need for help. Kerry Morgan has recently been expressing her anger at her mother and not trusting that her mother will follow up with her treatment needs. Both Kerry and Layla Morgan expressed relief at not having to continue visitation with Mr. Capa. Layla Morgan has been more receptive to the idea of re-establishing a relationship with her father but wanted reassurances that she would not have to live with him. Jessica Morgan looks forward to receiving letters from her father and especially enjoyed the recording he sent her for Christmas.

Child(ren) Information

Physical Health

Kerry, Layla, and Jessica Morgan are all in good general health. The children are up to date on their immunizations. The children have no unmet physical health, including vision and dental needs, at this time. Layla Morgan is consistently taking her seizure medication. Administration is being monitored by the Department through the foster parents.

Mental/Behavioral Health

Kerry, Layla, and Jessica Morgan continue in weekly family therapy sessions. Layla Morgan's behavior has continued to improve.

Education

Children are performing well in school, and all are at grade level. Layla Morgan is receiving special education services through the school. A second IEP was developed for Layla in October 2020.

Social/Emotional Development

Kerry and Jessica Morgan appear to be developmentally on target. The children have been described as outgoing, and each has made new friends at school. Layla Morgan was assessed to be delayed in her social development. Supporting Healthy Families' behavior management specialist continues to work with Layla Morgan to improve her skills. She has made friends at her new school. By reports, the teasing and bullying she experienced at her previous school were not occurring at her new school.

Placement

Relative as Placement Resource

The Department submitted a request for an ICPC home study for Patricia Peppers, maternal aunt, in October 2020. The Department contacted paternal grandmother, Gloria Capa, and paternal aunt, Autumn Sumpter, to explore for possible placement. Neither Ms. Capa nor Ms. Sumpter felt that they were in the position to provide care for the children. The Department contacted Justin Rogers' mother, Lilly Rogers. She said she was not able to provide care for the children, and the other family members would only be interested in caring for Jessica and not her siblings.

Description of Current Placement

Placement Type and Description:

Kerry and Jessica Morgan are placed in the licensed family foster home of Helen and Mary Valencia. The placement provides the least restrictive placement option. The foster care placement is considered stable. Layla Morgan is placed with Lupe and Josh Shanihan. The placement is a therapeutic foster care placement to address Layla's behavioral challenges.

Needs of Foster Parents:

The foster parents have been provided with known background information on Kerry, Layla, and Jessica Morgan. They have also been provided with Medicaid cards to secure health care services for the girls and with the name of their primary care provider. Foster parents receive monthly foster care maintenance. Layla Morgan's foster parents also receive support services through Supporting Healthy Families, which includes an in-home behavior management specialist.

Visitation

Ms. Morgan is currently participating in supervised visitation at Live Again Substance Abuse Treatment Facility. Visitation between Mr. Capa and Kerry and Layla has been suspended. As Mr. Rogers is incarcerated, there is no face-to-face visitation between Mr. Rogers and his daughter. Mr. Rogers has been writing to Jessica. Jessica appears to enjoy the letters and draws Mr. Rogers cards and pictures.

Safety and Risk Assessment

Safety threats include:

- No adult in the home is performing basic parenting duties and responsibilities that assure child safety.
- One or both parents/caregivers will not/cannot control their behavior.
- The family does not have or use resources necessary to assure child's safety.
- One or both parents/caregivers lack parenting knowledge, skills, or motivation necessary to assure a child's safety.
- Living arrangements seriously endanger a child's physical health.

Risk level: Very High

Permanency Plan

Reunification and Adoption

Signatures		
Foster Care Worker: Brook Tillman	<i>Brooke Tillman</i>	Date: 2/11/2021
Foster Care Supervisor: Robin White	<i>Robin White</i>	Date: 2/11/2021

CAUSE NO: C4597

**IN THE MATTER OF
Kerry Morgan, Layla Morgan,
and Jessica Morgan, CHILDREN**

**IN THE DISTRICT COURT OF
ANYPLACE COUNTY, MOCK STATE
3RD JUDICIAL DISTRICT**

AND CONCERNING

**Janet Morgan, Raymond Capa,
and Justin Rogers, RESPONDENTS**

PERMANENCY HEARING ORDER

June 10, 2021

This matter came before the Court on the 10th day of June 2021. The following are named as parties:

Janet Morgan, Mother
DOB: 5/23/1990
Address: unknown

Raymond Capa, Father to Kerry and Layla Morgan
DOB: 1/20/1988
10A River Run
Mock Tribe, Mock State 12005

Justin Rogers, Father to Jessica Morgan
DOB: 10/31/1985
Mock State Correctional Facility
P.O. Box 9887
Derrick, Mock State 12010

Department of Child and Family Services
Jacksonville District Office
123 Main Street
Jacksonville, Mock State 12006

THE COURT FINDS:

1. The court has jurisdiction over this matter.
2. Kerry Morgan, Layla Morgan, and Jessica Morgan are adjudicated as an abused and neglected child as defined in Mock State Family Code, Section 32A-1-1, et seq. MSSA 1970.
3. The Department has made the following reasonable efforts to reunify Kerry Morgan, Layla Morgan, and Jessica Morgan with their mother, Janet Morgan:

Arranged for the following services to address the causes and conditions that resulted in the abuse and neglect of the child:

- (a) Arranged for and monitored the services Ms. Morgan received upon her discharge from her substance abuse treatment facility
- (b) Arranged for and provided visitation for Janet Morgan and Kerry, Layla, and Jessica Morgan
- (c) Provided Ms. Morgan with information on each of the children's health and education status

4. The Department located Raymond Capa and provided him with the following services to enhance his relationship with his daughters, Kerry and Layla Morgan:
 - (a) Arranged for Kerry and Layla Morgan to continue in family therapy to prepare themselves for visitation with their father
 - (b) Secured releases of information to obtain reports from Mr. Capa's therapist to monitor his progress
5. The Department has made reasonable efforts to develop and support the relationship of Justin Rogers and his daughter Jessica Morgan through written correspondence and telephone calls.
6. Despite the reasonable efforts made by the Department, reunification of the children with their parent is not in the children's best interest at this time and is contrary to the welfare of the children. Ms. Morgan has again absconded and left the Department with no way to contact her. Mr. Capa is engaged in ongoing outpatient treatment and continues to say he is not in a position to parent his children. Mr. Rogers is incarcerated.
7. The Department has exercised reasonable care in providing for Kerry Morgan, Layla Morgan, and Jessica Morgan's physical health, behavioral health, and educational needs. The children are safe in their current placements. The children's placements are in the least restrictive setting possible, given the children's needs. The children's educational setting is stable.
8. Kerry Morgan, Layla Morgan, and Jessica Morgan are placed together in foster care. The placement is stable.
9. The Department has notified Mock Tribe that Kerry Morgan and Layla Morgan are in foster care and provided Mock Tribe with information needed to determine whether Kerry and Layla Morgan are eligible for membership.

THE COURT ORDERS:

1. Kerry Morgan, Layla Morgan, and Jessica Morgan to remain in the custody of the Department of Child and Family Services, which is responsible for their care and supervision and placement of the children in foster care for an indeterminate period of time not to exceed 6 months from the date of this order.
2. The Department to continue to work cooperatively with Mock Tribe and that the Tribe shall receive all notices of hearings on this matter.
3. Kerry Morgan's, Layla Morgan's, and Jessica Morgan's concurrent permanency goals continue to be reunification and adoption.
4. That the report to the court and the case plan dated June 10, 2021, that are attached to this order are adopted.

NEXT HEARING: The Judicial Review is scheduled for the day of 30th November 2021, at 11:00 a.m. before District Court Judge Juliette Owen.

This is a final order for purposes of appeal.

Juliette Owen
Juliette Owen
District Court Judge

6/10/2021
Date

Permanency Hearing Report to Court

June 9, 2021

Case Summary

Janet Morgan is a single, 31-year-old, Caucasian female. She has three biological children: Kerry Morgan, age 11; Layla Morgan, age 9; and Jessica Morgan, age 7. Kerry and Layla's father is Raymond Capa. Ms. Morgan and Mr. Capa were never married. Mr. Capa suffers from a mental illness and has struggled with substance abuse. Mr. Capa had not been involved in his daughters' lives since 2013. He has provided child support when he is working. Jessica's father is Justin Rogers. In 2018, Mr. Rogers was sentenced to prison for dealing drugs. He is scheduled for release in 3 years. Ms. Morgan and Mr. Rogers were never married. Mr. Rogers had not been involved in his daughter's life since his incarceration.

Ms. Morgan is estranged from her older sister and mother and appears to have no support system. Ms. Morgan denies a history of child abuse or domestic violence. She denies the use of drugs prior to a work accident that resulted in a back injury.

The Morgan family first came to the attention of the Department on April 2, 2020, for a report of child neglect. It was reported that Kerry, Layla, and Jessica Morgan attended school unkempt and hungry. The school recommended a developmental assessment for Layla 4 months prior to the date of the report, and Ms. Morgan had not followed through. Additionally, Layla suffers from a seizure disorder and was not taking her medication reliably. Ms. Morgan said she was using prescription medication to manage her back pain. The physical home environment was unsanitary and presented some environmental hazards, including exposed wiring. This report was substantiated for neglect, and Ms. Morgan agreed to voluntary in-home services. This intervention was largely successful, and the case was proceeding to closure at the time of a second report.

A second report was received in the evening of July 14, 2020. Law enforcement called the Department to request emergency response to the Morgan home. Two men were fighting in front of the home wielding knives and yelling. Kerry and Layla were in the front yard witnessing the altercation. Ms. Morgan was incoherent inside the home. Police found several bottles of oxycodone with prescription labels belonging to others and a small amount of a substance believed to be heroin. The Department substantiated physical neglect and took emergency custody of the three girls. Kerry, Layla, and Jessica Morgan were placed in foster care after determining the family friend specified in a previous safety plan was unable to provide care for the girls.

At the time that the children entered foster care, Ms. Morgan was arrested for possession of drug paraphernalia and child endangerment. She was released on bond. She failed to attend her criminal court hearing, and a warrant was issued for her arrest. Ms. Morgan absconded from the area and did not provide the Department with contact information.

Ms. Morgan contacted the Department on December 1, 2020. She said she was picked up on the bench warrant and sentenced to an inpatient treatment facility for assessment and treatment. The Department learned that if Ms. Morgan did not successfully complete the program, she will have to serve a 12-month sentence. The Department arranged to transport the children to the treatment facility for weekly supervised visitation. Ms. Morgan successfully completed the program and was discharged at the end of February. Ms. Morgan shared an apartment with another woman who successfully completed the

program. She remained on 6-month probation and is required to participate in random drug testing, individual counseling, and Narcotics Anonymous (NA) meetings. The Department arranged for Ms. Morgan to have visitation with her children. Visitation was progressing and had moved to unsupervised visits. Ms. Morgan failed to show for a visit with the girls at the end of April. On May 5, 2021, the Department learned from Ms. Morgan's roommate that Ms. Morgan began using again and has moved out leaving no forwarding information. The Department contacted Adult Probation, which agreed to notify the Department if Ms. Morgan was located.

Mr. Capa continued to struggle with addiction. However, as of the writing of this report, he has been sober 3 months. He continues in individual therapy with Mr. Dennis Youngblood. Mr. Capa resides on the Mock Tribe land with his mother. He is caring for his mother as she undergoes cancer treatment.

Justin Rogers continues to be incarcerated. The Department has continued to support Mr. Rogers' relationship with Jessica through written correspondence and telephone calls. In addition, the Department has been forwarding copies of Jessica's report cards to Mr. Rogers.

Reason(s) for Continued Removal from Home:

The children were removed on an emergency basis as there was no parent available to execute their parental responsibilities. Neither Ms. Morgan nor Mr. Capa are in a position where they can assume full-time parenting responsibilities for the children as they are addressing substance abuse and/or mental health issues. We cannot currently locate Ms. Morgan. Neither parent has a safe and stable living environment that could accommodate children. Mr. Rogers continues to be incarcerated.

Children's Perception of Situation:

Kerry, Layla, and Jessica are again concerned and disappointed that their mother is gone. The children, given their developmental level, have each been able to discuss their understanding of their mother's need for help. Kerry Morgan and Layla Morgan are expressing anger at their mother and not trusting that their mother will follow up with her treatment needs. Kerry and Layla Morgan are no longer expressing the desire not to visit with Mr. Capa. Layla Morgan is receptive to the idea of re-establishing a relationship with her father. Jessica Morgan looks forward to receiving letters from her father and speaking with him by telephone.

Child(ren) Information

Physical Health

Kerry, Layla, and Jessica Morgan are all in good general health. The children are up to date on their immunizations. The children have no unmet physical health, including vision and dental needs, at this time. Layla Morgan is consistently taking her seizure medication. Administration is being monitored by the Department through the foster parents.

Mental/Behavioral Health

Kerry, Layla, and Jessica Morgan continue in family therapy sessions every other week. Layla Morgan's behavior has continued to improve to the degree that she no longer met level-of-care criteria for therapeutic foster care and was discharged from the program at the end of May 2021.

Education

Children performed well in school and advanced to the next grade level. Layla Morgan received special education services through the school. At her next IEP, she will be re-assessed to determine if she still requires services.

Social/Emotional Development

Kerry and Jessica Morgan appear to be developmentally on target. The children have been described as outgoing. They have appropriate relationships with adults and peers. Layla Morgan has made significant strides in this area. The Supporting Healthy Families' behavior management specialist was able to discontinue her work with Layla Morgan prior to the end of the school year. She has made friends at her school and at her gymnastic classes. By reports, the teasing and bullying she experienced at her previous school were not occurring at her new school.

Placement

Relative as Placement Resource

The Department submitted a request for an ICPC home study for Patricia Peppers, maternal aunt, in October 2020. However, as of the writing of this report, there has been no follow-up from the receiving state.

Description of Current Placement

Placement Type and Description:

Kerry, Layla, and Jessica Morgan are placed in the licensed family foster home of Helen and Mary Valencia. The placement provides the least restrictive placement option. The foster care placement is considered stable. Helen and Mary Valencia have expressed interest in adopting all three girls.

Needs of Foster Parents:

The foster parents have been provided with known background information on Kerry, Layla, and Jessica Morgan. They have also been provided with Medicaid cards to secure health care services for the girls and with the name of their primary care provider. Foster parents will receive monthly foster care maintenance.

Visitation

Ms. Morgan was participating in unsupervised visitation prior to her disappearance. Conditions of visitation will be reassessed when Ms. Morgan resurfaces. Mr. Capa continues to work in therapy, however, does not feel ready for visitation with Kerry Morgan and Layla Morgan at this time. As Mr. Rogers is incarcerated, there is no face-to-face visitation between Mr. Rogers and his daughter. Mr. Rogers has been writing to Jessica, and the two talk by phone.

Safety and Risk Assessment

Safety threats include:

- No adult in the home is performing basic parenting duties and responsibilities that assure child safety.
- One or both parents/caregivers will not/cannot control their behavior.
- The family does not have or use resources necessary to assure child's safety.
- One or both parents/caregivers lack parenting knowledge, skills, or motivation necessary to assure a child's safety.
- Living arrangements seriously endanger a child's physical health.

Risk level: Very High

Permanency Plan

Reunification and Adoption

Signatures		
Foster Care Worker: Brooke Tillman	<i>Brooke Tillman</i>	Date: 06/7/2021
Foster Care Supervisor: Robin White	<i>Robin White</i>	Date: 06/7/2021