

**Indian Child Welfare Court Monitor
Quarterly Report
July 1, 2009-September 30, 2009**

There were 31 hearings monitored this quarter. Of the cases monitored:

- Eleven children remained in the home under protective supervision.
- 28 children were ordered into or remained in out of home placement.
- One child is in the custody of a non-custodial parent.
- Two children were ordered into Long Term Foster Care.
- The Court terminated its jurisdiction this quarter on three cases.
- Two cases moved to non-ICWA status.

Number of Children
39

Number of Children in Preservation i.e., with parent(s)	Number of Children in Reunification i.e., Out-of-Home
11	28

Placements of Children in Out of Home	
With Relatives	Foster Care
8	20

The Children in Need of Protection or Services (CHIPS) hearings were as follows:

CHIPS PROCEEDINGS	NUMBER OF HEARINGS	COURT RULING/SETTLEMENT
EPC/OSC	-	-
Admit/Deny	3	Mother entered a denial Case dismissed due to case plan compliance
Pretrial	1	Case dismissed due to family moving out of Ramsey County
Trial	-	-
Dispositional Review	13	Child remains in the care of Mother under Protective Supervision Judge Ordered an additional 30 day review due to lack of active efforts

The permanency hearings were as follows:

PERMANENCY PROCEEDINGS	NUMBER OF HEARINGS	COURT RULING/SETTLEMENT
EPC	-	-
Admit/Deny	6	Mother not in attendance, hearing continued for service
Pretrial	3	Mother found in default with stayed LTFC order pending Expert Witness Testimony Affidavit
Trial	-	-
Dispositional Review	3	-
Motion	3	Motion denied for Transfer to Tribal Court

Parties and others in attendance at the 31 hearings were as follows:

- Mothers were present at 12 hearings.
- Fathers were present at 4 hearings.
- Guardians ad Litem were present at 31 hearings.
- Community organization advocates were present at 3 hearings.

The Tribes that are involved in court proceedings this quarter are:

TRIBE	NUMBER OF HEARINGS	TRIBE PRESENT
White Earth Band of Ojibwe	6	2, and provided 1 written recommendation in absence
Leech Lake Band of Ojibwe	3	3
Red Lake Band of Ojibwe	3	-
Fond du Lac	1	-
Lac du Flambeau	2	-
Standing Rock Sioux Tribe	4	2
Rosebud Sioux Tribe	2	2
Cheyenne River	3	3
Mescalero Apache	1	-

VIOLATIONS:

Expert Witness Testimony: N/A
(25 USC § 1912 (1978))

Right to Counsel: NO VIOLATIONS

(25 USC § 1912 (1978))

Emergency Removal: N/A

(Minn. Stat. Section 260C.175, subd.1)

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ICWA Court Monitor

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