

**IN THE COURT OF COMMON PLEAS, FRANKLIN COUNTY, OHIO  
DIVISION OF DOMESTIC RELATIONS AND JUVENILE BRANCH**

IN THE MATTER OF:

\_\_\_\_\_

PLAINTIFF/PETITIONER

CASE NO. \_\_\_\_\_

v.

JUDGE \_\_\_\_\_

DEFENDANT/RESPONDENT

MAGISTRATE \_\_\_\_\_

**ENTRY/MAGISTRATE'S ORDER FOR ATTORNEY ADVOCATE FOR CHILD(REN)**

This matter came before the Court pursuant to the underlying complaint/motion(s) filed herein. For good cause shown, the Court finds that a conflict between the wishes of the child(ren) and the recommendation of the Guardian ad Litem exists and that it is appropriate to appoint an Attorney Advocate for the minor child(ren). It therefore is hereby ORDERED that \_\_\_\_\_, Esq. is appointed as Attorney Advocate for:

Name: \_\_\_\_\_  
DOB: \_\_\_\_\_

Name: \_\_\_\_\_  
DOB: \_\_\_\_\_

Name: \_\_\_\_\_  
DOB: \_\_\_\_\_

Name: \_\_\_\_\_  
DOB: \_\_\_\_\_

It is further ORDERED that the fees of the Attorney Advocate shall be paid as follows:

Mother/Father shall deposit the sum of \$\_\_\_\_\_, Mother/Father shall deposit the sum of \$\_\_\_\_\_, Third Party/Other shall deposit the sum of \$\_\_\_\_\_, and thereafter the parties shall pay the ongoing fees as follows: \_\_\_\_\_. The Attorney Advocate shall submit periodic invoices to the parties, and the parties shall remit their payment to the Attorney Advocate within 14 days. The Attorney Advocate fees are in the nature of child support for the purpose of dischargeability in bankruptcy.

The Attorney Advocate is being appointed by the Court on a pro bono basis, with all parties being indigent and having filed proper affidavits. Should a party no longer qualify for indigent status during the pendency of the appointment, he or she shall notify the Court of such and fees may be assessed at the discretion of the Court.

**Pursuant to Civil Rule 41(B), the parties are hereby given notice that failure to pay the Attorney Advocate's fees as ordered herein may result in a finding of contempt of court, the limitation of evidence, the dismissal of claims for relief or any other sanctions allowed by law.**

IT IS FURTHER ORDERED:

Upon presentation of a copy of this order, the Attorney Advocate case shall be granted reasonable access to the child(ren) at school or in placement without obtaining the consent of the child(ren)'s parent, guardian or custodian.

The Attorney Advocate shall also be permitted to consult with any teachers, administrators, counselors or other staff regarding the child or children who are the subject of the investigation in this case without the necessity of written consent of the parent(s), guardian(s) or custodian(s).

Upon presentation of a copy of this court order, issued in compliance with 45 C.F.R. 164.512, to any agency, hospital, organization, school, person, or office including but not limited to the Clerk of Court, human services agencies, public children services agencies, private child placing agencies, pediatricians, psychiatrists, other physicians, psychologists, counselors, or law enforcement agencies, the Attorney Advocate shall be permitted to inspect and copy any records regarding the child(ren), including treatment for physical and mental illness, and/or drug abuse, and/or AIDS (Acquired Immunodeficiency Syndrome), and/or the results of an HIV test or the fact that an HIV test was performed, relating to the child(ren) without the consent of the child(ren) or the child's parent(s) or legal guardian(s), and to discuss with the person providing the treatment or tests in issue all matters pertinent to treatment and findings related to the child(ren). At the conclusion of the case, the Attorney Advocate shall maintain the confidentiality of records received pursuant to this order. The Attorney Advocate shall maintain any information received from any such source as confidential and shall not disclose the same except as the law permits.

The Attorney Advocate shall be given notice of all hearings and proceedings and shall be given access to all pleadings, motions, notices and other documents filed in the case. The Attorney Advocate shall appear and participate in any hearing or deposition for which the duties of the Attorney Advocate so require.

This appointment shall remain in effect until discharged by court order, upon the court filing a final order in the case or as otherwise prescribed by law.

IT IS SO ORDERED.

\_\_\_\_\_  
JUDGE/MAGISTRATE

DATE: \_\_\_\_\_

CC:

\_\_\_\_\_  
Plaintiff/Petitioner

\_\_\_\_\_  
Defendant/Respondent

\_\_\_\_\_  
Plaintiff/Petitioner

\_\_\_\_\_  
Defendant/Respondent

\_\_\_\_\_  
Attorney for Plaintiff/Petitioner

\_\_\_\_\_  
Attorney for Defendant/Respondent

\_\_\_\_\_  
Attorney Advocate

Address: \_\_\_\_\_

\_\_\_\_\_

Phone: \_\_\_\_\_