

EXHIBIT F

F.C.A. §§1089, 1089-A

Form PH-5
8/2010

New York State Family Court
County of Orange
Hearing Date: July 11, 2011

PRESENT: HON. ANDREW P. BIVONA
Judge

.....
In the Matter of

PERMANENCY HEARING ORDER

██████████ TETTELBAUM
██████████ TETTELBAUM

Docket No. NN-2127/2128-10

Children Under 21 Years of Age
Alleged to be Neglected by

Family File No. 55083

MIRIAM TETTELBAUM
JACOB TETTELBAUM

Respondents

.....
NOTICE: IF YOUR CHILDREN STAY IN FOSTER CARE FOR 15 OF THE MOST RECENT 22 MONTHS, THE AGENCY MAY BE REQUIRED BY LAW TO FILE A PETITION TO TERMINATE YOUR PARENTAL RIGHTS AND MAY FILE BEFORE THE END OF THE 15-MONTH PERIOD. IF THE PETITION IS GRANTED, YOU MAY LOSE YOUR RIGHTS TO YOUR CHILDREN AND YOUR CHILDREN MAY BE ADOPTED WITHOUT YOUR CONSENT.

**THE NEXT COURT DATE IS JANUARY 9, 2012 AT 9:15 A.M.
THE NEXT PERMANENCY HEARING SHALL BE HELD ON JANUARY 9, 2012 AT 9:15 A.M.**

An order having been issued directing that the children be placed or removed from the parent or person legally responsible for the children; and

And, as indicated below, notice of the permanency hearing and the permanency report having been duly sent to the following persons not less than 14 days in advance of the date scheduled for this hearing and the following persons having appeared:

-
- Petitioner: David L. Darwin, Esq., Orange County Attorney, by Stephanie Bazile, Esq., of counsel;
 - Kim Pavlovic, Esq., Children's Rights Society, Inc., attorney for the children;
 - Maria Patrizio, Esq., Legal Aid Society of Orange County, attorney for Respondent, Miriam Teitelbaum;
 - John F.X. Burke, Esq., attorney for Respondent, Jacob Teitelbaum;
 - Respondent, Miriam Teitelbaum;
 - Respondent, Jacob Teitelbaum;

And the position and information provided by the local department of social services, as well as that of the children and others appearing before the Court, having been considered by the Court:

Reasonable Efforts Determination

The Court makes the following findings regarding reasonable efforts to implement the permanency hearing goal in place at the commencement of this hearing:

Reasonable efforts to make and finalize the permanency planning goal of return to parent

were made as follows: The Agency provided casework counseling, case management services and facilitated visitation. The Respondents completed their court orders.

This determination is based upon the following information:

Permanency report sworn to on June 22, 2011

Testimony of Anita Winslow-Stack

Findings and Orders

THE COURT ORDERS that:

THE CHILDREN ARE PLACED OR CONTINUE TO BE PLACED in the custody of the Commissioner of Social Services until the completion of the next permanency hearing or pending further orders of this court. The Court finds that continued placement or temporary removal of the children is required due to best interests and safety needs of the children and that the children would be at risk of further abuse or neglect if returned to the parent/respondent.

And the children shall reside with a certified foster care placement;

The local department of social services and the attorney for the children shall be notified and shall be made parties to any subsequent proceedings for modification, enforcement or termination of the Order.

AND THE COURT FURTHER ORDERS:

ABSCONDING

If the child absconds from the above-named custodial person or facility, written notice shall be given within 48 hours to the Clerk of Court by the custodial person or by an authorized representative of the facility, stating the name of the child, the docket number of this proceeding, and the date on which the child ran away.

PERMANENCY GOAL

The Petitioner's permanency goal for the children which is to be achieved by the next permanency hearing date is approved as follows: reunification with the parent(s);

Any modifications of the Permanency Goal shall be given by Petitioner to the parent(s) or other person(s) legally responsible for the children's care, with a copy of this Order.

FUTURE REASONABLE EFFORTS ORDERED BY THE COURT

The following reasonable efforts shall be made to make and finalize the children's goal of return to parent: The subject child, [REDACTED] Feitelbaum, shall be enrolled in counseling and the Respondent mother shall comply with treatment recommendations.

EDUCATIONAL PLAN

The educational vocational components of the children's permanency plan are appropriate.

STRENGTHENING PARENTAL RELATIONSHIP

The local social services district or authorized agency shall undertake diligent efforts to encourage and strengthen the parental relationship, including encouraging and facilitating visitation with the children by the parent or other person legally responsible, and encourage and facilitate visitation with the children by any non-custodial parent or grandparent who has obtained an order pursuant to F.C.A. §1081 and by the children's siblings. Such efforts shall include, but are not limited to, the following: The Agency shall provide the Respondents with casework counseling, case management services and visitation.

VISITATION

The Petitioner shall provide the parent or other person(s) legally responsible for the children's care with visits with the children as follows: The Agency shall provide the Respondents with DSS-supervised visitation for 1 1/2 hours per week. The Respondent mother shall have unsupervised visitation in the home with the children for 2 hours per week.

PROGRESS REPORTS AND NOTICES

If the above permanency goal for the above-named children is changed, notice shall be provided to the Court, the parties and the attorney for the children forthwith.

DUTY TO DISCLOSE CHANGES IN MAILING ADDRESS

The respondent parent(s) or other person(s) legally responsible for the children's care, as well as any youth 18 years of age or older who are discharged on a trial basis, are required to notify the local department of social services or agency of any change of mailing address and contact information.

PLANNING CONFERENCES

The parent(s) or other person(s) legally responsible for the children's care shall be notified of the planning conference(s) to be held and of (his)(her)right to attend such conference(s) with counsel or other person.

NOTICES AND PERMANENCY HEARING REPORTS

Petitioner shall transmit notice of the hearing and a permanency report **NO LATER THAN 14 DAYS IN ADVANCE OF** the permanency hearing date ~~directed on the face of this Order to the respondent and non-~~respondent parent(s), other parties, attorneys, the attorney for the children and any pre-adoptive parents or

relatives providing care to the children and shall also transmit notice of the hearing to former foster parent(s) who have had care of the children in excess of 12 months, unless otherwise directed by this Court.

Dated: ~~July~~ ^{Aug} 2, 2011

ENTER

8/23/11

S/Andrew P. Bivona
HON. ANDREW P. BIVONA
Judge of the Family Court

PURSUANT TO SECTION 1113 OF THE FAMILY COURT ACT, AN APPEAL FROM THIS ORDER MUST BE TAKEN WITHIN 30 DAYS OF RECEIPT OF THE ORDER BY APPELLANT IN COURT, 35 DAYS FROM THE DATE OF MAILING OF THE ORDER TO APPELLANT BY THE CLERK OF COURT, OR 30 DAYS AFTER SERVICE BY A PARTY OR THE ATTORNEY FOR THE CHILDREN UPON THE APPELLANT, WHICHEVER IS EARLIEST.

Check applicable box:

Order mailed on [specify date(s) and to whom mailed]: 8/23/11 - ACA
 Order received in court on [specify date(s) and to whom given]: _____

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Children Under 21 Years of Age
Alleged to be Neglected by

MIRIAM TEITELBAUM
JACOB TEITELBAUM

Docket No. NN-2127/2128-10/10B
Family File No. 55083

STATE OF NEW YORK, COUNTY OF ORANGE:

KATHERINE A. ANTONINI, duly sworn, deposes and says: I am not a party to the action, am over 18 years of age and reside at Milford, PA.

On 7/14, 2011, I am serving a true copy of the annexed ORDER in the following manner:

(X) by mailing the same in a sealed envelope, with postage prepaid thereon, in a post-office or official depository of the U.S. Postal Service within the State of New York, addressed to the last known of the addressee(s) as indicated below:

- Orange County Department of Social Services, 23 Hatfield Lane, Goshen, N.Y. 10924
- Children's Rights Society, Inc., 213 W. Main Street, Goshen, N.Y. 10924 Kim Pavlovic, Esq.
- María Patrizio, Esq., Legal Aid Society of Orange County, Goshen, NY 10924
- John F.X. Burke, Esq., 210 Main Street, POB 943, Goshen, NY 10924

Katherine A. Antonini
KATHERINE A. ANTONINI

Sworn to before me on 7/14, 2011

Rosemary J. Joy
Notary Public
ROSEMARY J. JOY
NOTARY PUBLIC, State of New York
Qualified in Sullivan County
No. 5003945
Commission Expires November 2, 2014

.....

PLEASE TAKE NOTICE

() NOTICE OF ENTRY - That the within is a (certified) true copy of an Order entered in the office of the Clerk of the within named Court on _____, 2011.

(X) NOTICE OF SETTLEMENT - That an Order of which the within is a true copy will be presented for settlement for signing by one of the Family Court Judges/Support Magistrates of the within named Court, on August 2, 2011, at 9:00 a.m.

NO PERSONAL APPEARANCE IS REQUIRED. WRITTEN COMMENTS ON THE ACCURACY OF THE ORDER MUST BE RECEIVED BY THE COURT NOT LATER THAN THE DATE FOR SIGNING.

ORANGE COUNTY ATTORNEY'S OFFICE
Family Law Division
Orange County Courthouse
285 Main Street
Goshen, NY 10924
(845) 291-2650

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STATE OF NEW YORK, COUNTY OF ORANGE:

KATHERINE A. ANTONINI, duly sworn, deposes and says: I am not a party to the action, am over 18 years of age and reside at Milford, PA.

On 9/11, 2011, I am serving a true copy of the annexed ORDER in the following manner:

(X) by mailing the same in a sealed envelope, with postage prepaid thereon, in a post-office or official depository of the U.S. Postal Service within the State of New York, addressed to the last known of the addressee(s) as indicated below:

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Katherine Antonini
KATHERINE A. ANTONINI

Sworn to before me on 9/11, 2011

Rosemary J. Joy
Notary Public
ROSEMARY J. JOY
NOTARY PUBLIC, State of New York
Qualified in Sullivan County
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(✓) NOTICE OF ENTRY - That the within is a (certified) true copy of an Order entered in the office of the Clerk of the within named Court on 8/23, 2011.

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