

## EXHIBIT I

F.C.A §§1071, 1072  
(Child Protective – Violation of Order of Disposition)

Form 10-14  
8/2010

At a Term of the Family Court of the Family Court of  
the State of New York held in and for the County of  
Orange at Goshen, New York on January 12, 2011

PRESENT:

HON. ANDREW P. BIVONA  
Judge

.....  
IN THE MATTER OF

████████████████████  
████████████████████

ORDER  
(Violation of Order of Disposition)  
AS TO JACOB TEITELBAUM

CHILDREN UNDER EIGHTEEN YEARS OF AGE  
ALLEGED TO BE NEGLECTED BY

DOCKET NO.: NN-2127/2128-10/10B

MIRIAM TEITELBAUM  
JACOB TEITELBAUM

FF NO.: 55083

RESPONDENTS

.....  
**NOTICE: WILLFUL FAILURE TO OBEY THE TERMS AND CONDITIONS OF THIS  
ORDER MAY RESULT IN COMMITMENT TO JAIL FOR A TERM NOT TO EXCEED SIX  
MONTHS.**

**IF YOUR CHILD/REN 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 SEVERE OR REPEATED ABUSE IS PROVEN BY CLEAR AND  
CONVINCING EVIDENCE, THIS FINDING MAY CONSTITUTE THE BASIS TO  
TERMINATE YOUR PARENTAL RIGHTS. IF THE PETITION IS GRANTED, YOU MAY  
LOSE YOUR RIGHTS TO YOUR CHILD/REN AND YOUR CHILD/REN MAY BE  
ADOPTED WITHOUT YOUR CONSENT.**

**THE NEXT COURT DATE IS: JANUARY 26, 2011 AT 9:15 A.M.**  
**THE NEXT PERMANENCY HEARING SHALL BE HELD ON: JANUARY 26, 2011 AT 9:15 A.M.**

The above-named children have been adjudicated to be:  
 neglected within the meaning of Article 10 of the Family Court Act; and

An Order of Disposition dated August 16, 2010 having been made in this court  
requiring the following Respondent: Jacob Teitelbaum to comply with the terms and  
conditions of an Order of Supervision.

And a motion, order to show cause or petition having been filed alleging that the

Order of Disposition has been violated and notice having been duly given to the Respondent;

And Respondent: Jacob Teitelbaum having:

appeared  with counsel: John F. X. Burke, Esq.;

And the following interested party-intervenors were present and participated in the hearing: David Darwin, Esq., Orange County Attorney, by Stephanie Bazile, Esq., of counsel, attorney for Petitioner; Kim Pavlovic, Esq. of Children's Rights Society, Inc., attorney for the above-named child; and there having been no other appearances; and

Respondent Jacob Teitelbaum having:

voluntarily, intelligently and knowingly admitted in open court that he committed the following act in violation of the Order of Disposition: He failed to secure his medication out of the children's reach.

And the Court, after:

accepting the admission by Respondent: Jacob Teitelbaum finds and determines by competent proof that the following Respondent: Jacob Teitelbaum willfully and without just cause disobeyed and failed to obey the Order in that: He failed to secure his medication out of the children's reach.

And the matter having thereafter duly come on for a dispositional hearing before the Court,

The Court finds and determines that:

**Required "Best Interests" and "Reasonable Efforts to Prevent Removal" Findings**

A. Continuation of the children in, or return of the child to, the children's home would be contrary to the best interests of the children because: subject child, [REDACTED], ingested Tylenol because the Respondents failed to properly secure the medication. The subject child, [REDACTED], age eight (8) months, was left in the home unsupervised.

This determination is based upon the following information:

- Petition
- Case Record

~~B. Reasonable efforts, where appropriate, to prevent or eliminate the need for removal of the children from the home, and if the children were removed without court order prior to the date of this hearing, to return them home safely:~~

were made as follows: The family was involved with Community based services within the Kiryas Joel community. The family was also receiving preventive services through Berkshire Farms. A preventive services caseworker, family development specialist and a housekeeping specialist were assigned to assist the family.

The family and the community established a safety plan whereby the children would

be cared for by the Respondents' relatives and neighbor and the Respondent father no longer wants them to care for the children. On or about April 27, 2010, the Respondent father demanded the return of the children and refused to develop another safety plan for the children.

This assertion is based upon the following information:

- Report of Suspected Child Abuse or Neglect
- Case record

**Findings Regarding Alternatives to Removal to Foster Care**

A. Based upon the investigation conducted by the Commissioner of Social Services,

The following person: maternal uncle Joel Tannenbaum is a  relative with whom the child, [REDACTED] Teitelbaum may appropriately reside.

Such person:

wishes to provide care and custody for the children without foster care subsidy during the pendency of any order herein.

The following persons: Esther and David Rubenstein are  suitable persons with whom the child, [REDACTED] Teitelbaum may appropriately reside.

Such person:

seeks approval as a foster parent in order to provide care for the children;

B. Imminent risk to the children would not be eliminated by the issuance of a temporary order of protection or order of protection directing the removal of the Respondents from the children's residence.

NOW THEREFORE, IT IS HEREBY

**Order of Fact-Finding or Dismissal of Violation**

ORDERED that the Order of Disposition dated August 16, 2010 and all of its terms and conditions as reiterated herein is hereby extended for a period of one (1) year from the date of this order; and it is further

**Order of Disposition of the Violation**

ORDERED that the children are placed in the custody of the Commissioner of Social Services of Orange County,

to reside in foster care with: a certified foster home until the completion of the next permanency hearing, scheduled for the date certain indicated in this order, subject to the further orders of this Court

and, during the period of such placement, Respondent: Jacob Teitelbaum is to remain under the supervision of a child protective agency, social services official, or duly authorized agency

upon the following terms and conditions to be met by Respondent: Jacob Teitelbaum as set forth below; and it is further

ORDERED that the Respondent, Jacob Teitelbaum, shall willingly accept supervision over his household by the Orange County Department of Social Services for a period of twelve (12) months; and it is further

ORDERED that the Respondent, Jacob Teitelbaum, shall follow through with any and all recommendations of Petitioner's caseworkers, service providers and treatment providers; and it is further

ORDERED that the Respondent, Jacob Teitelbaum, shall meet with Petitioner's caseworker in his home at least two (2) times per month; and it is further

ORDERED that the Respondent, Jacob Teitelbaum, shall execute release of information forms in favor of the Orange County Department of Social Services, the law guardian and the Court; and it is further

ORDERED that the Respondent, Jacob Teitelbaum, shall immediately notify Petitioner's caseworker of any change in his telephone number and/or address; and it is further

ORDERED that the Respondent, Jacob Teitelbaum, shall keep all scheduled appointments with any and all service providers and Orange County Department of Social Services staff; and it is further

ORDERED that the Respondent, Jacob Teitelbaum, shall attend Agency-approved parenting classes and maintain a minimum attendance rate of ninety (90%) percent of all scheduled sessions. The Respondent shall meaningfully participate in said parenting classes until successfully discharged; and it is further

ORDERED that the Respondent, Jacob Teitelbaum, shall maintain a clean and sanitary home at all times; and it is further

ORDERED that the Respondent, Jacob Teitelbaum, shall maintain stable, suitable and adequate housing for the subject children; and it is further

ORDERED that the Respondent, Jacob Teitelbaum, shall undergo a mental health evaluation by an Agency-approved provider/facility and follow through with any and all recommendations made pursuant to said evaluation. In the event that treatment is recommended, the Respondent shall enroll in and meaningfully participate in said treatment sessions. The Respondent shall maintain a minimum attendance rate of ninety (90%) percent of all scheduled sessions until successfully discharged; and it is further

ORDERED that the Respondent, Jacob Teitelbaum, shall properly supervise the subject children at all times and ensure that the subject children are never left unattended or with inappropriate caregivers; and it is further

ORDERED that the Respondent, Jacob Teitelbaum, shall cooperate with the services of an Intensive Family Development Specialist in his home; and it is further

ORDERED that the Respondent, Jacob Teitelbaum, shall ensure that the subject children receive all necessary medical care and follow through with their doctors' recommendations; and it is further

ORDERED that the Respondent, Jacob Teitelbaum, shall follow through with the Early Intervention and Committee for Preschool Education programs and shall follow through with any and all recommendations; and it is further

ORDERED that the subject children shall not be left alone with the Respondent, Jacob Teitelbaum; and it is further

ORDERED that the subject children shall only be placed in the care of D.S.S.-approved childcare providers; and it is further

ORDERED that the Respondent, Jacob Teitelbaum, shall have D.S.S.-supervised visitation with the subject children. Said visits shall occur on at least a weekly basis; and it is further

ORDERED that if the children abscond 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 children, the docket number of this procedure, and the date on which the child ran away.

**Duty to Disclose Changes in Mailing Address**

ORDERED that the Respondent parent(s) or other person(s) legally responsible for the children's care are required to notify the local social services district or agency of any change of mailing address; and it is further

**Planning Conferences**

ORDERED that the  parent(s)  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; and it is further

**Visiting Plans**

ORDERED that Petitioner shall provide the  parent, Jacob Teitelbaum, with visits with the children as follows: D.S.S.-supervised on at least a weekly basis and the  parent shall visit in accordance with the plan; and it is further

**Date Certain for Next Permanency Hearing**

ORDERED that if the children remain in foster care or in placement with a

relative or other suitable person, the next permanency hearing shall be held on January 26, 2011 at 9:15 a.m.

**Petitioner shall transmit notice of the hearing and a permanency report no later than 14 days in advance of the above date certain to Respondent and Non-respondent parents, other parties, attorneys, the attorney for the child and any pre-adoptive parents or relatives providing care to the child and shall transmit notice of the hearing to former foster parent(s) who have had care of the child in excess of 12 months.**

Dated: *February 3, 2011*

ENTER

*Andrew P. DiVona*  
\_\_\_\_\_  
Judge of the Family Court

**PURSUANT TO §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 CHILD'S ATTORNEY UPON THE APPELLANT, WHICHEVER IS EARLIEST.**

Check applicable box:

- Order mailed on [specify date(s) and to whom mailed]: 2/15/11 PCA
- Order received in court on [specify date(s) and to whom given]: \_\_\_\_\_

*2/15/11*





