

1 **AGUA CALIENTE TRIBAL COURT**

2
3 In re the Tribal Customary Adoption of:

) Case No.

4
5
6 Petitioner:

)
) **VERIFIED PETITION FOR TRIBAL
CUSTOMARY ADOPTION OF
MINOR(S)**

7
8 v.

) **Hearing Date:**
) **Hearing Time:**
) **Location:**

9
10 Respondents:

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14 Petitioner,

, hereby submits this Petition

15 for Tribal Customary Adoption to the Agua Caliente Tribal Court for an order finding

16 that it is in the best interests of the minor child to grant the petition.

17
18 Grounds for the Petition: An order for customary adoption is in the best interests of the
19 child because:

20 Identification of the Minor Child:

21 Name:

Current Gender:

22 DOB:

Place of Birth:

23
24 Jurisdiction Issuing Birth Certificate:

25 Enrollment #:

_____ Is not enrolled in the Agua

26 Caliente Band of Cahuilla Indians but is eligible for enrollment.

27 Current Address:

28 Basis for the Court's Jurisdiction:

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Jurisdiction is with the Tribal Court pursuant to Agua Caliente Tribal Code Section

10.26.020. (State whether the child is a member of the Tribe, is eligible for membership or is a child of two adults who submit to the jurisdiction of the Tribal court).

Identification of the Prospective Adoptive Parents:

Name(s):

Age(s):

Current Address:

Date and Place of Marriage:

Relationship with the Minor Child:

Tribal Affiliation by Blood and Membership #:

Present Custody of the Child: (When and from whom the Petitioners acquired or intend to acquire physical custody of the Minor Child).

Identification of the Biological, Adoptive, and/or Acknowledged Parents:

Mother:

Name:

DOB:

Tribal Affiliation by Blood and Membership #:

Last Known Address and Phone Number:

Father:

Name:

DOB:

Tribal Affiliation by Blood and Membership #:

Last Known Address and Phone Number:

Identification of Child's Indian Custodian or Guardian:

Name:

1 Current Address:

2 Name Used for the Child in the Proceeding:

3 Name and Address of the Person or Agency Having Legal or Temporary Custody of the
4 Child (if child is placed outside the home):

5
6 Eligibility for Tribal Customary Adoption: (Provide a statement as to how the child has
7 become, or will become, eligible for tribal customary adoption. If rights have been
8 suspended, a copy of the state court or Tribal Court order suspending the rights must be
9 attached to the petition. If a child is eligible for tribal customary adoption because both
parents are deceased, a certified copy of the death certificates shall be attached to the
petition).

10 Relationship of Parent and Child: It is the desire of the prospective adoptive parents that
11 the relationship of parent and child be established between them and the child.

12 Support of Tribal Family Services: This petition is supported by the Tribal Family
13 Services Caseworker pending completion of the Pre-Adoption Home Study and
14 Investigative Report as required by Agua Caliente Tribal Code Section 10.26.100.

15
16 Full Description and Statement of the Value of All Property Owned by or possessed by
17 the Child:

18 Petitioner has attached a List of Assets and Value as Exhibit "A" to this Petition.

19 Report of All Transfers of Anything of Value Made or Agreed to Made by the Biological
20 Parent and Prospective Adoptive Parent Including a Copy of Any Written Agreement:

21
22 Consent to Adoption: All required consents to the adoption are attached to this Petition
23 as Exhibit "B" consistent with Agua Caliente Tribal Code Section 10.26.050.

24 Previous Tribal Court Proceedings: (Provide a description of all previous Tribal Court
25 proceedings involving the care or custody of the child to be adopted and the results of
26 those proceedings, along with copies of the pre-adoption assessment, counseling
27 affidavit and voluntary relinquishment, if applicable, and all Tribal Court orders
including the order suspending the parental rights of the biological parent).

1 **WHEREFORE**, Petitioner respectfully requests that the Tribal Court:

2 1. Conduct a hearing on the Verified Petition for Customary Adoption pursuant to
3 Agua Caliente Tribal Code Section 10.26.110;

4 2. Find and determine at the hearing after consideration of the Petition, all
5 additional information presented, relevant testimony adduced, and the entire record in
6 this case that it is in the best interests of the child to proceed with customary adoption;
7

8 3. Grant the Petition on terms acceptable to the Tribal Court and issue an Order
9 pursuant to Agua Caliente Tribal Code Section 10.26.120.
10

11 4. For such other and further relief as the Tribal Court deems just and equitable.

12 Respectfully submitted,

13
14 By: _____
15 [Name of Petitioner or Filing Attorney]

Dated:

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17 **PETITIONER VERIFICATION**

18 I am the Petitioner in this proceeding and have read this complaint. I declare under
19 penalty of perjury under the laws of the Agua Caliente Band of Cahuilla Indians Tribe
20 that the foregoing is true and correct.

21 Dated:

22
23 _____
24 (Type or Print Name)

25 _____
26 (Signature of Petitioner)