

STATE OF NORTH CAROLINA

File No.

In The General Court Of Justice
District Court Division

County

IN THE MATTER OF

APPELLATE ENTRIES FOR DSS/GAL
IN ABUSE, NEGLECT, DEPENDENCY, OR TERMINATION
OF PARENTAL RIGHTS PROCEEDING

G.S. 7B-1001

Appealing Party Or Parties:

- Petitioner/DSS
Guardian ad Litem

Name Of Respondent 1

Name And Address Of Petitioner's Attorney

Name And Address Of Respondent 1's Attorney In District Court (if respondent did not have an attorney, list the respondent's address)

Telephone No.

Telephone No.

Petitioner's Attorney's Email Address (if available)

Respondent 1's Attorney's Email Address (if available)

Name And Address Of Juvenile's Attorney Advocate

Name Of Respondent 2

Name And Address Of Respondent 2's Attorney In District Court (if co-respondent did not have an attorney, list the co-respondent's address)

Telephone No.

Juvenile's Attorney Advocate's Email Address (if available)

Telephone No.

Name, Address, Telephone No. And Email Address (if available) Of Counsel For All Other Parties And Of Unrepresented Parties (For counsel, specify name of represented party and party status; for unrepresented party, specify party status.) (Attach additional sheets if necessary.)

Respondent 2's Attorney's Email Address (if available)

Respondent's Initial Appellate Counsel

The Parent Defender T: (919) 354-7230 F: (919) 354-7231
123 W. Main Street, Suite 308, Durham, NC 27701
email: Judicial.ParentRepCoordDM@nccourts.org
(The Parent Defender is appointed when the respondent is indigent.)

Name, address, telephone number and email address (if available) of retained appellate counsel

Additional Sheet Attached

NOTE: In this box the Clerk should list the name, address, telephone number, and email address (if available) of counsel for the following potential parties, specifying the represented party's name and party status (attach additional sheets if necessary): respondent(s) not listed above; non-respondent parent(s), unless his or her parental rights have been terminated in a prior proceeding; judicially appointed guardian(s) or custodian(s) of the juvenile; guardian(s) ad litem for respondent(s); any other person specifically designated by the Court. If a party is not represented by counsel, list the party's name, party status, address, telephone number, and email address (if available).

Date(s) Of Hearing(s) On Which Appealed Order(s) Is Based

INITIAL APPEAL ENTRIES

- 1. Pursuant to G.S. 7B-1001, Notice of Appeal has been given to the North Carolina Court of Appeals from the District Court's Order rendered on (specify date(s)) filed on (specify date(s)).
2. Respondent 1 Respondent 2 does not read or speak the English language, but reads and/or speaks his or her native language of. The Court therefore authorizes the services of a language translator or interpreter during the pendency of the appeal for the purposes of (1) written translation of attorney-client correspondence, appellee briefs filed by the respondent and appellate briefs filed by other parties, and appellate opinion(s), and/or (2) verbal interpretation of attorney-client communication at each critical stage of the appellate proceedings. The Court further Orders that a language translator or interpreter with the necessary knowledge, skill, experience, training and education to perform the above services shall be selected and paid by the Administrative Office of the Courts.

(Over)

3. Based on the respondent-appellee's affidavit of indigency, the Court finds that
 Respondent 1 is not indigent. Respondent 2 is not indigent.
 Respondent 1 Respondent 2 is indigent. It is ORDERED that the Parent Defender is appointed to represent the respondent(s) as appellee(s). The Office of Indigent Defense Services shall pay the costs of producing a transcript for the respondent(s).
4. The Clerk shall furnish to appellate counsel for all parties a copy of the complete trial division file in the abuse, neglect, dependency, and/or termination of parental rights case, including any documentary exhibits.
5. The appealing party or parties shall pay the costs of producing a transcript and of reproducing the record and appellant's briefs or other pleadings.
6. The Clerk has duplicated the audio recording of the hearing(s), date(s) listed above, and shall deliver the duplicate recording, two copies of these Appellate Entries, and a copy of the order upon which this appeal is based to the person designated by the AOC Court Reporter Coordinator to produce a transcript of the hearing(s) pursuant to Appellate Rule 3.1. No fee shall be charged for the cost of the duplicate recording.
7. If the respondent has been found indigent in No. 3, above, the Clerk shall serve a copy of these Appellate Entries on the Office of the Parent Defender, on counsel for all parties, or on the parties themselves if not represented by counsel, and on each transcriptionist, no later than 14 days after the date of the judge's signature immediately below. The Clerk shall also deliver to the Office of the Parent Defender a copy of the order(s) being appealed.
8. In all cases, the Clerk shall deliver a copy of these Appellate Entries to counsel for all parties, or to the parties themselves if not represented by counsel.

| | | |
|------|-------------------------------|--------------------|
| Date | Name Of Judge (type or print) | Signature Of Judge |
|------|-------------------------------|--------------------|

CLERK'S TRANSCRIPT ORDER AND CERTIFICATE

(NOTE: To be completed ONLY when respondent has been found indigent in No. 3, above.)

On (date) _____, the AOC Court Reporter Coordinator designated the person named below to receive a duplicate recording of the hearing(s) in this action and a copy of the court order.

| | |
|---|---------------|
| Name, Address, And Telephone No. Of Authorized Person (type or print) | |
| | Telephone No. |

To The Authorized Person Named Above:

Prepare and deliver to the parties a transcript of all portions of the proceedings in the above-captioned case, within the deadline set out in Rule 7(e)(1) of the N.C. Rules of Appellate Procedure.

The Court orders that you maintain strict confidentiality of the record(s) in accordance with the statutes. You shall return the duplicate recording of this proceeding and the copy of the court order to the custody of the Clerk of Superior Court immediately upon the completion of the transcription of this matter. The Clerk, upon receipt of the duplicate recording of this confidential proceeding, shall erase it.

I certify that I served a copy of these Appellate Entries on counsel for all parties, or on the parties themselves if not represented by counsel, and on each transcriptionist, and that I delivered a copy to the Parent Defender's Office if the Office has not been appointed as the respondent's appellate counsel, on the date shown below:

personally. by mailing it to the listed recipients at the addresses shown on Side One.

| | |
|--|---|
| Date Clerk's Transcript Order Entered And Filed | Date Order Served And Delivered, If Different |
| Name Of Clerk (type or print) | Signature Of Clerk |
| <input type="checkbox"/> Deputy CSC <input type="checkbox"/> Assistant CSC <input type="checkbox"/> Clerk Of Superior Court | |

TRACKING AND RECEIPT

I have transmitted to the authorized person named above the duplicate recording, two copies of these Appellate Entries, and a copy of the court order by

personally delivering those items to that person. mailing those items via the U.S. Postal Service to that person.

| | | |
|--------------------------------------|-----------|--|
| Date Duplicate Recording Transmitted | Signature | <input type="checkbox"/> Deputy CSC <input type="checkbox"/> Assistant CSC <input type="checkbox"/> Clerk Of Superior Court |
|--------------------------------------|-----------|--|

The duplicate of the recording and the order have been returned to the Clerk Of Superior Court by the authorized person.

| | | |
|---------------|-----------|--|
| Date Returned | Signature | <input type="checkbox"/> Deputy CSC <input type="checkbox"/> Assistant CSC <input type="checkbox"/> Clerk Of Superior Court |
|---------------|-----------|--|

TRANSCRIPTIONIST'S CERTIFICATE OF DELIVERY

I delivered the transcript, made up of _____ pages in _____ volumes, electronically to all of the parties described above

except as to the following party(ies) who are not able to receive electronic delivery, where I have instead delivered the transcript

personally by mail: _____ (name party(ies) not receiving transcript electronically).

| | | |
|--------------------------------------|--------------------------|-------------------------------|
| Date Transcript Delivered To Parties | Name Of Transcriptionist | Signature Of Transcriptionist |
|--------------------------------------|--------------------------|-------------------------------|

CLERK'S CERTIFICATION

I certify this Appellate Entries form is a true and complete copy of the original on file in this case.

| | | |
|------|--------------------|--|
| Date | Signature And Seal | <input type="checkbox"/> Deputy CSC <input type="checkbox"/> Assistant CSC <input type="checkbox"/> Clerk Of Superior Court |
|------|--------------------|--|