

STATE OF NORTH CAROLINA

File No.(s)

In The General Court Of Justice
District Court Division

_____ County

IN THE MATTER OF

Name(s) Of Juvenile(s)

Name And Address Of Non-Parent Respondent

ORDER TO APPOINT OR DENY APPOINTED COUNSEL (FOR NON-PARENT RESPONDENT)

G.S. 7A-452(a), -498.3(a)(1)

FINDINGS

Relevant to the inquiry regarding appointment of counsel for the above-named non-parent respondent and based on the evidence presented, the Court finds as follows:

1. The Court has jurisdiction over the parties and subject matter.
2. The non-parent respondent ☐ is ☐ is not financially able to provide the necessary expenses of legal representation.
- ☐ 3. The Court makes the following specific findings of fact based upon the three prong balancing test set forth by the United States Supreme Court in *Mathews v. Eldridge*, 424 U.S. 319, 96 S. Ct. 893 (1976), to determine whether due process requires appointed counsel for the non-parent respondent or whether some other process is sufficient: (*findings should be recorded for 3.a, 3.b, and 3.c*)
 - a. Findings as to the nature of the private interest affected by the proceeding:
 - b. Findings as to the nature of the government's interest, including the cost to the State of providing a particular form of process:
 - c. Findings as to the likelihood of error if appointed counsel is not provided:

(Over)

	CONCLUSIONS OF LAW	
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- ☐ 1. Respondent ☐ is ☐ is not financially able to provide the necessary expenses of legal representation.
- ☐ 2. Respondent is a non-parent who has a constitutionally protected interest that is entitled to due process and requires the appointment of counsel.
- ☐ 3. Respondent is a non-parent who does **not** have a constitutionally protected interest that is entitled to due process and requires the appointment of counsel.

	ORDER	
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☐ The following attorney is appointed to represent the non-parent respondent in the above-referenced proceeding and is appointed in accordance with rules adopted by the Office of Indigent Defense Services.

Name, Address, And Telephone No. Of Attorney

☐ Appointment of counsel for the non-parent respondent is denied.

<i>Date</i>	<i>Name Of Presiding Judge (type or print)</i>	<i>Signature Of Presiding Judge</i>
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