

<b>SUPERIOR COURT OF CALIFORNIA COUNTY OF LOS ANGELES</b>		Reserved for Clerk's File Stamp
ATTORNEY NAME: FIRM NAME: ADDRESS: PHONE NO.: EMAIL:	STATE BAR NO.:	
IN THE MATTER OF:		
A CHILD/YOUTH		
<b>REQUEST FOR APPOINTMENT AS EDUCATION ATTORNEY AND ORDER</b>		<b>CASE NUMBER:</b> <input type="checkbox"/> Dependency: <input type="checkbox"/> Juvenile Justice:

**REQUEST FOR APPOINTMENT AS EDUCATION ATTORNEY**

I, \_\_\_\_\_, request to be appointed Education Attorney for Child/Youth for the purpose of resolving the educational issue(s) delineated in the Report of  Child's/ Youth's Educational and Developmental Needs filed on \_\_\_\_\_.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature

**ORDER APPOINTING EDUCATION ATTORNEY**

**Appointment of Education Attorney**

Pursuant to Welfare and Institutions Code section 317, subdivision (e), and/or section 727, and subject to the approval of the individual who holds the Child/Youth's educational and developmental rights, attorney

\_\_\_\_\_, is appointed to represent Child/Youth \_\_\_\_\_ for the purpose of resolving the educational issue(s) delineated in the Report of  Child/  Youth Educational and Developmental Needs filed on \_\_\_\_\_.

## **Scope of Appointment**

The above-named Education Attorney shall contact the educational and developmental rights holder to obtain authority to proceed on the Child/Youth's behalf. If the educational and developmental rights holder declines on the ground that the holder can address the Child/Youth's educational needs, and the Education Attorney agrees, the Education Attorney shall request to be relieved.

The Education Attorney shall handle the education matter to completion until the attorney is relieved by the Juvenile Court Presiding Judge for good cause or termination of the dependency/juvenile justice proceedings. The Education Attorney should be aware that termination of jurisdiction in juvenile justice cases may coincide with the sealing of the case file.

During the course of appointment, the Education Attorney shall keep the dependency and/or juvenile justice attorney informed of the results of their efforts so that the dependency and/or juvenile justice attorney can provide information to the court at scheduled court hearings as to the progress being made on the educational issue(s).

When the Education Attorney has completed the task for which they were appointed and if the dependency and/or juvenile justice case is still pending, the attorney shall file a request to be relieved with the Juvenile Court Presiding Judge and serve a copy of the request and any resulting order, as provided in the Juvenile Court Education Protocol.

The Education Attorney is appointed on the condition they will not seek or receive financial compensation for services from the Juvenile Court, caregiver, parent/legal guardian, or educational and developmental rights holder. The Education Attorney may seek attorney fees from the school district and/or other appropriate parties if such compensation is available as a remedy.

## **Access to Confidential Juvenile Case File**

The Education Attorney may inspect, copy, and disseminate copies of juvenile case file records. The records may be used only for purposes of investigating, litigating, and/or resolving the child/youth's educational issue(s) in a school-related proceeding, administrative hearing, or related federal court proceeding.

Any juvenile case file records submitted in the school, administrative, or court proceeding must be filed under seal. Upon conclusion of the matter, extended if an appeal is filed, the Education Attorney shall destroy all records remaining in their possession.

Pursuant to Welfare and Institutions Code sections 827 and 827.9 and California Rules of Court, rule 5.552, the Department of Children and Family Services (DCFS), the Probation Department (Probation), and the Juvenile Court shall provide the Education Attorney with access to the child/youth's juvenile case file.

If juvenile case file records requested from DCFS or Probation are not provided within 14 days of the request, or as otherwise agreed to by the parties, the Education Attorney may notify the Juvenile Court in writing, specifying the dates of the request and denial, and the reason for the denial(s). The Juvenile Court may decide to issue an order to show cause (OSC) regarding why records have not been produced. The party failing to produce the records will have 14 days from the date the OSC is issued to either produce the records or appear before the Juvenile Court and explain why records have not been produced.

Fees for copying juvenile case file records are waived. DCFS and Probation shall copy records at no cost to the Education Attorney.

IT IS SO ORDERED.

DATE:

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Presiding Judge of the Juvenile Court