

What is probate and family court?

Probate and Family Court is the Court house in which you would want to file custody, guardianship or to divide assets in a divorce.

Many families who have an individual with a substance abuse disorder don't know when a good time to file guardianship is. Grandparents Raising Grandchildren groups can all help with this type of guardianship and custody process(s).

In the state of Mass unless a person was married and had a child a father has no rights.

Guardianship is not custody. There can be some barriers to guardianship.

For example: if a guardian needs a signature for a doctor the parent would have to get it and not the guardian. Additionally there are many forms and types of custody.

Dept. of Children and Families (DCF) is NOT the enemy. Remember DCF offers parenting classes, self-help classes etc. DCF does not want to take a child away from their home unless it is absolutely necessary.

DCF also pays for long term mental health and substance abuse treatment for individuals that are teens. Most insurances do not pay out long term treatment.

For any reports of child abuse or neglect please call the Child at Risk hotline at (800) 792 5200

What is a CRA?- this is for Juvenile Cases and teen cases. This is formally known as a CHINS.

This is when the state will help with a child case when your teen is "out of control" with substances.

Examples are: truancy, punching walls, failure to go or obey school rules, constantly using substances or drinking alcohol, coming home way past curfew.

**TRIAL COURT OF MASSACHUSETTS
DISTRICT COURT DEPARTMENT
MENTAL HEALTH SCHEDULING COORDINATORS**
responsible for receiving petitions, scheduling hearings and sending notices
for civil commitments under G.L. c. 123

| Division | Fax Number | Telephone Number | Coordinator | Back Up Coordinator |
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| Fall River | 508-491-3492 | 508-491-3211 | Maura C. Donovan, CC | Barbara Mendez, CS & Jessica Picard, CS |
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| Hingham | 781-749-0941 | 781-749-7000 x 201 | Caroline A. Field, HAA | Joan E. Cotrone, PCC |
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| Ipswich | 978-462-5641 | 978-462-2652 x 5306833 | Cara E. Ring, OS | Theresa J. Page, OM |
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| No. Berkshire | 413-664-7209 | 413-663-5339 x 202 | Mary A. Champney, CS | Renee A. Sherman, OM |
| Orange | 978-544-5204 | 978-544-8277 x 230 | Christine L. Cloukey, HAC | Wanda Bogan, CC & Cheryl A. Kelleher, HAA |

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|--------------|--------------|----------------------|---------------------------|---|
| Orleans | 508-240-5024 | 508-255-4703 | Joan M. Barrett, JS | Sally T. Ryan, HAC |
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| Stoughton | 781-341-8744 | 781-344-2131 x 245 | Marie R. Kenney, CC | Ann M. Ditullo, OM |
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| Uxbridge | 508-278-2929 | 508-278-2454 x 120 | Donna M. Zande, OM | Denise M. Rivers, CS & Stephanie Groccia, OS |
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| Wareham | 508-295-7500 | 508-295-8300 x 327 | Diane P. Stoltz, HAA | Terri L. Leighton, OM & Angela Martin, CS |
| Westborough | 508-366-8268 | 508-366-8266 x 118 | Linda Mastrototora, OS | Kathleen S. Hallice, CS |
| Westfield | 413-568-4863 | 413-568-8946 x 2021 | Eileen M. Hebda, CC | Mary C. Lonczak-Laskowski SC & Judith G. Chlastawa, SC |
| Winchendon | 978-632-3584 | 978-632-1122 x124 | Debra A. Lackey, OS | Betty J. Stacy, HAC |
| Woburn | 781-933-4404 | 781-935-4000 x 258 | Carole E. Michelini, OS | Sue A. Gill, CC & Tracy A. Kelly, JA |
| Worcester | 508-753-4116 | 508-831-2176 or 2177 | Gina M. Greenleaf, JS | Kathy J. Chapman, HAA, Mary E. Carpenter, OM & Konstantina Panagiotou, OS |
| Wrentham | 508-384-9454 | 508-384-3106 x 231 | Carol A. Indelicato, CC | Lesley J. Hazeldine, ACM & Michelle L. Kelly, Acting CM |

(updated 2.15.17)

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| COUNTY[IES] DIVISION | TRIAL COURT OF MASSACHUSETTS JUVENILE COURT DEPARTMENT | DOCKET NO. |
|----------------------|---|------------|

MOTION FOR TEMPORARY GUARDIANSHIP
May not be filed without Permanent Guardianship Petition

In the Matter of _____
Date Guardianship Petition Filed _____

Now comes the moving party(s) _____
who state(s) as follows:

1. An emergency exists requiring the appointment of a temporary guardian as any delay in the appointment will cause immediate and substantial harm to the health, safety or welfare of the minor, and no other person has authority to act in the circumstances.
2. The nature of the circumstances requiring the appointment of a temporary guardian are:

3. The particular harm sought to be avoided is:

4. The actions which need to be taken by a temporary guardian to avoid harm are:

WHEREFORE, PETITIONER(S) REQUEST(S) THAT THIS COURT:

Appoint _____
Temporary Guardian Name
Temporary Co-Guardian (if applicable)

as temporary guardian(s) of the minor to serve with without sureties. The bond is attached.

In addition, I /we request that the Court:

SIGNED UNDER PAINS AND PENALTIES OF PERJURY

I affirm or swear under oath that I have read the foregoing motion and that the statements set forth therein are true and correct to the best of my knowledge.

Date: _____
Signature of Moving Party
Signature of 2nd Moving Party

ATTORNEY SIGNATURE IF APPLICABLE

Date: _____
Signature of Attorney
BBO No.

| | | |
|---|---|---|
| VERIFIED MOTION FOR APPOINTMENT OF TEMPORARY GUARDIAN FOR A MINOR G.L. c.190B, §5-204 | Docket No. _____ | Commonwealth of Massachusetts The Trial Court Probate and Family Court |
| In the Interests of: _____ First Name Middle Name Last Name Minor on Petition filed _____ | <div style="text-align: right;">  Division </div> | |

Now comes the moving party _____
First Name Middle Initial Last Name

who states as follows:

1. An emergency exists requiring the appointment of a Temporary Guardian as any delay in the appointment will cause immediate and substantial harm to the health, safety or welfare of the Minor, and no other person has authority to act in the circumstances.
2. The nature of the circumstances requiring the appointment of a Temporary Guardian are:

3. The particular harm sought to be avoided is:

4. The actions which need to be taken by a Temporary Guardian to avoid the harm are:

WHEREFORE, PETITIONER REQUESTS THAT THIS HONORABLE COURT:

1. Appoint

First Name Middle Name Last Name

as Temporary Guardian(s) of the Minor to serve with without sureties for the following reasons:

the minor has no estate

other: _____

2. The moving party further seeks specific court authorization:

3. In addition, I request that the Court:

COUNTY[IES] DIVISION



TRIAL COURT OF MASSACHUSETTS
JUVENILE COURT DEPARTMENT



DOCKET NO.

PARENT/LEGAL GUARDIAN/CUSTODIAN
APPLICATION FOR CHILD REQUIRING ASSISTANCE

Child's Name: _____ D.O.B. _____

The applicant is the child's:

- mother
- father
- legal guardian
- custodian with custody of the child

The applicant alleges that the above named child and the child's family require assistance as defined in G.L. c. 119, § 21, in that said child who is between the ages of six and eighteen:

- repeatedly runs away from the home of a parent, legal guardian or custodian

OR

- repeatedly fails to obey lawful and reasonable commands of a parent, legal guardian, or custodian, thereby interfering with the parent's, legal guardian's or custodian's ability to adequately care for and protect said child

Date

Signature of Applicant

Print Name and Title

Address

Telephone Number _____

SIGNED UNDER THE PENALTIES OF PERJURY

I affirm or swear under oath that I have read the foregoing petition and that the statements set forth therein are true and correct to the best of my knowledge.

Date _____

Signature of moving party

Attorney for moving party:

Print Name

(Address)

(Apt, Unit, No. etc.)

(City/Town)

(State)

(Zip)

Primary Phone #: _____

BBO No.: _____