

Oakland County Circuit Court - Family Division, Adoption Services

Miscellaneous Adoption Information

Please include the name of the judge and file number on all pleadings and correspondence to the court.

Supervision Extension (MCL 710.56 (1))

Please inform the Court immediately if you are requesting extension of the supervision period beyond six months. Send a detailed letter requesting extension of the supervision period.

There are situations in which the court may require that the supervision period be extended beyond six months.

Adoption Disruption (MCL 710.56 and 62)

The agency or attorney must inform the court that there is indication that an adoption may be disrupted. If a child must be removed from the adoptive home the court must be informed (by telephone) immediately. Follow up the call with a letter requesting dismissal or denial of the adoption petition, explaining the failure of the adoption, including future planning for the child. Recent quarterly reports as well as clinical evaluations should be attached. A court hearing before a Judge or Referee may be required.

Changing Child's Adoptive Name after the Petition for Adoption is Filed

The adoptive name of the child can be changed through adoption services until the time of finalization. To do so please file:

1. *Petition for Amending Petition for Adoption (OCPC-812 A.D.)*
2. \$20 fee to the Oakland County Clerk
3. *Corrected Application to Establish a Michigan Birth Certificate (DCH-0854).*

Immediate Confirmation MCL 710.56

“Upon motion of the petitioner, the court may waive the six-month period, or any portion of the period, if the waiver is in the best interest of the adoptee.” MCL 710.56

This motion can be filed by checking box #14 on the Petition for Adoption (PCA 301). An agency requesting immediate confirmation should be able to demonstrate that the child and the family are better off without the involvement of the court and that further supervision of the agency would not be helpful to the family. Each motion received is determined on an individual basis as the facts are determined to be in the best interest of the adoptee.

Cases on Appeal

If the child protective proceeding is under appeal, report to the Court on the status of the appeal. The court will check as well but it is helpful if you let us know to watch for the appeal.

Married, Sole Petitioner Filing without Spouse

A petition may be filed for an individual who is legally married, but his or her spouse is not joining them in the petition for adoption. In such a case, check box No. 11 on the Petition for Adoption (PCA 301). In the space provided for the explanation, please state "see attached."

Attach a brief memo entitled "Attachment to adoption petition dated -----and filed on behalf of" explaining why the married couple are not adopting together, if any efforts were made to terminate the marriage, and why it is in the child's best interest for the petitioner to adopt without his or her spouse.

Check box 2 on the Order Placing Child (PCA 320).

If the non-petitioning spouse will consent to his or her spouse adopting alone, a waiver and consent (PC 561) may be completed, signed by the non-petitioners and submitted with the petition.

A hearing on the issue will be scheduled before the assigned judge.