IN THE DISTRICT COURT IN AND FOR TULSA COUNTY

STATE OF OKLAHOMA

JUVENILE DIVISION

IN THE MATTER OF: )

)

\_\_\_\_\_\_\_\_\_: \_\_\_\_\_\_\_ ) Case No. JD-\_\_\_\_-\_\_\_

\_\_\_\_\_\_\_\_\_: \_\_\_\_\_\_\_ ) Judge \_\_\_\_\_\_\_\_\_\_

) Docket \_\_

Child(ren) under 18 years of age. )

**MOTION FOR ORDER ALLOWING ATTORNEY FOR MINOR CHILD(REN) ACCESS TO [HIS/HER] CLIENT(S) AND TO COMMUNICATE WITH NATURAL PARENTS**

COME NOW the minor child(ren), by and through their attorney, [Name], and respectfully request(s) this Court enter an Order allowing the attorney for the minor child(ren) to have access to [his/her] client(s) while in the care and custody of the natural parents.

Attorneys have an ethical duty to promptly and regularly meet with their client to consult on the client’s objectives and keep them informed regarding the case (Oklahoma Rules of Professional Conduct Rule 1.4) and when the client is a minor child, the attorney has a further duty to investigate their client’s capacity and competency regarding any number of issues throughout the life of a case. (Oklahoma Rules of Professional Conduct Rule 1.14). Attorneys for minor children are additionally required to assess their client’s needs and interests by observing the living situation of the minor child. (ABA Model Act Act Governing the Representation of Children in Abuse, Neglect, and Dependency Proceedings Section 7(d) Commentary).

These ethical responsibilities may be hampered purposefully or inadvertently in deprived cases when children are in the physical custody of the natural parents (generally represented parties). Per Oklahoma Rules of Professional Conduct Rule 4.2, an attorney “shall not communicate about the subject of the representation with a person the lawyer knows to be represented by another lawyer in the matter, unless the lawyer has the consent of the other lawyer or is authorized to do so by law or a court order.”

In an effort to avoid objections and undue delays to counsel having access to[his/her] clients, the attorney for the minor children hereby requests a court order permitting counsel access to the minor child(ren), to include: permitting communication between their counsel and their natural parents to set visitations; discussing the development and well-being of the minor child(ren); and observing the interactions of natural parents and the minor child(ren) while the child(ren) remain in the physical custody of the natural parents.

WHEREFORE, premises considered, the minor child(ren) pray that this Court grant the requested order in the above case.

Respectfully submitted,

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ [Name], OBA # \_\_\_\_\_\_\_\_\_\_\_

[Address]

[Address]

[Phone]

**CERTIFICATE OF MAILING AND/OR DELIVERY**

I, the undersigned, do hereby certify that on the date of filing, I hand delivered, mailed, or faxed a true and correct copy of the above and foregoing Motion to current attorneys for all parties:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[Name], OBA # \_\_\_\_\_\_\_\_\_\_