

CHILD'S NAME: - JASON JONES	CASE NUMBER: JD 002026
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FAILURE TO PROTECT
§ 300(b)

The child has suffered, or there is a substantial risk that the child will suffer, serious physical harm or illness,

- as a result of the failure or inability of his or her parent or legal guardian to supervise or protect the child adequately.
- as a result of the willful or negligent failure of the child's parent or legal guardian to supervise or protect the child adequately from the conduct of the custodian with whom the child has been left.
- by the willful or negligent failure of the parent or legal guardian to provide the child with adequate food, clothing, shelter, or medical treatment.
- by the inability of the parent or legal guardian to provide regular care for the child due to the parent's or legal guardian's mental illness, developmental disability, or substance abuse.

(State supporting facts concisely and number them b-1, b-2, b-3, etc.) :

b-1 The child's mother, Martha Smith, is unable to safely parent the child due to the mother's use of methamphetamine and her inability to keep the home free of that drug. On November 14, 2015, the mother's domestic partner, who is father to the child's sibling, was arrested for methamphetamine sales in the alleyway next to the family home. Search of the home at that time revealed methamphetamine in a bedside stand drawer in the mother's bedroom, which was accessible to the child. Sales of methamphetamine next to the home and the presence of methamphetamine in the home puts the child at risk of serious physical harm due to the possibility of ingestion, and due to the high risks of physical harm associated with drug sales nearby.

b-2 The child's mother, Martha smith, is unable to keep the child safe from domestic violence. The mother has a long history of association with men who physicall abuse her in the presence of the child. Ms. Smith admitted having been a victim of domestic violence with Brianna's father in the past, and Brianna reports current domestic violence between her mother and mother's domestic partner, who is the father of Brianna's half-sibling. This history of placing the child in the path of domestic violence presents a high probability that Brianna will suffer serious physical harm related to that violence.

b-3 The child's parents, Martha Smith and Fred Alleweg, have failed to provide the child with necessary medical treatment and have failed to enroll the child in school, or provided the child with any form of education. Brianna's speech is difficult to understand, and the parents have not had the speech assessed or provided Brianna with treatment. This lack of provision of treatment results in increased risk of physical harm to Brianna due to her inability to communicate her needs clearly.

b-4 The child's father, Fred Alleweg, has failed to provide the child with any form of support whatsoever, has not maintained contact with the child, and has failed to protect the child from the risk caused by the mother's drug use and participation in domestic violence. This lack of protection has caused the child to be at risk of serious physical harm.

b-5 The child's father, Fred Alleweg, has put the child at risk of serious physical harm by participating in domestic violence in the child's presence. The mother reports that when she and the father were together, the father used to beat her. Mr. Alleweg's untreated anger issues place the child at significant risk of serious physical harm.