

Kayla Adrene Burke
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**IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BANNOCK
MAGISTRATE DIVISION**

In the Matter of:) Case No. CV-09-1309-CP
)
)
EAGLE, ELLIE)
DOB: 02-13-2009) PROGRESS REPORT
) of
) Case Plan
Child Under the Age)
of Eighteen (18) Years)
_____)

To the Honorable BRYAN K. MURRAY, Judge of the Sixth District Magistrate Court of the State of Idaho, in and for the County of Bannock.

COMES NOW Kayla Burke, who is the parent of minor child Ellie Eagle, and reports to the Court in the above named case, my diligent progress towards successfully completing the Case Plan goals, developed by the Idaho Department of Health and Welfare, and the conditions have been met for return of my child, as established below.

Case Plan States:

1. *Keep the home an alcohol-free, drug-free and crime-free area.*

I have kept the home an alcohol-free, drug-free and crime-free area and always will keep the home in this same manner.

2. *Ensure that any child of legal school age is enrolled in an approved educational program and attends on time.*

N/A – My child is too young to attend school.

3. *Complete a family assessment and comply with all recommendations.*

I completed a family assessment and complied with all recommendations.

4. *Assure that the child is properly supervised, bathed, clothed, fed and provided all proper medical treatment when the child is in Respondent's care.*

Ellie has been properly supervised, bathed, clothed, fed and provided all proper medical treatment when she is in my care.

5. *Successfully complete a parenting education program and demonstrate ability to use the skills learned.*

I have completed two parenting classes, (See Attached: Exhibit A) – Copy of Certification of Completion. Proof of my completion of the other parenting class was sent to the Department; therefore Lindsey Devore surely will submit it for the court's evaluation. I believe the parenting classes were very beneficial in developing good parental skills that is important for all parents to have and I have demonstrated my ability to use the skills I have learned effectively.

6. *Shall consistently demonstrate her ability to supervise, protect and care for the child.*

Since Ellie was taken from me, I believe I have matured immensely. My protective capacities and understanding the needs of my child have enhanced. I am devoted to providing the best possible care for my child, along with all the love I have for her. Ellie is the most important and biggest priority in my life. I am very committed to doing what I need to do in order to be reunified with my child, and giving her the best life she can possible have.

7. *Sign any Releases of Information requested by IDHW necessary to measure compliance with the case plan and/or obtain information necessary for the well-being of the child.*

I have signed any and all releases asked of me to sign thus far.

8. *Secure permanent housing.*

I have secured permanent housing. I live in Pocatello, Idaho. Case Worker, Lindsey Devore has inspected the apartment and has approved it for unsupervised visits which have taken place there close to two months now, two hours for three times a week. Ellie has her own room and the home environment is very stable.

9. *Meet with Lindsey at Source One.*

N/A to this case at this time.

10. *Seek and maintain employment.*

I am currently employed at Mountain West. I have worked there for four pay periods now and will maintain employment at this job. Attached is: Exhibit B – Most recent pay stub.

11. *Seek individual counseling to help her understand and cope with the conflictive relationship between her and her mother.*

I have completed my sessions of counseling with Bryce from the Department and it has helped me to understand and cope with the conflictive relationship between my mother and me.

In addition to the above, I have accomplished the necessary requirements and have had my Idaho Driver's License for some time now.

I ask that the above be considered when the above named Honorable Court makes it determination of my parental rights, which I believe to be, the next objective in these proceedings pertaining to my case. The following is a paragraph my family members wish to include in regards to my progress.

“Kayla has fully complied with the Department's reunification plan and any court directives.

At the age of twenty, Kayla has matured and is able to manage her own life and care for her child. She has created a stable life, made her child her priority, successfully complied with and went beyond the court orders and the reunification plan, attended counseling and parenting classes, this evidence indicates that the possibility of having her parental rights terminated has been a motivating factor in her decision to straighten out her life and for Kayla's successful compliance with the reunification plan.

Kayla has gone above and beyond the case plan in order to provide appropriate parenting to Ellie. With the explicit findings relied upon objectively with supportable grounds, the termination of parental rights is not in the best interest of either Kayla Burke or Ellie Eagle.”

The language of the statute indicates that the legislature expressly intended the CPA to protect children from parents, guardians or other custodians who posed a health and safety threat to their children, and to remove such children from unsafe family environments.

At the same time, however the legislature intended the CPA to reunite the children with their families once the hazards could be removed. Since the hazards were never specifically identified according to the risk assessments, it is safe to assume they involved my mother, Arlene Winters. Since April 2, 2009, I have not returned to my mother's house other than to visit her occasionally. Therefore, there have been no more conflicts with her and there are no unsafe conditions.

Please allow me to raise my child, and prove to all how good of a parent I can be.

Executed 26 July 2010 at Pocatello, Idaho.

I declare under penalty of perjury that the foregoing is true and correct.

Kayla Burke

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing PROGRESS REPORT OF KAYLA ADRENE BURKE was personally delivered, mailed/faxed on the _____ day of July, 2010.

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| The Honorable Bryan K. Murray Sixth District Magistrate Pocatello, ID 83201 | <input type="checkbox"/> Personal Delivery <input type="checkbox"/> U.S. Mail <input type="checkbox"/> Certified Mail <input type="checkbox"/> Facsimile |
| Ian Service Deputy Prosecuting Attorney PO Box P Pocatello, ID 83205 | <input type="checkbox"/> Personal Delivery <input type="checkbox"/> U.S. Mail <input type="checkbox"/> Certified Mail <input type="checkbox"/> Facsimile |
| Robert Faulkner Chubbuck, ID 83203 | <input type="checkbox"/> Personal Delivery <input type="checkbox"/> U.S. Mail <input type="checkbox"/> Certified Mail <input type="checkbox"/> Facsimile |
| Office of Tribal Attorney Shoshone-Bannock Tribes Attn: Brandelle Whitworth P.O. Box 306 Fort Hall, ID 83203 | <input type="checkbox"/> Personal Delivery <input type="checkbox"/> U.S. Mail <input type="checkbox"/> Certified Mail <input type="checkbox"/> Facsimile |
| John Souza Attorney at Law | <input type="checkbox"/> Personal Delivery <input type="checkbox"/> U.S. Mail <input type="checkbox"/> Certified Mail <input type="checkbox"/> Facsimile |
| Steven Larsen Attorney ad Litem PO Box 6369 Pocatello, ID 83205-6369 | <input type="checkbox"/> Personal Delivery <input type="checkbox"/> U.S. Mail <input type="checkbox"/> Certified Mail <input type="checkbox"/> Facsimile |
| Tribal Social Services Shoshone Bannock Tribe Attn: Malissa Poog PO Box 306 Fort Hall, ID 83203 | <input type="checkbox"/> Personal Delivery <input type="checkbox"/> U.S. Mail <input type="checkbox"/> Certified Mail <input type="checkbox"/> Facsimile |
| Foster Parents | <input type="checkbox"/> Personal Delivery <input type="checkbox"/> U.S. Mail <input type="checkbox"/> Certified Mail <input type="checkbox"/> Facsimile |

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