

For assistance in preparing this affidavit, see accompanying instructions

**Sample Affidavit in Support of Order In Aid of Investigation
[OPTIONAL and Request for Restraining Order]**

CAUSE NO: _____

IN THE INTEREST OF

CHILD

§
§
§
§
§

IN THE DISTRICT COURT OF

_____ COUNTY, TEXAS

___ JUDICIAL DISTRICT

**AFFIDAVIT IN SUPPORT OF ORDER IN AID OF INVESTIGATION (IF
APPLICABLE AND REQUEST FOR RESTRAINING ORDER)**

STATE OF TEXAS

COUNTY OF _____

Before me, the undersigned authority, personally appeared _____, who was sworn by me and deposed as follows:

My name is _____. I am over the age of 18, of sound mind and capable of making this affidavit. I am an authorized representative of the Texas Department of Family and Protective Services, and the facts and allegations stated in this affidavit are within my personal knowledge and are true and correct.

The following facts show the necessity for an order in aid of investigation:

1. CHILD(REN)

Name:

DOB:

Current address:

Any other address during past 6 months:

2. PARENTS/ MEMBERS OF HOUSEHOLD

Mother

Name:

DOB:

Current address:

Father

Name:

DOB:

Current Address:

Other Household Member

Name:

Relationship to child/parent _____

DOB:

Current Address:

3. ALLEGATIONS

4. THE INVESTIGATION

5. CPS HISTORY

6. CRIMINAL HISTORY

7. INTERFERENCE WITH INVESTIGATION

8. FLIGHT RISK *[DELETE UNLESS RESTRAINING ORDER IS REQUESTED]*

9. CONCLUSION:

Based on the foregoing facts, I believe there is good cause to issue an order to aid in this investigation and request that the court order that DFPS and its authorized representatives be granted specific authority to:

[DELETE UNLESS RESTRAINING ORDER IS REQUESTED] Based on the foregoing facts, I believe there is reason to believe that a person responsible for the child's care, custody or welfare may remove the child from the state or from a geographic area identified by the court before the investigation is completed, that there is probable cause to conduct the investigation, and that a restraining order prohibiting [INSERT NAME OF PARENT/CARETAKER] from removing the child from the state or from the following geographic area: [SPECIFY AREA] is necessary for the safety and welfare of the child. On that basis the Department requests that this Court issue:

A restraining order prohibiting [INSERT NAME OF PARENT/CARETAKER] from removing the child from the state or from the following geographic area [SPECIFY AREA] is necessary for the safety and welfare of the child.

Caseworker's signature

Name & title

Affiant

SWORN TO AND SUBSCRIBED before me, the undersigned Notary Public on this the
___ day of _____ 2009.

NOTARY PUBLIC in and for the
STATE OF TEXAS
Commission Expires: