

MICCOSUKEE TRIBAL COURT
MICCOSUKEE TRIBE OF INDIANS OF FLORIDA
JUVENILE DIVISION

IN THE INTEREST OF:

**PETITION FOR LEGAL
CUSTODY OF MINOR
CHILDREN**

Annamae Kelly
DOB: 6/29/65

Christian Kelly
DOB: 3-14-07

Ronan Ingrid Harkins-Johnson
DOB: 3-16-18

DOB: _____

FILED
IN MY OFFICE THIS

MAR 16 2018

MICCOSUKEE TRIBAL COURT
CLERK

Respondents,

Betty L. Osceola, DeDee J. Kelly
Petitioner, (s)

U-09-10-JV

To the Tribal Court of the Miccosukee Indian Tribe of Florida:

Petitioner(s), whose name appears below, respectfully represents to the Court as follows:

Betty L. Osceola

That DeDee Kelly are within the Miccosukee Tribal Court Jurisdiction. That it would be for the best interest of said children of the Miccosukee Tribe of Indians of Florida that said children be declared dependent minors.

That the names of the parent(s) or legal guardian(s) of said child is/are Betty L. Osceola and Rebecca Sanders, who reside on or adjacent to the Miccosukee Tribal Lands of Florida.

Wherefore, your Petitioner(s) prays that said matter be brought on for hearing, and Petitioner be granted temporary/permanent/ shared custody rights for said children.

Betty Osceola ^(circle one) DeDee Kelly being first duly sworn, says that he/she is the petitioner above named, that he/she has read the said Petition, and knows the contents thereof, and requests that this matter be resolved in anyway the Tribal Court deems to be in the best interest of said children.

Betty L. Osceola 786-385-6143
Petitioner

DeDee J. Kelly 786-376-2386
Petitioner

Signed before me this 16th day of March, 2018

[Signature]
Clerk of the Courts

MICCOSUKEE TRIBAL COURT
MICCOSUKEE TRIBE OF INDIANS OF FLORIDA

Juvenile Division

AFFIDAVIT FOR LEGAL CUSTODY

IN THE INTEREST OF:

PETITION FOR LEGAL
CUSTODY OF MINOR
CHILDREN

Annamae Kelly
DOB: 6-29-05

DOB: Christian Kelly
3-14-07

DOB: Ronan Ingrid Larkins-Johnson
DOB 3-16-18

0-09-10-JV

FILED
IN MY OFFICE THIS

MAR 16 2018

MICCOSUKEE TRIBAL COURT

CLERK

Respondents,

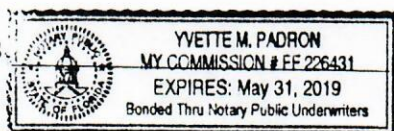
Betty L. Ocoola / DeDee J. Kelly
Petitioner.

My grand-daughter Annamae Kelly and grandson Christian Kelly told me Justin Johnson hit them sometime in the month of February. Christian told me Justin has been telling him bad things about me and some of my family members saying we are bad people. Both my grandchildren are afraid of him. When I asked if their mom knew Justin hit them they both told me yes and she saw it happen and didn't do anything. Christian also said his mother punched him ~~but~~ on another occasion then called and had Justin speak to him on the phone and Justin told Fayee "he Justin is gonna punch him, then he laughed."

Betty L. Ocoola
Petitioner
DeDee J. Kelly
Petitioner

Subscribe and sworn (or affirmed) before me this 16 day of March, 2018
Miami, FL
City State

Commission expires



[Signature]
(Signature of Notary)

**MICCOSUKEE TRIBAL COURT
MICCOSUKEE TRIBE OF INDIANS OF FLORIDA
JUVENILE DIVISION**

INFORMATION REQUIRED- LEGAL CUSTODY

A. PETITIONER

1. Name of Petitioner(s): Betty L. Osceola
2. Current Address: 57070 Tamiami Trl E
Ochopee, FL 34141
3. Phone Number: 786-385-6743
4. How long have you lived at your present address? 20 years
5. Current Marital Status: Single ☒ Married ☐ Divorced/Separated ☐ Widowed
6. Are you a Native American Indian? ☒ Yes ☐ No
7. Are you officially enrolled as a member of a Native American Indian Tribe?
☒ Yes ☐ No

If yes, please specify the name and address of the tribe of which you are a

member: Miccosukee Tribe of Indians of Florida
P.O. Box 440021
Miami, FL 33144

B. CHILD/CHILDREN

8. Name of Child/Children Christian Kelly, Anoumie Kelly
Ronan Ingrid Larkins-Johnson
9. Date(s) and Place(s) of Birth: 3/14/07 Miami-FL, 6/29/05 Miami, FL
3/16/18 Miami, FL
10. Current Address: 57070 Tamiami Trl E
Ochopee, FL 34141

**MICCOSUKEE TRIBAL COURT
MICCOSUKEE TRIBE OF INDIANS OF FLORIDA
JUVENILE DIVISION**

**IN THE INTEREST OF:
ANNA MAE KELLY
D.O.B. 06/29/05,**

CASE NO: CV-09-10-JV

**CHRISTIAN KELLY
D.O.B. 03/14/17,**

and

**RONAN INGRID LARKINS-JOHNSON,
D.O.B. 03/16/2018
Three minor children,**

**BETTY OSCEOLA, and
DEEDEE KELLY
Petitioners.**

_____ /

EMERGENCY ORDER GRANTING TEMPORARY CUSTODY

This cause came before the Court on a Petition for Legal Custody of a Minor Children filed by the children's grandmothers, Betty L. Osceola and DeeDee Kelly on March 16, 2018. This Court has jurisdiction pursuant to Title IX ("Juveniles") of the Miccosukee Law and Order Code, as well as the unwritten customs and traditions of the Miccosukee Tribe and its constituent Clans. After a review of case file and the Petition, this Court **FINDS** that:

1. The Petition demonstrates probable cause that these children come within the juvenile jurisdiction of this Court.
2. **ANNA MAE KELLY** and **CHRISTIAN KELLY** are enrolled members of the Miccosukee Tribe of Indians of Florida. The mother of **RONAN INGRID LARKINS-JOHNSON** is an enrolled member of the Miccosukee Tribe of Indians of Florida.
3. After hearing on November 15th, 2017, this Court entered an Injunction for Protection for the minor children's mother and **ANNA MAE KELLY** in which **JUSTIN JOHNSON** admitted, by virtue of his inexcusable default after proper notice, to his commission of an incident of violence against the mother during the pendency of her pregnancy with **RONAN INGRID LARKINS-JOHNSON**. There is otherwise reasonable cause to believe that such incident did occur.
4. It is in the best interests of the children that they remain temporarily in the joint physical and legal custody of their maternal grandmothers, **BETTY OSCEOLA** and **DEEDEE KELLY**.

IT IS THEREFORE **ORDERED AND ADJUDGED** that:

5. **BETTY OSCEOLA** and **DEEDEE KELLY** shall immediately exercise joint physical and legal custody of the minor children, **ANNA MAE KELLY** and **CHRISTIAN KELLY**, until a hearing is held on this matter. They shall be entitled to medical and school records of the children, and to make decisions regarding healthcare, education, and religious upbringing during this time.
6. **BETTY OSCEOLA** shall immediately exercise joint physical and legal custody of the minor child, **RONAN INGRID LARKINS-JOHNSON**, until a hearing is held on this matter. She shall be entitled to medical records of the child, and to make decisions regarding healthcare, education, and religious upbringing during this time.
7. The minor children's mother, **REBECCA KELLI SANDERS**, shall be entitled to supervised visitation with the children during this period. During these visits, Miccosukee Social Services will provide supervision. The length and conditions of such visits shall be determined by the maternal grandparents in consultation with Miccosukee Social Services.
8. The father of **RONAN INGRID LARKINS-JOHNSON**, **JUSTIN JOHNSON**, shall not have unsupervised contact with the minor child until a hearing is held on this matter. During any visits, Miccosukee Social Services, or any child protective services agency approved by the Tribe, will provide supervision. The length and conditions of such visits shall be determined by the maternal grandparents in consultation with Miccosukee Social Services.
9. After investigation, Miccosukee Social Services shall provide the Court with a Report and Recommendation regarding the continuing propriety of this placement. If continued placement is recommended, Miccosukee Social Services shall file a proposed Case Plan to the Court, after consultation with the children's clan.
10. Any law enforcement officer designated for this purpose with the consent of the Tribe shall have the right to enforce this Order pursuant to 18 U.S.C. Sections 2265 and 2266. **This is an order for Child Pickup pursuant to those statutes.**
11. The Court will schedule a hearing on this matter within a reasonable time. The parents will be given reasonable notice and the opportunity to be heard
12. This Court shall retain jurisdiction for any and all issues related to this matter.

DONE AND ORDERED on this 17th day of March 2018.

Jane W. O. Billie

TRIBAL JUDGE