

IN THE JUVENILE COURT OF HARDIN COUNTY, TENNESSEE

STATE OF TENNESSEE
DEPARTMENT OF CHILDREN'S SERVICES

PETITIONER

vs.

AMANDA KAY KIDD
NICHOLAS SHAWN MULLINS

RESPONDENTS

NO: 25 JV-26

IN THE MATTER OF:

Westin Mullins, DOB: 02/17/16
Adelia Mullins, DOB: 09/27/18
Everly Kidd, DOB: 06/17/21

CHILDREN UNDER EIGHTEEN (18) YEARS OF AGE

Address: _____

FILED: 21 DAY OF March 2025 AT 12:15 PM
TAMMIE WOLFE, CLERK
BY Turcotte, Ryan CLERK

PROTECTIVE CUSTODY ORDER

It appears to the Court from the sworn allegations of the Petition filed by the State of Tennessee, Department of Children's Services, in the above-styled matter that there is probable cause to believe that the above-named children are dependent and neglected within the meaning of the law and makes the following findings of fact:

1. That the children are subjected to an immediate threat to the children's health and safety to the extent that delay for a hearing would be likely to result in severe or

irreparable harm, and there is no less drastic alternative to removal available which could reasonably and adequately protect the children's health and safety pending a preliminary hearing, as set forth below; that it is contrary to the children's welfare at this time to remain in the care, custody, or control of the parents/caretakers/custodians as:

Said children are in need of protection and a proper caretaker. The children's father, Nicholas Mullins, tested positive for methamphetamine, amphetamine, THC, and MDMA. Mr. Mullins stated that he takes Adderall and admitted to taking a "pill like ecstasy" about four days ago. Mr. Mullins stated that he uses marijuana daily.

2. The children were placed in the care of their mother, Amanda Kidd.
3. The Court further finds that it is contrary to the children's welfare to remain in the care, custody or control of the children's parents/caretakers/custodians, due to the above-stated facts. There is no less drastic alternative to removal, and based on an assessment of the family and the children's circumstances, it was reasonable to make no effort to maintain the children in the home.
4. The parents are hereby given notice of their liability for child support pursuant to

T.C.A. § 37-1-151 as follows:

- a. In any case in which the court finds children dependent and neglected, unruly or delinquent, it may proceed at the same hearing or at a later hearing to inquire into the ability of one or both of the parents of the children to support the children or to contribute to the support of the children, if the parent is duly summoned to appear before the court or if the parent voluntarily appears before the court and may enter an order for payment of child support;
- b. The placement of children in the custody of an agency of the state, such as the Department of Children's Services, shall make the parents of the children

- liable for support from the effective date of the court's order placing the children in state custody;
- c. The placement of children by the court into the custody of an agency of the state, such as the Department of Children's Services, is deemed as an automatic application by the state, as custodian of the children, for child support services from the Department of Human Services Title IV-D child support program;
 - d. At any hearing where child support is ordered, the court may also order the parent or parents to make payment to the state to offset the children's medical costs and may order the parent or parents to maintain health insurance on the children or to pay for health insurance premiums;
 - e. If any prior order for supports exists for children placed in the custody of the state, where the payment is made to the clerk, the clerk shall forward all such payments to the department without further order of the court;
5. Child support payments should be mailed to the Central Child Support Receiving Unit, P.O. Box 305200, Nashville, Tennessee 37229;
6. Each parent will be required to mail a separate check or money order for their child support obligations;
7. The children's full name and social security number and payment amount per child must be included with the payment along with the name of the court ordering payment;
8. A copy of this Protective Custody order shall be provided to the Child Support Division of the District Attorneys Office so that they may handle further child support proceedings.
9. That an attorney should be appointed as guardian ad litem for the minor children with the authority to conduct such discovery as is permitted by law and DCS policy, including the right to inspect and copy at no cost, any file maintained by the Department, subject to the restrictions herein described, and should have access to all documents and records pertaining to the children, including but not limited to, all

records of the Department of Children's Services and any other medical, educational, and/or psychological records as permitted by law and the Department of Children's Services written policy. The guardian ad litem should further be authorized to interview any individuals having contact with or providing services to the children. Work products of the office of the District Attorney, counsel for the State of Tennessee, Department of Children's Services or the police department, privileged and confidential communications and documents and the identity of persons making reports/complaints to the Tennessee Department of Children's Services should be excluded from this order of discovery.

10. That if the respondents qualify for appointed counsel, an attorney should be appointed to represent them with the authority to conduct such discovery as is permitted by law and DCS policy including the right to inspect and copy, at no cost, any file maintained by the Department, subject to the restrictions herein described, and the attorney should have access to all documents and records pertaining to the children, including but not limited to, all records of the Department of Children's Services and any other medical, educational, and/or psychological records as permitted by law and the Department of Children's Services written policy. The attorney should further be authorized to interview any individuals having contact with or providing services to the children. Work products of the office of the District Attorney, counsel for the State of Tennessee, Department of Children's Services or the police department, privileged and confidential communications and documents

and the identity of persons making reports/complaints to the Tennessee Department of Children's Services should be excluded from this order for discovery.

11. That the Court have a hearing to determine if disclosure of any mental health records would be necessary for the conduct of proceedings before it and that if failure to make such disclosure would be contrary to public interest or to the detriment of a party to the proceeding.

12. The Court further finds that it is in the best interest of the children and the public as follows, and

IT IS, THEREFORE, ORDERED ADJUDGED, AND DECREED:

1. The above-named children are hereby brought into the protective custody of this Court.
2. Temporary care and custody of the above-named children is placed with their mother, Amanda Kidd, with authority to provide any appropriate plans for the care of said children and to consent to any necessary medical, surgical, hospital, educational, institutional, psychiatric, or psychological care pending further determination of the children's custodial status by the Court.
3. Alternatively, _____

4. The preliminary hearing in this cause is set for _____.
5. That the father, Nicholas Mullins, will comply with services including an A & D assessment, following through with any recommendations as a result; parenting classes through the Carl Perkins Center; and submit to random drug screens including Urine, mouth swabs, and/or nailbed.

6. The children, Westin Mullins, Adelia Mullins, and Everly Kidd, will have hair-follicle drug screens and forensic interviews.
7. The mother, Amanda Kidd, will not allow said children to be on the property of the grandfather, Steve Qualls, at or about 410 Qualls Jones Road in Savannah, Tennessee.
8. That there will be no physical contact between the father, Nicholas Mullins, and said children. Contact should be by electronic means only, pending further orders of this Court.
9. It is further ordered _____

10. All state, county, or local agencies and any public or private medical or mental health treatment resources with information on records relevant to the children's situation shall release such information or records as are necessary for the management of this case to the legal custodian named above and to any authorized representatives of the case management team of a community health agency, which is providing coordination of care and services with the legal custodian named above. Release of records involving drug and alcohol treatment and sexually transmitted disease infection of the children shall follow the release procedures, respectively, pursuant to 42 Code of Federal Regulations 2.61 - 2.64 and T.C.A. § 68-10-113.
11. That unless the children are released from state custody, the court shall provide for child support pursuant to TCA 37-1-151 at the adjudicatory hearing in that the Court address child support as provided by law and determine the parent's ability to pay. If appropriate, temporary child support be set at the merit hearing for the benefit and support of said

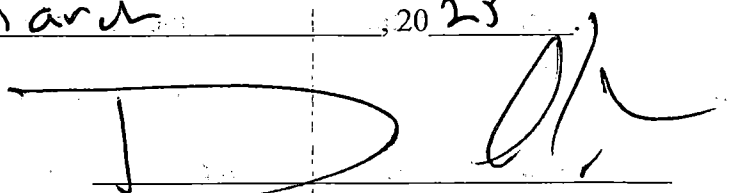
children, or in the alternative that this cause be set for hearing on the Child Support docket within forty-five (45) days of said children entering custody.

12. That an Attorney shall be appointed as guardian ad litem for the minor children with the authority to conduct such discovery as is permitted by law and DCS policy including the right to inspect and copy, at no cost, any file maintained by the Department, subject to the restrictions herein described, and shall have access to all documents and records pertaining to the children, including but not limited to, all records of the Department of Children's Services and any other medical, educational, and/or psychological records as permitted by law and the Department of Children's Services written policy. The guardian ad litem is further authorized to interview any individuals having contact with or providing services to the children. Work products of the office of the District Attorney, counsel for the Tennessee Department of Children's Services or the police department, privileged and confidential communications and documents, and the identity of persons making reports/complaints to the Tennessee Department of Children's Services are excluded from this order for discovery.

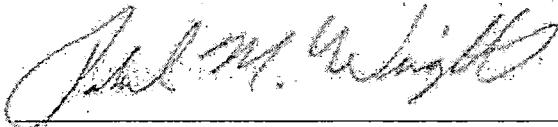
That if the respondents qualify for appointed counsel, an Attorney shall be appointed to represent them with the authority to conduct such discovery as is permitted by law and DCS policy including the right to inspect and copy, at no cost, any file maintained by the Department, subject to the restrictions herein described, and shall have access to all documents and records pertaining to the children, including but not limited to, all records of the Department of Children's Services and any other medical, educational, and/or psychological records as permitted by law and the Department of Children's Services

written policy. The attorney is further authorized to interview any individuals having contact with or providing services to the children. Work products of the office of the District Attorney, counsel for the Tennessee Department of Children's Services or the police department, privileged and confidential communications and documents, and the identity of persons making reports/complaints to the Tennessee Department of Children's Services are excluded from this order for discovery.

ENTER this 21 day of March, 2025


Judge

APPROVED FOR ENTRY:



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