

Contents

CHAPTER 1. MARRIAGE

1.1.	Overview	1-1
1.1.1.	Void Marriages	1-1
1.1.2.	Voidable Marriages	1-2
1.1.3.	Valid Marriages	1-3
1.2.	Causes of Action	1-5
1.2.1.	Breach of Promise to Marry	1-5
1.2.2.	Alienation of Affections	1-5
1.2.3.	Contracts	1-6
1.3.	Spouses' Rights and Liabilities	1-6
1.4.	Antenuptial Agreements.	1-8
1.5.	Domicile.	1-8.1
1.6.	Forms	1-8.1
Form 1-1	Retainer Agreement for Antenuptial Agreement.	1-8.1
Form 1-2	Letter to Client (pre-execution of antenuptial agreement)	1-10
Form 1-3	Antenuptial Agreement (younger couple)	1-13
Form 1-4	Antenuptial Agreement (older couple)	1-23

CHAPTER 2. CHILDREN

2.1.	Overview	2-1
2.2.	Natural Guardianship of a Minor Child	2-1
2.3.	Domicile	2-2
2.4.	Jurisdiction	2-2
2.5.	Appointment of Counsel	2-3
2.6.	Right to Services and Earnings of a Minor Child	2-4
2.7.	Right to Sue for Seduction or Wrongful Injury of a Minor Child	2-4
2.8.	Child Custody and Visitation	2-4
2.8.1.	Sole and Joint Child Custody	2-4
2.8.2.	Determination of Child Custody and Visitation	2-5
2.8.3.	Interstate Child Custody and Visitation	2-6
2.8.4.	Modification of Child Custody and Visitation	2-10
2.8.5.	Attorney Fees	2-10
2.9.	Child Support	2-11
2.9.1.	Duty of Parents and Grandparents to Support	2-11

CONTENTS

2.9.2.	Child Support Awards	2-11
2.9.3.	Application of Child Support Guidelines.	2-12
2.9.4.	Enforcement of Child Support Orders	2-14
2.9.5.	Modification of Child Support.	2-15
2.9.6.	Interstate Child Support	2-16
2.9.7.	Criminal Non-Support and Desertion	2-21
2.9.8.	Costs and Attorney Fees	2-21
2.9.9.	Special Notice Requirements.	2-22
2.9.10.	Support of Destitute Adult Child	2-23
2.10.	Child Abuse and Neglect.	2-23
2.10.1.	Scope	2-23
2.10.2.	Reporting	2-25
2.10.3.	Investigation.	2-26
2.10.4.	Findings, Notice, and Appeals	2-28
2.10.5.	Reports and Records	2-28
2.11.	Child Abduction	2-29
2.11.1.	Civil	2-29
2.11.2.	Criminal	2-30
2.11A	Missing Children	2-31
2.11B	Intra-Family Torts	2-31
2.12.	Forms.	2-32
2.12.1.	Custody/Visitation	2-32
	Form 2-1 Complaint for Child Custody (married parents)	2-32
	Form 2-2 Complaint for Child Custody (unmarried parents)	2-34
	Form 2-3 Complaint for Child Custody and Affidavit in Support of Compliance with the UCCJEA (interstate)	2-36
	Form 2-4 Complaint for Child Custody (third party)	2-39
	Form 2-5 Complaint for Modification of Child Custody (intrastate)	2-41
	Form 2-6 Complaint for Modification of Child Custody and Affidavit in Support of Compliance with the UCCJEA (interstate)	2-43
	Form 2-7 Complaint to Establish Child Visitation	2-45
	Form 2-8 Complaint to Modify Child Visitation	2-47

	Form 2-9	Complaint to Establish Grandparent Visitation.	2-49
	Form 2-10	Motion for Appointment of Counsel for Minor Child.	2-50.1
	Form 2-11	Md. R. 1-351 Application for Emergency <i>Ex Parte</i> Injunction . .	2-50.3
	Form 2-12	Motion for Limited Appointment of Counsel for Minor Child to Waive or Assert Child’s Privilege. .	2-50.5
	Form 2-13	Motion for Child Sexual Abuse Evaluation.	2-50.7
	Form 2-14	Motion for Emergency Child Custody.	2-50.10
2.12.2	Child Support		2-50.12
	Form 2-15	Complaint for Child Support	2-50.12
	Form 2-16	Child Support Guidelines (Worksheet A).	2-50.14
	Form 2-17	Child Support Guidelines (Worksheet B).	2-51
	Form 2-18	Motion for Modification of Child Support	2-55

CHAPTER 3. SEPARATION

3.1.	Overview		3-1
3.2.	Forms		3-2
	3.2.1.	Client Relations.	3-2
		Form 3-1	Separation/Divorce Interview Form 3-2
		Form 3-2	Letter Confirming Initial Consultation 3-15
		Form 3-3	Retainer Agreement (all family law matters) 3-19
		Form 3-4	Declaration of Commitment to Clients 3-22
		Form 3-5	Letter Confirming Receipt of Retainer. 3-23
	3.2.2.	Agreements	3-24
		Form 3-6	Financial Worksheet 3-24
		Form 3-7	Letter to Non-Client Spouse 3-29
		Form 3-8	Settlement Proposal Letter 3-30
		Form 3-9	Voluntary Separation Agreement . 3-33
		Form 3-10	Marital Settlement Agreement . . 3-34
		Form 3-10A	Alternative Clause for Explanatory Statement 3-48.2
		Form 3-10B	Alternative Clause for Rights Incident to Marital Relationship and Rights as Surviving Spouse . . 3-48.2

CONTENTS

Form 3-10C Alternative Clauses for Child Custody and Visitation 3-48.2

Form 3-10D Alternative Clauses for Child Support 3-49

Form 3-10E Alternative Clauses for Dependency Exemption 3-50

Form 3-10F Alternative Clauses for Education of Children 3-51

Form 3-10G Alternative Clauses for Spousal Support 3-51

Form 3-10H Alternative Clause for Health Insurance for Spouse 3-52

Form 3-10I Alternative Clause for Monetary Award 3-52

Form 3-10J Alternative Clause for Life Insurance and Will 3-53

Form 3-10K Alternative Clauses for Division of Personal Property 3-53

Form 3-10L Alternative Clause for Marital Home 3-54

Form 3-10M Alternative Clauses for Marital Debts 3-55

Form 3-10N Alternative Clauses for Income Taxes 3-55

Form 3-10O Alternative Clauses for Grounds for Divorce 3-56

Form 3-10P Alternative Clause for Reconciliation 3-56

Form 3-10Q Alternative Clauses for Counsel Fees and Court Costs 3-57

CHAPTER 4. DIVORCE

4.1. Jurisdiction 4-1

4.2. Venue 4-3

4.3. Types of Divorce 4-4

4.4. Grounds for Divorce 4-4

 4.4.1. Limited Divorce 4-4

 4.4.2. Absolute Divorce 4-5

4.5A. Defenses to Divorce 4-6.1

4.5B. Effect of Limited Divorce on an Absolute Divorce 4-6.1

4.6. Marital Property 4-6.2

 4.6.1. Definition 4-7

 4.6.2. Ownership of Real and Personal Property 4-9

 4.6.3. Equitable Distribution 4-9

 4.6.4. Possession and Use 4-12

4.7.	Alimony	4-13
4.7.1.	Awards	4-13
4.7.2.	Types	4-14
	4.7.2.1. Temporary or Rehabilitative	4-14
	4.7.2.2. Indefinite or Permanent	4-15
4.7.3.	Reservation	4-15
4.7.4.	Modification or Extension	4-15
4.7.5.	Termination	4-15
4.7.6.	Order to Pay Reasonable and Necessary Expenses	4-16
4.7.7.	Allocation of Health Insurance and Benefits ...	4-16
4.8A.	Corroboration of Testimony	4-16
4.8B.	Admissible Required Evidence	4-18
4.9.	Enforcement of Divorce Judgments	4-18
4.9.1.	Injunctive Relief	4-18
4.9.2.	Contempt.	4-19
4.9.3.	Execution on a Judgment	4-20
4.9.4.	Specific Performance	4-21
4.9.5.	Garnishment	4-21
4.10.	Forms	4-22
4.10.1.	Complaints	4-22
	Form 4-1 Domestic Case Information Report	4-22
	Form 4-2 Complaint for Limited Divorce ..	4-25
	Form 4-3 Complaint for Absolute Divorce (adultery and/or desertion)	4-28
	Form 4-4 Complaint for Absolute Divorce (mutual and voluntary separation for one year) (with Marital Settlement Agreement)	4-31
	Form 4-5 Complaint for Absolute Divorce (two year separation) (without Marital Settlement Agreement) ..	4-33
	Form 4-6 Md. R. 9-203 Financial Statement	4-36
	Form 4-7 Md. R. 9-207(b) Joint Statement of Parties Concerning Marital and Non-Marital Property	4-41
	Form 4-8 Md. R. 2-541(g)(1) Exceptions to Master’s Report and Proposed Recommendations.	4-44
	Form 4-9 Md. R. 2-541(g)(2) Request for Preparation and Transmittal of Transcript	4-46
4.10.2.	Discovery	4-47
	Form 4-10 Md. R. 2-401(d)(2) Notice of Service of Discovery Materials ..	4-47

CONTENTS

	Form 4-11	Md. R. 2-422(b) Request for Production, Inspection, and Copying of Documents	4-48.1
	Form 4-12	Md. R. 2-422(c) Response to Request for Production, Inspection, and Copying of Documents	4-54
	Form 4-13	Interrogatories	4-56
	Form 4-14	Md. R. 2-424 Request for Admission of Facts and Genuineness of Documents	4-67
4.10.3.	Motions		4-71
	Form 4-15	Motion to Dismiss and Memorandum of Law in support thereof	4-71
	Form 4-16	Motion for Psychiatric Evaluation	4-76
	Form 4-17	Md. R. 2-613(b) Request for Order of Default and Non-Military Service Affidavit	4-78
	Form 4-18	Motion to Vacate Order of Default	4-80
4.10.4.	Orders		4-81
	Form 4-19	Judgment of Limited Divorce	4-81
	Form 4-20	Judgment of Absolute Divorce (without agreement)	4-83
	Form 4-21	Judgment of Absolute Divorce (with agreement)	4-86
	Form 4-22	Earnings Withholding Order (child support)	4-87
	Form 4-23	Earnings Withholding Order (alimony)	4-90
	Form 4-24	Qualified Domestic Relations Order (QDRO)	4-92

CHAPTER 5. DOMESTIC VIOLENCE

5.1A.	Power of the Court	5-1
5.1B.	Relief through the Department of Human Resources (DHR)	5-1
5.2.	Relief through the Courts	5-2
5.2.1.	Goals	5-2
5.2.2.	Persons Eligible for Relief	5-2
5.2.3.	Definition of Abuse	5-3
5.2.4.	Petitioners	5-3
5.2.4A.	Jurisdiction	5-4
5.2.4B.	Interim Protective Orders	5-4
5.2.5.	Temporary Protective Orders	5-4
5.2.6.	Final Protective Orders	5-6
5.2.7.	Modification or Rescission of Orders	5-7

5.2.8.	Appeals and Judicial Review	5-8
5.2.9.	Penalties	5-8
5.2.10.	Out-of-State Protective Orders	5-8
5.3.	Forms	5-8
Form 5-1	Petition for Protection against Domestic Violence	5-8

CHAPTER 6. JUVENILE CAUSES

6.1.	Philosophy	6-1
6.2.	Jurisdiction	6-5
6.2.1.	Jurisdiction by Age	6-6
6.2.1.1.	One Year or Less.	6-6
6.2.1.2.	Ages Seven to Fourteen	6-6
6.2.1.3.	Age Fourteen	6-6
6.2.1.4.	Age Fifteen	6-7
6.2.1.5.	Age Sixteen.	6-7
6.2.1.6.	Age Eighteen	6-8
6.2.1.7.	Age Twenty-One.	6-9
6.2.1.8.	Determination of Age for Jurisdiction	6-9
6.2.2.	Subject Matter Jurisdiction	6-10
6.2.2.1.	Delinquency	6-10
6.2.2.2.	Child in Need of Supervision (CINS).	6-10
6.2.2.3.	Child in Need of Assistance (CINA)	6-11
6.2.2.4.	Citation Violations	6-12
6.2.2.5.	Adults	6-12
6.2.2.6.	Interstate Compact on Juveniles	6-13
6.2.2.7.	Criminal Cases under Compulsory Public School Attendance Laws	6-14
6.2.2.8.	Violations of Traffic Laws or Ordinances	6-14
6.2.2.9.	Peace Orders	6-14
6.2.2.10.	Citation Violations	6-14
6.2.2.11.	Emergency Medical and Psychiatric Treatment	6-15
6.2.2.12.	Order Controlling Conduct of Persons Properly before the Court	6-15
6.2.2.13.	Voluntary Placements	6-16
6.2.2.14.	Interstate Compact on the Placement of Children (ICPC)	6-16
6.2.2.15.	Termination of Parental Rights (TPR)	6-16
6.2.2.16.	Guardianship.	6-16
6.2.2.17.	Adoptions	6-16

CONTENTS

	6.2.2.18.	Custody, Visitation, Support, Paternity	6-16
	6.2.2.19.	Federal	6-17
	6.2.2.20.	Duration of Jurisdiction	6-17
6.3.		Venue	6-20
6.4.		Taking Child into Custody	6-21
6.5.		Detention and Shelter Care	6-22
6.6.		Intake	6-24
	6.6.1.	Jurisdictional Inquiry	6-25
	6.6.2.	Authorization to File a Petition	6-25
	6.6.3.	Informal Adjustment	6-25
	6.6.4.	Denial of Authorization to File a Petition	6-26
	6.6.5.	Appeal of Intake Decisions	6-26
	6.6.6.	Confidentiality of Intake	6-26
	6.6.7.	Role of Counsel in Intake	6-27
6.7.		Right to Counsel	6-27
6.8.		Hearings	6-28
	6.8.1.	Detention and Shelter Care	6-28
	6.8.2.	Waiver	6-29
		6.8.2.1. Waiver from Juvenile Court to Criminal Court	6-30
		6.8.2.2. Waiver from Criminal Court to Juvenile Court	6-32
		6.8.2.3. Waiver of Adults from Juvenile Court to Criminal Court	6-33
		6.8.2.4. Summary Review	6-33
	6.8.3.	Arrestment or Preliminary Hearing	6-34
	6.8.4.	Adjudicatory Hearing	6-34
	6.8.5.	Disposition Hearing	6-35
	6.8.6.	Post-Disposition Proceedings	6-37
6.9.		Confidentiality	6-38
6.10.		Restitution and Parental Liability	6-39
6.11.		Child Support	6-40
6.12.		Court Costs and Attorney Fees	6-40
6.13.		Pleadings and Motions	6-41
	6.13.1.	Petition	6-41
	6.13.2.	Summons and Notice	6-42
	6.13.3.	Subpoenas and Security Deposits	6-42
	6.13.4.	Study and Examination	6-42
	6.13.5.	Motions	6-43
	6.13.6.	Exceptions	6-44

6.14.	Masters	6-44
6.15.	Victims' Rights.....	6-44
6.16.	Forms	6-45
	Form 6-1: CINS Petition	6-45
	Form 6-2: CINA Petition.....	6-47
	Form 6-3: Motion for Reverse Waiver.....	6-50
	Form 6-3A: Order (for reverse waiver)	6-52
	Form 6-4: Md. R. 11-122(b) Motion to Intervene.....	6-53
	Form 6-4A: Order (to intervene)	6-55
	Form 6-5: Md. R. 11-110(d) Motion for Consolidation/ Severance	6-56
	Form 6-5A: Order (to consolidate or to sever)	6-57
	Form 6-6: Exceptions to Master's Findings, Conclusions, Recommendations.	6-58
 CHAPTER 7. PATERNITY PROCEEDINGS		7-1
7.1.	Overview	7-1
	7.1.1. Purpose	7-1
	7.1.2. Jurisdiction	7-2
	7.1.3. Methods for Establishing Paternity.....	7-2
	7.1.4. Judicial Proceedings to Establish Paternity	7-3
	7.1.5. Hearings	7-5
	7.1.6. Affidavit of Parentage.....	7-7
	7.1.7. Blood Tests	7-7
	7.1.8. Court Orders	7-8
	7.1.8.1. Child Support and Medical Care ..	7-8
	7.1.8.2. Hospital, Funeral, and Legal Expenses	7-10
	7.1.8.3. Miscellaneous Provisions	7-10
	7.1.8.4. Costs	7-10
	7.1.9. Effect of Paternity Proceedings	7-10
	7.1.10. Actions by Fathers to Establish Paternity	7-11
7.2.	Correspondence Forms.....	7-12
	Form 7-1: Retainer Agreement	7-12
	Form 7-2: Letter to Putative Father	7-13
	Form 7-3: Letter to Petitioner (about executing pleadings). ..	7-15
7.3.	Pleadings Forms.....	7-16
	Form 7-4: Affidavit of Parentage.....	7-16

CONTENTS

Form 7-5: Petition to Establish Paternity (based on voluntary acknowledgment by putative father) 7-18

Form 7-5A: Acknowledgment of Paternity (by putative father) 7-20

Form 7-5B: Affidavit of Paternity (by birth mother) 7-22

Form 7-5C: Consent Judgment of Paternity 7-23

Form 7-6: Petition to Establish Paternity (contested by putative father) 7-25

Form 7-6A: Order for Blood Tests 7-27

Form 7-6B: Judgment of Paternity 7-28

CHAPTER 8. ADOPTION 8-1

8.1. Overview 8-1

8.1.1. Introduction 8-1

8.1.2. Governing Law 8-2

8.1.3. Purposes 8-3

8.1.4. Best Interest Standard 8-4

8.1.5. Parties 8-5

8.1.6. Jurisdiction 8-5

8.1.7. Venue 8-6

8.1.8. Petitioners 8-6

8.1.9. Right to Counsel 8-7

8.1.10. Consents 8-8

8.1.11. Notice 8-10

8.1.12. Hearings 8-11

8.1.12.1. Preliminary Hearings 8-11

8.1.12.2. Hearing on the Merits 8-11

8.1.13. Interstate Compact on the Placement of Children 8-12

8.1.14. Investigations 8-15

8.1.15. Judgment of Adoption 8-16

8.1.16. Foreign Decrees 8-16

8.1.17. Appeals 8-17

8.1.18. Confidentiality and Access to Records 8-17

8.1.18.1. Dockets and Court Records 8-17

8.1.18.2. Agency Records 8-18

8.1.18.3. Urgently Needed Medical Information 8-18

8.1.18.4. Dental or Medical Record (Independent Adoption) 8-19

8.1.19. Medical and Mental Health History 8-19

8.1.20.	Agreement for Post-adoption Access	8-19
8.1.21.	Search, Contact, and Reunion Services	8-20
8.1.22.	Birth Certificates	8-21
8.1.23.	Legal Effects of Adoption.	8-22
8.1.23.1.	Inheritance Rights	8-22
8.1.23.2.	Adoption of an Adult	8-22
8.1.23.3.	Child Support	8-23
8.1.23.4.	Name Change	8-23
8.1.23.5.	Income Tax Credit for Adoption.	8-23
8.2.	Independent Adoption (non-relative).	8-24
8.2.1.	Correspondence Forms	8-26
	Form 8-1: Letter (to prospective adoptive parents after initial consultation)	8-26
	Form 8-2: Retainer Agreement (for representing prospective adoptive parents)	8-27
	Form 8-3: Retainer Agreement (for representing birth mother)	8-30
	Form 8-4: Letter (after receipt of retainer from prospective adoptive parents)	8-33
	Form 8-5: Letter (to publishing companies about advertising)	8-34
	Form 8-6: Letter (to prospective adoptive parents about executing pleadings)	8-35
	Form 8-7: Letter (to in-state birth mother’s attorney)	8-37
	Form 8-7A: Consent to Nursery Admission/Exception to “No Information” Order/Discharge Release of Liability	8-45
	Form 8-7B: Medical and Surgical Authorization	8-46
	Form 8-7C: Authorization for Release of Protected Health Information (PHI)	8-47
	Form 8-7D: Social and Medical History of Birth Mother	8-49
	Form 8-7E: Social and Medical History of Birth Father	8-68
	Form 8-8: Letter to Out-of-State Birth Mother’s Attorney.	8-83
	Form 8-9A: ICPC-100A	8-92
	Form 8-9B: ICPC-100B	8-94

CONTENTS

	Form 8-10: Letter (to prospective adoptive parents after placement)	8-96
	Form 8-11A: Letter (to in-state birth mother's attorney after placement)	8-97
	Form 8-12: Letter (to prospective adoptive parents before final hearing)	8-98
	Form 8-13: Letter (to adoptive parents after final hearing)	8-99
8.2.2.	Pleadings Forms	8-100
	Form 8-14: Petition for Independent Adoption and for Change of Name	8-100
	Form 8-14A: Md. R. 9-103(b)(1)(F) Affidavit as to How Infant Was Located and Counsel Was Obtained	8-108
	Form 8-14B: Consent to Adoption and Waiver of Notice of Process — Birth Mother	8-110
	Form 8-14C: Consent to Adoption and Waiver of Notice of Process — Birth Father	8-114
	Form 8-14D: Consent to Adoption and Waiver of Notice of Process — Birth Mother's Husband	8-119
	Form 8-14E: Affidavit of Birth Parent's Attorney	8-123
	Form 8-14F: Temporary Custody Order	8-125
	Form 8-14G: Order Waiving Investigation	8-126
	Form 8-14H: Order Referring for Investigation	8-127
	Form 8-15: Motion for Order to Show Cause (in lieu of birth parent's consent)	8-128
	Form 8-15A: Affidavit of Paternity (by birth mother)	8-131
	Form 8-15B: Affidavit of Efforts to Locate Missing Birth Father	8-132
	Form 8-15C: Order to Give Notice by Show Cause	8-133
	Form 8-15D: Show Cause Order — Service by Mail	8-134
	Form 8-15E: Show Cause Order — Service by Publication	8-137
	Form 8-15F: Notice of Objection	8-140
	Form 8-15G: Request for Appointment of Counsel	8-141
	Form 8-16: Motion for Appointment of Counsel	8-142
	Form 8-16A: Order for Appointment of Counsel	8-144

	Form 8-16B: Md. R. 9-103(b)(2)(B)(iv) Affidavit of Counsel	8-145
	Form 8-17: Accounting Report	8-147
	Form 8-18: Judgment of Independent Adoption	8-148
	Form 8-19: DHR/SSA 889 Finalized Adoption Form	8-150
	Form 8-20: Certificate of Adoption for Maryland Department of Health and Mental Hygiene (DHMH 24 VR B62 9-90)	8-152
	Form 8-21: Application for Certified Copy of Maryland Birth Record.	8-154
8.3.	Independent Adoption (stepparent or other relative)	8-156
8.3.1.	Overview	8-156
8.3.2.	Correspondence Forms	8-157
	Form 8-22: Retainer Agreement (for representing a stepparent or other relative)	8-157
	Form 8-23: Letter (after receipt of retainer for representing a stepparent or other relative)	8-159
	Form 8-24: Letter (to birth father about executing consent)	8-160
	Form 8-25: Letter (to a stepparent or other relative about executing pleadings)	8-161
	Form 8-26: Letter (to a stepparent or other relative after finalization of the adoption).	8-162
8.3.3.	Pleadings Forms	8-163
	Form 8-27: Petition for Stepparent Adoption and for Change of Name.	8-163
	Form 8-27A: Consent to Adoption and Waiver of Notice of Process (by birth parent whose parental rights are to be preserved).	8-167
	Form 8-27B: Consent to Adoption (by birth parent whose parental rights are to be terminated).	8-168
	Form 8-27C: Consent to Adoption and Waiver of Notice of Process by Adoptee over Age 10.	8-171
	Form 8-27D: Order Waiving Investigation.	8-172
	Form 8-28: Judgment of Stepparent Adoption	8-172

CONTENTS

8.4. Adoption through a Domestic Licensed Child Placement Agency 8-174

8.4.1. Overview 8-174

Form 8-29: Petition for Adoption through a Domestic Licensed Child Placement Agency and for Change of Name 8-175

Form 8-29A: Agency’s Consent to Adoption ... 8-179

Form 8-30: Judgment of Adoption through a Domestic Licensed Child Placement Agency 8-181

8.5. Foreign Adoption (through an agency or independently) 8-182

8.5.1. Overview 8-182

8.5.1.2. Pleadings Forms 8-183

Form 8-31: Petition to Enroll Foreign Adoption Decree and for Change of Name 8-183

Form 8-31A: Affidavit as to How Infant Was Located and Adopted 8-186

Form 8-32: Judgment Enrolling Foreign Adoption Decree 8-187

CHAPTER 9. GUARDIANSHIP OF A MINOR CHILD 9-1

9.1. Overview 9-1

9.1.1. Jurisdiction 9-1

9.1.2. Venue 9-2

9.1.3. Guardianship of a Minor Child 9-2

9.1.4. Guardianship to a Public or Private Licensed Child Placement Agency 9-2

9.1.5. Appointment of Counsel 9-3

9.1.6. Practice Pointers 9-3

9.2. Pleading Forms 9-4

Form 9-1: Petition for Guardianship of a Minor Child 9-4

Form 9-1A: Consent to Guardianship of a Minor Child (by birth mother) 9-6

Form 9-1B: Order for Guardianship of a Minor Child 9-8

CHAPTER 10. CHANGE OF NAME 10-1

10.1. Overview 10-1

10.1.1. Change of Name Pursuant to Adoption 10-1

10.1.2. Change of Name Pursuant to Divorce 10-1

10.1.3. Change of Name Pursuant to Md. R. 15-901 ... 10-2

10.1.3.1. Venue 10-2

	10.1.3.2.	Petition	10-2
	10.1.3.3.	Service	10-3
	10.1.3.4.	Notice	10-3
	10.1.3.5.	Objections.....	10-3
	10.1.3.6.	Final Hearing	10-4
10.2.		Pleadings Forms.....	10-4
	Form 10-1:	Petition for Change of Name and Affidavit in Support Thereof	10-4
	Form 10-1A:	Affidavit in Support of Petition for Change of Name.....	10-6
	Form 10-1B:	Request for Hearing	10-7
	Form 10-1C:	Order for Change of Name	10-7
	Form 10-2:	Objection to Petition for Change of Name and Affidavit in Support Thereof	10-8
	Form 10-2A:	Affidavit in Support of Objection to Petition for Change of Name	10-9
CHAPTER 11. SURROGACY AND DONOR EGG			11-1
11.1.		Overview	11-1
	11.1.1.	Surrogacy by Artificial Insemination.....	11-1
	11.1.2.	Gestational Surrogacy.....	11-2
	11.1.3.	Donor Egg.....	11-3
	11.1.4.	Embryo Donation	11-3
11.2.		Gestational Surrogacy Forms.....	11-4
	Form 11-1:	Retainer Agreement (for surrogacy by IVF/ET to a gestational surrogate)	11-4
	Form 11-2:	Letter (to intended parents after receipt of retainer for gestational surrogacy)	11-8
	Form 11-2A:	Sample Advertisements	11-9
	Form 11-3:	Social and Medical History of Surrogate/Egg Donor	11-10
	Form 11-4:	Letter (to intended parents after advertising for surrogate).....	11-24
	Form 11-5:	Gestational Surrogacy Agreement	11-25
	Form 11-5A:	Surrogate’s Authorization for Release of Protected Health Information (PHI)	11-44
	Form 11-5B:	Surrogate’s Husband’s Authorization for Release of Protected Health Information (PHI).....	11-46
	Form 11-5C:	Intended Father’s Authorization for Release of Protected Health Information (PHI).....	11-48

CONTENTS

Form 11-5D: Intended Mother’s Authorization for Release of Protected Health Information (PHI) 11-50

Form 11-5E: Surrogate’s Waiver of Constitutional Right to Terminate Pregnancy 11-52

Form 11-5F: Intended Parents’ Acknowledgment of Embryos/Initial Admission of Parental Rights and Assumption of Responsibility/ Ultimate Admission of Parental Rights and Assumption of Responsibility 11-53

Form 11-5G: Surrogate and Surrogate’s Husband’s Acknowledgment/Assumption of Responsibility. 11-55

Form 11-5H: Hold Harmless Agreement of Intended Parents. 11-57

Form 11-5I: Hold Harmless Agreement of Surrogate and Surrogate’s Husband 11-58

Form 11-5J: Direction and Release of Surrogate and Surrogate’s Husband 11-59

Form 11-5K: Reaffirmation of Surrogate and Surrogate’s Husband 11-60

Form 11-5L: Reaffirmation of Intended Parents 11-62

Form 11-5M: Written Statement of Intended Parents Pursuant to Section 11.B.6 of Gestational Agreement 11-63

Form 11-5N: Affidavit of Surrogate’s Attorney 11-64

Form 11-6: Consent Petition to Obtain Pre-birth Order, to Establish Parentage, and to Confirm Birth Certificate to Actual Parentage 11-65

Form 11-6A: Order (establishing parentage). 11-69

Form 11-7: Retainer Agreement (for intended parents in donor egg procedure) 11-71

Form 11-8: Donor Egg Agreement (for donor). 11-74

INDICES

Table of Federal Laws INDEX-1

Table of Maryland Laws INDEX-2

Table of Cases INDEX-22

Subject Index INDEX-40

Forms Index INDEX-56