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FEB 26 2013

THE SUPERIOR COURT FOR THE STATE OF ALASKA
AT ANCHORAGE

**PUBLIC DEFENDER AGENCY
ANCHORAGE**

In the Matter of the Necessity
for the Hospitalization of:

Case No. 3AN-13-00454PR

D. G.
Respondent.
Date of Birth: 01/20/1988

**ORDER ON PETITION FOR
INVOLUNTARY COMMITMENT
FOR EVALUATION**

Petitioner, PROVIDENCE / C CHEVALIER, filed a *Petition for Involuntary Commitment for Evaluation* under AS 47.30.700. The court considered the following:

- Allegations in the petition.
- Testimony on record at courtroom/media # _____ Beg. log # _____
date _____ by the petitioner other persons _____
- Medical records from a healthcare facility or mental health professional reporting on the respondent's current mental and physical condition.
- Screening investigation report previously ordered by the court.
- Other _____

LOCATION OF RESPONDENT

- The respondent is currently being detained at Providence Hospital
The respondent was detained on (date) 2-26-13 at (time) 9:00 am pm.
-or-
- The respondent's current whereabouts are believed to be _____

FINDINGS

1. The court finds there is probable cause to believe the respondent is mentally ill based on:
petitioner alleges respondent has a diagnosis of mood disorder, not otherwise specified,
rule out mood disorder due to TBI, with depression.

2. As a result of the mentally ill condition, the court finds the respondent is:

- Likely to cause serious harm to himself or herself because
petitioner alleges respondent is actively suicidal

- Likely to cause serious harm to others because

- Gravely disabled because

ORDER

It is ordered that the *Petition for Involuntary Commitment for Evaluation* is **GRANTED**. It is also **ORDERED** that:

1. The Department of Health and Social Services or Providence or Designee shall arrange for immediate delivery of the respondent to the following nearest appropriate facility for examination and evaluation of the respondent's mental and physical condition:
 - Alaska Psychiatric Institute
 - Bartlett Regional Hospital
 - Fairbanks Memorial Hospital
 - PeaceHealth Ketchikan Medical Center
 - Yukon-Kuskokwim Delta Reg. Hospital
 - Other _____[AS 47.30.700; AS 47.30.710; AS 47.30.870; and AS 47.30.915(5)]
2. The respondent shall be notified immediately, orally and in writing, of the rights contained in the *Notice of Rights* (court form MC-405, available from the court clerk or online at <http://courts.alaska.gov/forms/mc-405.pdf>). These notifications and a copy of this order shall be given by:
 - The person or entity currently detaining the respondent
 - Local police _____
 - Alaska State Troopers _____
 - The petitioner
 - Other: API ON ARRIVAL
 - Respondent is a minor. Respondent's parent(s)/guardian shall also be notified of the rights contained in the *Notice of Rights*.
3. The evaluation facility shall accept this order and the respondent for an evaluation period not to exceed 72 hours. Within 24 hours after arrival at the facility, the respondent shall be examined and evaluated as to mental and physical condition by a mental health professional and by a physician. [AS 47.30.710(a); AS 47.30.715]

4. The evaluation facility shall timely file a *Notice of Respondent's Arrival at Evaluation Facility* (court form MC-400) with the court and Public Defender Agency upon arrival of the respondent at the facility. Court form MC-400 is available from the court clerk or online at <http://courts.alaska.gov/forms/mc-400.pdf>. If the respondent arrives at the facility between the hours of 9:00 a.m. and 3:00 p.m., notice is timely if filed no later than 3:30 p.m. on the same business day. If the respondent arrives at the facility between the hours of 3:00 p.m. and 9:00 a.m., or at any time during the weekend or on a holiday, notice is timely if filed no later than 9:30 a.m. on the first business day following the respondent's arrival. Notice shall be by fax to the numbers designated on the MC-400 form.

5. If the respondent cannot be delivered to the designated evaluation facility within 24 hours of this order, the Department of Health and Social Services through its attorney shall file a **status report** with this court describing:
 - Respondent's current location;
 - Reason(s) for the delay in transporting the respondent;
 - Steps taken by the Department to ensure that continued detention of the respondent at the current location is necessary and no less restrictive alternatives are available; and
 - Whether an alternative treating facility is now being proposed.
 Filing shall take place within the 24 hour period to the court that issued this order and to the Public Defender Agency.

6. The examination and evaluation shall be completed within 72 hours of the respondent's arrival at the evaluation facility. [AS 47.30.715] A petition for a 30-day commitment shall be filed or the respondent shall be released from the evaluation facility before the end of the 72-hour evaluation period (unless the respondent requests voluntary admission for treatment).

7. If at any time during the 72-hour evaluation period the mental health professional conducting the evaluation determines that the respondent does not meet the standards for commitment in AS 47.30.700, the respondent shall be discharged, and the petitioner and court shall be notified of the discharge using court form MC-410. The MC-410 is available from the court clerk or online at <http://courts.alaska.gov/forms/mc-410.pdf>. [AS 47.30.720]

8. The Public Defender Agency is appointed counsel for the respondent in this proceeding. Counsel is authorized access to medical, psychiatric or psychological records maintained on the respondent at the evaluation facility.

9. Other: _____

Superior Court Judge

This matter was considered directly by the undersigned superior court judge. The *Petition for Involuntary Commitment for Evaluation* is granted.

Date and Time

Superior Court Judge

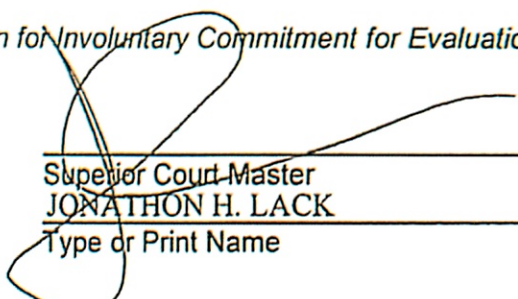
Type or Print Name

Superior Court Master

The Master recommends that the *Petition for Involuntary Commitment for Evaluation* be GRANTED.

2-26-13 345PM

Date and Time


Superior Court Master
JONATHON H. LACK
Type or Print Name

Review by Superior Court Judge

- The Master's order of commitment is approved.
- The Master's order of commitment is not approved. The respondent shall be released immediately.
- It is further ordered:

Date and Time

Superior Court Judge
FRANK PFIFFNER
Type or Print Name

Clerk's Certificates of Distribution

I certify that on FEB 26 2013
at _____ am pm, a copy of the following documents:

- this Order with master's signature
- Petition for Invol. Commitment for Eval.
- Notice of Rights (MC-405)
- Order for Screening Investigation
- Screening Investigation Report with Coversheet (no distribution to petitioner)

were sent to the following persons/entities:

- Petitioner
- Respondent
- Parent/Guardian of Minor Respondent
- PDA _____
- AGO _____
- API to fax (907) 269-7129
- Bartlett Reg. to fax (907) 796-8439
- Fairbanks Mem. to fax (907) 458-5255
- PeaceHealth Med. to fax (907) 228-8333
- Y-K Delta Reg. to fax (907) 543-6099

By Clerk BIRDIE JONES

Clerk's Certificates of Distribution

I certify that on _____
at _____ am pm, a copy of the following documents:

- this Order with judge's signature
- Petition for Invol. Commitment for Eval.
- Notice of Rights (MC-405)
- Order for Screening Investigation
- Screening Investigation Report with Coversheet (no distribution to petitioner)

were sent to the following persons/entities:

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By Clerk _____