

PROBATE COURT OF PORTAGE COUNTY, OHIO
PATRICIA J. SMITH

ADOPTION OF _____

Case No. _____

**SUMMARY OF GENERAL RIGHTS
OF BIOLOGICAL PARENT / CHILD**
[R.C. 3107]

To: _____

Address

City, State, Zip Code

This is a summary of your general rights under Chapter 3107 of the Revised Code.. If you have questions concerning your rights, you should discuss them with an attorney of your choice. The Court cannot advise you.

SECTION 3107.084 - WITHDRAWAL OF CONSENT

A consent to adoption is irrevocable and cannot be withdrawn after the entry of an interlocutory order or after the entry of a final decree of adoption when no interlocutory order has been entered. The consent of a minor is not voidable by reason of the minor's age.

A consent to adoption may be withdrawn prior to the entry of an interlocutory order or prior to the entry of a final decree of adoption when no interlocutory order has been entered if the Court finds after hearing that the withdrawal is in the best interest of the person to be adopted and the Court by order authorizes the withdrawal of consent. Notice of the hearing shall be given to the petitioner, the person seeking the withdrawal of consent, and the agency placing the minor for adoption.

SECTION 3107.16 - APPEAL: FINALITY OF DECREE

Appeals from the Probate Court are subject to the Rules of Appellate Procedure and, to the extent not in conflict with those rules, Chapter 2505 of the Revised Code. Unless there is a good cause for delay, appeals should be heard on an expedited basis.

Subject to the disposition of an appeal, upon the expiration of six (6) months after an adoption decree is issued, the decree cannot be questioned by any person, including the petitioner, in any manner or upon any grounds; including fraud, misrepresentation, failure to give any required notice, or lack of jurisdiction of the parties or of the subject matter, unless in the case of the adoption of a minor, the petitioner has not taken custody of the minor. (Or in the case of the adoption of a minor by a step-parent, the adoption would not have been granted but for fraud perpetrated by the petitioner or the petitioner's spouse; or in the case of the adoption of an adult, the adult had no knowledge of the decree within the six (6) month period.)

I hereby confirm that I have read the above statutes relating to Withdrawal of Consent and Finality of Adoption, that the Judge or Magistrate explained the same, and I understand the consequences and legal ramifications based thereon.

PETITIONER SIGNATURE

PETITIONER SIGNATURE

PETITIONER PRINTED NAME

PETITIONER PRINTED NAME

DATE

DATE

WITNESS SIGNATURE

WITNESS SIGNATURE

WITNESS PRINTED NAME

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