

San Carlos Apache Tribe
 Department of Justice
 Criminal Division
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**IN THE SAN CARLOS APACHE CHILDREN'S COURT
 SAN CARLOS APACHE RESERVATION
 SAN CARLOS, ARIZONA**

IN THE MATTER OF:

Case No.: CW-2025 0040

ALAYNNA FRANCISCO
 DOB: 09/11/2011

CHILD IN NEED OF CARE PETITION

Minor Child

The San Carlos Apache Tribe, by and through its representative undersigned petitions the Children's Court, pursuant to Chapter IV, Title V, Section 15. C. of the Child and Family Protection Code ("CFPC") to make the above minor a temporary ward of the Court pending further proceedings, based on the following:

Jurisdiction

- 1) The ("Minor Child") Alaynna Francisco (Age: 13) is a dependent Native American Indian child and is tribally affiliated as an enrolled member or eligible to be an enrolled member with the San Carlos Apache Tribe.
- 2) The Children's Court of the San Carlos Apache Tribe ("Tribe") has exclusive jurisdiction pursuant to the San Carlos Apache Law and Order Code (SCALOC)

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1 Chapter 3, Title V, of the Child and Family Protection Code (CFPC), under Section
2 5 (A) General Jurisdiction.

- 3 3) The Minor Child's mother is Dorothea Delma. The mother is an enrolled member of
4 the San Carlos Apache Tribe, which is a federally recognized Indian tribe; as such,
5 the minor child is eligible for membership with the San Carlos Apache Tribe, which
6 establishes Jurisdiction of the San Carlos Apache Children's Court pursuant to
7 SCAT-CFPC.
8

9 **Specific Allegations**

- 10 4) On November 21, 2025, a case manager at the Phoenix Children's Hospital reported
11 to San Carlos Child Protective Services suspected child abuse of the minor child.
12 5) The PCH case manager reported that the minor child was flown to PCH from San
13 Carlos after a vehicle accident on November 12, 2025.
14 6) The report indicated that the minor child was under the influence of intoxicating
15 liquor and had TCH (marijuana) in her body system.
16 7) The report also indicated that the mother of the minor child, Dorothea Delma, had
17 been driving at an approximate speed of 50 mph when the minor child opened the car
18 door and jumped out of the moving vehicle.
19 8) The minor child suffered severe injuries to her body, including head trauma.
20 9) The PCH case manager reported that the minor child and her mother were attempting
21 to leave the hospital before the minor child received continuing treatment and against
22 medical advice.
23 10) Mr. James also received reports that the minor child had been treated at the San
24 Carlos Apache Healthcare Corporation on several occasions for over consumption of
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1 alcohol. She also had been sent to various behavioral health facilities for treatment of
2 alcohol abuse.

3 11) The PCH case manager reported that the minor child becomes combative when she
4 wants to leave the hospital even if it is not medically approved.
5

6 12) The PCH case manager said that the hospital was looking for a behavioral health
7 facility to send the minor child after discharge from PCH. Medical staff said that the
8 minor child needed additional support to continue her recovery.

9 13) PCH staff reported that the mother has been present in the minor child's hospital
10 room but spends most of the time sleeping.

11 14) Based on the information he received, Mr. James determined that, based on safety
12 concerns for the minor child, she should be removed from her mother's care and
13 custody.
14

15 15) On November 21, 2025, Mr. James emailed a Temporary Custody Notice ("TCN") to
16 PCH to be given to the mother. The TCN listed the reasons for the removal.

17 16) Mr. James also spoke with the mother about his concerns for the safety of the minor
18 child. He told her that the Tribe's Social Services would become the temporary
19 guardian of the minor child while the matter is presented to the Children's Court.
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21 17) Mr. James did not present a TCN to any male identified as the father of the minor
22 child because he did not receive information about the father's identity.

23 18) On November 21, 2025, the minor child was sent to a behavioral health facility,
24 Quail Run Behavioral Center in Phoenix, AZ. Additionally, TSS is reviewing a
25 facility, Mingus Mountain, for placement after Quail Run. It is not known presently
26 how long the minor child will be at Quail Run.
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2 19) CPS Investigator Jerry James provided a report on his initial investigation concerning
3 the allegations of this petition.
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5 Placement

6 20) On November 21, 2025, minor child, Alaynna Francisco, was placed at Quail Run, a
7 behavioral facility in Phoenix after her discharge from PCH. Medical staff at PCH
8 indicated that the minor child needed continuing behavioral health treatment after her
9 hospital stay.

10 21) Mr. James submitted a TCN to PCH to give to the mother Ms. Dorothea Delma on
11 November 21, 2025.

12 22) Precautionary efforts will be made available for the minor child's protection pursuant
13 to CFPC Section 13. B. 1. The minor child is placed as a temporary ward with the San
14 Carlos Apache Children's Court and the San Carlos Tribal Social Services
15 Department. After her PCH discharged, the minor child was sent to Quail Run, a
16 behavioral health facility in Phoenix.
17

18 Current address of Parents and Relatives:

19 Parents: Dorothea Delma, Mother
20 P.O. Box 1091
21 San Carlos, AZ 85550

22 Placement: Quail Run Behavioral Center
23 Phoenix, AZ

24 Shelter Care Hearing

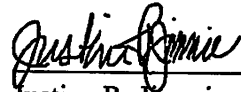
25 23) Based on the information provided above, the Tribe is recommending the Minor
26 Child be placed in temporary protective custody under the protection of the
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1 Children's Court and request that the Minor Child be made a temporary ward of the
2 Court pending further proceedings.

3 24) Additionally, the Tribe requests, pursuant to CFPC Section 16, that a Shelter Care
4 Hearing be scheduled within ten (10) working days of the filing of this Child in Need
5 of Care Petition, pursuant to C.F.P.C. Section 16 (B), and that Mother Dorothea
6 Delma be provided notice of the Hearing pursuant to C.F.P.C. Section 16(C).
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8 I, Attorney Justine R. Jimmie, have read the foregoing and attest that the information
9 contained herein is true and correct to the best of my knowledge.

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11 Signed and dated this 26th day of November, 2025.

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15 Justine R. Jimmie
16 Deputy Attorney General
17 San Carlos Apache Tribe
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