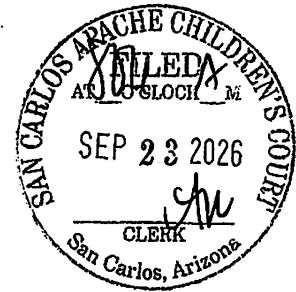


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**IN THE SAN CARLOS APACHE CHILDREN'S COURT
 SAN CARLOS APACHE RESERVATION
 SAN CARLOS, ARIZONA**

In the Matter of:

Case No.: CW-2026 0027

**BABY BOY MARTIN aka ISMAEL
 MARTIN**
 DOB: 09-19-2026

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 minors temporary wards of the Court pending further proceedings, based on the following:

Jurisdiction

- 1) The "minor child," Baby Boy Martin aka Ismael Martin (age: infant) is a dependent Native American Indian child and is tribally affiliated as 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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Chapter 3, Title V, of the Child and Family Protection Code (CFPC), under Section 5 (A) General Jurisdiction.

- 3) The minor child's mother is Cree Martin. The father of the minor child is believed to be Hilario Terrazas, whose whereabouts are unknown.
- 4) The parent(s) are enrolled members of the San Carlos Apache Tribe, which is a federally recognized Indian tribe; as such, the minor child is eligible for membership with the San Carlos Apache Tribe, which establishes Jurisdiction of the San Carlos Apache Children's Court pursuant to SCAT-CFPC.

Specific Allegations

- 5) On September 20, 2026, Child Protective Services Investigator Jerry James received a report from the Arizona Department of Child Safety that a baby had been born exposed to amphetamines and marijuana at the Cobre Valley Regional Medical Center.
- 6) The baby identified as Baby Boy Martin aka Ismael Martin was born on September 19, 2026, and had tested positive for amphetamines and marijuana.
- 7) The report indicated that the baby's meconium was sent for testing with results to be available later.
- 8) Mr. James called the hospital and spoke with a nurse there who told him that the mother, Cree Martin, had admitted to taking methamphetamine and marijuana the day before her baby was born.
- 9) Ms. Martin also told the nurse that she wanted her father to adopt her baby.
- 10) The nurse told Mr. James that the mother was ready to be discharged from the hospital but that the baby needed to stay longer, possibly until the following Monday

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- 1 11) On September 20, 2026, Mr. James met with Ms. Martin at the hospital while other
2 people were in the room. Ms. Martin said that she was fine with her family members
3 staying in the room while she talked to Mr. James.
- 4 12) Mr. James told Ms. Martin that Arizona DCS contacted him because she and her
5 baby tested positive for amphetamines and marijuana after the baby was born.
- 6 13) Ms. Martin agree that the information was true and said that she last took
7 methamphetamine and marijuana the day before she gave birth.
- 8 14) Ms. Martin also told Mr. James that she used both drugs about every other day
9 during her pregnancy.
- 10 15) Mr. James asked Ms. Martin who the baby's father is. Ms. Martin identified the
11 baby's father as Hilario Terrazas but said that she has not had contact with him since
12 sometime in January 2026.
- 13 16) She said that he likely does not know about the baby or his birth.
- 14 17) Ms. Martin said that she did not have prenatal care during her pregnancy.
- 15 18) Mr. James told Ms. Martin that he had heard that she wants to give her baby to her
16 father and stepmother to adopt.
- 17 19) Ms. Martin pointed to stepmother, Sarah Chapman, who were in the room with her.
- 18 20) Ms. Chapman said that Ms. Martin's father, Ricardo Martin, was at work.
- 19 21) Ms. Chapman said that she and Mr. Martin found out that Cree Martin was going to
20 have a baby a few days ago.
- 21 22) Ms. Champman said that she and Mr. Martin discussed adopting the baby and agreed
22 that they wanted to adopt the baby and that would be the best thing for the baby.
- 23 23) Ms. Chapman said that she and Mr. Martin live in Phoenix.
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1 24) Mr. James told Ms. Martin and the family that he had safety concerns for the baby
2 based on the positive test for amphetamines and marijuana.

3 25) He said he was going to remove the baby from his mother's custody and care when
4 the baby was ready to be sent home from the hospital.

5 26) Mr. James told them that he would return the next day to give the baby to his
6 maternal grandmother and grandfather, Sarah Chapman and Ricardo Martin.

7 27) On September 21, 2026, Mr. James returned to the hospital and give the baby's
8 mother, Cree Martin, a Temporary Custody Notice, which detailed his concern for the
9 baby's safety because of the positive drug test.

10 28) That same day, Mr. James gave Sarah Chapman an Agreement for Child Placement
11 with a Relative. The baby's grandfather, Ricardo Martin, was not present because he
12 was at work.

13 29) Mr. James let Ms. Chapman take the baby from the hospital to her home in Phoenix.

14 Placement

15 30) CPS Investigator Jerry James gave Temporary Custody Notice with the reason for
16 the removal of the baby to the mother, Cree Martin, at the hospital before the baby
17 was ready to go home.

18 31) Mr. James did not give a TCN the father who was identified as Hilario Terrazas
19 because Mr. Terrazas had not had contact with Ms. Martin for several months and
20 Mr. Terrazas' whereabouts were unknown at the time.

21 32) Mr. James gave an Agreement for Child Placement with a Relative to maternal
22 stepmother, Sarah Chapman, who agreed to care for the baby with the baby's
23 grandfather, Ricardo Martin. Mr. Martin was not present at the hospital because he
24 was at work.

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1 33) Precautionary efforts will be made available for the Minor Child's protection
2 pursuant to CFPC Section 13. B. 1. Minor Child, Baby Boy Martin aka Ismael
3 Martin, is placed as a temporary ward with the San Carlos Apache Children's Court
4 and the San Carlos Tribal Social Services Department. The Minor Child is placed
5 with his maternal grandparents.
6

7 34) Current address of Parents and Relatives:

8 Parents: Mother—Cree Martin
9 P.O. Box 126
San Carlos, AZ 85550

10 Father—Hilario Terrazas
11 Whereabouts unknown
Whereabouts unknown

12 Placement: Sarah Chapman and Ricardo Martin—
13 Maternal Grandparents
14 650 N. 2nd Ave #318
15 Phoenix, AZ 85003
16

17 **Shelter Care Hearing**

18 35) Based on the information provided above, the Tribe is recommending the Minor
19 Child be placed in temporary protective custody under the protection of the
20 Children's Court and request that the Minor Child be made a temporary ward of the
21 Court pending further proceedings.
22

23 36) Additionally, the Tribe requests, pursuant to CFPC Section 16, that a **Shelter Care**
24 **Hearing** be scheduled within ten (10) working days of the filing of this Child in Need
25 of Care Petition, pursuant to C.F.P.C. Section 16 (B), and the mother, Cree Martin,
26 and father, Hilario Terrazas, when his whereabouts are known, be provided notice of
27 the Hearing pursuant to C.F.P.C. Section 16(C).
28

1 I, Attorney Justine R. Jimmie, have read the foregoing and attest that the information
2 contained herein is true and correct to the best of my knowledge.

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4 Signed and dated this 21st day of September, 2026.

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6 
7 Justine R. Jimmie
8 Deputy Attorney General
9 San Carlos Apache Tribe
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