

Announcement
Amendments to Rules 65.2 and 225 of the
Family Court Rules of Civil Procedure

By Order dated June 14, 2020 and effective September 1, 2020, the Delaware Family Court has amended Rules 65.2 and 225 of the Family Court Rules of Civil Procedure (the “Rules”).

Rules 65.2 and 225 each relate to the Court’s ability to enter emergency, ex parte orders. The amendments provide notice to the public that in ruling upon emergencies related to custody, guardianship, or removal of a child the Court will review certain information related to the parties. Specifically, the amendments provide that the Court will examine the Delaware criminal history of the parties and may review a summary of the parties’ history provided by the Delaware Division of Family Services (DFS). The amendments further provide that an order entered after such a review will reflect the nature of the information obtained from DFS and, if applicable, the name of the social worker assigned to the family. The amendments also clarify that the Court’s review of information provided by DFS is for ex parte purposes only and that such consideration is not a determination of future admissibility.