

**Rule 5. Notice in Non-removal Cases**

(a) Time of initial appearance. When a child alleged to be neglected has not been taken into custody, an initial appearance shall be set within five days after the filing of a petition. Failure to hold the initial appearance within five days shall not be grounds for dismissal of the petition.

(b) Issuance of notice. The Clerk shall give notice of the initial appearance to all parties by issuing a summons pursuant to Rule 11. The summons shall include the name of the child, the date, time and place of the hearing and a statement that the parent, guardian or custodian is entitled to be represented by counsel and to the appointment of counsel, if eligible, pursuant to D.C. Code § 16-2304(b) and Rule 42. A copy of the petition shall accompany the summons.