

Basic Guardianship and Conservatorship Procedures – Adult

<p>File Petition for Appointment of Guardian and/or Conservator</p>	<ul style="list-style-type: none"> • Any time the Incapacitated Person is unable to properly care for his/her finances or physical needs • Best to have and file a letter from the Incapacitated Person’s physician recommending this • Petitioners can be one or more interested persons • Can ask for emergency appointment of Guardian or Conservator if needed • Must include your criminal history and credit report • Court will give you a hearing date
<p>Service of Notice of Hearing</p>	<ul style="list-style-type: none"> • The Incapacitated Person must be PERSONALLY served (process server) a copy of the Petitions and the Notice of Hearing – at least 10 business days before the hearing • Spouse and children of the Incapacitated Person must be MAILED a copy of the Petitions and Notice of Hearing – at least 13 business days before the hearing
<p>Court Appoints a Visitor</p>	<ul style="list-style-type: none"> • Petitioner(s) pays Visitor’s Fee in Advance • Visitor interviews Incapacitated Person, Petitioner(s), medical or other persons providing care. • Visitor submits to Court a written report with recommendations
<p>Hearing Before a Judge</p>	<p>Court will decide if a Guardianship and/or Conservatorship is necessary – be prepared to give testimony and have your witnesses testify</p>
<p>Inventory Due</p>	<p>Court will set a due date for Conservator to file Inventory of Incapacitated Person’s Assets</p>
<p>Guardian’s and/or Conservator’s Report Due</p>	<p>Court will set an annual due date for a Guardian’s and/or Conservator’s Report</p>