

**SUPERIOR COURT OF ARIZONA
IN YAVAPAI COUNTY**

**In the Matter of the
Guardianship of:**

Case Number: S1300GC _____

**ORDER OF APPOINTMENT OF
PERMANENT**

(Person in Need of Protection)

Guardianship of an Adult

-OR -

**a Minor at least 17.5 years of age, to
become effective at age 18**

HONORABLE: _____

<p><u>Warning:</u> This appointment is not effective until the <i>Letters of Appointment</i> have been issued by the Clerk of the Superior Court.</p>
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The Court has read the sworn *Petition for Appointment of Guardianship* and held a hearing to determine whether the court should enter the Order requested in the Petition.

THE COURT FINDS:

- A.** Petitioner is entitled to file the Petition under Arizona law, A.R.S. § 14-5303(A).
- B.** Petitioner has given notice of hearing as required by law or notice of hearing was waived by all interested parties;
- C.** Venue in this county is proper;
- D.** The reports of the physician and the court investigator have been considered by the Court.

E. **GUARDIANSHIP:** The above-captioned person is an incapacitated person and in need of the continuing care and supervision of a Guardian and the person appointed below is competent to serve as Guardian of the incapacitated person and has priority for appointment under A.R.S. § 14-5311.

The Court appoints a **General Guardianship** **Limited Guardianship**

IT IS ORDERED:

1. **APPOINTMENT OF GUARDIAN:** The Court appoints **NAME(S):** _____ as Guardian(s) of the above-named person.

2. **LIFE SUSTAINING TREATMENT:** Pursuant to A.R.S. § 14-5303, the appointment of a permanent guardian includes the authority for the Guardian to withhold or withdraw life sustaining treatment, including artificial food and fluid.

3. **BOND:** The Guardian(s) will serve without bond, restricted unrestricted letters to issue upon acceptance of the appointment.

4. **ACCEPTANCE OF LETTERS:** The Guardian shall sign the *Acceptance of Letters of Appointment* under oath and file the Acceptance with the Clerk of the Court.

5. **ISSUANCE OF LETTERS:** Upon filing the signed Acceptance, *Letters of Guardianship of an Adult* shall be issued by the Clerk of the Court, SUBJECT TO THE FOLLOWING RESTRICTIONS:

NO RESTRICTIONS

OR

The following additional restrictions apply:

6. **A LIMITED Guardianship is ordered with the Guardian granted the following powers:**

- Consent to medical treatment
- Consent to make living arrangements
- Arrange education or training
- Apply for public assistance or social services
- Consent to outpatient mental health care and treatment
- Other (Explain)

7. **VOTING RIGHTS:**

- The Court **DOES NOT FIND** that the Incapacitated Person lacks sufficient understanding to exercise the right to vote and the Incapacitated Person **DOES** retain the right to vote.
- OR**
- The Court **FINDS** based on clear and convincing evidence that the Incapacitated Person **DOES NOT** retain sufficient understanding to exercise the right to vote.

8. **ANNUAL REPORT OF GUARDIAN:** The Guardian shall report to the Court on the status of the Incapacitated Person and the need to continue the guardianship at least annually by this date as required by A.R.S. § 14-5315, by filing the required form with the Clerk of the Court.

9. **MENTAL HEALTH CARE (TITLE 14):**

OUTPATIENT MENTAL HEALTH CARE. The Guardian has the authority to consent for the Incapacitated Person to receive outpatient mental health care and treatment.

INPATIENT MENTAL HEALTH CARE. The court finds by clear and convincing evidence that the Ward is likely to need inpatient mental health care and treatment within the next year. The Guardian has the authority to give consent to place the Ward in an inpatient psychiatric facility for inpatient mental health care and treatment and for any medical, psychiatric, or psychological treatment associated with that placement. This authority expires on _____(date).

10. DRIVING PRIVILEGES.

The Incapacitated Person’s right to obtain or retain a driver’s license **IS** suspended.

OR

The Incapacitated Person’s right to obtain or retain a driver’s license **IS NOT** suspended.

11. ROOM AND BOARD The Court approves \$ _____ for room and board to be paid to _____.

12. CHANGE OF ADDRESS: The Guardian shall immediately notify in writing the Court of any change in the address of him or herself or of the incapacitated person.

13. OTHER DUTIES UNDER LAW: The duties of the Guardian as required by Arizona law and as set forth in this Order and the Order to Guardian shall continue until the Guardian is discharged from these duties by order of this court.

14. DISCHARGE OF ATTORNEY: The court-appointed attorney **is discharged** OR **is not discharged** from further duties in this matter, the Court finding that the Incapacitated Person’s best interests require continuing representation by an attorney.

15. IT IS FURTHER ORDERED setting this matter for internal review within _____ to determine compliance. (no. of days)

16. FINAL APPEALABLE ORDER: No further matters remain pending and this is a final appealable order entered under Rule 54 (c).

DONE IN OPEN COURT: _____

Judge of Superior Court