**IN THE CHANCERY COURT OF\_\_\_\_\_\_\_\_\_\_\_\_\_ COUNTY, MISSISSIPPI**

 **JUDICIAL DISTRICT**

IN THE MATTER OF THE  NO. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

GUARDIANSHIP/CONSERVATORSHIP OF

*\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_*,

AN ADULT

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, HEARING DATE: \_\_\_\_\_\_\_\_\_\_\_\_\_\_

PETITIONER

**ORDER OF APPOINTMENT OF**

**GUARDIAN(S) / CONSERVATOR(S) OF AN ADULT**

**THE COURT**, having considered the sworn Petition for Appointment of

**[ ] Limited [ ] General**

**[ ] Guardian [ ] Conservator [ ] Both**

of an Adult, filed by Petitioner(s) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, the written certificates of two (2) medical examiners under §§ 93-20-305 or 93-20-407,

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ [Examiner One]

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ [Examiner Two]

and the testimony and other evidence presented at a hearing held regarding the Petition,

**THE COURT FINDS:**

1. Petitioner(s) is/are entitled to file the Petition under §§ 93-20-302 or 93-20-402;
2. Petitioner(s) has/have given Notice of Hearing to all interested parties as required by law except those interested parties who signed a Waiver of Notice of Hearing and any Waivers have been filed with this Court;
3. Venue in this county is proper;
4. The above captioned person is an adult born on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_;
5. The Court is satisfied by clear and convincing evidence that the ward, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, is a person incapable of managing his or her person or financial affairs under §§ 93-20-301 or 93-20-401, and that the appointment of a guardian/conservator is necessary to provide for the person’s demonstrated needs;
6. The Court is satisfied by clear and convincing evidence that the above named ward’s limitations are primarily **[ ] Physical [ ] Mental [ ] Both**
7. Pursuant to §§ 93-20-308 and 93-20-410, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ is qualified to serve as the

**[ ] Limited [ ] General**

**[ ] Guardian [ ] Conservator [ ] Both**

1. Based on the current mental and physical condition of the ward, said person’s right to retain or obtain a driver’s license **[ ] Should [ ] Should Not** be affected by the appointment of a Guardian or Conservator of said person.

**IT IS ORDERED AND ADJUDGED:**

1. **APPOINTMENT OF Guardian(s) / Conservator(s)**

The Court appoints \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ as

**[ ] Limited [ ] General**

**[ ] Guardian [ ] Conservator [ ] Both**

of the adult named in the caption above, with the powers indicated below:

(*If General is indicated above, move to (2).*)

|  |  |
| --- | --- |
| [ ] Execute Contracts[ ] Manage Assets[ ] Manage Property[ ] Travel Decisions[ ] Borrowing Money[ ] Manage a Business[ ] Determine Daily Dress / Routine[ ] Shop for Necessities[ ] Convey Property[ ] Revoke POA, DNR, or other  Directives | [ ] Apply for Government Benefits[ ] Consent for Medical Counseling[ ] Consent for Medical Treatment[ ] Lending Money[ ] Paying Bills / Collecting Debts[ ] Making Educational Decisions[ ] Shop for Food[ ] Maintain Credit Card[ ] Surrender / Purchase Insurance [ ] Create / Amend a Will or Trust |

[ ] Provide Financial Support To: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

OTHER: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

1. **[ ] BOND (Conservator only):** The Conservator(s) will furnish bond with a surety specified by the court in the amount of \_\_\_\_\_\_\_\_\_\_\_\_\_\_, or other asset-protection arrangement as provided for under § 93-20-416, subject to the recitation of the Conservator’s oath, upon his/her acceptance of the appointment. (The court may waive the requirement if the court finds that a bond or other asset-protection arrangement is not necessary to protect the interests of the ward.)
2. **[ ] RESTRICTED APPOINTMENT:** Upon entrance of this Order, letters of

Guardianship/Conservatorship of an Adult shall be issued by the Clerk of the Chancery Court, **SUBJECT TO THE FOLLOWING RESTRICTIONS: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

1. **ACCEPTANCE OF APPOINTMENT:**  The petitioner(s) accept his/her appointment upon his/her taking of the Oath as prescribed by law and the Court’s entrance of this Order.
2. **ANNUAL REPORT OF GUARDIAN(S) / CONSERVATOR(S):** The Guardian(s)/Conservator(s) shall report to the Court on the status of the Adult and the need to continue the appointment on the anniversary of appointment, as required by § 93-20-423, by filing the required form with the Clerk of Court.
3. **DRIVER’S LICENSE:** The right of the ward to retain or obtain a driver’s license **[ ] is [ ] is not** suspended by the appointment of a Guardian/Conservator.
4. **OTHER DUTIES UNDER THE LAW:** The duties of the Guardian(s)/Conservator(s) as required by §§ 93-20-312 and 93-20-418 and as set forth in this Order shall continue until the Guardian(s)/Conservator(s) is/are discharged from these duties by order of this Court.
5. **NOTICE**: The following individuals are entitled to notice of this order and any attachments under §§ 93-20-309 and 93-20-411:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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1. **POST-APPOINTMENT REVIEW:** This matter is set for hearing on \_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_ at \_\_\_\_\_\_\_ to determine compliance by the person(s) appointed by this Order.
2. **OTHER:**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**SO ORDERED AND ADJUDGED**, in open court, this the *\_\_\_\_\_\_\_* day of \_\_\_\_\_\_\_\_\_\_\_\_, \_\_\_\_\_\_\_\_\_\_\_\_.

*\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_*

Chancellor

Chancery Court of \_\_\_\_\_\_\_\_\_\_\_\_ County, Mississippi