

GUARDIANSHIPS & CONSERVATORSHIPS:  
APPOINTMENT  
AND  
ADMINISTRATION

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# INTRODUCTION

CIVIL LIBERTIES

v.

PROTECTION OF LIFE

# APPOINTMENT

- PRE-FILING ISSUES
- FILING PETITION
- PRE-HEARING ISSUES
- HEARING
- JUDGMENT

# PRE-FILING ISSUES

- WHO NEEDS A  
GUARDIAN/CONSERVATOR
- ALTERNATIVES
- DIFFERENCE BETWEEN  
GUARDIANSHIP AND INVOLUNTARY  
COMMITMENT

# FILING PETITION

- WHAT
- WHERE
- WHO
- COST
- NOTICE
- MEDICAL LETTER
- LIST OF WITNESSES

# PRE-HEARING

- SERVICE OF PROCESS
- COURT-APPOINTED ATTORNEY
- PRIVATE ATTORNEY FOR RESPONDENT
- EMERGENCY APPOINTMENT
- COURT-ORDERED EVALUATIONS
- RIGHT TO REMAIN SILENT

# HEARING

- RESPONDENT'S RIGHTS
  - PRESENCE AT COURT
  - JURY TRIAL
  - COUNSEL
  - STATUTORY LIST
- BURDEN OF PROOF
- MEDICAL EXPERT
- CLOSED/OPEN HEARING

# JUDGMENT

- LEAST RESTRICTIVE ALTERNATIVE
- TEMPORARY GUARDIAN AND CONSERVATOR
- LIMITED GUARDIAN AND CONSERVATOR
- FINDINGS OF FACTS REQUIRED



# ADMINISTRATION

- BEGINNING ADMINISTRATION
- GUARDIANSHIP
- CONSERVATORSHIP
- REVIEW
- RESTORATION/TERMINATION

# BEGINNING ADMINISTRATION

- LETTERS OF ADMINISTRATION
- INITIAL PLACEMENT
- BOND
- INVENTORY
- ORDERS OF SUPPORT AND MAINTENANCE

# GUARDIANSHIP

- PLACEMENT
- MENTAL HEALTH TREATMENT
- MEDICAL TREATMENT
- RESTRICTING ACCESS TO OTHERS
- MARRIAGE
- VOTING
- DRIVING

# CONSERVATORSHIP

- INVENTORY
- BOND
- COURT ORDERS REQUIRED
- JOINT ACCOUNTS
- ACCOUNTINGS
- SSI/MEDICAID/EMPLOYMENT WAGES
- VOUCHERS/VERIFICATIONS

# REVIEW

- CONSERVATOR REVIEW – ANNUAL ACCOUNTINGS
- GUARDIANS – ANNUAL STATUS REPORTS
- CONTACTING COURT WITH CONCERNS
- REVIEW HEARINGS/SUSPENSION OF LETTERS/REVOCAATION OF LETTERS

# RESTORATION

- WHEN
- HOW
- PARTIAL RESTORATION
- TOTAL RESTORATION
- TERMINATION

# QUESTIONS

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