

APPOINTMENT OF GUARDIAN- INCAPACITATED PERSON

Guardianship of \_\_\_\_\_  
Case No.: \_\_\_\_\_  
Petitioner=s Attorney: \_\_\_\_\_ [5.030]  
Attorney Ad Litem: \_\_\_\_\_  
Hearing Date: Must be recorded \_\_\_\_\_

FS 744.309, 744.312(2)(a), 744.3125, 744.202(1), 744.334, 744.3371(1)

Reason for guardianship: \_\_\_\_\_

Age of ward: \_\_\_\_\_ years old  
Relationship of guardian to ward: \_\_\_\_\_

LEGAL REQUIREMENTS:

\_\_\_\_ Extent of guardianship, limited or plenary [744.334(1), 5.560(a)(4)]  
\_\_\_\_ Incapacity Petition filed [see 744.331]

Petition complete?

\_\_\_\_ Petition verified [744.334(1), 5.020(e), 5.560(a)]  
\_\_\_\_ Name, age, residence of alleged incapacitated [744.334(1), 5.560(a)(3)]  
\_\_\_\_ Residence of petitioner [744.334(1), 5.560(a)(2)]  
\_\_\_\_ Names & addresses of next of kin [744.334(1), 5.560(a)(5)]  
\_\_\_\_ Name & address of proposed gdn & gdn willing [744.334(1), 5.560(a)(6)]  
\_\_\_\_ Gdn's rel'ship to & previous association w/ to ward [744.334(1), 5.560(a)(7)]  
\_\_\_\_ Nature & value of gdnship property [744.334(1), 5.560(a)(4)]  
\_\_\_\_ Nature of incapacity

\_\_\_\_ Petitioner is Fla. resident or is a relative of the ward (a spouse of someone who qualifies) [744.309(1), (2)]  
\_\_\_\_ Petitioner is related by blood/marriage, or oterwise entitled to preference [744.312(2)(a)]  
\_\_\_\_ Application has been filed [744.3125, 5.590]: \_\_\_\_\_  
\_\_\_\_ Venue is in county where ward resides OR non-resident w/ property in the county [744.202(2)]

\_\_\_\_ Notice to next of kin or natural parents or other interested persons [744.3371, 5.560(b)]: (Notice of hearing and copy of petition)  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_ Oath and designation of resident agent [744.347, 5.110, 5.600]

\_\_\_\_ Bond considerations [744.351] or 69.031 account: assets =

\_\_\_\_ Notice to alleged incapacitated person & AIP's attorney (744.337(1))  
\_\_\_\_ Proposed orders with restrictive language: (1) Appointing Guardian (2) Letters of Guardianship. If no bond order and letters must state that disbursements may only be made upon court order.

COMMENTS: \_\_\_\_\_  
\_\_\_\_\_

RECOMMENDATION: \_\_\_\_\_ Updated 1/2/2009