

PETITION TO SELL PERSONAL PROPERTY

GUARDIANSHIP OF _____
CASE NO: _____
DATE: _____
ATTORNEY: _____

LEGAL STANDARD:

F.S. 744.441 (12) Powers of Guardian upon Court Approval
F.S. 744.447 Petition for authorization to act
P.R. 5.630 Petition for Approval of Acts

LEGAL REQUIREMENTS:

- ___ Petition verified
- ___ States whether the ward has been adjudicated incapacitated to act with respect to the rights to be exercised
- ___ States whether the action requested conforms to the guardianship plan
- ___ Facts showing necessity for sale: _____
- ___ Description of the property
- ___ Price and terms of sale
 - ___ Copy of proposed contract
- ___ Notice to Ward unless ward is under 14 or totally incap.
- ___ Next of Kin and other interested parties that have requested that they get notice of proceedings

Next of Kin

- ___ Appraisal; Value \$ _____
- ___ Order describes the permitted act and authorizes the guardian to perform the act
- ___ Order describes property and specifies the price and terms of sale. If sale is public, order shall state that the sale shall be made to highest bidder and that court reserves right to reject all bids.

COMMENTS:

RECOMMENDATION: