

ATTORNEY OR PARTY WITHOUT ATTORNEY: ACBCI/STATE BAR NO.: NAME: FIRM NAME: STREET ADDRESS: CITY: STATE: ZIP CODE: TELEPHONE NO.: FAX NO.: E-MAIL ADDRESS: ATTORNEY FOR (name):	FOR COURT USE ONLY
AGUA CALIENTE BAND OF CAHUILLA INDIANS TRIBAL COURT STREET ADDRESS: 980 E. Tahquitz Canyon Way CITY AND ZIP CODE: Palm Springs, CA 92262	
GUARDIANSHIP OF (name):	DEPENDENT ADULT
ORDER APPOINTING SUCCESSOR GUARDIAN OF THE PERSON ESTATE OF DEPENDENT ADULT	CASE NUMBER:
WARNING: THIS APPOINTMENT IS NOT EFFECTIVE UNTIL LETTERS HAVE ISSUED.	

1. The petition for appointment of successor guardian came on for hearing as follows (check boxes c, d, e, and f or g to indicate personal presence):
- a. Judicial officer (name):
 - b. Hearing date: _____ Time: _____
 - c. Petitioner (name):
 - d. Attorney for petitioner (name):
 - e. Attorney for person cited the dependent adult on petition to appoint guardian:
 (Name): _____ (Telephone): _____
 (Address): _____
 - f. Person cited was present. unable to attend. able but unwilling to attend. out of state.
 - g. Dependent adult on petition to appoint successor guardian was present. not present.

THE COURT FINDS

- 2. All notices required by law have been given.
- 3. Granting the guardianship is the least restrictive alternative needed for the protection of the dependent adult.
- 4. (Name):
 - a. _____ is unable properly to provide for his or her personal needs for physical health, food, clothing, or shelter.
 - b. _____ is substantially unable to manage his or her financial resources or to resist fraud or undue influence.
 - c. _____ has voluntarily requested appointment of a guardian and good cause has been shown for the appointment.
- 5. The dependent adult
 - a. _____ is an adult.
 - b. _____ will be an adult on the effective date of this order.
- 6. There is no form of medical treatment for which the dependent adult has the capacity to give an informed consent.
 The dependent adult is an adherent of a religion defined in Probate Code section 2355(b).
- 7. Granting the successor guardian powers to be exercised independently is to the advantage and benefit and in the best interest of the guardianship estate.
- 8. The dependent adult cannot communicate, with or without reasonable accommodations, a desire to participate in the voting process.

ORDER APPOINTING GUARDIAN OF DEPENDENT ADULT

GUARDIANSHIP OF <i>(name):</i>	CASE NUMBER:
DEPENDENT ADULT	

9. The dependent adult has dementia as defined in Probate Code section 2356.5, and the court finds all other facts required to make the orders specified in item 28.
10. Attorney: _____ has been appointed by the court as legal counsel to represent the dependent adult in these proceedings. The cost for representation is: \$
 The dependent adult has the ability to pay _____ all _____ none _____ a portion of this sum (*specify*): \$
11. The dependent adult need not attend the hearing.
12. The Tribal Family Services case worker is (name):
(Address and telephone):

13. The successor guardian is a professional fiduciary as defined by Business and Professions Code section 6501(f).
14. The successor guardian holds a valid, unexpired, unsuspended license as a professional fiduciary issued by the Professional Fiduciaries Bureau of the California Department of Consumer Affairs under chapter 6 (commencing with section 6500) of division 3 of the Business and Professions Code.
 License no.: _____ Issuance or last renewal date: _____ Expiration date: _____
15. (*Either a, b, or c must be checked*):
- a. The successor guardian is not the spouse of the dependent adult.
- b. The successor guardian is the spouse of the dependent adult and is not a party to any action against the dependent adult for legal separation, dissolution, annulment, or adjudication of nullity of their marriage.
- c. The successor guardian is the spouse of the dependent adult and is a party to an action or proceeding against the dependent adult for legal separation, dissolution, annulment, or adjudication of nullity of their marriage.
 It is in the best interest of the dependent adult to appoint the spouse successor guardian.
16. (*Either a, b, or c must be checked*):
- a. The successor guardian is not the domestic partner or former domestic partner of the dependent adult.
- b. The successor guardian is the domestic partner of the dependent adult and has neither terminated nor intends to terminate their domestic partnership.
- c. The successor guardian is the domestic partner or former domestic partner of the dependent adult and intends to terminate or has terminated their domestic partnership. It is in the best interest of the dependent adult to appoint the domestic partner or former domestic partner as successor guardian.

THE COURT ORDERS

17. a. (*Name*): _____ (*Telephone*): _____
 (*Address*): _____
- is appointed** _____ successor _____ guardian _____ of the PERSON of (*name*): _____
 and *Letters of Guardianship* shall issue upon qualification.
- b. (*Name*): _____ (*Telephone*): _____
 (*Address*): _____
- is appointed** _____ successor _____ guardian _____ of the ESTATE of (*name*): _____
 and *Letters of Guardianship* shall issue upon qualification.

18. The dependent adult need not attend the hearing.
19. a. Bond is not required.
- b. Bond is fixed at: \$ _____ to be furnished by an authorized surety company or as otherwise provided by law.
- c. Deposits of: \$ _____ are ordered to be placed in a blocked account at (*specify institution and location*): _____

and receipts shall be filed. No withdrawals shall be made without a court order.
 Additional orders in attachment 20c.

GUARDIANSHIP OF <i>(name):</i>	CASE NUMBER:
DEPENDENT ADULT	

19. *(cont.)*
 d. The successor guardian is not authorized to take possession of money or any other property without a specific court order.
20. For legal services rendered, dependent adult dependent adult's estate shall pay the sum of: \$
 to *(name):* forthwith as follows (specify terms, including any combination of payors):

Continued in attachment 20.

21. The dependent adult is disqualified from voting.
22. The dependent adult lacks the capacity to give informed consent for medical treatment and the successor guardian of the person is granted the powers specified in Probate Code section 2355.
 The treatment shall be performed by an accredited practitioner of a religion as defined in Probate Code section 2355(b).
23. The successor guardian of the estate is granted authorization to exercise independently the powers specified in attachment 23 subject to the conditions provided.
24. Orders relating to the capacity of the dependent adult under Probate Code sections 1873 or 1901 as specified in attachment 24 are granted.
25. Orders relating to the powers and duties of the successor guardian of the person under Probate Code sections 2358 as specified in attachment 25 are granted.
26. Orders relating to the conditions imposed under Probate Code section 2402 on successor guardian the of the estate as specified in attachment 26 are granted.
27. a. The successor guardian of the person is granted authority to place the dependent adult in a care or nursing facility described in Probate Code section 2356.5(b).
 b. The successor guardian of the person is granted authority to authorize the administration of medications appropriate for the care and treatment of dementia described in Probate Code section 2356.5(c).
28. Other orders as specified in attachment 28 are granted.

29. This order is effective on the date signed date minor attains majority *(specify):*

30. Number of boxes checked in items 18–29:

31. Number of pages attached:

Date:

JUDICIAL OFFICER
SIGNATURE FOLLOWS LAST ATTACHMENT