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**IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF PIERCE**

In the Guardianship of:

_____)
An Incapacitated Person.)

) **Case No:**
) **ORDER APPOINTING SUCCESSOR:**

-) **LIMITED**
-) **FULL GUARDIAN OF PERSON**
-) **AND/OR**
-) **LIMITED**
-) **FULL GUARDIAN OF ESTATE**

) Clerk's Code: **(ORAPGD)**

) **CLERK'S ACTION REQUIRED**

BOND SUMMARY

**NOTICE: NO LETTERS OF ADMINISTRATION OR LETTERS OF GUARDIANSHIP SHALL
ISSUE BY THE CLERK'S OFFICE UNTIL THE COURT ORDERED BOND HAS BEEN POSTED.**

BOND SUMMARY is set forth below:

Date Bond Ordered: _____

Amount of Court Ordered Bond: \$ _____

THIS MATTER came on regularly for hearing on a Petition for Appointment of Successor Guardian or Limited Guardian of _____, an Incapacitated Person.

The Court makes the following:

FINDINGS OF FACT

1. There is a need to appoint a successor guardian in that the previous guardian:

- is deceased,
has resigned,
has been discharged.

2. Guardian: The proposed Guardian is qualified to act as Guardian of the Person and/or Estate of the Incapacitated Person. Proposed Guardian's address:

Phone/Fax number(s):

E-mail address:

3. Guardian ad Litem Fees and Costs:

- Not Applicable
The Guardian ad Litem was appointed at county estate expense and shall submit a motion for payment of fees and costs pursuant to the local rules.

The Guardian ad Litem has requested a fee of \$ for services rendered and reimbursement of \$ for costs incurred while acting as Guardian ad Litem. Fees in the amount of \$ and costs in the amount of \$ are reasonable and should be paid as follows:

- \$ by the Guardian from the guardianship estate and/or
\$ by for the following reason(s):

4. Bond: The assets of the Incapacitated Person:

- Total less than three thousand dollars (\$3,000) and therefore no bond is required.
Are to be placed in a blocked account with an insured financial institution or are to be held by a bank or trust company, and therefore no bond is required.
Are to be held by a nonprofit corporation authorized to act as Guardian, and the Court waives any bond requirement.
Are in whole or in part to be held by the Guardian and bond in the amount of \$ is required.

5. Right to Vote: The Incapacitated Person is is not capable of exercising the right to vote.

///

CONCLUSIONS OF LAW

1
2 1. That _____ is an Incapacitated Person within the
3 meaning of RCW Chapter 11.88, and pursuant to previous Orders, a

4 Full Limited Guardian of the Person and/or

5 Full Limited Guardian of the Estate was established

6 2. That _____ is a fit and proper person as required by RCW 11.88.020
7 to be appointed as Successor Guardian.

8 3. That any special powers of the Guardian or limitations and restrictions placed on the Incapacitated
9 Person should be as follows:

10 Not Applicable

11 The Right to Vote is Revoked

12 Other: _____

13 _____

ORDER

14 **It is hereby ordered:**

15 **1. Appointment of Successor Guardian:** _____ is appointed as

16 Full Limited Guardian of the Person and/or

17 Full Limited Guardian of the Estate of _____

18 **2. Letters of Guardianship/Limited Guardianship:** The Clerk of the Court shall issue letters of Full

19 Limited Guardianship of the Person and/or

20 Full Limited Guardianship of the Estate to _____, upon the filing of an oath,

21 Verification of Completion of Mandatory Guardian Training or an order waiving training,

22 a Guardianship bond in the amount of \$_____ or

23 bond is waived.

24 If bond is waived, the Guardian is required to report to the Court if the total assets of the Incapacitated
25 Person reaches or exceeds Three Thousand Dollars. Pursuant to RCW 11.88.100, the Guardian of the
Estate shall file a yearly statement showing the monthly income of the Incapacitated Person if said
monthly income, excluding moneys from state or federal benefits, is over the sum of Five Hundred Dollars
per month for any three consecutive months.

3. Report of Substantial Change in Income of Assets: Within 30 days of any substantial change in
the Estate's income or assets, the Guardian of the Estate shall report to the Court and schedule a
hearing. The purpose of the hearing will be for the Court to consider changing the bond or making other
provision in accordance with RCW 11.88.100.

1 **4. Inventory:** Within three months of appointment, the Guardian of the Estate shall file a verified
2 Inventory of all the property of the Incapacitated Person, which shall come into the Guardian's possession
3 or knowledge, including a statement of all encumbrances, liens and other secured charges on any item.

A review hearing upon filing of the inventory

4 is required.

5 is not required.

6 **5. Disbursements:** On or before the date the Inventory is due, the Guardian of the Estate shall also
7 apply to the Court for an Order Authorizing Disbursements on behalf of the Incapacitated Person as
8 required by RCW 11.92.040.

9 **6. Personal Care Plan:** The Guardian of the Person shall complete and file within three (3) months
10 after appointment a Personal Care Plan which shall comply with the requirements of RCW 11.92.043(1).

11 **7. Status of Incapacitated Person:** Unless otherwise ordered, the Guardian of the Person shall file an
12 annual report on the status of the Incapacitated Person that shall comply with the requirements of RCW
13 11.92.043(2).

14 **8. Substantial Change in Condition or Residence:** The Guardian of the Person shall report to the
15 Court within thirty (30) days any substantial change in the Incapacitated Person's condition, or any
16 change in residence of the Incapacitated Person.

17 **9. Designation of Standby Guardian:** The Guardian shall file a written designation of a standby
18 Guardian that complies with the requirements of RCW 11.88.125.

19 **10. Authority for Investment and Expenditure:** The authority of the Guardian of the Estate for
20 investment and expenditure of the ward's estate is as follows: _____

21 **11. Duration of Guardianship:** This Guardianship shall continue in effect:

22 until _____ [date]; OR

23 until terminated pursuant to RCW 11.88.140.

24 **12. Discharge/Retention of Guardian ad Litem:**

25 The Guardian ad Litem is discharged; or

The Guardian ad Litem shall continue performing further duties or obligations as follows:

26 **13. Notice of Right to Receive Pleadings:** The following persons are described in RCW
27 11.88.090(5)(d), and the Guardian shall notify them of their right to file with the Court and serve upon the
28 Guardian, or the Guardian's attorney, a request to receive copies of pleadings filed by the Guardian with
29 respect to the Guardianship:

Name: _____

Address: _____

1 **14. Guardian Fees:**

2 DSHS case: The Guardian is allowed such fees and costs as permitted by the Washington
3 Administrative Code in the amount of \$_____ per month as a deduction from the
4 Incapacitated Person's participation in the DSHS cost of care. Such fees are subject to Court review
5 and approval. This deduction is approved for the initial twelve month reporting period and ninety days
6 thereafter, from the date of this Order to _____. The Guardian
7 may petition for fees in excess of the above amount only on notice to the appropriate DSHS Regional
8 Administrator per WAC 388.71; OR

9 Non-DSHS case: The Guardian shall petition the Court for approval of fees. The Guardian may
10 advance itself \$_____ per month subject to Court review and approval.

11 **15. Guardian ad Litem Fee:**

12 Not applicable

13 Fees and costs are approved as reasonable; OR

14 The Guardian ad Litem fees and costs are approved as reasonable in the total amount of
15 \$_____. They shall be paid from the Guardianship estate assets,

16 Pierce County, OR other source(s) as follows: _____.

17 **16. Legal Fees:** The legal fees and costs of \$_____ are approved as reasonable in the
18 amount of \$_____, and shall be paid from the

19 Guardianship estate assets OR

20 other source(s) as follows: _____.

21 **17. Guardian's Report:** The Guardian's report shall cover the

22 12 (twelve) month

23 24 (twenty-four) month or

24 36 (thirty-six) month

25 period following the appointment. The Guardian's report is due within 90 days of the end of the reporting
period and shall comply with the requirements of RCW 11.92.040(2).

DATED AND SIGNED IN OPEN COURT THIS _____ DAY OF _____, 200__.

JUDGE/COURT COMMISSIONER

Presented by:

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Signature of Guardian/Attorney

Printed Name of Guardian/Attorney, WSBA/CPG#

Address

Telephone/Fax Number

City, State, Zip Code

Email Address

Copy received and approved by:

Guardian ad Litem