

STATE OF WISCONSIN, CIRCUIT COURT, _____ COUNTY

IN THE MATTER OF

Amended

Name

Order on Petition for
 Standby
 Successor
Guardian (with Hearing)
(Minor Guardianship of the Estate)

Date of Birth

Case No. _____

A Petition for Appointment of Standby or Successor Guardian of the Estate was filed and a hearing was held on [Date] _____. After consideration of the reports and other documents on file, all factors required by the statutes, and such additional information presented;

THE COURT CONSIDERED:

1. The report of the guardian ad litem;
2. The preferences, desires, and values of the minor ward with regard to personal needs or property management.
3. Other relevant evidence.

THE COURT FINDS:

1. JURISDICTION, VENUE, NOTICE, APPEARANCES AND EVALUATIONS TO COURT

- A. This court does does not have jurisdiction over the subject matter and the minor ward.
- B. This court is is not a proper venue.
- C. Notice was was not properly served.
- D. The minor ward is present. not present because the guardian ad litem waived the minor ward's attendance.
 Other: [Specify] _____
- E. The proposed standby successor guardian of the estate is
 present as follows: [Name] _____
 not present and the court permits attendance by telephone for good cause.
[Specify] _____
 not present and the court excuses the attendance of [Name] _____.
- F. Additional evaluations are not necessary.

2. **SUITABILITY OF GUARDIAN**

Based upon the

- Statement of Acts by Proposed Guardian of the Estate and Consent to Serve;
- the recommendation of guardian ad litem;
- the court having considered all nominations, and
 - applicable preferences and criteria, including the opinions of the minor ward and of the members of his or her family; and
 - any potential conflicts of interest resulting from the proposed guardian's employment or other potential conflicts of interest,

each of the following is/are competent and suitable to be appointed:

Type of Guardian	Name	Mailing Address [Street, City, State, Zip]	Telephone Number
Standby Guardian of the Estate			
Successor Guardian of the Estate			

THE COURT ORDERS:

1. The Petition is

- DISMISSED** for the following reason(s): _____.
- GRANTED**.

2. The guardianship of the estate for a minor ward is terminated without the appointment of a successor guardian of the estate and the former guardian will be discharged after filing any required accounts and receipts.

3. The court appoints the following:

Type of Guardian	Name	Mailing Address [Street, City, State, Zip]	Telephone Number
Standby Guardian of the Estate			
Successor Guardian of the Estate			

4. **LIMITATIONS AND POWERS**

- A. The powers of the standby successor guardian of the estate will be the same as previously authorized or modified for this minor ward. See attached Determination and Order Appointing Guardian of the Estate dated _____.
- B. Co-guardians must agree with each other when making decisions on behalf of the minor ward.
 Co-guardians may act independently when making decisions on behalf of the minor ward.
 Co-guardians may act independently when making decisions on behalf of the minor ward only in these limited circumstances: _____

5. **BOND**

The Guardian of the Estate

- be issued Letters of Guardianship upon filing surety signature bond in the amount of \$_____.
- is not required to file a bond provided the guardian deposits the minor ward's funds of \$100,000 or less in an insured account in the name of the guardian of the estate and the minor ward, and payable only upon further order of the court. Proof of deposit must be filed with the court within _____ days.
- be issued Letters of Guardianship without filing a bond.
- Other: _____

6. **CHANGE OF ADDRESS**

The guardian of the estate shall immediately notify the court in writing of any change in the address of the minor ward or of the guardian of the estate.

7. **ALTERNATIVE TO GUARDIANSHIP OF ESTATE**

The guardian of the estate is authorized to transfer the minor ward's funds of \$50,000 or less under one of the alternatives for small estates under §54.12(1), WI Stats., as follows: _____.

The guardianship of the estate will be terminated upon the filing of a final account and receipt confirming the transfer as ordered.

8. FEES AND COSTS OF PROCEEDING

Guardian of the estate

A. is not appointed. The petitioner shall pay the compensation of the guardian ad litem and the minor ward's attorney.

B. appointed.

(1) Reasonable compensation of the guardian ad litem and minor ward's attorney shall be paid from the minor ward's income or assets, if sufficient. If the minor ward's income or assets are insufficient, the guardian ad litem shall be paid by the county of venue and the minor ward's attorney shall be paid at public expense or by the county of venue.

(2) Petitioner's reasonable attorney fees and costs (if any) shall be paid

by the petitioner.

from the minor ward's income or assets.

C. Other: _____

9. GUARDIAN OF THE ESTATE'S COMPENSATION AND REIMBURSEMENT

The guardian's compensation and reimbursement of expenses, if any, must be approved by the court before payment is made.

10. Other: _____

THIS IS A FINAL ORDER FOR THE PURPOSE OF APPEAL IF SIGNED BY A CIRCUIT COURT JUDGE.

DISTRIBUTION:

1. Court
2. Minor Ward/Minor Ward's Legal Counsel, if any/Guardian ad litem
3. Guardian of the Estate and Guardian of the Person, if different
4. Corporation Counsel
5. Case Worker/County Dept. of Human Services
6. Spouse/Parent of Minor Ward
7. Facility, if any
8. Other: _____