

IN THE MATTER OF

Amended

**Order on Petition for
Receipt and Acceptance of
Foreign Guardianship
To
Transfer Guardianship to
Wisconsin**

_____ Case No. _____
Date of Birth _____

This matter is before the court on a Petition for Receipt and Acceptance of a Foreign Guardianship to Transfer Guardianship to Wisconsin.

Based upon review of the petition, copies of the documents from the foreign court, and the report and recommendation of the guardian ad litem.

THE COURT FINDS:

1. JURISDICTION, VENUE, NOTICE AND HEARING

- A. This court: does does not have jurisdiction of the subject matter and of the person of the individual.
- B. This court: is is not a proper venue.
- C. Notice: was was not properly served upon the foreign ward, foreign court and all other interested parties.
- D. This court: has has not received the certifications and copies from the foreign court **within 30 days** after receipt of the notice to the foreign court or within a reasonable period of time.
- E. A hearing: has not been requested **within 30 days** after the petition was served and the court will proceed without a hearing.
 has been requested and held.
 - 1. The foreign ward is:
 - present.
 - not present because the guardian ad litem waived the individual's attendance.
 - Other: _____
 - 2. The foreign guardian and any foreign stand-by guardian are:
 - present as follows: _____
 - not present and the court permits attendance by telephone for good cause shown as follows: _____
 - not present and the court excuses the attendance as follows: _____
 - 3. The petitioner is:
 - present as follows: _____
 - not present and the court permits attendance by telephone for good cause shown as follows: _____
 - not present and the court excuses the attendance as follows: _____
 - 4. The court has considered the testimony and other relevant evidence presented.

2. DISMISSAL OF PETITION FOR RECEIPT AND ACCEPTANCE OF FOREIGN GUARDIANSHIP

- A. The foreign guardian is not presently in good standing with the foreign court.
- B. The foreign guardian is moving or has moved the foreign ward or the property of the foreign ward from the foreign jurisdiction in order to avoid or circumvent the provisions of the foreign guardianship order.
- C. The transfer of the foreign guardianship from the foreign jurisdiction is not in the best interests of the foreign ward.

3. RECEIPT AND ACCEPTANCE OF FOREIGN GUARDIANSHIP

- A. All of the following:
1. The foreign guardian is presently in good standing with the foreign court.
 2. The foreign guardian is not moving or has not moved the foreign ward or the property of the foreign ward from the foreign jurisdiction in order to avoid or circumvent the provisions of the foreign guardianship order.
 3. The transfer of the foreign guardianship from the foreign jurisdiction is in the best interests of the foreign ward.
- B. Provisions of the foreign guardianship order do not require require modification to conform the foreign guardianship order to the requirements of Ch. 54, Wisconsin Statutes and other requirements of this state as follows: **See attached**
1. Surety Bond Requirements: _____
 2. Appointment of a guardian ad litem: _____
 3. Periodic Reporting requirements: _____
 4. Other: _____

IT IS ORDERED:

1. The petition is denied.
2. The petition is granted.
 - A. The provisions of the foreign guardianship order concerning the determination of the foreign ward's incapacity shall be given full faith and credit,
 - without modification.
 - with the following modifications:
 1. The guardian of estate:
 - is required to file:
 - surety bond. signature bond in the amount of \$ _____.
 - is not required to file a bond provided that the guardian shall deposit the ward's funds of \$100,000 or less in an insured account in the name of the guardian and the ward, and payable only upon further order of the court. Proof of deposit shall be filed with the court within _____ days.
 - is not required to file a bond and bond is waived.
 2. The foreign guardian shall file an inventory of the foreign ward's property at the time of the transfer from the foreign jurisdiction.
 3. Other terms and conditions: _____
 - B. To facilitate the coordination with the foreign court of the orderly transfer of the foreign guardianship:
 1. The effective date of the receipt and acceptance of the foreign guardianship is delayed until: _____
 2. Receipt and acceptance of the foreign guardianship is contingent upon the release or termination of the foreign guardian under the foreign jurisdiction.
 3. This court shall recognize concurrent jurisdiction over the guardianship for a reasonable period of time to permit the foreign court to release or terminate the foreign guardianship and discharge the foreign guardian.
 4. Other arrangements that the court determines are necessary to effectuate the receipt and acceptance of the foreign guardianship as follows: _____
- C. The court shall review the provisions of the guardianship within a reasonable period of time after granting the petition for receipt and acceptance of the foreign guardianship: (date of review) _____.

THIS IS A FINAL JUDGMENT/ORDER FOR PURPOSES OF APPEAL.

Name of Attorney	
Address	
Telephone Number	Bar Number

BY THE COURT:

Circuit Court Judge/Circuit Court Commissioner

Name Printed or Typed

Date