

<p align="center"><b>STATE OF MICHIGAN PROBATE COURT COUNTY CIRCUIT COURT - FAMILY DIVISION</b></p>	<p align="center"><b>ORDER APPOINTING GUARDIAN FOR INDIVIDUAL WITH A DEVELOPMENTAL DISABILITY</b></p>	<p><b>FILE NO.</b></p>
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In the matter of \_\_\_\_\_, an individual with a developmental disability

1. Date of hearing: \_\_\_\_\_ Judge: \_\_\_\_\_ Bar no.

2. Findings of fact are more fully stated on the record regarding the individual's nature and extent of general intellectual functioning, extent of impairment of adaptive behavior, capacity to manage his/her estate and financial affairs, and capacity to care for self by making and communicating responsible decisions concerning his or her person.

**THE COURT FINDS:**

3. Notice of hearing was given to or waived by all interested parties.

4.  a. The individual was present at the hearing.  
 b. The individual was not present at the hearing. His/her presence was excused upon showing by testimony and affidavit of  
a  
 psychologist,  physical  
 physician, that the individual's attendance would subject him/her to serious  emotional harm.

5. Testimony was given by the person who prepared the report or person who performed an evaluation serving, in part, as the basis for the report.

6. Upon the presentation of clear and convincing evidence and  with  without the verdict of a jury, the individual is an individual with a developmental disability and requires guardianship services.

7. The individual named above is  totally  person  
 partially without capacity to care for his/her  estate as to the following necessary  
tasks, responsibilities, or judgments but is otherwise legally competent and has the capacity to perform in other areas.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

8. The most appropriate and the least restrictive living arrangement suited to the individual's condition is \_\_\_\_\_

The individual presently resides in the following facility: \_\_\_\_\_

9. A reasonable effort was made to question the individual and he/she indicated

no preference as to who should be appointed guardian.

that he/she preferred \_\_\_\_\_ to serve as guardian  
Name (type or print)

and \_\_\_\_\_ as standby guardian.  
Name (type or print)

(PLEASE SEE OTHER SIDE)

Do not write below this line - For court use only

10. There is no qualified, suitable individual or agency willing to act as guardian and the appointment of an agency directly providing services to the individual is necessary at present.

11. A reasonable effort was made to orally inform the individual of his/her right to request the guardianship to be dismissed or modified at any time. A written notice of these rights was also served on him/her.

12. Other: \_\_\_\_\_

**IT IS ORDERED:**

13. The petition is  granted.  denied on the merits.  dismissed/withdrawn.

14. \_\_\_\_\_, whose address and telephone number are  
Name (type or print)

Address City State Zip Telephone no.

is appointed

a. plenary guardian of the  individual  estate until further order of the court

and shall qualify by filing  an acceptance of appointment.  
 a bond in the amount of \$ \_\_\_\_\_.

b. partial guardian of the  individual  estate for the term of \_\_\_\_\_ years

and shall qualify by filing  an acceptance of appointment.  
 a bond in the amount of \$ \_\_\_\_\_, and shall have only the following powers:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

The individual retains all legal and civil rights except those which have been specifically granted to the partial guardian. After qualification, the guardian shall comply with all relevant requirements under the law.

15. The guardian is authorized to execute an application to admit the individual named above to

\_\_\_\_\_  
Name of facility

16. \_\_\_\_\_, whose address and telephone number are  
Name (type or print)

Address City State Zip Telephone no.

is appointed standby guardian. In case of death, incapacity, or resignation of the initially-appointed guardian or an emergency situation during the absence and unavailability of the initially appointed guardian, the standby guardian shall file

an acceptance of appointment

bond in the amount of \$ \_\_\_\_\_

and shall assume the powers and duties of the initially-appointed guardian.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Judge

\_\_\_\_\_  
Attorney name (type or print) Bar no.

Address City State Zip Telephone no.