

INSTRUCTIONS TO GUARDIAN AD LITEM
LR29-PR00-714.10, LR29-PR00-716.20
FORM PR00-8

A **guardian ad litem** is a special guardian appointed by the court to represent the interests of a minor or incapacitated person in a court action. Your duty to represent an incapacitated person at a petition for guardianship hearing, at a minimum, include all of the following:

1. Visit the person alleged to be legally incapacitated;
2. Explain to the person the nature, purpose, and legal consequences of appointment of a guardian;
3. Explain to the person the hearing procedure and the person's rights in the hearing procedure, including but not limited to:
 - A. The right to contest the Petition;
 - B. The right to request limits on the guardian's powers;
 - C. The name of the individual seeking to be appointed guardian;
 - D. The right to object to the appointment of a particular person or institution being appointed guardian;
 - E. The right to be present at the hearing;
 - F. The right to be represented by legal counsel.
4. Contact the person's doctor for purposes of obtaining information regarding the physical and/or mental condition of the person.
5. Make determinations and inform the court of those determinations on all of the following:
 - A. Whether the person alleged to be legally incapacitated wishes to be present at the hearing;
 - B. Whether the person alleged to be legally incapacitated wishes to contest the Petition;
 - C. Whether the person alleged to be legally incapacitated wishes limits to be placed on the guardian's powers;
 - D. Whether the person alleged to be legally incapacitated objects to a particular person being appointed guardian;
 - E. Whether it is in the best interests of the person alleged to be legally incapacitated that a guardian be appointed;
 - F. Whether it is in the best interests of the person alleged to be legally incapacitated that the individual seeking to be appointed guardian actually be appointed as guardian;
 - G. Whether it is in the best interests of the person alleged to be legally incapacitated that limits be placed on the guardian's powers.

JUDGE _____
HAMILTON SUPERIOR COURT NO. _____

I acknowledge receipt of a copy of the above instructions and will read and follow these instructions carefully.

Cause Number: _____

Guardianship of: _____

Dated: _____

Signature of Guardian Ad Litem

Print Name of Guardian Ad Litem