

JUDICIAL COUNCIL OF CALIFORNIA

455 Golden Gate Avenue · San Francisco, California 94102-3688
www.courts.ca.gov/policyadmin-invitationstocomment.htm

INVITATION TO COMMENT

W16-14

Title	Action Requested
Probate Guardianships: A New Guardianship for Wards 18 to 21 Years Old and Extension of Existing Guardianships Beyond the Wards' 18th Birthday	Review and submit comments by January 22, 2016
Proposed Rules, Forms, Standards, or Statutes	Proposed Effective Date
Adopt form GC-210(ADLT), revise forms GC-240 and GC-250	July 1, 2016
Proposed by	Contact
Probate and Mental Health Advisory Committee Hon. John H. Sugiyama, Chair	Douglas C. Miller, (818) 558-4178, douglas.c.miller@jud.ca.gov

Executive Summary and Origin

Existing guardianships are only for minors, persons less than 18 years old. But legislation effective January 1, 2016 has created a new type of guardianship for unmarried persons 18 to 21 years old. The new law also authorizes extension of existing guardianships beyond the wards' 18th birthday. The law specifies that these new and extended guardianships are in connection with the wards' petitions for factual findings in California courts in support of their applications for Special Immigrant Juvenile Status (SIJS) with the United States Citizenship and Immigration Services, part of the federal Department of Homeland Security. Special Immigration Juvenile Status entitles the successful applicant to apply for permanent residence in the United States—a "green card," and eventually to apply for citizenship.

In response to a directive in the legislation requiring the Judicial Council to adopt any rules and forms needed to implement the new law by July 1, 2016, the Probate and Mental Health Advisory Committee recommends that the Judicial Council adopt a new form that would combine an application for the appointment of a guardian for a person 18 to 21 years old with an application for the extension of an existing guardianship beyond the ward's 18th birthday. The proposal also includes revisions of existing forms of the order appointing a guardian and Letters of Guardianship, to reflect the new and extended guardianships authorized by the law.

The proposals have not been approved by the Judicial Council and are not intended to represent the views of the council, its Rules and Projects Committee, or its Policy Coordination and Liaison Committee. These proposals are circulated for comment purposes only.

Background

In 2014, the Legislature passed and the Governor signed Senate Bill 873 (Stats. 2014, ch. 685), legislation that added section 155 to the Code of Civil Procedure concerning Special Immigrant Juvenile findings in California courts in support of applications for SIJS with the federal government. This legislation confirmed an earlier Court of Appeal decision that had concluded that the federal Immigration and Naturalization Act and the regulations under it authorize superior courts to make Special Immigration Juvenile findings in probate guardianship proceedings as well as in juvenile court dependency and delinquency proceedings. Section 155 also extended the authority to make these findings to superior courts in appropriate family law child custody matters.

In response to SB 873, the Probate and Mental Health Advisory Committee, working with the Family and Juvenile Law Advisory Committee, proposed the adoption of a form petition for SIJ findings in a guardianship (form GC-220), a probate rule of court concerning SIJ matters in guardianships (rule 7.1020), and a joint order for SIJ findings in guardianships, family law matters, and juvenile court matters (form FL-357/GC-224/JV-357).¹ The new rule and forms will be effective on January 1, 2016.

In 2015, also effective on January 1, 2016, the Legislature passed and the Governor signed Assembly Bill 900 (Stats. 2015, ch. 694).² Section 3 of AB 900 added section 1510.1 to the Probate Code, providing for (1) a guardianship for an unmarried person who is at least 18 years of age but not over the age of 21 years “in connection with a petition to make the necessary findings regarding special immigrant juvenile status pursuant to subdivision (b) of Section 155 of the Code of Civil Procedure”; and (2) the extension of an existing guardianship of the person for a ward past his or her 18th birthday, “for purposes of allowing the ward to complete the application process with the United States Citizenship and Immigration Services for classification as a special immigrant juvenile” Subdivision (e) of section 1510.1 requires the Judicial Council to adopt, by July 1, 2016, any rules and forms needed to implement the section.

The Proposal

In response to the mandate of AB 900, the Probate and Mental Health Advisory Committee will recommend that the Judicial Council adopt, effective July 1, 2016, a new form, the *Petition for Appointment of Guardian of the Person of An Adult 18 to 21 Years of Age or for Extension of Existing Guardianship of the Person Beyond Ward’s 18th Birthday* (form GC-210(ADLT)). The committee will also recommend revising the *Order Appointing Guardian of Minor* (form GC-240) and the *Letters of Guardianship* (form GC-250) to permit these forms to be used in connection with the new guardianships created by the legislation.

¹ See Judicial Council meeting of October 27, 2015, Agenda Item A20.

² A link to this legislation is provided at the end of this Invitation to Comment.

Form GC-210(ADLT)

The new form would combine in a single form the two petitions authorized by section 1510.1. The first two items, and the last item on page 3, would apply to both petitions. Their completion would be required in all cases. Items 3–10, ending at the bottom of page 2 of the form, would apply to the petition for appointment of a guardian of the person of an 18 to 21 year old who is not, or is no longer, a ward in a guardianship.

Items 11–16, on page 3, would be the petition for extension of an existing guardianship, designed to be used before the ward turns 18, when it appears that the ward’s application for SIJS may remain unresolved after the ward reaches that age. The extension petition is based on the assumption that the current guardian of the person would continue in that office after the ward’s 18th birthday, although a new order and Letters would be required. If a new guardian is proposed, he or she would be required to go through the regular appointment process. In that event, the new-appointment portion of the form (the first part of the form, items 3–10) should be used, after the ward turns 18, and an investigation and completion of the *Confidential Guardianship Screening Form* (form GC-212)) would be required. (See item 10 of the form on page 2.)

- Comments are requested concerning the proposed combination of these two petitions in a single form.

Items 5d and 5e, and 14 and 15, refer to the powers the appointed or extended guardian would have. Items 5e and 15 concern appointments in which no powers of a guardian of the person are requested. They advise that if that option is selected, the guardian would have no power to “abrogate any of the rights the proposed ward who has attained 18 years of age would have as an adult under state law, including making decisions concerning his or her residence, employment, travel, education, or medical treatment.” These provisions are consistent with the provisions of section 1510.1(c), which provides:

This section does not authorize the guardian to abrogate any of the rights that a person who has attained 18 years of age may have as an adult under state law, including, but not limited to, decisions regarding the ward’s medical treatment, education, or residence, without the ward’s express consent.

This provision is why the form recites in items 5d and 14 that, if any powers of a guardian of the person listed in Probate Code section 2351–2358 are sought, the (proposed) ward must sign the attachment containing the powers, in addition to signing the petition. That signature would evidence consent to the grant of powers to the guardian. If no powers are granted, any action the guardian proposes to take would require the express consent of the (proposed) ward.

The committee contemplated proposing a rule of court to assist parties and practitioners in understanding the new law and the uses of the new form. However, no rule was prepared in time to be included in this proposal. The public is invited to provide comments concerning the utility of such a rule and suggestions for its contents.

Revised Appointment Order and Letters of Guardianship

Even in an extended guardianship under Probate Code section 1510.1(b), a revised appointment order and Letters of Guardianship would be required because the powers the guardian would have in the extended guardianship would differ from those he or she had during the ward's minority. Accordingly, the existing forms for these documents, GC-240(order) and GC-250 (Letters) need to be revised.

GC-240

The existing form *Order Appointing Guardian of Minor* (form G-240) would be modified to accommodate not only the appointment of guardians for minors, but also the extension of an existing guardianship of the person of a ward past his or her 18th birthday (Prob. Code, § 1510.1(b)(1)) and the appointment of a guardian of the person of an adult 18 to 21 years of age (Prob. Code, § 1510.1(a)(1)). This change is reflected in the title of the form, changed to *Order Appointing Guardian of Minor or Adult 18 to 21 Years of Age, or Extending Guardianship of the Person of the Ward Past His or Her 18th Birthday*, and corresponding changes in the case name and title boxes at the top of the form on page 1.

Former references to the “minor” throughout this form would be changed to “the proposed ward” or, in the case of the extension of the guardianship, the “ward” (see items 3 and 4 on page 1). If the form refers to both a ward and a proposed ward in the same item, “(proposed) ward” would be used (see item 3 on page 1).

GC-250

Similar changes as those noted above would be made to the content of the title box on page 1 of the form *Letters of Guardianship* (form GC-250): checkboxes indicating an extended guardianship or the appointment of a guardian for an adult 18 to 21 years of age would be added.

A new item 2 would be added to the form to reflect the extension of an existing guardianship. The committee concluded that new Letters should be issued in these cases because the powers of the guardian of an adult are considerably different from those of a guardian of a minor. This item would also require disclosure of the ward's 18th birthday so persons relying on the Letters for proof of the extension would be alerted to its limited nature and expiration date, i.e., no later than three years after that date (on the ward's 21st birthday).

Item 1, as well as the title box, would also give notice that the guardianship is of a minor or an adult 18 to 21 years of age.

A new item 3d would be added on page 1. This item gives notice in a case in which the guardian has not requested powers of a guardian of the person in Probate Code sections 2351–2358 (see the discussion of this issue on page 3, concerning items 5d, 5e, 14, and 15 of the petition). As noted there, the guardian could not exercise those powers without the consent of the ward; the ward's power to exercise these powers independently, as can every other adult, would not be impaired by the guardianship appointment.

Alternatives Considered

As noted above, thought was given about providing a rule of court concerning the use of the new form and the requirements of section 1510.1. If a number of comments request a rule of court, the committee will re-evaluate its initial decision not to propose a rule. No alternatives to creation of a form were considered, in part because the statute appeared to at least suggest that a form would be appropriate.

Implementation Requirements, Costs, and Operational Impacts

This proposal will require considerable training of court staff, judges, and practitioners. Self-represented guardians may also find the forms difficult to use and understand. But the creation of a plain-language version would have resulted in a much longer form, would require instructions, and might not be necessary in most cases because a much higher percentage of guardians and wards with SIJS issues in their cases have experienced counsel, especially volunteer immigration counsel, assisting them than other parties in guardianships. Appointed counsel for wards might also be of considerable use in these cases.

On the other hand, the forms should actually help the courts address the anticipated increase of cases involving these issues because of the impact of the legislation. Whether or not the forms are adopted, an increase in cases involving the issues addressed in that legislation will almost certainly occur. The new and revised forms should materially aid in the disposition of those cases.

Request for Specific Comments

In addition to comments on the proposal as a whole, the advisory committee is interested in comments on the following:

- Does the proposal appropriately address the stated purpose?

The advisory committee also seeks comments from *courts* on the following cost and implementation matters:

- Would the proposal provide cost savings? If so please quantify.
- What would the implementation requirements be for courts? For example, training staff (please identify position and expected hours of training), revising processes and procedures (please describe), changing docket codes in case management systems, or modifying case management systems.
- How well would this proposal work in courts of different sizes?

Attachments and Links

1. Judicial Council form GC-210(ADLT), at pages 7–9;
2. Revised Judicial Council forms GC-240 and GC-250, at pages10–14;
3. Attachment A, AB 900 (Probate Code section 1510.1 is in section 3 of the legislation), at, http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201520160AB900

ATTORNEY OR PARTY WITHOUT ATTORNEY: STATE BAR NO.: NAME: FIRM NAME: STREET ADDRESS: CITY: STATE: ZIP CODE: TELEPHONE NO.: FAX NO.: E-MAIL ADDRESS: ATTORNEY FOR (name):	FOR COURT USE ONLY Draft Not Approved by the Judicial Council
SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
GUARDIANSHIP OF THE PERSON <input type="checkbox"/> AND ESTATE OF <input type="checkbox"/> (Name): <input type="checkbox"/> MINOR <input type="checkbox"/> MINORS <input type="checkbox"/> ADULT 18 TO 21 YEARS OF AGE	CASE NUMBER:
PETITION FOR: <input type="checkbox"/> APPOINTMENT OF GUARDIAN OF THE PERSON OF AN ADULT 18 TO 21 YEARS OF AGE <input type="checkbox"/> EXTENSION OF EXISTING GUARDIANSHIP OF THE PERSON BEYOND WARD'S 18TH BIRTHDAY	HEARING DATE AND TIME: DEPT.:

Petitioner (name): _____ alleges:

1. Petitioner is (check all that apply to a single petitioner or to more than one petitioner):
 - a. The ward or proposed ward named in item 2.
 - b. The guardian of the person or the person and estate of the ward named in item 2. The order appointing me was filed in this case on (date): _____ . Letters of Guardianship were issued on (date): _____ .
 - c. An adult relative (specify relationship): _____ or other person on behalf of the ward or proposed ward named in item 2.
 - d. The guardian ad litem for the ward named in item 2. A certified or conformed copy of the Order Appointing Guardian Ad Litem—Probate is attached to this petition as Attachment 1d.
2. (Name of Ward or Proposed Ward)*: _____ is (age): _____ years old. He or she was born on (date): _____ . He or she is a national of (country): _____ .
 He or she is unmarried and is currently present in the United States, the State of California, and the county named above.

Petition for Appointment of Guardian of the Person of an Adult 18 to 21 Years of Age

(If you are requesting the extension of an existing guardianship of the ward named in item 2, go to item 11 on page 3.)

3. The proposed ward, or petitioner on his or her behalf, desires to file a petition in this court for Special Immigrant Juvenile Findings concerning the proposed ward named in item 2. He or she is a juvenile within the meaning of the Immigration and Nationality Act (INA), 8 U.S.C. § 1101(a)(27)(J) and 8 C.F.R. § 204.11(a), but is not now subject to a custody order of a California court or of any other state court because he or she is at least 18 years old.
4. Petitioner requests that:
 - a. (Name): _____
 (Address) _____
 and telephone): _____
 be appointed guardian of the person of the proposed ward named in item 2, pursuant to Probate Code section 1510.1(a)(1), and Letters issue upon qualification.
 - b. bond not be required because the petition is for guardian of the person only.

*** (In an existing guardianship case involving more than one ward, prepare a separate petition for each ward for whom you are seeking an extension of the guardianship of the person past the ward's 18th birthday.)**

GUARDIANSHIP OF (Name): <input type="checkbox"/> MINOR <input type="checkbox"/> MINORS <input type="checkbox"/> ADULT 18 TO 21 YEARS OF AGE	CASE NUMBER:
--	--------------

4. Petitioner requests that (*continued*):
- c. the proposed guardian be authorized to file, or join with the proposed ward and/or others in filing, the petition in this court for Special Immigrant Juvenile Findings described in item 3 above, and to provide all reasonable assistance to the proposed ward in its prosecution and in connection with any application the proposed ward may make for Special Immigration Juvenile Status in any immigration proceeding with United States Citizenship and Immigration Services in which this court's Special Immigrant Juvenile Findings are considered.
- d. orders relating to the powers and duties of the proposed guardian of the person under Probate Code sections 2351-2358 be granted (*specify orders, facts, and reasons in Attachment 5d. If this box is checked and the proposed ward is not a petitioner, he or she must sign Attachment 5d in addition to this form.*)
- e. No orders be made at this time concerning the powers and duties of the proposed guardian of the person. Petitioner and the proposed guardian understand that if this box is checked and the proposed guardian is appointed, the guardian would have no authority to abrogate any of the rights the proposed ward who has attained 18 years of age would have as an adult under state law, including making decisions concerning his or her residence, employment, travel, education, or medical treatment.
5. The proposed guardian is (*check all that apply*):
- a. a nominee (*attach a copy of nomination as Attachment 6a or file Nomination of Guardian (form GC-211, items 2 and 3) with this petition.*)
- b. related to the proposed ward named in item 2, as shown in items 1b and 1c of this form and/or in item 3 of the proposed ward's attached form GC-210(CA).
- c. other, as shown in item 3 of the proposed ward's attached form GC-210(CA).
- d. a professional fiduciary within the meaning of the Professional Fiduciaries Act. The proposed guardian's license status is shown in item 1 on page 1 of the attached Professional Fiduciary Attachment. (*Use form GC-210(A-PF)/GC-310(A-PF) for this attachment.*)
6. A person other than the proposed guardian has been nominated as the guardian of the proposed ward by will other writing. A copy of the nomination is attached as Attachment 7. (*Specify name and address of nominee in item 2 of proposed ward's attached form GC-210(CA).*)
7. Notice to the persons named in Attachment 8 should be dispensed with under Probate Code section 1511 because
- a. they cannot with reasonable diligence be given notice (*specify names and efforts to locate in Attachment 8*).
- b. giving notice to them would be contrary to the interest of justice (*specify names and reasons in Attachment 8*).
8. Attached is a copy of *Guardianship Petition—Child Information Attachment* (form GC-210(CA)) for the proposed ward. (*Complete Items 1a, 1b, 1d, 1f (modified to identify the last person who had legal custody of the proposed ward before he or she reached the age of 18 years), 1g, 1h, 2, 3, 4, 6, and 7 of form GC-210(CA), and also note item 9 on page 5 of that form.*)
9. Filed with this petition are the following (*check all that apply*):
- Consent of Proposed Guardian* (form GC-211, item 1)
- Nomination of Guardian* (form GC-211, items 2 and 3)
- Consent to Appointment of Guardian and Waiver of Notice* (form GC-211, item 4)
- Confidential Guardianship Screening Form* (form GC-212)
- Other (*specify*):

GUARDIANSHIP OF (Name): <div style="display: flex; justify-content: space-around; margin-top: 10px;"> <input type="checkbox"/> MINOR <input type="checkbox"/> MINORS <input type="checkbox"/> ADULT 18 TO 21 YEARS OF AGE </div>	CASE NUMBER:
---	----------------------

Petition for Extension of Existing Guardianship of the Person Beyond Ward's 18th Birthday

10. The ward named in item 2, or petitioner or another person for the ward's benefit, has started, or intends to start, an application to the United States Citizenship and Immigration Services (USCIS) for Special Immigrant Juvenile Status. The application:

- a. Has not yet been filed with USCIS. b. Has been filed with USCIS and is pending.

11. A petition for Special Immigrant Juvenile Findings in connection with the application to USCIS mentioned in item 10:

- a. Is presented for filing with this petition. b. Has not yet been filed.

c. Was previously filed in this matter. That petition:

- (1) is pending. (2) was granted and findings were made, on (date):

12. Petitioner requests that the guardianship of the person of the ward named in item 2 be extended past the ward's 18th birthday, to end on the date of the ward's 21st birthday or on an earlier-dated order of this court terminating the guardianship on the petition of the ward, or of petitioner or the guardian with the consent of the ward. The guardian's signature on this petition, if he or she is not the petitioner, evidences his or her consent to continue to act as guardian of the ward's person, with the powers proposed in this petition.

13. Petitioner requests that orders relating to the powers and duties of the guardian of the person under Probate Code sections 2351-2358, effective from and after the date of the ward's 18th birthday, be granted (specify orders, facts, and reasons in Attachment 14. If this box is checked and the ward is not a petitioner, he or she must sign Attachment 14 in addition to this form).

14. No orders be made at this time concerning the powers and duties of the guardian of the person from and after the date of the ward's 18th birthday. Petitioner and the guardian understand that if this box is checked and the guardianship is extended past the ward's 18th birthday, the guardian would then have no authority to abrogate any of the rights the ward who has attained 18 years of age would have as an adult under state law, including making decisions concerning his or her residence, employment, travel, education, or medical treatment.

15. Petitioner requests that no new bond be required, or no existing bond be required to continue in effect, after the ward's 18th birthday because the petition for extension of guardianship is for extension of the guardianship of the ward's person only.

(All petitioners must complete the rest of this form.)

16. All attachments to this form are incorporated by this reference as though placed here in this form. There are _____ pages attached to this form.

Date:

(TYPE OR PRINT NAME OF ATTORNEY FOR PETITIONER)



(SIGNATURE OF ATTORNEY FOR PETITIONER)

(All petitioners must also sign (Prob. Code, § 1020; Cal. Rules of Court, rule 7.103).)

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date:

(TYPE OR PRINT NAME OF PETITIONER)



(SIGNATURE OF PETITIONER)

I consent to my appointment, or the extension of my appointment, as guardian of the person of the (proposed) ward.

Date:

(TYPE OR PRINT NAME OF PROPOSED GUARDIAN IF NOT A PETITIONER)



(SIGNATURE OF PROPOSED GUARDIAN)

I consent to the appointment of the proposed guardian of my person or the extension of my existing guardianship of the person, with the powers requested in this petition.

Date:

(TYPE OR PRINT NAME OF (PROPOSED) WARD)



(SIGNATURE OF (PROPOSED) WARD)

ATTORNEY OR PARTY WITHOUT ATTORNEY: STATE BAR NO.: NAME: FIRM NAME: STREET ADDRESS: CITY: STATE: ZIP CODE: TELEPHONE NO.: FAX NO.: E-MAIL ADDRESS: ATTORNEY FOR (name):	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
GUARDIANSHIP OF THE <input type="checkbox"/> PERSON <input type="checkbox"/> ESTATE OF (name): <input type="checkbox"/> MINOR <input type="checkbox"/> ADULT 18 TO 21 YEARS OF AGE	
ORDER APPOINTING GUARDIAN <input type="checkbox"/> MINOR <input type="checkbox"/> MINORS OR EXTENDING GUARDIANSHIP OF <input type="checkbox"/> ADULT 18 TO 21 YEARS OF AGE	CASE NUMBER:
WARNING: THIS APPOINTMENT IS NOT EFFECTIVE UNTIL LETTERS HAVE ISSUED.	

1. The petition for appointment of guardian or extension of guardianship of the person came on for hearing as follows (check boxes c, d, and e to indicate personal presence):

- a. Judge (name):
- b. Hearing date: _____ Time: _____ Dept.: _____ Room: _____
- c. Petitioner (name):
- d. Attorney for Petitioner (name):
- e. Attorney for (proposed) ward (name, address, and telephone):

THE COURT FINDS

- 2. a. All notices required by law have been given.
- b. Notice of hearing to the following persons has been should be dispensed with (names):
- 3. Appointment of a guardian of the person estate of the proposed ward is necessary and convenient.
- 4. Extension of the guardianship of the person of the ward past his or her 18th birthday is necessary and convenient.
- 5. Granting the guardian powers to be exercised independently under Probate Code section 2590 is to the advantage and benefit and is in the best interest of the guardianship estate.
- 6. Attorney (name): _____ has been appointed by the court as legal counsel to represent the (proposed) ward in these proceedings. The cost for representation is: \$ _____
- 7. The appointed court investigator, probation officer, or domestic relations investigator is (name, title, address, and telephone):

Do NOT use this form for a temporary guardianship.

GUARDIANSHIP OF THE <input type="checkbox"/> PERSON <input type="checkbox"/> ESTATE OF (name): <input type="checkbox"/> MINOR <input type="checkbox"/> ADULT 18 TO 21 YEARS OF AGE	CASE NUMBER:
---	--------------

THE COURT ORDERS

8. a. (Name): _____ (Telephone): _____
 (Address): _____

is appointed guardian of the PERSON of (name): _____
 and Letters shall issue upon qualification.

8. b. (Name): _____ (Telephone): _____
 (Address): _____

is appointed guardian of the ESTATE of (name): _____
 and Letters shall issue upon qualification.

9. Notice of hearing to the persons named in item 2b is dispensed with.

10. a. Bond is not required.

b. Bond is fixed at: \$ _____ to be furnished by an authorized surety company or as otherwise provided by law.

c. Deposits of: \$ _____ are ordered to be placed in a blocked account at (specify institution and location): _____

and receipts shall be filed. No withdrawals shall be made without a court order.

Additional orders in Attachment 10c.

d. The guardian is not authorized to take possession of money or any other property without a specific court order.

11. For legal services rendered on behalf of the (proposed) ward parents of the (proposed) ward

(proposed) ward's estate shall pay to _____ (name): _____

the sum of: \$ _____

forthwith as follows (specify terms, including any combination of payors): _____

12. The guardian of the estate is granted authorization under Probate Code section 2590 to exercise independently the powers specified in Attachment 12 subject to the conditions provided.

13. a. No powers under Probate Code sections 2351–2358 are granted to the guardian of the person of the ward 18 to 21 years old.

b. Orders are granted relating to the powers and duties of the guardian of the person under Probate Code sections 2351–2358 as specified in Attachment 13b.

GUARDIANSHIP OF THE <input type="checkbox"/> PERSON <input type="checkbox"/> ESTATE OF <i>(name):</i> <input type="checkbox"/> MINOR <input type="checkbox"/> ADULT 18 TO 21 YEARS OF AGE	CASE NUMBER:
--	--------------

- 14. Orders are granted relating to the conditions imposed under Probate Code section 2402 upon the guardian of the estate as specified in Attachment 14.
- 15. Other orders as specified in Attachment 15 are granted.
- 16. The probate referee appointed is *(name and address)*:

17. Number of boxes checked in items 8-16:

18. Number of pages attached:

Date:

JUDGE OF THE SUPERIOR COURT

SIGNATURE FOLLOWS LAST ATTACHMENT

ATTORNEY OR PARTY WITHOUT ATTORNEY: STATE BAR NO.: NAME: FIRM NAME: STREET ADDRESS: CITY: STATE: ZIP CODE: TELEPHONE NO.: FAX NO.: E-MAIL ADDRESS: ATTORNEY FOR (name):	<i>FOR COURT USE ONLY</i>
SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
GUARDIANSHIP OF (name):	WARD
LETTERS OF GUARDIANSHIP <input type="checkbox"/> Person <input type="checkbox"/> Estate <input type="checkbox"/> Extended <input type="checkbox"/> Adult 18 to 21 Years of Age	CASE NUMBER:

LETTERS

1. (Name): _____ is appointed guardian of the person estate
 of (name): _____, a minor. , an adult 18 to 21 years of age.
2. The appointment of (name): _____ as guardian of the person of
 (name): _____, is extended past the ward's 18th birthday on (date): _____
3. Other powers have been granted and conditions have been imposed as follows:
 - a. Powers to be exercised independently under Probate Code section 2590 are specified in attachment 3a (*specify powers, restrictions, conditions, and limitations*).
 - b. Conditions relating to the care and custody of the property under Probate Code section 2402 are specified in attachment 3b.
 - c. Conditions relating to the care, treatment, education, and welfare of the ward under Probate Code section 2358 are specified in attachment 3c.
 - d. The guardian of the person of the adult ward has not been granted powers under Probate Code sections 2351–2358.
 - e. Other powers granted or conditions imposed are specified on attachment 3e. specified below.
4. The guardian is not authorized to take possession of money or any other property without a specific court order.
5. Number of pages attached: _____

WITNESS, clerk of the court, with seal of the court affixed.

(SEAL)

Date: _____

Clerk, by _____, Deputy

GUARDIANSHIP OF <i>(name):</i>	CASE NUMBER:
<input type="checkbox"/> MINOR <input type="checkbox"/> ADULT 18 TO 21 YEARS OF AGE	

NOTICE TO INSTITUTIONS AND FINANCIAL INSTITUTIONS
(Probate Code sections 2890–2893)

When these *Letters of Guardianship* (Letters) are delivered to you as an employee or other representative of an *institution* or *financial institution* (described below) in order for the guardian of the estate (1) to take possession or control of an asset of the minor named above held by your institution (including changing title, withdrawing all or any portion of the asset, or transferring all or any portion of the asset) or (2) to open or change the name of an account or a safe-deposit box in your financial institution to reflect the guardianship, you must fill out Judicial Council form GC-050 (for an institution) or form GC-051 (for a financial institution). An officer authorized by your institution or financial institution must date and sign the form, and you must file the completed form with the court.

There is no filing fee for filing the form. You may either arrange for personal delivery of the form or mail it to the court for filing at the address given for the court on page 1 of these Letters.

The guardian should deliver a blank copy of the appropriate form to you with these Letters, but it is your institution's or financial institution's responsibility to complete the correct form, have an authorized officer sign it, and file the completed form with the court. If the correct form is not delivered with these Letters or is unavailable for any other reason, blank copies of the forms may be obtained from the court. The forms may also be accessed from the judicial branch's public Web site free of charge. The Internet address (URL) is www.courts.ca.gov/forms/. Select the form group *Probate—Guardianships and Conservatorships* and scroll down to form GC-050 for an institution or form GC-051 for a financial institution. The forms may be printed out as blank forms and filled in by typewriter (nonfillable form) or may be filled out online and printed out ready for signature and filing (fillable form).

An *institution* under California Probate Code section 2890(c) is an insurance company, insurance broker, insurance agent, investment company, investment bank, securities broker-dealer, investment advisor, financial planner, financial advisor, or any other person who takes, holds, or controls an asset subject to a conservatorship or guardianship other than a financial institution. Institutions must file a *Notice of Taking Possession or Control of an Asset of Minor or Conservatee* (form GC-050) for an asset of the minor or conservatee held by the institution. A single form may be filed for all affected assets held by the institution.

A *financial institution* under California Probate Code section 2892(b) is a bank, trust (including a Totten trust account but excluding other trust arrangements described in Probate Code section 82(b)), savings and loan association, savings bank, industrial bank, or credit union. Financial institutions must file a *Notice of Opening or Changing a Guardianship or Conservatorship Account or Safe-Deposit Box* (form GC-051) for an account or a safe-deposit box held by the financial institution. A single form may be filed for all affected accounts or safe-deposit boxes held by the financial institution.

LETTERS OF GUARDIANSHIP
AFFIRMATION

I solemnly affirm that I will perform according to law the duties of guardian.

Executed on *(date)*: _____, at *(place)*: _____

_____ <small>(TYPE OR PRINT NAME)</small>	_____ <small>(SIGNATURE OF APPOINTEE)</small>
--	--

CERTIFICATION

I certify that this document, including any attachments, is a correct copy of the original on file in my office, and that the Letters issued to the person appointed above have not been revoked, annulled, or set aside, and are still in full force and effect.

(SEAL)	Date: _____ Clerk, by _____, Deputy
--------	--