

GUARDIANSHIP and/or CONSERVATORSHIP

3

To Object To A Court Petition

Forms and Instructions Packet

OBJECTION TO A PETITION for GUARDIANSHIP AND/OR CONSERVATORSHIP

CHECKLIST

Use the forms packet only if the following factors apply to your situation:

- ✓ You have a valid interest in this case, meaning
 - o You received court papers from the Petitioner and/or his Attorney about a guardianship and/or conservatorship, OR
 - o You may be affected by the outcome of this case,

AND

- ✓ There are at least 5 (five) or more business days remaining before the scheduled court hearing on the petition;

AND

- ✓ You disagree with the Petition and want to object to what the Petitioner told the Court.

READ ME: Consulting a lawyer before filing documents with the court may help prevent unexpected results. A list of lawyers you may hire to advise you on handling your own case or to perform specific tasks, as well as a list of court-approved mediators can be found on the Self-Service Center website.

SELF SERVICE CENTER

**PROCEDURES: HOW TO FILE AN OBJECTION
TO A PETITION about a GUARDIANSHIP and/or
CONSERVATORSHIP**

STEP 1: FILL OUT the form entitled **“OBJECTION TO PETITION”**

- Use **BLACK** ink.
- Be sure to list your name, address and telephone number at the very top of the **“*Objection to Petition*”** form.
- If you have no attorney, leave that space blank.
- For Number 4, tell the judge as simply as you can **WHAT** you object to, and **WHY** you object.
- **LIST** the names and addresses of the people you will mail or deliver copies of this Objection to.
- **DO NOT SIGN** THE OATH yet. (You must make photocopies of the document and take the copies to the Clerk before you sign.)

STEP 2: PHOTOCOPY the completed **“*Objection to Petition*”** form:

- 1 copy for the Petitioner
- 1 copy for the Petitioner’s Attorney (if the Petitioner has one)
- 1 copy for the Judge
- 1 copy for you
- (And any additional copies for persons listed in Number 5 of this Form, such as the Ward, and people the Petitioner gave notice to.)

STEP 3: FILE THE OBJECTION and at the same time **PAY THE FILING FEE** at the Clerk of The Superior Court Filing Counter located at:

**GRAHAM COUNTY CLERK OF THE COURT
800 WEST MAIN STREET
SAFFORD, ARIZONA 85546**

- You may **SIGN THE OATH and AFFIRMATION** on all of your documents when you give them to the Clerk of Court, who will verify your signature.
- The Clerk of Court keeps the ORIGINAL DOCUMENT.
- **FEE:** There is a fee for filing this Objection with the Court. Cash, VISA/MasterCard debit or credit cards, money order, or personal in-state check made payable to the “Clerk of Superior Court” are acceptable forms of payment.
- **BE SURE TO ASK THE Clerk the DATE, TIME and LOCATION** of the Court hearing.

STEP 4: MAIL OR HAND DELIVER all copies you made for the people listed above and in the OBJECTION document.

STEP 5: ATTEND THE HEARING. Come to the hearing prepared to tell the Judge:

- Your REASONS why you disagree with the Petition, and
- Answers to any questions the Judge may ask you.

The Judge decides whether to allow you to testify. The Judge will make this decision based upon your relationship with the Ward, the nature of your objections, time available and other factors.

Person Filing: _____
Address (if not protected): _____
City, State, Zip Code: _____
Telephone: _____
Email Address: _____
Lawyer's Bar Number: _____
Licensed Fiduciary Number: _____

FOR CLERK'S USE ONLY

Representing Self, without a Lawyer or Attorney for Petitioner OR Respondent

SUPERIOR COURT OF ARIZONA IN GRAHAM COUNTY

In the Matter of: (check one or both)

Guardianship Conservatorship of:

 an Adult a Minor

Case Number: _____

OBJECTION TO PETITION

(check one box)

- Guardian and Conservator
- Guardian
- Conservator

The following statements are made under oath. I want to tell the Court the following in response to what is written in the Petition:

- 1. NAME OF DOCUMENT.** The Petition I object to is called: _____

- 2. HEARING DATE.** The date and time of the Petition hearing, and the name of the Judge assigned to this matter is
Date of Hearing on Petition: _____
Time of Hearing: _____
Name of Judge: _____

- 3. RELATIONSHIP.** My relationship to the person who has/will have the Guardian and/or Conservator is:

- 4. REASONS WHY I OBJECT:** What I want to say about the statements made in the Petition and what I want the court to do: (use additional sheets of paper, if needed):

5. MAILING. I promise that I mailed a copy of this Objection (after it was filled out by me) to the following individuals at the following addresses: the Petitioner or his/her attorney, the person who has or will have a Guardian and/or Conservator, and everyone to whom Petitioner gave a copy of the Notice of Hearing.

Name: _____

Address: _____

Name: _____

Address: _____

Name: _____

Address: _____

Name: _____

Address: _____

Name: _____

Address: _____

UNDER OATH OR BY AFFIRMATION

I swear or affirm under penalty of perjury that the contents of this document are true and correct to the best of my knowledge and belief.

Date

Signature

Sworn to or Affirmed before me this _____ by _____
(Date)

Printed Name

My Commission Expires: (or Seal below) _____

Deputy Clerk or Notary Public