

**GUARDIANSHIP/
CONSERVATORSHIP**

X

DISCHARGE

AND/OR

TERMINATE

**To Discharge a Guardian &/or Conservator &/or Terminate a
Guardian/Conservatorship for an ADULT**

SELF-SERVICE CENTER

INSTRUCTIONS: HOW TO FILL OUT THE PETITION FOR DISCHARGE AND/OR TERMINATION IN A CASE OF GUARDIAN/CONSERVATORSHIP OF AN ADULT

COMPLETE THIS PETITION to ask the court to remove yourself or someone else from serving as guardian and/or conservator for an adult, and/or to close (“terminate”) the case with the court if a guardian or conservator is no longer needed.

DECIDE IF YOU NEED TO DISCHARGE, OR TERMINATE, OR BOTH.

- Complete the sections relating to “Discharge” if you want to ask the Court to release you or someone else from serving as guardian or conservator.
- Complete the sections relating to “Termination” if the case should be closed because the incapacitated or protected adult no longer needs a guardian or conservator, and no replacement (“successor”) guardian or conservator needs to be appointed.

NOTE

1. In guardianship matters, the court refers to the person for whom the guardian was appointed as “the ward”, or “the incapacitated adult”.
2. In conservatorships, the person for whom a conservator is appointed is known as “the protected person” or “the protected adult”.
3. On this petition, all of these terms are used to refer to the adult for whom the guardian and/or conservator was appointed.

STEP 1

Fill in the information requested at the top left of the page about you, the person filing this petition. Then check the box to indicate whether this petition is concerning a guardianship, a conservatorship, or both, and write in the name of the protected adult and the case number.

1. Write in or check the boxes to indicate the following:
 - The Name of the person currently serving as guardian and/or conservator.
 - Whether that person is serving as guardian and conservator, just guardian, or conservator only.

Note that this form assumes that you are wanting to remove one person from serving as guardian and/or conservator. If this is NOT the case and there are separate persons serving as guardian and conservator and you want to remove BOTH persons from their duties, you will need to add to or modify this form to provide the same information as in this (1.) section about the second person.

2. Write in the name and date of birth of the incapacitated or protected adult (“the Ward”).
3. **TERMINATION.** If there is no longer a need for either a guardian or conservator and the case should be closed, check one of the boxes to indicate “why”. Attach any documents related to the reason you selected that are listed on the form. **If the incapacitated or protected person still needs a guardian or conservator, skip this section (3) and go to 4.**

4. **DISCHARGE.** Read carefully and check the appropriate box to indicate why the guardian and/or conservator should be discharged and released from his or her duties. Again, if there are *separate persons* serving as guardian and conservator, and you want to discharge BOTH, this form will need to be added to or modified to handle that situation. If you check the third box (at top of page 2), **EXPLAIN. WRITE NEATLY.**

Numbers 5, 6, 7, and 8, apply to conservatorships only. If no conservatorship, skip to #9.

5. (A) Provide the information requested about any restricted bank or financial account. List *only* the last 4 digits of any account number. Check the box only to indicate there is more than one account and provide the same information as requested in this section (5(A)) on an attached page for each additional account. You may list more than one account on the attached page.

(B) Provide the information requested about any real property (“real estate” (land)). Check the box only to indicate there is more than one property and provide the same information as requested in this section (5(B)) on an attached page for each additional property. You may list more than one property on the attached page.

6. **STATEMENT ABOUT RESTRICTED FUNDS.** Check one of the boxes to indicate whether you have *or have not* made any withdrawals from any restricted or protected account without a written court order. If you have, **EXPLAIN.** Include the date and the amount of the withdrawal and the reason (what it was used for). If more space is required, write-in “continues on attached page” and continue there.

7. **REQUEST CONCERNING RESTRICTED FUNDS.** IF there is any money or other assets left in any restricted account, read this section (7) carefully. Check the box and provide any requested information to indicate what you want done with those funds or other financial assets (such as stocks, bonds, CDs (certificates of deposit), etc.).

If the first two choices do not adequately handle the situation, use the “**Other**” section to write-in how you want any remaining restricted funds to be handled. **WRITE NEATLY.**

8. **Check the box for this section (8) if both sentences are true.**

- Before proceeding, make sure you understand the difference between “discharge” and “terminate” as explained on the preceding page.
- Do not request an order terminating and closing the case if a successor (replacement) guardian or conservator should be appointed because the incapacitated or protected adult still needs protection.

9. **I WANT THE COURT TO ORDER . . .** Carefully check the appropriate boxes under “A” and/or “B” to indicate exactly what you want the court to order. Your selections should reflect the same choices as you indicated earlier under numbers “3” and “4” on the first page regarding discharge and/or termination.

WHAT TO DO NEXT: Read and follow the instructions on the last document in this packet: **“PROCEDURES: How to ask the Court to Discharge a Guardian or Conservator ...”**

SELF-SERVICE CENTER

**PROCEDURES: HOW TO ASK THE COURT TO DISCHARGE (REMOVE)
A GUARDIAN OR CONSERVATOR and/or TO TERMINATE
GUARDIANSHIP and/or CONSERVATORSHIP OF AN ADULT**

STEP

- 1 **COMPLETE THE *PETITION FOR TERMINATION and/or DISCHARGE*. Write neatly. Use black ink. Sign the Petition in front of a Clerk of the Superior Court or a Notary Public. (See separate “Instructions” document for help in completing the *Petition*.**
- 2 **FILE THE ORIGINAL AND COPIES OF THE PETITION with the PROBATE FILING COUNTER at the Court location where your case is assigned. If you are not sure of which of the four Probate Court locations listed below your case is assigned to, call 602-506-3668, provide the case number and ask.**

GRAHAM COUNTY SUPERIOR COURT
800 WEST MAIN STREET
SAFFORD, ARIZONA 85546

HOW MANY COPIES – and for WHO?

You will need to bring or send the original Petition plus 1 copy for:

- The Judicial Officer assigned to the case,
- Yourself, **and**
- Anyone defined as an “interested person”*** as listed below, who has not filed a waiver of his or her right to receive notice.
 - **The current spouse of the ward** (the incapacitated or protected adult;
 - **Any adult children of the protected adult;**
 - **Any other person who is currently serving as court-appointed guardian or conservator for the protected adult;**
 - **Any other person (or agency) legally entitled to notice of court actions in this case, AND**
 - ***If* you are stating the protected adult is now capable of handling his or her own affairs, a copy for him or her as well.**

If you are filing the Petition in person, the Clerk will keep the original, stamp the copies, and return the copies to you; **and** direct you to Probate or Court Administration, where you will be given a hearing date and time **for YOU to fill in** on the “**Notice of Hearing**”.

If you are mailing the documents, include One 8.5" x 11" self-addressed, stamped envelope so the hearing date and copies of the **Petition** can be mailed back to you.

- The Probate Clerk will stamp the original and copies, file the original, and give the copies to Court Administration.
- Court Administration will schedule a hearing.
- Date-stamped copies of the Petition and the hearing date and time will be mailed to you.
- **YOU** will need to fill in the Hearing date and time on the "**Notice of Hearing**," which you will provide along with a copy of the **Petition**, to all interested parties.

3 GIVE NOTICE OF THE HEARING TO EVERYONE ENTITLED TO NOTICE.

- Provide a **copy** of the **Petition** and **Notice of Hearing** to **all** interested persons.
- You do **not** need to give "formal notice" by process server or sheriff.
- First-class mail with enough postage to ensure delivery is sufficient.
- Certified mail with return-receipt is not required but provides proof of delivery.
- Mail or deliver the **Petition** and the **Notice of Hearing** *at least 14 days* before the hearing.

NOTE: If you cannot locate an "interested party" who has not signed a "**Waiver of Notice**", you may give notice by *publication*, that is by running a legal notice advertisement. See A.R.S, §14-1401 (A)(3) and the Self-Service Center packet on "Service When You Cannot Find the Other Party" for more information.

4 AFTER GIVING NOTICE TO ALL INTERESTED PERSONS

- Complete the **Affidavit of Notice** stating how and when you gave notice.
- Make two (2) copies of the:
 - NOTICE OF HEARING**
 - AFFIDAVIT OF NOTICE**
 - THE COURT ORDER Discharging and/or Terminating;**
- You may file these papers with the Court before the hearing or bring them with you to the hearing.
- If you file the documents before the hearing, the Clerk will stamp the original and copies and return the copies for you to **bring the copies with you to the hearing.**
- **If you are MAILING these documents to the Court:**
 - Make a copy before mailing to keep and bring to the hearing;
 - It is recommended that you post them 10 full days before the hearing.
 - The Probate Clerk will file the originals for you and deliver the copies to the Judicial Officer assigned to the hearing.
 - **Remember** to bring your copies of the documents to the hearing.

5 ATTEND THE HEARING: Be prepared to tell the Judge or Commissioner why the guardianship and/or conservatorship should end and/or why the guardian and/or conservator should be discharged, and if applicable, why the funds or property should be released.

Note: If you or the Ward/protected adult live out-of-state, you may ask the court in writing to allow you and/or the Ward to "appear" by telephone. It is up to the Judge whether you can appear telephonically, or whether you and/or the Ward must appear in person.

AT THE HEARING:

- **If your petition includes a request for release of funds** and the Court grants your request, the Judge will sign the Order authorizing the release of the restricted funds. You or the former ward **can request a certified copy of the Order** from the Probate Registrar to give to the bank or financial institution where the restricted account is located.

Note: If funds are located at multiple banks or other financial institutions, you may need multiple certified copies of the Order.

- **When you get the certified copy of the Order** the bank or other financial institution will release the funds to you or to the replacement (“successor”) conservator or to the formerly protected person. Remember to take valid photo identification with you to the bank or other financial institution for the release of funds.

Note: Having the new and the old conservator (or the formerly protected person and the former conservator) go to the bank together may be helpful in reducing the amount of time required to release funds or change account information.

- ✓ Be sure that you and the former conservator or former ward agree upon the amount released.
- ✓ Have the former protected person or successor conservator sign the **RECEIPT OF RESTRICTED FUNDS** in front of a notary public. Most banks have Notary Public service.
- ✓ **Mail or Deliver a Receipt of Restricted Funds to the Court.** The Order will also require you to file a RECEIPT OF RESTRICTED FUNDS **within 30 days from the date of the court Order**, signed by the former protected person or the successor (replacement) conservator.
- ✓ Mail the Receipt to Probate Court Administration at the address where you filed.

This is to prove to the Court that:

- You followed the court order, and
- The amount everyone thought was in the account was actually there, and
- The money was released to the former protected person or successor conservator.

**ALL FORMS REFERRED TO IN THESE INSTRUCTIONS
ARE AVAILABLE FOR PURCHASE AT THE SELF-SERVICE CENTER,
OR MAY BE DOWNLOADED FOR FREE FROM THE INTERNET.**

SELF-SERVICE CENTER

**TO TERMINATE A GUARDIAN/CONSERVATORSHIP &/OR
DISCHARGE A GUARDIAN &/OR CONSERVATOR
OF AN ADULT**

CHECKLIST

You may use the forms and instructions in this packet if . . .

- ✓ A guardian and/or conservator has been appointed for a disabled adult, AND
- ✓ The guardian/conservatorship is no longer needed and the Arizona case should be TERMINATED because:
 - the protected adult (the “Ward”) died, or
 - moved out of state, or
 - is now able to conduct his or her own affairs, AND
 - the current guardian/conservator needs to be “discharged” (released from his or her legal duties),**OR**
- ✓ There is still a need for a guardian and/or conservator but a person currently serving as court-appointed guardian and/or conservator needs to be released from his or her legal duties (DISCHARGED) because he or she:
 - is no longer able or willing to serve, **or**
 - *should not be allowed* to continue to serve, **and**

(optionally)
- ✓ You want a court order to release restricted funds or property to a disabled or protected adult.
- ✗ **Do NOT** use this packet to terminate guardianship or conservatorship of a minor. Refer to separate forms and instructions to terminate or to discharge a guardian or conservator *for a minor*, including a minor who has turned 18.

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.

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 the (check one or both)
 Guardianship Conservatorship of

Case Number: _____

PETITION FOR TERMINATION OF GUARDIAN/CONSERVATORSHIP and/or DISCHARGE of GUARDIAN/ CONSERVATOR of an ADULT

the Ward (an Incapacitated or Protected Adult)

1. **INFORMATION ABOUT THE CURRENT GUARDIAN and/or CONSERVATOR:**
(Name) _____ was appointed and accepted
appointment as: (check one box):
 Guardian **and** Conservator on: _____ (date) (Month, Day, Year)
 Guardian on: _____ (date) (Month, Day, Year)
 Conservator on: _____ (date) (Month, Day, Year)
Guardian/Conservator's address: _____
2. **INFORMATION ABOUT THE WARD, the incapacitated or protected adult:**
Name: _____ Date of Birth ____/____/____.
3. **FOR PETITIONS TO TERMINATE THE GUARDIANSHIP and/or CONSERVATORSHIP:**
The need for the Guardian and/or Conservator has ended because:
 The Ward died on this date: _____ (Attach death certificate or obituary).
 The Ward moved out of state on (date) _____ to (where) _____.
 The need for the Guardian and/or Conservator has ended because the Ward is now capable of conducting his or her own affairs. (Attach current Physician's report or form PBGCA15f to support assertion that ward's capacity is restored.)
4. **FOR PETITIONS TO DISCHARGE THE GUARDIAN and/or CONSERVATOR:**
 Guardianship and/or Conservatorship has already been terminated or should be, as requested above.
 A successor (replacement) Guardian and/or Conservator has already been appointed, or has applied for appointment and the appointment is pending, or should be appointed to serve by the Court. The name of the person appointed, or who seeks appointment as successor guardian and/or conservator, or who is being nominated to serve as successor guardian and/or conservator is:

NOTE: If a successor (replacement) Guardian and/or Conservator is appointed, or will be appointed, then the case will continue to be open until terminated by the court.

- The current Guardian and/or Conservator is no longer able to serve, does not want to serve, or *should not be allowed* to continue to serve as Guardian and/or Conservator and a successor Guardian and/or Conservator should be appointed by the Court. (Explain here or attach explanation).
- _____
- _____

Numbers 5, 6, 7, and 8, apply to Conservatorships only. If no Conservatorship, skip to #9.

5. RESTRICTED ASSETS: INFORMATION ABOUT THE CURRENT RESTRICTED ACCOUNT
A. RESTRICTED FINANCIAL ASSETS:

1. Amount now in restricted account: \$ _____
2. Financial Account Number: (last 4 nos.) _____
3. Name and address of financial institution: _____

Information about additional restricted accounts is listed on attached page.

B. RESTRICTED REAL PROPERTY:

1. Estimated market value of real property: \$ _____
2. Estimated lien(s) owed on real property: _____
3. Address for real property: _____

Information about additional restricted real property is listed on attached page.

6. STATEMENT ABOUT RESTRICTED FUNDS: (check one box) I HAVE NOT MADE or I HAVE MADE previous withdrawals from this or any other restricted account without a written order of this Court, as follows (Explain in detail about amount, date, reason).

7. REQUEST ABOUT RESTRICTED FUNDS: (check one box)

I ask that the restricted funds be released to the Ward's estate because the Ward has died. The name of the Personal Representative ("executor") of the estate is: _____, and the administration of the decedent's estate is pending in Case No.: _____, in the State of _____, in _____ County.

I ask that the restricted funds be released to the Ward because he or she is now capable of controlling the funds currently held for his or her benefit.

Other (Explain): _____

8. There are no restricted assets in the Conservatorship, and the Final Accounting for this Conservatorship is filed with this Petition for Termination or has been filed separately. The Court is asked to review and approve the Final Accounting.

9. **THEREFORE, I ask the Court to schedule a hearing and to enter an order:**

(Read carefully and check the boxes to indicate exactly what you want the Court to order.)

A. **Discharging the person currently serving as:**

guardian and conservator guardian (only) conservator (only)

B. **Terminating and closing the case because the protected person no longer needs a guardian or a conservator.**

C. **Relating to Conservatorships only:**

- 1. **Directing the release of funds to the former ward** as requested in the Petition;
- 2. **Requiring proof that the funds have been released** to the former ward or his or her estate within 30 days after entry of an order;
- 3. **Approving the Final Accounting**
- 4. **Releasing restricted real property at:**

Address:

Tax Assessor's Parcel ID #

Address:

Tax Assessor's Parcel ID #

D. **Other** (Explain): _____

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

(Date)

by _____
Printed Name

My Commission Expires: (or _____
Seal below)

Deputy Clerk or Notary Public

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
Guardianship and/or Conservatorship for

Case Number: _____

NOTICE OF HEARING

Regarding Petition for Discharge, Termination,
and/or Release of Funds

an Adult a Minor

THIS IS A LEGAL NOTICE. Your rights may be affected.
An important court proceeding that affects your rights has been scheduled. If you do not understand this notice or the other court papers, contact an attorney for legal advice.

1. **NOTICE IS GIVEN** that a Petition and other court paper(s) indicated below have been filed with the Court, and a hearing scheduled for review of the petition indicated by the boxes checked below.

Discharge of (check one or both) **Guardian** **Conservator**
Petition for **Termination of** (check one or both) **Guardianship** **Conservatorship**
 Release of Funds **Other:** _____

Note: "Discharge" means to dismiss or release a guardian or conservator from his or her duties.
"Termination" ends the guardianship or conservatorship and closes the case with the court.

2. **COURT HEARING.** A court hearing has been scheduled to consider the Petition and matters in the court papers as follows:

DATE and TIME

PLACE:

800 W. MAIN STREET, SAFFORD, AZ 85546

JUDICIAL OFFICER:

3. **RESPONSE TO PETITION.** You are not required to respond to this Petition, but if you choose to respond, you *may* do so by filing a written response *or* by appearing in-person at the hearing. *If you choose to file a written response:*

- File the original with the Court;
- Provide a copy to the office of the Judicial Officer named above; and
- Mail a copy to all interested parties at least five (5) business days before the hearing.

If you object to any part of the Petition or Motion that accompanies this notice, you must file with the court a written objection describing the legal basis for your objection at least three (3) days before the hearing date or you must appear in person or through an attorney at the time and place set forth in the notice of hearing. There is a FEE for filing a response. If you cannot afford the fee, you may file a *Fee Deferral Application* to request a payment plan from the Court.

DATED: _____
(Month/Day/Year)

Petitioner's Signature

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 _____

Case Number: _____

WAIVER OF NOTICE OF HEARING FOR DISCHARGE/TERMINATION and/ RELEASE OF FUNDS IN A

_____ a Protected or Incapacitated Adult Minor

- Guardianship and Conservatorship
 Guardianship (only)
 Conservatorship (only)

1. I RECEIVED AND READ COPIES OF THE FOLLOWING COURT DOCUMENTS:

(Check the box next to the documents you received.)

PETITION for Discharge of Guardian and/or Conservator and/or Termination of Guardianship and/or Conservatorship and Release of Funds.

NOTICE OF HEARING

OTHER (if applicable) List specifically each court document you provided.

2. My relationship to the person named in the caption above as incapacitated or protected is (explain):

3. I WAIVE ALL NOTICE of any hearing or court proceeding in connection with this matter. I understand that I can reverse this waiver by filing a written document with the court under this court case number declaring that I no longer waive notice of court hearings or proceedings.

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

Petitioner's Signature

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

Printed Name

My Commission Expires: (or Seal below) _____

Deputy Clerk or Notary Public

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 _____

Case Number: _____

AFFIDAVIT OF NOTICE OF HEARING REGARDING DISCHARGE/TERMINATION and/or RELEASE of FUNDS in a

_____ A protected or Incapacitated Adult

- GUARDIANSHIP and CONSERVATORSHIP
 GUARDIANSHIP (only)
 CONSERVATORSHIP (only)

UNDER OATH OR BY AFFIRMATION: I state to the Court under penalty of perjury that the contents of this document are true and correct.

1. I PROVIDED COPIES OF THE FOLLOWING COURT DOCUMENTS:

- PETITION for Discharge of Guardian and/or Conservator and/or Termination of Guardianship and/or Conservatorship and Release of Funds.
 NOTICE OF HEARING

OTHER (if applicable) List specifically each court document you provided.

2. I PROVIDED THE DOCUMENTS LISTED ABOVE TO THE PERSONS whose relation to the protected person as well as the date and manner of delivery is listed below.
(If the protected person is an adult, be sure to include his or her attorney, if any.)

- A. Name:** (printed) _____
B. Relation to protected person: _____
C. Date documents sent: (or delivered) _____
D. How the documents were sent: (Check box(es) below and fill-in appropriate information)

- 1st class mail, postage prepaid
 Certified mail
 Registered mail (attach green return receipt card to this paper)
 Hand delivery by: (name) _____
 Personal Service (by "Acceptance of Service", Sheriff, or Private Process Server)*

* File "**Affidavit of Acceptance**" or affidavit of process server or sheriff)

- A. **Name:** (printed) _____
- B. **Relation to protected person:** _____
- C. **Date documents sent:** (or delivered) _____
- D. **How the documents were sent:** (Check box(es) below and fill-in appropriate information)
 - 1st class mail, postage prepaid**
 - Certified mail**
 - Registered mail** (attach green return receipt card to this paper)
 - Hand delivery by:** (name) _____
 - Personal Service** (by "Acceptance of Service", Sheriff, or Private Process Server)*
 * File "**Affidavit of Acceptance**" or affidavit of process server or sheriff)

- A. **Name:** (printed) _____
- B. **Relation to protected person:** _____
- C. **Date documents sent:** (or delivered) _____
- D. **How the documents were sent:** (Check box(es) below and fill-in appropriate information)
 - 1st class mail, postage prepaid**
 - Certified mail**
 - Registered mail** (attach green return receipt card to this paper)
 - Hand delivery by:** (name) _____
 - Personal Service** (by "Acceptance of Service", Sheriff, or Private Process Server)*
 * File "**Affidavit of Acceptance**" or affidavit of process server or sheriff)

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 _____

(Date) by _____

Printed Name

My Commission Expires:
(or _____
Seal below)

Deputy Clerk or Notary Public

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 the (check one or both)
 Guardianship Conservatorship of

Case Number: _____

ORDER REGARDING PETITION FOR TERMINATION AND/OR DISCHARGE and/or RELEASE OF FUNDS IN THE MATTER OF A PROTECTED ADULT

_____ the Ward, an Incapacitated or Protected Adult

THE COURT FINDS:

1. A sworn petition has been filed by _____ for:

- | | | |
|--|--|--|
| <input type="checkbox"/> TERMINATION OF | <input type="checkbox"/> Guardianship and/or | <input type="checkbox"/> Conservatorship |
| <input type="checkbox"/> DISCHARGE OF | <input type="checkbox"/> Guardian | <input type="checkbox"/> Conservator |
| <input type="checkbox"/> RELEASE OF RESTRICTED FUNDS (or property) | | |

2. Notice of the Petition was given as required by law or waived by all interested parties.

3. The Guardianship and/or Conservatorship has ended because:

- The Ward died on this date: _____
- The Ward moved out of state (date) _____ to _____
- The Ward is now capable of conducting his or her own affairs as evidenced by the physician's report, and/or: _____

4. The current Guardian Conservator should be discharged because:

- The Guardianship and/or Conservatorship has ended by operation of law as indicated above, and the case should be terminated (closed).
- The current Guardian and/or Conservator is no longer willing or able to serve, or should not be allowed to continue to serve, and should be discharged from his or her duties because:

5. The Guardian and/or Conservator HAS HAS NOT fulfilled all obligations.

Numbers 6, 7, and 8, apply to Conservatorships only. If no Conservatorship, skip to #9.

6. In the case of a Conservatorship:
 a. The Conservator HAS HAS NOT FILED a Final Account.
 b. A Final Account HAS HAS NOT BEEN APPROVED by the Court.
7. The former protected person is entitled to custody and control of the restricted funds or property held for his or her benefit by the Conservator.
8. There are no restricted assets in the Conservatorship and the Final Accounting for this Conservatorship is filed with this Petition or has been filed separately.

THE COURT ORDERS:

9. A. **Discharge** from all claims and liabilities of the person currently serving as:
 guardian and conservator **guardian** (only) **conservator** (only)
 If filing receipt of restricted funds is ordered below, discharge is effective upon filing.
- B. **The case terminated** (closed) **because there is no longer a need for a guardian or a conservator.**
- C. **Relating to Conservatorships only:**
 1. Release of restricted funds to the former ward as follows:

Acct No. *	Name and Address of financial institution holding restricted funds	Amount
*		\$
*		\$
*		\$

Information about additional restricted accounts is listed on attached page.*

* List only **last 4** digits of account number above or on any attached page.

2. The Conservator to file with this Court within **30 days** of this Order a receipt signed by the former ward acknowledging receipt of all funds.
3. APPROVAL of the Final Accounting, *or if all funds were restricted and there have been no withdrawals without approval of the Court,*
4. **WAIVER** of the Final Accounting.
5. Release of restricted real property at:

Property Address:

Tax Assessor's Parcel ID #:

Setting the matter for review by the Court on _____ to determine that this Order has been followed by the Conservator having filed the receipt for release of funds.

D. OTHER ORDERS:

DONE IN OPEN COURT: _____

JUDGE/COMMISSIONER

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

Case Number: _____

RECEIPT OF RESTRICTED FUNDS BY A FORMER MINOR

A Minor

Notice to Conservator: Mail this signed and notarized receipt to Probate Court Administration within 30 days from the date of the Court Order releasing funds. Also mail this form to all parties who have appeared in the case, and to the former minor.

I acknowledge that the funds in my restricted account(s) have been released in accordance with the Order of the Court releasing the funds.

I have received all the funds held in the conservatorship to which I am entitled, as follows:

A. Amount received: \$ _____

B. Date received: \$ _____

C. Name of financial institution that held the funds:

Signature of Former Minor

STATE OF ARIZONA)
COUNTY OF MARICOPA) ss.

The above receipt was signed before me this date: _____ by _____

My Commission Expires:

Notary Public