

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 COCHISE COUNTY

In the Matter of the Conservatorship of _____

Case Number: _____

PETITION FOR PERMANENT APPOINTMENT OF CONSERVATOR FOR A MINOR

Minor(s) _____

A.R.S. § 14-5401 - 5443

UNDER OATH OR BY AFFIRMATION:

INFORMATION REQUIRED BY ARIZONA LAW (A.R.S. § 14-5401)

1. INFORMATION ABOUT THE PETITIONER (the person filing this petition)

(My) Name: _____

Address: _____

Telephone: _____ Date of Birth: _____

My interest in or relationship to the person(s) to be protected is: _____

(examples: mother, father, sister, brother, grandparent, legal guardian)

2. INFORMATION ABOUT THE MINOR(S) TO BE PROTECTED (also known as the "*proposed protected Minor*", "*the Ward*" or "*the proposed Ward*").

Name: _____ is married

Address: _____

Telephone: _____ Date of Birth: _____

Name: _____ is married

Address: _____

Telephone: _____ Date of Birth: _____

Name: _____ is married

Address: _____

Telephone: _____ Date of Birth: _____

3. INFORMATION ABOUT THE PROPOSED CONSERVATOR: (Complete this **only** if proposed conservator is **not** the same person as the Petitioner.)

Name: _____

Address: _____

Telephone: _____ Date of Birth: _____

Relationship to the proposed Ward(s): _____

(examples: mother, father, sister, brother, grandparent, legal guardian)

The proposed conservator named above has priority for appointment under Arizona law A.R.S. § 14-5410, because he or she is:

- (Already) An appointed conservator, guardian or other similar fiduciary appointed or recognized by the appropriate court of *any other jurisdiction* in which the person to be protected resides.
- An individual or corporation nominated by the protected person if the protected person is at least fourteen years of age and has, in the opinion of the court, sufficient mental capacity to make an intelligent choice.
- The spouse of the protected minor.
- A parent of the protected minor, or a person nominated by the will of a deceased parent.
- Any relative of the protected person with whom the protected minor has resided for more than six months before the filing of the petition.
- A person nominated by someone who is caring for or paying benefits to the protected minor.
- A fiduciary who is licensed pursuant to Arizona law **A.R.S. § 14-5651**, other than a public fiduciary.
- A public fiduciary who is licensed pursuant to Arizona law **A.R.S. § 14-5651**.
- OTHER. Explain:** _____

4. INFORMATION ABOUT OTHER *PROTECTIVE* PROCEEDINGS:

To the best of my knowledge, (check one box):

No Guardian or Conservator has been appointed in any other court, and no court proceedings are pending for such appointment;

OR

Someone has been appointed or court proceedings are pending. (Provide details including name and location of court, who is/was involved, whether for guardian or conservator or both, and status, including date of any final orders or pending hearing.)

Name of Court: _____ Located in: (List below)

City and State: _____

Other Details: _____

5. INFORMATION ABOUT *OTHER* COURT CASES or ADMINISTRATIVE PROCEEDINGS:

(Family or Juvenile Court cases, DCS proceedings, etc.) (Check one box.)

To my knowledge **there are no other court cases** concerning any proposed ward,

OR

There **are or have been other court cases** involving one or more proposed ward. (If other court cases of **any** type, including physical custody or legal decision making matters, provide details below.)

Name of Court: _____ Located in: (List below)

City and State: _____

Other Details: _____

6. ASSETS OF THE MINOR(s) TO BE PROTECTED:

(Check one box)

There are currently no substantial assets or income belonging to the proposed ward(s), but appointment is necessary to protect expected or potential income or assets.

OR

The proposed ward(s) has/have assets and/or annual income in the approximate amount of \$ _____ List/Describe: _____

7. **REASONS FOR CONSERVATORSHIP:** A Conservator is needed because one or more proposed Ward: (Check all that apply):

- Owns money or property that requires management or protection which cannot otherwise be provided;
- May have business affairs which may be jeopardized or prevented by his or her minority;
- Needs funds for his or her support and education, and protection is necessary or desirable to obtain or provide funds.

8. **DISABILITY OR INCAPACITATION.** Is the Minor (or any proposed protected Minor) disabled or incapacitated to the extent that he or she will continue to need a conservator AFTER reaching the age of 18?

- NO.** No proposed protected minor will need a conservator after the age of 18.
- YES.** At least one proposed protected minor **WILL** need a conservator after the age of 18.

If "yes", and protection is proposed for *more than one* Minor in this petition, the names of those who will continue to need a conservator after reaching the age of 18 are:

9. **REQUIRED STATEMENTS TO THE COURT, UNDER OATH OR AFFIRMATION:** (Check the box for each TRUE statement. **If** any of these statements are not true, do NOT file this Petition unless you have been directed to do so by an attorney licensed to practice in Arizona.)

- This court is the proper **venue** for this case because the Minor(s) who needs a conservator lives in or is present in this county, or has assets in this county.
- The proposed conservator has completed an "**Affidavit of Person to be Appointed**" as required by Arizona law, A.R.S. § 14-5106, which is filed with this Petition.
- The proposed conservator is a suitable and proper person to act as conservator and is entitled to consideration for appointment under Arizona law, A.R.S. § 14-5106, 5311, and/or 5410.

10. (Optional) **ATTACHMENTS:** Additional information or documents relating to this petition are attached and made part of this petition.

NOTICE

ARIZONA LAW § 14-5405 requires that notice of the hearing on a matter of conservatorship shall be given to each of the following:

1. The protected person or the person allegedly in need of protection if that person is fourteen years of age or older.
2. The spouse, parents and adult children of the protected person or person allegedly in need of protection, or if no spouse, parents or adult children can be located, at least one adult relative of the protected person or the person allegedly in need of protection, if such a relative can be found.
3. Any person who is serving as guardian or conservator or who has the care and custody of the protected person or person allegedly in need of protection.
4. Any person who has filed a demand for notice.

11. PERSONS ENTITLED TO NOTICE:

I WILL PROVIDE NOTICE OF THIS MATTER TO THE FOLLOWING PERSONS:

	Name	Address (Street Address, City, State, Zip)
Proposed Ward (required if over 14)		
Attorney for Ward (if applicable)		
Mother of the Ward		
Father of the Ward		
Current Guardian (State relation to the Ward, if any)		
Person the Ward recently lived with		
Other: (State relation to Ward, if any)		
Other: (State relation to Ward, if any)		

REQUESTS TO THE COURT: Petitioner asks the Court to:

1. Schedule a hearing to determine if a conservatorship is appropriate;
2. After Petitioner gives notice of the hearing to all entitled or required by law to receive notice, hold a hearing to determine if the Court should order a conservatorship;
3. Make a finding that the person needs protection under law including a conservator;
4. Appoint a permanent conservator for the proposed ward or wards;
5. Make any other orders the Court decides are in the best interests of the minors to be protected.

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

Printed Name

STATE OF _____

COUNTY OF _____

Subscribed and sworn to or affirmed before me this: _____ by
(date)

_____.

(notary seal)

Deputy Clerk or Notary Public