

**IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, PROBATE DIVISION**

File No. _____

Estate of _____

A Person with a Disability

ORDER APPOINTING PLENARY GUARDIAN OF A PERSON WITH A DISABILITY

On the Petition of _____ for the appointment of
[printed name of the Petitioner]

_____ of
[printed name of the proposed Guardian]

as Guardian of the _____ of
(estate) (person) (estate and person)

_____ (the "Respondent"),
[printed name of the Person with a Disability]

the Court finds that:

1. The proposed guardian is:

☐ (a) an Individual

(i) Information on Residency

☐ (A) who is a resident of Illinois

☐ (B) who is a nonresident of Illinois and has complied with § 1-11 of the Probate Act of 1975 ("Probate Act") [755 ILCS 5/1-11] by filing with the Court a Designation of Resident Agent to accept service of process, notice or demand required or permitted by law to be served upon the Guardian

and

(ii) Information on Criminal Background

☐ (A) who has not been convicted of a felony

☐ (B) who has been convicted of a felony, but the conviction shall not prevent the appointment because:

- (1) the appointment is in the Respondent's best interests, after considering the nature and date of the offense and the evidence of the proposed Guardian's rehabilitation, and
- (2) the offense is not one which, under § 11a-5(a)(5) of the Probate Act [755 ILCS 5/11a-5(a)(5)], would prohibit the appointment

and

(iii) who is qualified to act as guardian under § 11a-5(a) of the Probate Act [755 ILCS 5/11a-5(a)].

☐ (b) a public agency or not-for-profit corporation and is not directly providing residential services to the ward and is qualified to act as guardian under § 11a-5(b) of the Probate Act of 1975 [755 ILCS 5/11a-5(b)].

☐ (c) a corporation qualified to accept and execute trusts in Illinois and is qualified to act as guardian under § 11a-5(c) of the Probate Act of 1975 [755 ILCS 5/11a-5(c)].

☐ (d) the State Guardian, and the appointment of the State Guardian is appropriate and required because there is no individual suitable and willing to accept the Guardianship appointment.

☐ (e) the Cook County Public Guardian who is qualified to act under § 13-5 of the Probate Act [755 ILCS 5/13-5].

2. The Court has jurisdiction to appoint a Guardian under §§203-204 of the Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act ("UAGPPJA") [755 ILCS 8/203-204] because:
- ☐ (a) Illinois is the Respondent's "home state" as defined in §201(a)(2) of the UAGPPJA.
- ☐ (b) _____ is the Respondent's "home state", but Illinois is a "significant-connection state" as defined in §201(a)(3) of the UAGPPJA, and one of the additional requirements specified in §203(2)(A)-(B) of UAGPPJA applies.
- ☐ (c) Illinois is not the Respondent's "home state" or a "significant-connection state" as defined in §201(a)(2)-(3) of the UAGPPJA, but the "home state" and every "significant-connection state" have declined to exercise jurisdiction because Illinois is the most appropriate forum.
- ☐ (d) Illinois is not the Respondent's "home state" or a "significant-connection state" as defined in §201(a)(2)-(3) of the UAGPPJA, but the circumstances involved constitute an "emergency" as defined in §201(a)(1) of the UAGPPJA, and, as a result, the Court has "special jurisdiction" under §204(a) of the UAGPPJA.
3. In accordance with §11a-3 and §11a-12 of the Probate Act, by clear and convincing evidence, the Respondent is a person with a disability and:
- ☐ (a) totally lacks sufficient understanding or capacity to make or communicate responsible decisions concerning the care of his or her person;
- ☐ (b) is totally unable to manage his or her estate or financial affairs;
4. Limited Guardianship will not provide sufficient protection for the Respondent.
5. The appointment of a Guardian *ad litem* _____ necessary for the protection of the Respondent or to make a reasonably informed decision on the Petition;
(was) (was not)
6. ☐ (a) The Respondent was present at the hearing;
- ☐ (b) The Respondent's presence at the hearing was excused for the reason that the record shows that the Respondent _____;
(refuses to be present) (will suffer harm if required to attend)
7. The factual basis for the above findings of the Court was as follows: _____
- _____
- _____
- _____
- _____
- _____
- _____
- _____
- _____

IT IS ORDERED that:

- ☐ A. _____
[printed name of the proposed Guardian]
be appointed as Plenary Guardian of the _____ of the Respondent.
(estate) (estate and person)
- ☐ B. _____
[printed name of the proposed Guardian]
be appointed as Plenary Guardian of the person of the Respondent.

C. Letters of Plenary Guardianship issue in accordance with the provisions of this Order.

D. ☐ i. The bond of the Plenary Guardian of the **estate** and the surety therein, be approved.

☐ ii. The bond of the Plenary Guardian of the **person** be approved.

☐ E. The Plenary Guardian of the **estate** shall appear and present:

i. an Inventory as required by Section §14-1 of the Probate Act and in the form prescribed by Cook Co. Cir. Ct. R. 12.9 (Sep 3, 1996) on _____ at _____ m.
(not more than 60 days after the date of this Order)

ii. a verified Account as required by §24-11 (a) of the Probate Act and in the form prescribed by Cook Co. Cir. Ct. R. 12.13 (Sep 3, 1996) on _____ at _____ m.
(not more than 13 months after the date of this Order)

☐ F. The Plenary Guardian of the **person** shall file or mail a Report as required by §11a-17(b) of the Probate Act, and annually thereafter, or shall appear before the Court on _____ at _____ m.
(not more than 13 months after the date of this Order)

G. The Clerk of the Circuit Court of Cook County shall mail CCP-0214 to the Respondent at the address set forth below informing the Respondent of the Respondent's rights under §§11a-19 and 11a-20 of the Probate Act:

Respondent's Name _____

Street Address _____

City/State/Zip _____

H. The Clerk of the Circuit Court of Cook County shall immediately notify the Department of State Police, Firearm Owner's Identification Department (FOID), and forward a copy of this Court Order to the Department of State Police, Firearm Services Bureau, 801 S. 7th Street, Springfield, IL 62703, in accordance with §11a-24 of the Probate Act.

Full Name: _____ Gender _____
[Last Name] [First Name] [Middle Name] (female) (male)

Date of Birth: _____ FOID Number _____ ☐ (4826)

ENTERED:

Dated _____

Attorney Number _____

Judge

Judge's No.

Name _____

Firm Name _____

Attorneys for _____

Address _____

City/State/Zip _____

Telephone _____

Email _____