

Determination by Court that a Person May Act as Guardian or Appointment of Guardian ad Litem

NOTICE: UNLESS OTHERWISE DIRECTED BY THE COURT, THESE FORMS ARE FOR PROBATE COURT COMPLETION

INSTRUCTIONS

I. Specific Instructions

1. This form is to be used when the court determines, in accordance with O.C.G.A. §53-11-2 (a) or O.C.G.A. §29-9-2(b), that for the purpose of a particular proceeding, the natural guardian, if any, or the testamentary guardian, if any, or the duly constituted conservator, if any, or the duly constituted guardian, if any, has no conflict of interest and thus may serve as guardian for purposes of the proceeding for a party who is not sui juris, who is unborn, or who is unknown.
2. This form may also be used whenever a Georgia Probate Court Standard Form does not contain a section concerning the appointment of a guardian ad litem, but the appointment of a guardian ad litem (or a determination by the Court that a person may act as guardian) is necessary.

II. General Instructions

General instructions applicable to all Georgia probate court standard forms are available in each probate court.

PROBATE COURT OF _____ COUNTY

STATE OF GEORGIA

IN RE:)	ESTATE NO. _____
)	
)	PETITION OF _____
_____,)	TO/FOR _____
MINOR/WARD/DECEASED)	_____
)	FILED ON _____

**ORDER THAT A PERSON MAY ACT AS GUARDIAN
OR APPOINTMENT OF GUARDIAN AD LITEM**

(initial one:)

_____ a. _____ who is (an adult ward/a minor/unborn/unknown, is in need of representation by a guardian in the above proceeding. This court hereby determines that _____, as (natural guardian)(testamentary guardian)(conservator)(guardian) has no conflict of interest and thus may serve as such guardian for the purpose of this proceeding.

_____ b. _____ is appointed guardian ad litem for _____, in connection with the above proceeding.

Such guardian, conservator, or guardian ad litem shall be duly served with copies of this order and the above proceeding. (Such guardian/conservator)(Upon acceptance of such appointment, such guardian ad litem) shall make answer concerning the above proceeding. This determination or appointment is limited to this proceeding only and shall terminate when a final order is entered on the above proceeding.

SO ORDERED this _____ day of _____, 20_____.

Probate Judge

PROBATE COURT OF _____ COUNTY

STATE OF GEORGIA

IN RE: _____) ESTATE NO. _____
)
) PETITION OF _____
) TO/FOR _____
 MINOR/WARD/DECEASED)
) FILED ON _____

ANSWER OF GUARDIAN, CONSERVATOR, OR GUARDIAN AD LITEM

I hereby (accept the foregoing appointment,) acknowledge service and notice of the above proceeding and for answer say (attach additional sheet(s) if necessary):

DATE

(GUARDIAN/CONSERVATOR)(GUARDIAN AD LITEM)

ADDRESS _____

TELEPHONE _____