



Judicial Council of California

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INVITATION TO COMMENT

SPR23-22

Title

Civil Practice and Procedure: Appointment of Guardian ad Litem

Action Requested

Review and submit comments by May 12, 2023

Proposed Rules, Forms, Standards, or Statutes

Adopt form CIV-011/FL-936; revise forms DE-350/GC-100 and DE-351/GC-101; revise form CIV-010 and renumber as CIV-010/FL-935; revoke form FL-935

Proposed Effective Date

January 1, 2024

Contact

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Proposed by

Civil and Small Claims Advisory Committee
Hon. Tamara L. Wood, Chair
Probate and Mental Health Advisory Committee
Hon. Jayne Chong-Soon Lee, Chair
Family and Juvenile Law Advisory Committee
Hon. Stephanie E. Hulse, Cochair
Hon. Amy M. Pellman, Cochair

Executive Summary and Origin

- The Civil and Small Claims Advisory Committee, the Family and Juvenile Law Advisory Committee, and the Probate and Mental Health Advisory Committee propose adopting one form, revising two forms, revising and renumbering one form, and revoking one form to reflect a change in the law and to clarify and modernize the existing forms. The forms in the proposal are used to apply for and order the appointment of a guardian ad litem in a civil action or proceeding, including a family law proceeding, and in a proceeding under the Probate Code.

This proposal has not been approved by the Judicial Council and is not intended to represent the views of the council, its Rules Committee, or its Legislation Committee. It is circulated for comment purposes only.

Background

- Minors, persons who lack legal decisionmaking capacity, and persons for whom a conservator has been appointed have long been required to appear by a guardian ad litem or a general conservator of the estate in civil actions or proceedings, including proceedings under the Family Code, to which they are parties.¹ Under the Probate Code, the Legislature has provided separate provisions authorizing the court to appoint a guardian ad litem to represent the interest of minors, persons who lack decisionmaking capacity, and other specified persons, including persons who are not parties, if representation of these persons' interests in the proceeding would otherwise be inadequate.²

The Proposal

- Senate Bill 1279 (Stats. 2022, ch. 843) amended Code of Civil Procedure section 372 and Probate Code section 1003 in several respects. First, it updated the language in both sections to refer consistently to one of the categories of persons who must appear through a guardian ad litem or for whom a guardian ad litem may be appointed as “a person who lacks legal capacity to make decisions.”³ This term reflects the current preference for the use of person-centered terms to refer to persons with disabilities. The bill also amended Code of Civil Procedure section 372 to explain that, for purposes of that section, the term refers to a “person who lacks capacity to understand the nature or consequences of the action or proceeding,” a “person who lacks capacity to assist the person’s attorney in the preparation of the case, and a “person for whom a conservator may be appointed pursuant to Section 1801 of the Probate Code.”⁴
- Second, SB 1279 amended Code of Civil Procedure section 372 to condition a court’s grant of an application for appointment of a guardian ad litem for a person who already has a guardian or conservator of the estate on (1) the applicant giving notice and a copy of the application to the guardian or conservator of the estate, (2) the application disclosing the existence of the guardian or conservator of the estate, and (3) the application stating reasons why the guardian or conservator of the estate would be inadequate to represent the interests of the proposed ward.⁵
- Third, SB 1279 added to both Code of Civil Procedure section 372 and Probate Code section 1003 a requirement that, before appointment of a guardian ad litem under either statute, a proposed guardian ad litem must disclose to the court and all parties to the action or proceeding any “known actual or potential conflicts of interest that would or might arise from

¹ Code Civ. Proc., § 372 (enacted in 1872). See *id.*, §§ 372.5–376.

² Prob. Code, § 1003.

³ Code Civ. Proc., § 372(a)(2)(A), (a)(4); Prob. Code, § 1003(a)(2).

⁴ Code Civ. Proc., § 372(a)(4). The statute does not indicate whether the specified references are intended to be exclusive.

⁵ *Id.*, § 372(a)(2)(B).

the appointment” and any “familial or affiliate relationship the proposed guardian ad litem has with any of the parties.”⁶ In addition, the statutes now require that a guardian ad litem disclose to the court any potential conflict of interest that the guardian ad litem realizes has become an actual conflict of interest and any new actual or potential conflict that has arisen.

- This proposal would revise two mandatory forms and revise and renumber one mandatory form to conform to these new statutory requirements. The proposal would also lead to the adoption of a fourth form created by separating the order appointing a guardian ad litem from the application for the appointment. In addition, the proposal would revoke one form currently intended for use for appointment of a guardian ad litem for a minor in family law proceedings other than dissolution. Because Code of Civil Procedure sections 372–376 supply the procedures to appointment of a guardian ad litem in family law proceedings, the revised civil forms would be used for this purpose. In the course of reviewing the existing forms, the committees have also identified opportunities to clarify their formatting, simplify their language, and update them to conform to current Judicial Council forms guidelines.
- More specifically, as discussed above, the advisory committees propose the following changes, effective January 1, 2024:
- Revise *Application and Order for Appointment of Guardian ad Litem—Civil* (form CIV-010) to replace the term “an incompetent person” with the statutory term “a person who lacks legal capacity to make decisions” in item 4, add references to the statutory standard and requirements for appointment in item 5, and provide for the disclosure of relationships and conflicts of interest as required by the statute in items 7 and 8. Additionally, the form would be revised to include spaces in items 4b and 4c for the applicant to provide explanations for the assertion that the proposed ward lacks legal capacity to make decisions or is someone for whom a guardian or conservator of the estate has been appointed. Item 6 would be added to reflect the timing requirements of Code of Civil Procedure section 373 applicable to appointment of a guardian ad litem for minors. References to “conservators” would be revised to read “guardian or conservator of the estate” to match the statutory language. Finally, the order section of the form would be removed and moved to a separate form. The form would be retitled and renumbered as *Application for Appointment of Guardian ad Litem—Civil and Family Law* (form CIV-010/FL-935) to remove the term “order” and clarify that the form is also for use in family law proceedings.
- Adopt *Order Appointing Guardian ad Litem—Civil and Family Law* (form CIV-011/FL-936) to provide a separate form by which a court can rule on an application for appointment of a guardian ad litem.
- Revoke *Application and Order for Appointment of Guardian ad Litem of Minor—Family Law* (form FL-935).

⁶ *Id.*, § 372(d); Prob. Code, § 1003(d).

- Revise *Petition for Appointment of Guardian ad Litem—Probate* (form DE-350/GC-100) to replace the term “incapacitated person” with the statutory term “person who lacks legal capacity to make decisions” (item 4b), add a reference to the statutory standard for appointment (item 5), update the disclosure of relationships to conform to statute (item 6), provide for the disclosure of conflicts of interest as required by statute (item 8), and clarify and update the language and formatting.
- Revise *Order Appointing Guardian ad Litem—Probate* (form DE-351/GC-101) to replace the term “incapacitated person” with the statutory term “person who lacks legal capacity to make decisions” (item 2b), add information specifying the specific petition that is granted (item 1), apply the statutory appointment standard (item 4), add an order requiring the guardian ad litem to report conflicts of interest that arise or ripen into actual conflicts after appointment (item 7), and clarify and update the language and formatting.

Alternatives Considered

- The committees considered taking no action but determined that the changes in the law required corresponding changes to the forms. The committees also considered limiting the proposed changes strictly to those required by the recent legislation but determined that additional clarification and updating were necessary, particularly to make the forms more accessible to self-represented applicants or petitioners. Finally, the committees considered retaining and revising form FL-935 but determined that the form was approved before form CIV-010 was adopted and concluded that form CIV-010 would be sufficient for use in the proceedings to which form FL-935 applied.

Fiscal and Operational Impacts

- The proposal would impose the usual costs for courts to update their case management systems to reflect the revisions and proposed new form CIV-011. As noted above, the new form should allow case management systems to handle the guardian ad litem appointment process more efficiently by separating the order from the application.

Request for Specific Comments

In addition to comments on the proposal as a whole, the advisory committee is interested in comments on the following:

- Does the proposal appropriately address the stated purpose?

The advisory committee also seeks comments from *courts* on the following cost and implementation matters:

- Would the proposal provide cost savings? If so, please quantify.
- What would the implementation requirements be for courts—for example, training staff (please identify position and expected hours of training), revising processes and procedures (please describe), changing docket codes in case management systems, or modifying case management systems?
- Would three months from Judicial Council approval of this proposal until its effective date provide sufficient time for implementation?
- How well would this proposal work in courts of different sizes?

Attachments and Links

1. Forms CIV-010/FL-935, CIV-011/FL-936, DE-350/GC-100, DE-351/GC-101, and FL-935, at pages 6–14
2. Link A: Sen. Bill 1279 (Stats. 2022, ch. 843),
https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=202120220SB1279

ATTORNEY OR PARTY WITHOUT ATTORNEY STATE BAR NUMBER: NAME: FIRM NAME: STREET ADDRESS: CITY: STATE: ZIP CODE: TELEPHONE NO.: FAX NO.: EMAIL ADDRESS: ATTORNEY FOR (name):	FOR COURT USE ONLY <h2 style="margin:0;">DRAFT</h2> <h2 style="margin:0;">02.17.2023</h2> <h2 style="margin:0;">Not approved</h2> <h2 style="margin:0;">by Judicial</h2> <h2 style="margin:0;">Council</h2>
SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
PLAINTIFF/PETITIONER: DEFENDANT/RESPONDENT: OTHER PARENT/PARTY:	
APPLICATION FOR APPOINTMENT OF GUARDIAN AD LITEM <input type="checkbox"/> EX PARTE	CASE NUMBER:
<p>NOTE: This form is for use in civil or family law proceedings in which a party is a minor, a person who lacks legal capacity to make decisions, or a person for whom a conservator has been appointed. A party who seeks the appointment of a guardian ad litem in a proceeding under the Probate Code should use form DE-350/GC-100. Except for an adult relative of a minor party in an action under the Uniform Parentage Act (Fam. Code, §§ 7600–7730), a person may not act as a guardian ad litem unless the person is represented by an attorney or is an attorney.</p>	

1. Applicant (name): _____ is
 - a. the parent of (name):
 - b. the guardian of (name):
 - c. the conservator of (name):
 - d. a party to the suit.
 - e. the minor to be represented (if the minor is 14 years of age or older).
 - f. another interested person (specify capacity):

2. This application seeks the appointment of the following person as guardian ad litem (state name, address, and telephone number):

3. The guardian ad litem is to represent the interests of the following person (state name, address, and telephone number):

4. The person named in item 3 is a party and is
 - a. a minor (date of birth):
 - b. a person who lacks legal capacity to make decisions (explain the basis for claiming lack of capacity):

 - c. Continued on Attachment 4b.
 - a person for whom a guardian or conservator of the estate has been appointed (provide the details of the appointment):

 - Continued on Attachment 4c.

PLAINTIFF/PETITIONER: DEFENDANT/RESPONDENT: OTHER PARENT/PARTY:	CASE NUMBER:
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5. The appointment of a guardian ad litem is
- a. necessary because the person named in item 3 has no guardian or conservator of the estate.
 - b. expedient, notwithstanding that the person named in item 3 has a guardian or conservator of the estate. (If checked, complete (1) and (2) below. After filing this application, applicant must provide notice and a copy of this application to the guardian or conservator of the estate.)
 - (1) The guardian or conservator of the estate is (state name, address, and telephone number):

 - (2) The guardian or conservator of the estate is inadequate to represent the interests of the person named in item 3 in this action because (explain):

Continued on Attachment 5b.

6. The person named in item 3 is a minor and
- a. is a plaintiff or petitioner in this action and the summons has not been issued.
 - b. is a defendant or respondent in this action and more than 10 days have elapsed since the summons was served on the person named in item 3, and no application for the appointment of a guardian ad litem has been made by the person identified in item 3 or any other person.

7. The proposed guardian ad litem has the following relationship with the person named in item 3 (check one):

- a. No relationship
- b. A familial relationship (specify):
- c. An affiliate (nonfamilial) relationship (specify):

8. The proposed guardian ad litem is fully competent and qualified to understand and protect the rights of the person to be represented and (check one):

- a. is not aware of any actual or potential conflicts of interest that would or might arise from the appointment.
- b. is aware of the following actual or potential conflicts that would or might arise from the appointment (describe the actual or potential conflicts of interest and explain why the proposed guardian should nevertheless be appointed):

Continued on Attachment 8b.

 (TYPE OR PRINT NAME) ▶ _____
 (SIGNATURE OF ATTORNEY)

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: _____

 (TYPE OR PRINT NAME) ▶ _____
 (SIGNATURE OF APPLICANT)

CONSENT TO ACT AS GUARDIAN AD LITEM

I consent to appointment as guardian ad litem under the above application. If I become aware that a potential conflict of interest has become an actual conflict, or that a new potential or actual conflict exists, I will promptly disclose the conflict of interest to the court.

Date: _____

 (TYPE OR PRINT NAME) ▶ _____
 (SIGNATURE OF PROPOSED GUARDIAN AD LITEM)

ATTORNEY OR PARTY WITHOUT ATTORNEY STATE BAR NUMBER: NAME: FIRM NAME: STREET ADDRESS: CITY: STATE: ZIP CODE: TELEPHONE NO.: FAX NO.: EMAIL ADDRESS: ATTORNEY FOR (name):	FOR COURT USE ONLY <h2 style="margin: 0;">DRAFT</h2> <h1 style="margin: 0;">Not approved by Judicial Council</h1>
SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
PLAINTIFF/PETITIONER: DEFENDANT/RESPONDENT: OTHER PARENT/PARTY:	
ORDER APPOINTING GUARDIAN AD LITEM—CIVIL AND FAMILY LAW <input type="checkbox"/> EX PARTE	CASE NUMBER:

1. *Applicant (Name):* _____ seeks appointment of a guardian ad litem for (name): _____ who is:
- a. a minor (date of birth): _____
 - b. a person who lacks legal capacity to make decisions.
 - c. a person for whom a guardian or conservator has been appointed.
2. The application came on regularly for a hearing as follows:
- a. Judicial officer (name): _____
 - b. Hearing date: _____ Time: _____ Dept.: _____ Room: _____
 - c. The following persons were present at the hearing:
 - (1) Applicant (name): _____
 - (2) Attorney for applicant (name): _____
 - (3) Guardian ad litem named in item 5.
 - (4) Attorney for guardian ad litem (name): _____
 - (5) Plaintiff/Petitioner (name): _____
 - (6) Attorney for Plaintiff/Petitioner (name): _____
 - (7) Defendant/Respondent (name): _____
 - (8) Attorney for Defendant/Respondent (name): _____
 - (9) Other (names): _____

THE COURT FINDS

3. All notices required by law have been given.
4. The person for whom a guardian ad litem is to be appointed is a party and either:
- a. has not appeared by a guardian or conservator of the estate, or
 - b. appointment of a guardian ad litem would be expedient, and
 - (1) the person to be represented by the guardian ad litem has a guardian or conservator of the estate, and
 - (2) the guardian or conservator of the estate is unable or inadequate to represent the interest of the person named in item 2 above.

PLAINTIFF/PETITIONER: DEFENDANT/RESPONDENT: OTHER PARENT/PARTY:	CASE NUMBER:
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THE COURT ORDERS

- 5. *(Name)*:
is hereby appointed guardian ad litem of *(name)*:
- 6. The guardian ad litem is is NOT authorized to waive or disclaim any substantive rights of the represented party without further order of this court.
- 7. The guardian ad litem must promptly report to the court any potential conflict of interest with the represented person that becomes an actual conflict, as well as any new potential or actual conflict of interest that arises during the course of the representation.
- 8. Other *(specify)*:

Continued on Attachment 8.

9. Number of pages attached: _____

 _____

JUDICIAL OFFICER

SIGNATURE FOLLOWS LAST ATTACHMENT

<p>ATTORNEY OR PARTY WITHOUT ATTORNEY STATE BAR NUMBER:</p> <p>NAME:</p> <p>FIRM NAME:</p> <p>STREET ADDRESS:</p> <p>CITY: STATE: ZIP CODE:</p> <p>TELEPHONE NO.: FAX NO.:</p> <p>EMAIL ADDRESS:</p> <p>ATTORNEY FOR (name):</p>	<p>FOR COURT USE ONLY</p> <p style="font-size: 24pt; font-weight: bold;">DRAFT</p> <p style="font-size: 18pt; font-weight: bold;">Not approved by the Judicial Council</p>
<p>SUPERIOR COURT OF CALIFORNIA, COUNTY OF</p> <p>STREET ADDRESS:</p> <p>MAILING ADDRESS:</p> <p>CITY AND ZIP CODE:</p> <p>BRANCH NAME:</p>	
<p>MATTER OF (name):</p> <p style="text-align: center;"><input type="checkbox"/> DECEDENT <input type="checkbox"/> CONSERVATEE <input type="checkbox"/> MINOR</p>	<p>CASE NUMBER:</p>
<p>PETITION FOR APPOINTMENT OF GUARDIAN AD LITEM—PROBATE</p> <p><input type="checkbox"/> EX PARTE</p>	<p>HEARING DATE AND TIME:</p> <p>DEPT.: TIME:</p>
<p><i>This form is for use in proceedings under the Probate Code, except for a request for court approval of (1) the compromise of a minor's disputed claim, (2) the compromise of an action to which a minor or a person with a disability is a party, or (3) disposition of the proceeds of a judgment in favor of a minor or person with a disability. (See Prob. Code, §§ 3600–3613.) A request for appointment of a guardian ad litem in a civil or family law proceeding must use form CIV-010/FL-935. NOTE: A guardian ad litem must be an attorney or be represented by an attorney. A guardian ad litem is not the same as a guardian of the person or estate of a minor.</i></p>	

1. Petitioner (name): is
 - a. personal representative of the estate of (name):
 - b. guardian of (name):
 - c. conservator of (name):
 - d. trustee of (exact name of trust):
 - e. other interested person (name and interest):

2. This petition seeks appointment of the following person as guardian ad litem (name, address, phone number, and email address):

3. The guardian ad litem will represent the interest of (name, address, and, if applicable, phone number and email address):

4. The person named or described in item 3 is (check one):
 - a. A minor (date of birth):
 - b. A person who lacks legal capacity to make decisions (explain):

 - c. An unborn person.
 - d. An unascertained person or a designated class of persons who are not ascertained or are not in being.
 - e. A person whose identity or address is unknown.

5. Representation of the interest of the person named or described in item 3 would be inadequate without appointment of a guardian as litem because (give the reason or reasons below; check box and continue on page 2 if necessary):

Continued on next page.

MATTER OF (name): <input type="checkbox"/> DECEDENT <input type="checkbox"/> CONSERVATEE <input type="checkbox"/> MINOR	CASE NUMBER:
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5. (Continue explanation below if necessary):

Continued on Attachment 5.

6. The proposed guardian ad litem has the following relationship with the person named or described in item 3:

- a. No relationship.
- b. A familial relationship (specify):
- c. An affiliate (nonfamilial) relationship (specify):

7. The proposed guardian ad litem is fully competent and qualified to understand and protect the rights of the person named or described in item 3, as explained in Attachment 7.

8. The proposed guardian ad litem has (check one):

- a. No known actual or potential conflicts of interest with the person named or described in item 3.
- b. One or more actual or potential conflicts of interest with the person named or described in item 3. All conflicts of interest are fully described in Attachment 8b.

9. Notice of this proceeding (check all that apply):

- a. Will be given to the persons named in Attachment 9a.
- b. To the persons named below should be dispensed with for the reasons given below (give names and reasons):

Continued on Attachment 9b.

10. Number of pages attached: _____

Date:

(TYPE OR PRINT NAME)

▶ _____
(SIGNATURE OF ATTORNEY)

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date:

(TYPE OR PRINT NAME)

▶ _____
(SIGNATURE OF PETITIONER)

CONSENT TO ACT AS GUARDIAN AD LITEM

I consent to the appointment as guardian ad litem in this proceeding. If I become aware that a potential conflict of interest has become an actual conflict, or that a new potential or actual conflict exists, I will promptly disclose the conflict of interest to the court.

Date:

(TYPE OR PRINT NAME)

▶ _____
(SIGNATURE OF PROPOSED GUARDIAN)

CONSENT OF MINOR 12 YEARS OF AGE OR OLDER (Optional)

I, (name): _____, am (specify age): _____ years of age and hereby
nominate (name): _____ to be my guardian ad litem to represent my interests
for the reasons set forth in item 5 of this petition.

Date:

(TYPE OR PRINT NAME)

▶ _____
(SIGNATURE OF MINOR 12 YEARS OF AGE OR OLDER)

ATTORNEY OR PARTY WITHOUT ATTORNEY STATE BAR NUMBER: NAME: FIRM NAME: STREET ADDRESS: CITY: STATE: ZIP CODE: TELEPHONE NO.: FAX NO.: EMAIL ADDRESS: ATTORNEY FOR (name):	FOR COURT USE ONLY <h2 style="margin: 0;">DRAFT</h2> <h3 style="margin: 0;">Not approved by the Judicial Council</h3>
SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
MATTER OF (name): <div style="text-align: right;"> <input type="checkbox"/> DECEDENT <input type="checkbox"/> CONSERVATEE <input type="checkbox"/> MINOR </div>	
<h3 style="margin: 0;">ORDER APPOINTING GUARDIAN AD LITEM—PROBATE</h3> <input type="checkbox"/> EX PARTE	CASE NUMBER:

1. The court has considered the petition for appointment of a guardian ad litem for (name of person to be represented):
 filed by (name of petitioner):
 on (date):
2. The person for whom appointment of a guardian ad litem is requested is (check one):
 - a. A minor (date of birth):
 - b. A person who lacks legal capacity to make decisions.
 - c. An unborn person.
 - d. An unascertained person or a designated class of unascertained persons or persons who are not in being.
 - e. A person whose identity or address is unknown.

THE COURT FINDS

3. a. Notice has been given as required by law.
 b. For good cause, notice does not need to be given to the following persons (name all):
4. Representation of the interest of the person named in item 1 would be inadequate without appointment of a guardian ad litem.

THE COURT ORDERS

5. (Name):
 is hereby appointed guardian ad litem for (name):
6. The guardian ad litem is is **not** authorized to waive or disclaim any substantive rights of the represented person without further order of this court.
7. The guardian ad litem must promptly report to the court any potential conflict of interest with the represented person that ripens into an actual conflict as well as any new potential or actual conflict of interest that arises during the course of the representation.
8. Other orders (specify):

Continued on Attachment 8.

9. Number of pages attached: _____

Date: _____

 (SIGNATURE OF JUDICIAL OFFICER)
 SIGNATURE FOLLOWS LAST ATTACHMENT

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address) or GOVERNMENTAL AGENCY: TELEPHONE NO. (Optional): _____ FAX NO. (Optional): _____ E-MAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): _____	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
CHILD'S NAME:	
PETITIONER: RESPONDENT: OTHER PARENT:	
APPLICATION AND ORDER FOR APPOINTMENT OF GUARDIAN AD LITEM OF MINOR—FAMILY LAW <input type="checkbox"/> EX PARTE	
NOTE: This form is for use in family law proceedings with the exception of dissolution proceedings. For appointment of a guardian ad litem in civil proceedings, use form CIV-010. For appointment of a guardian ad litem in probate proceedings, use form DE-350/GC-100.	

CASE NUMBER S:

1. I (name): _____ am the
 - a. attorney for
 - (1) minor.
 - (2) parent of the minor.
 - (3) other interested person (specify name and relationship): _____
 - b. parent of the minor.
 - c. other interested person.
 - d. minor (answer all that apply to you):
 - (1) My date of birth is (specify): _____
 - (2) I live with my mother father legal guardian other (specify name and relationship): _____
 - (3) My mother's name is (specify): _____, and her address is: _____
 - (4) My father's name is (specify): _____, and his address is: _____
 - (5) I have a legal guardian. My legal guardian's name is (specify): _____, and his or her address is: _____
 The guardianship was established in: _____ County, case no. (if known): _____
2. I ask the court to appoint the following person as guardian ad litem for the minor (state name, address, and telephone no.):
3. The relationship of the person listed in item 2 to the minor is
 - a. parent
 - b. other (specify): _____
4. Appointment of a guardian ad litem is necessary because (specify):

Continued on Attachment 4 (describe in detail, attach additional pages if necessary).

CHILD'S NAME: PETITIONER: RESPONDENT: OTHER PARENT:	CASE NUMBERS:
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5. The proposed guardian ad litem is fully competent to understand and protect the rights of the minor and has no interests conflicting with those of the minor.

Date: _____

 (TYPE OR PRINT NAME) (SIGNATURE OF APPLICANT)

CONSENT TO ACT AS GUARDIAN AD LITEM

I consent to the appointment as guardian ad litem and agree to assume the responsibilities.

Date: _____

 (TYPE OR PRINT NAME) (SIGNATURE OF PROPOSED GUARDIAN)

CONSENT TO GUARDIAN BY MINOR 14 YEARS OF AGE OR OLDER

I, (name): _____, and (minor's name): _____, and (minor's age): _____ years of age and hereby nominate (name): _____ to be my guardian ad litem to represent my interests for the reasons set forth in items 4 and 5 of this application.

Date: _____

 (TYPE OR PRINT NAME) (SIGNATURE OF PETITIONER)

ORDER EX PARTE

THE COURT FINDS

It is reasonable and necessary to appoint guardian ad litem for the person named in the application, as requested above.

THE COURT ORDERS that (name): _____

is hereby appointed guardian ad litem of (name): _____ for the purposes set forth in item 4 of this application.

Application for Appointment of Guardian ad Litem filed (date):

- a. is denied.
- b. is granted.
- c. is set for hearing on (date): _____

at (time): _____

Date: _____

 JUDICIAL OFFICER
 SIGNATURE FOLLOWS LAST ATTACHMENT