

This is a private record

My Name

Address

City, State, Zip

Phone

Email

In the District Court of _____ County, Utah

Court Address _____

In the Matter of Protection for

Respondent

**Notice of Hearing, Rights and
Adverse Consequences of a
Guardianship**

Case Number

Judge

To:

Respondent Name and Address

This court has received the attached petition claiming that you are incapacitated, which means the petitioner claims that you are unable to make or communicate responsible decisions. The petition asks that this court appoint _____ (name) as your guardian to make decisions for you.

The court has scheduled a hearing on the petition at the following date and time.

Date _____ Time _____ : _____ [] a.m. [] p.m.
Room _____ Judge _____

At the hearing the court will decide whether you are incapacitated, who the guardian will be, and what authority the guardian will have. You must attend the hearing, and you must be represented by a lawyer. You have the following rights:

- the right to choose your own attorney; (If you do not have a lawyer the court will appoint one for you.)
- the right to nominate a guardian of your choice;
- the right to limit the guardian's authority to that needed for protection;
- the right to receive written reasons for appointing a guardian;
- the right to demand that the hearing be open or closed to the public;
- the right to present evidence;
- the right to ask questions of witnesses;
- the right to be examined by a court-appointed physician;
- the right to be interviewed by a court-appointed visitor and to ask that the visitor interview the proposed guardian;
- the right to ask that the visitor visit your current home and proposed home; and
- the right to trial by jury.

You and any person interested in your welfare also have the right to ask the court for a hearing to end the guardianship, to appoint a different guardian, or to change the guardian's authority.

If a guardian is appointed, the guardian will make decisions in the areas in which the court decides you need protection. The guardian may have the authority to make decisions about:

- where you live;
- your healthcare, including end of life choices;
- your finances, like investing or spending your money;
- your business and property.

