

This is a private record.

My Name

Address

City, State, Zip

Phone

Email

I am the Petitioner
 Respondent
 Attorney for the Petitioner Respondent and my Utah Bar number is

In the District Court of _____ County, Utah

Court Address _____

In the Matter of Protection for _____ Respondent	Findings of Fact and Conclusions of Law on Petition to Appoint a Conservator _____ Case Number _____ Judge
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The matter before the court is a petition to appoint a conservator for the respondent.
This matter is being resolved by: (Choose all that apply.)

- The stipulation of the parties.
- The pleadings and other papers of the parties.
- A hearing held on _____ (date), notice of which was served on all parties.

Petitioner

was present.

was not present.

was represented by _____ (name).

was not represented.

Respondent

was present.

was excused from attending.

was represented by _____ (name).

Having considered the documents filed with the court, the evidence and the arguments, and now being fully informed,

The Court Finds That:

- (1) The court has jurisdiction under Section 75-1-302 and Section 75-5-402.
- (2) The court has venue because the respondent resides in this county or has property in this county.
- (3) Service on all interested persons notice of the time and place of the hearing has been made as required by law.
- (4) The respondent is an adult.
- (5) The conservator has priority for appointment because s/he: (Choose all that apply.)
 - has been appointed by another court to care for the respondent's affairs.
 - has been nominated in writing by another person already appointed by a court to care for the respondent's affairs.
 - has been nominated by the respondent, who is at least 14 years of age and has sufficient mental capacity to make an intelligent choice. This nomination was made in writing or by some other method conforming to the requirements of Utah Code Section 75-5-410.
 - is the respondent's spouse or a person nominated in writing by the respondent's spouse.
 - is the respondent's adult child or a person nominated in writing by the respondent's adult child.
 - is the respondent's parent.

has been nominated in the will of the respondent's deceased parent or someone chosen by the person nominated in the will.

is a relative with whom the respondent has resided for more than six months before this petition was filed, or someone nominated by that relative.

is a person nominated by whoever is caring for or paying benefits to the respondent.

is _____.
(describe any other relationship to the respondent)

(6) The court should appoint the conservator because: (Choose one.)

the conservator is highest in priority established by statute.

There is good cause not to follow the statutory priority because:

(7) The respondent is unable to manage his/her property and affairs effectively because of: (Choose all that apply.)

mental illness

confinement

mental deficiency

detention by a foreign power

physical illness

disappearance

physical disability

other (describe) _____

advanced age

chronic use of drugs

chronic intoxication

(8) (Choose one or both.)

The respondent has property which will be harmed unless proper management is provided.

Funds are needed for the support, care, and welfare of the respondent or those entitled to be supported by the respondent and protection is necessary or desirable to obtain or provide funds.

The Court Concludes That:

(9) The respondent is unable to manage his/her property and affairs effectively.

(10) The respondent requires a conservator because: (Choose one or both.)

The respondent has property which will be harmed unless proper management is provided.

Funds are needed for the support, care, and welfare of the respondent or those entitled to be supported by the respondent and protection is necessary or desirable to obtain or provide funds.

Approved as to form.

_____ Sign here ► _____
Date
Petitioner or Attorney _____

_____ Sign here ► _____
Date
Protected Person's Attorney _____

_____ Sign here ► _____
Date
Judge _____

Certificate of Service

I certify that I served a copy of this document on the following people.

Person's Name	Method of Service	Served at this Address	Served on this Date
(Petitioner or Attorney)	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Fax (Person agreed to service by fax.) <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		
(Respondent or Attorney)	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Fax (Person agreed to service by fax.) <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		
(Clerk of Court)	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Electronic File		
(Interested Person or Attorney)	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Fax (Person agreed to service by fax.) <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		
(Interested Person or Attorney)	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Fax (Person agreed to service by fax.) <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		

_____ Sign here ► _____
 Date

 Typed or Printed Name