

**IN THE CIRCUIT COURT
TWENTY-FOURTH JUDICIAL CIRCUIT
COUNTY, ILLINOIS**

IN THE MATTER OF THE GUARDIANSHIP OF:

]]]]

No: _____

A PERSON WITH A DISABILITY.

**FINDINGS OF FACT, CONCLUSIONS OF
LAW AND ORDER APPOINTING GUARDIAN**

This matter came before the Court for hearing on _____ day, _____, 20____, the Petitioner, _____, appearing in person, and the person alleged to have a disability, _____, appearing in person, and the Court having considered the evidence adduced at such hearing, the Petition on file herein, the physician's report submitted herein, and all of the records and files herein, does make the following factual findings:

1. _____ is a resident of _____ County, Illinois, is _____ years of age and was born on _____. This person is hereinafter referred to as "Respondent";

2. A plenary guardianship of the Person and Estate of the Respondent is required because the Respondent has been diagnosed by a physician as suffering from debilitating mental conditions as more fully stated in the report of said physician, which have left the Respondent without sufficient understanding or capacity to make or communicate responsible decisions concerning the care of the Respondent's person and unable to manage the Respondent's estate or financial affairs. A limited guardianship will not provide sufficient protection for the Respondent's estate or person;

3. The aforesaid Physician's Report has been submitted previously to this Court in a sealed envelope to the Clerk of the Circuit Court consistent with Subsection (c) of §11a-9 of the Probate Act; said report is incorporated herein by reference and made a part hereof;

4. The Respondent currently has no plenary guardian. Presently there is no one listed as an agent under the Illinois Power of Attorney Act nor are there any other proceedings in which the Respondent is involved which are presently pending;

5. That, in the discretion of the Court, no Guardian ad Litem was appointed in this matter because all of the Respondent's nearest relatives were aware of the Petition filed herein by Petitioner and each of Respondent's nearest relatives consented to the appointment of Petitioner as the Guardian of the Person and Estate of the Respondent;

6. Petitioner is capable of providing an active and suitable program of guardianship for the Respondent and handling the Respondent's assets for the Respondent's benefit as required by law; and

7. The total value of the Respondent's estate is as follows: Personal Assets, ie. clothes, personal items and electronic tablet: approximately \$_____ ; annual income \$_____ ; and interest in real estate as follows:

The Court further enters the following Conclusions of Law:

1. The Court has jurisdiction over the subject matter and over the Respondent;
2. Because of the Respondent's developmental disability and/or mental illnesses, the Respondent is not able to manage the Respondent's person or estate and is, therefore, a disabled person within the meaning of Section 11a-2 of the Probate Act;
3. Because of the Respondent's developmental disability and/or mental illnesses, the Respondent lacks sufficient capacity to make and communicate responsible decisions concerning the care of the Respondent's person and because of the Respondent's developmental disability and/or mental illnesses, the Respondent lacks capacity to manage his/her estate or financial affairs; and that for these reasons it is necessary to appoint a Plenary Guardian of the Person and Estate of the Respondent. A limited guardianship will not provide sufficient protection for the Respondent's person or estate;
4. Petitioner is qualified to act as Guardian within the meaning of Section 11a-5 of the Probate Act;
5. That it is necessary for the protection of the Respondent that the Guardian have the authority to place the Respondent in a residential care facility; and
6. In order to protect the best interests of the Respondent, the above-named Guardian shall be appointed as set forth herein.

NOW, THEREFORE, IT IS HEREBY ORDERED AND ADJUDGED:

- A. That the Respondent is a person with a disability in need of the appointment of a plenary guardian of Respondent's Person and Estate;
- B. The Guardian has the authority to place the Respondent in a residential care facility;

C. That upon the filing of an oath and bond in the penal amount of \$ _____, Petitioner shall be appointed the Plenary Guardian of the Person and Estate of Respondent in conformity with the Probate Act;

D. Upon the filing of the oath and bond as required herein, the Clerk of this Court is authorized to issue Letters of Office to Petitioner as Plenary Guardian of the Person and Estate of Respondent, a person with a disability;

E. That the Guardian shall file an Inventory of the Respondent's Estate within 60 days of the date of this Order; and

F. That within one year of the date this Order is entered, the Guardian herein appointed shall complete Guardian Training and each shall file with the Court a Certificate of Completion as required by 755 ILCS 5/11a-12.

G. That the Guardian shall file the first annual report on Respondent and first annual accounting on or before _____, 20_____.

ENTERED this _____ day of _____, 20_____.

Judge