

STATE OF NORTH CAROLINA

File No.

In The General Court Of Justice
Superior Court Division
Before The Clerk

_____ County

IN THE MATTER OF

**PROVISIONAL ORDER ON PETITION TO
ACCEPT GUARDIANSHIP ON TRANSFER
FROM ANOTHER STATE**

G.S. 35B-31

Name And Current Address Of Adult Ward

Name And Address Of Petitioner

Name And Address Of Co-Petitioner (if applicable)

- This matter coming to be heard before the undersigned upon:
 - the Court's own motion,
 - request of the guardian,
 - request of the ward,
 - request of the following other person required to be notified of the petition: _____

and upon hearing and reviewing the evidence, the Court makes the following Findings of Fact:

- Based on matters of record and other competent evidence that satisfies the Court that the requirements of Chapter 35B have been met, the Court, without a hearing, makes the following Findings of Fact:

FINDINGS OF FACT

1. This Court has jurisdiction over this matter and the parties.
2. The ward was was not present.
3. The petitioner was was not present.
 The petitioner was represented by _____.
4. The co-petitioner was was not present.
 The co-petitioner was represented by _____.
5. Also present were:

_____.
6. The petitioner(s) indicated above petitioned the court to accept the proceeding on transfer from the state of _____ as a
 guardianship of the person.
 guardianship of the estate.
 general guardianship.
7. A certified copy of the other state's provisional order of transfer was was not included with the petition.
(NOTE TO CLERK: A provisional order granting a petition to accept the transfer of a guardianship should not be issued if a certified copy of the other state's provisional order of transfer is not included with the petition.)
8. As to the proposed transfer to the State of North Carolina:
 - a. An objection to the transfer has not been made.
 - b. An objection to the transfer has been made, but the objector has not established that the transfer would be contrary to the interests of the ward.
 - c. An objection to the transfer was made and the objector has established that the transfer would be contrary to the interests of the ward.
(NOTE TO CLERK: If Finding 8.c is checked, a provisional order granting a petition to accept the transfer of a guardianship should not be issued.)

(Over)

9. As to the petitioner's eligibility for appointment as guardian in the State of North Carolina:

a. The petitioner is eligible for appointment as a
 general guardian, guardian of the estate, or guardian of the person.

b. The petitioner is ineligible for appointment as a
 general guardian, guardian of the estate, or guardian of the person.

(NOTE TO CLERK: If Finding 9.b is checked, a provisional order granting a petition to accept the transfer of a guardianship should not be issued.)

10. (if applicable) As to the co-petitioner's eligibility for appointment as guardian in the State of North Carolina:

a. The co-petitioner is eligible for appointment as a
 general guardian, guardian of the estate, or guardian of the person.

b. The co-petitioner is ineligible for appointment as a
 general guardian, guardian of the estate, or guardian of the person.

(NOTE TO CLERK: If Finding 10.b is checked, a provisional order granting a petition to accept the transfer of a guardianship should not be issued.)

CONCLUSION

Based on the evidence presented and testimony given, the Court CONCLUDES that a provisional order granting the petition to accept transfer should should not issue.

ORDER

It is ORDERED that:

a provisional order is issued granting the petition to accept guardianship on transfer from the state listed above.

the petition is denied.

Date

Name (type or print)

Signature

Assistant CSC

Clerk Of Superior Court