

**STATE OF NORTH CAROLINA**

File No.

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

\_\_\_\_\_ County

**IN THE MATTER OF**

**ORDER ON MOTION FOR  
APPOINTMENT OF  
INTERIM GUARDIAN**

Name Of Respondent

Name Of Movant (if applicable)

Petitioner For Adjudication of Incompetence     Guardian Ad Litem

G.S. 35A-1114

**FINDINGS**

**I. On Movant's Motion For Appointment Of An Interim Guardian**

1. A hearing on the movant's Motion for the Appointment of an Interim Guardian was held on this day. From the evidence presented at the hearing, the Court makes the following specific findings of fact:  
*(Set forth facts which support conclusion that grounds for immediate intervention exist.)*

- 2. Based on these specific findings of fact, the Court concludes that there is reasonable cause to believe that the respondent is incompetent, and that:
  - a. the respondent is in a condition that constitutes or reasonably appears to constitute an imminent or foreseeable risk of harm to the respondent's physical well-being, and there is immediate need for a guardian to provide consent or take other steps to protect the respondent.
  - b. there is or reasonably appears to be an imminent or foreseeable risk of harm to the respondent's estate, and immediate intervention is required in order to protect the respondent's interest.
- 3. The Court does not find that grounds exist for the appointment of an interim guardian.

**II. On Clerk's Own Motion**

1. A hearing on a petition for adjudication of incompetence was held on this day and the Court on it's own motion considered the appointment of an interim guardian for the respondent. From the evidence presented at the hearing, the Court makes the following specific findings of fact:  
*(Set forth facts which support the determination that appointment of an interim guardian is in the best interests of the respondent.)*

(Over)

2. Based on these specific findings of fact, the Court concludes that there is reasonable cause to believe that the respondent is incompetent, and that:
- a. the respondent is in a condition that constitutes or reasonably appears to constitute an imminent or foreseeable risk of harm to the respondent's physical well-being, and there is immediate need for a guardian to provide consent or take other steps to protect the respondent.
  - b. there is or reasonably appears to be an imminent or foreseeable risk of harm to the respondent's estate, and immediate intervention is required in order to protect the respondent's interest.

**ORDER**

It is ORDERED that:

- 1. the person named below is appointed interim guardian of the  person  estate for the respondent.  
The interim guardian shall have the powers and duties specifically set forth below. These powers and duties shall extend only so long as is necessary to meet the condition necessitating this appointment. In any event, this interim guardianship shall terminate on the earliest of the following: the expiration date specified below, if any; 45 days from the date of this Order; when any guardian is appointed following an adjudication of incompetence; or when the petition in this case is dismissed by the Court.
- 2. the motion for the appointment of an interim guardian is denied.

<i>Name And Address Of Interim Guardian</i>	<i>Relationship To Respondent</i>
	<i>Telephone No.</i>

*Powers And Duties Of Interim Guardian*

<i>Date Of Order</i>	<i>Signature</i>
<i>Expiration Date</i>	<input type="checkbox"/> Assistant CSC <input type="checkbox"/> Clerk Of Superior Court

**NOTE TO CLERK:** Do not provide a certified copy of this Order to an interim guardian of the estate or general guardian unless and until sufficient bond is posted.

**ORDER EXTENDING INTERIM GUARDIANSHIP**

- For good cause shown, it is further ORDERED that the period of interim guardianship set forth in the above Order is extended for as long as continues to be necessary to meet the conditions necessitating this appointment. In any event, this interim guardianship shall terminate on the earliest of the following: the expiration date specified below, if any; 45 days from the date of this Order; when any guardian is appointed following an adjudication of incompetence; or when the petition in this case is dismissed by the Court.

<i>Date Of Order</i>	<i>Signature</i>
<i>Expiration Date</i>	<input type="checkbox"/> Assistant CSC <input type="checkbox"/> Clerk Of Superior Court

**CERTIFICATION**

I certify that this Order On Motion For Appointment Of Interim Guardian is a true and complete copy of the original on file in this case.

<i>Date</i>	<i>Name Of Clerk (type or print)</i>	<i>Signature</i>	<input type="checkbox"/> Deputy CSC <input type="checkbox"/> Assistant CSC <input type="checkbox"/> Clerk Of Superior Court
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**NOTE:** Pursuant to G.S. 35A-1114(e), a certified copy of this Order establishes that the above-named interim guardian has authority to act with respect to the powers and duties set forth above, during the period of interim guardianship.