

State of Minnesota

District Court  
Probate Division

County of \_\_\_\_\_

Judicial District: \_\_\_\_\_

Court File No. \_\_\_\_\_

Case Type: 14, Conservatorship

In Re:  Guardianship  
 Conservatorship of

**Notice of Hearing  
and Notice of Rights**

\_\_\_\_\_

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A petition has been filed requesting appointment of  \_\_\_\_\_ as Guardian of the person;  \_\_\_\_\_ as Conservator of the estate; of \_\_\_\_\_ (Respondent herein). A copy of the petition is attached. Appointment of a Guardian or Conservator is not evidence of incompetence.

Respondent's Rights and Obligations: The Respondent must be physically present at the hearing unless excused by the court. The Respondent has a right to attend the hearing, to be represented by an attorney, to oppose the petition and to present evidence. If the Respondent wishes to be represented by an attorney, the Respondent must either obtain one of Respondent's own choosing or if the Respondent has no funds to pay an attorney, the Respondent may call the Court to request an attorney at \_\_\_\_\_ (phone number) Monday through Friday, 8:00 a.m. to 4:30 P.M.

Petition for Guardian: If the petition is granted, the Respondent will be found unable to manage Respondent's personal affairs and the proposed Guardian or some other suitable and competent person or persons will be appointed Guardian. Several of the Respondent's rights will be given to the Guardian, including the right to make health care decisions for the Respondent, determine where the Respondent shall live, and if no conservator is appointed, to make contracts for the Respondent.

Petition for Conservator: If the petition is granted, the Respondent will be found unable to manage Respondent's financial affairs and the proposed Conservator or some other suitable and competent person or persons will be appointed Conservator. Several of the Respondent's rights will be given to the Conservator, including the right to manage and control money and other property, and to make contracts for Respondent.

YOU ARE HEREBY NOTIFIED that a hearing on the petition will be held at \_\_\_\_\_ o'clock m. on \_\_\_\_\_ at \_\_\_\_\_.

Dated:

\_\_\_\_\_  
Court Administrator

By: \_\_\_\_\_

**This Notice must be personally served on the Respondent with a copy of the petition by the Court Visitor at least fourteen days prior to the hearing; and this Notice must also be served on all interested persons as defined in M.S. § 524.5-102, subd. 7 by mail postmarked not less than fourteen days prior to the hearing.**

Court File No. \_\_\_\_\_

STATE OF MINNESOTA            )  
  ) SS  
COUNTY OF \_\_\_\_\_ )

**AFFIDAVIT OF SERVICE**

\_\_\_\_\_ being first duly sworn/affirmed says that  
on \_\_\_\_\_, 2003 the undersigned court visitor and affiant served the foregoing  
Notice of Hearing and Notice of Rights upon \_\_\_\_\_  
by handing to and leaving a true and correct copy of this Notice with the Respondent, and  
displaying the signature of the court on the original Notice to Respondent.

\_\_\_\_\_  
Affiant

Sworn/affirmed before me on  
\_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Notary Public \ Deputy Court Administrator

State of Minnesota

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Conservatorship of

**Waiver of Right to Court Appointed  
Attorney**

\_\_\_\_\_  
\_\_\_\_\_

I have been notified of my right to be represented by an attorney at the hearing on the petition requesting the appointment of  a Guardian or  Conservator, and I hereby waive my right for a Court appointed attorney.

I understand that the court can appoint an attorney for me and that the attorney fee will be paid by the County but I do not want to be represented by an attorney.

Dated: \_\_\_\_\_, 20\_\_\_\_\_

\_\_\_\_\_  
Signed

**Court Visitor Certification:** I read this notice and waiver of right to attorney to the proposed ward / protected person and explained this notice to such person. I believe the proposed ward / protected person has made a knowing and informed waiver of the right to an attorney.

\_\_\_\_\_  
Court Visitor Date