

**Order Appointing Limited Guardian  
of a Person with a Disability** (1/4/23) CCP 0207 A

**IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT, PROBATE DIVISION**

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

Estate of \_\_\_\_\_

A Person with a Disability.

**ORDER APPOINTING LIMITED GUARDIAN  
OF A PERSON WITH A DISABILITY**

On the Petition of \_\_\_\_\_ for the appointment of  
(printed name of the Petitioner)

\_\_\_\_\_ as Limited Guardian of  
(printed name of proposed Limited Guardian)

the person of \_\_\_\_\_ (the "Respondent")  
(printed name of the Person with a Disability)

and \_\_\_\_\_ as Limited Guardian  
(printed name of proposed Limited Guardian)

of the estate of the Respondent, the Court finds that:

1. The proposed Limited Guardian of the Person is:

a. An individual

i. Information on Residency

1. who is a resident of Illinois

2. who is a nonresident of Illinois and has complied with §1-11 of the Probate Act of 1975 ("Probate Act") [755 ILCS 5/1-11] by filing with the Court a Designation of Resident Agent to accept service of process, notice or demand required by law to be served upon the Guardian

and

ii. Information on Criminal Background

1. who has not been convicted of a felony

2. who has been convicted of a felony, but the conviction shall not prevent the appointment because:

a. The appointment is in the Respondent's best interests, after considering the nature and date of the offense and the evidence of the proposed Guardian's rehabilitation, and

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**Order Appointing Limited Guardian  
of a Person with a Disability**

**(1/4/23) CCP 0207 B**

- and
- b. The offense is not one which, under §11a-5(a)(5) of the Probate Act [755 ILCS 5/11a-5(a)(5)], would prohibit the appointment
- and
- iii. who is qualified to act as Limited Guardian under §11a-5(a) of the Probate Act [755 ILCS 5/11a-5(a)].
- b. a public agency or not for profit corporation and is not directly providing residential services to the ward and is qualified to act as Limited Guardian under §11a-5(b) of the Probate Act [755 ILCS 5/11a-(b)].
  - c. a corporation qualified to accept and execute trusts in Illinois and is qualified to act as Limited Guardian under §11a-5(c) of the Probate Act [755 ILCS 5/11a-(c)].
  - d. the State Guardian, and the appointment of the State Guardian is appropriate and required because there is no individual suitable and willing to accept the Guardianship appointment.
  - e. the Cook County Public Guardian who is qualified to act under §13-5 of the Probate Act [755 ILCS 5/13-5].
2. The proposed Limited Guardian of the estate is:
- a. An individual
    - i. Information on Residency
      - 1. who is a resident of Illinois
      - 2. who is a nonresident of Illinois and has complied with §1-11 of the Probate Act of 1975 (“Probate Act”) [755 ILCS 5/1-11] by filing with the Court a Designation of Resident Agent to accept service of process, notice or demand required by law to be served upon the Guardian
    - ii. Information on Criminal Background
      - 1. who has not been convicted of a felony
      - 2. who has been convicted of a felony, but the conviction shall not prevent the appointment because:
        - a. The appointment is in the Respondent’s best interests, after considering the nature and date of the offense and the evidence of the proposed Guardian’s rehabilitation, and
        - b. The offense is not one which, under §11a-5(a)(5) of the Probate Act [755 ILCS 5/11a-5(a)(5)], would prohibit the appointment
- and
- iii. who is qualified to act as Limited Guardian under §11a-5(a) of the Probate Act [755 ILCS 5/11a-5(a)].

- b. a public agency or not for profit corporation and is not directly providing residential services to the ward and is qualified to act as Limited Guardian under §11a-5(b) of the Probate Act [755 ILCS 5/11a-(b)].
  - c. a corporation qualified to accept and execute trusts in Illinois and is qualified to act as Guardian under §11a-5(c) of the Probate Act [755 ILCS 5/11a-(c)].
  - d. the State Guardian, and the appointment of the State Guardian is appropriate and required because there is no individual suitable and willing to accept the Guardianship appointment.
  - e. the Cook County Public Guardian who is qualified to act under §13-5 of the Probate Act [755 ILCS 5/13-5].
3. The Court has jurisdiction to appoint a Limited Guardian under §§203-204 of the Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act (“UAGPPJA”) [755 ILCS 8/203-204] because:
- a. Illinois is the Respondent’s “home state” as defined in §201(a)(2) of the UAGPPJA.
  - b. \_\_\_\_\_ is the Respondent’s “home state”, but Illinois is a “significant-connection state” as defined in §201(a)(3) of the UAGPPJA, and one of the additional requirements specified in §203(2)(A)-(B) of the UAGPPJA applies.
  - c. Illinois is not the Respondent’s “home state” or a “significant-connection state” as defined in §201(a)(2)-(3) of the UAGPPJA but the “home state” and “significant-connection state” have declined to exercise jurisdiction because Illinois is the most appropriate forum.
  - d. Illinois is not the Respondent’s “home state” or a “significant-connection state” as defined in §201(a)(2)-(3) of the UAGPPJA, but the circumstances involved constitute an “emergency” as defined in §201(a)(1) of the UAGPPJA, and, as a result, the Court has “special jurisdiction” under §204(a) of the UAGPPJA.
4. In accordance with §11a-3 and §11a-12 of the Probate Act, by clear and convincing evidence, the Respondent is a person with a disability and:
- a. lacks sufficient understanding or capacity to make or communicate responsible decisions concerning the care of his or her person;
  - b. lacks some but not all ability to manage his or her estate or financial affairs.
5. Limited Guardianship will provide sufficient protection for the Respondent.
6. The appointment of a Guardian *ad litem* WAS WAS NOT necessary for the protection of the Respondent or to make a reasonably informed decision on the Petition.

- 7. (a) The Respondent was present at the hearing;
- (b) The Respondent's presence at the hearing was excused for the reason that the record shows that the Respondent refuses to be present will suffer harm if required to attend.

8. The legal disabilities to which the Respondent is subject are as follows:

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9. The appointment of separate Guardian(s) of the person and Guardian(s) of the estate is in the best interests of the Respondent.

10. The factual basis for the above findings of the Court is as follows:

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**IT IS ORDERED that:**

- A. \_\_\_\_\_ be appointed as Limited  
(printed name of the proposed Limited Guardian)  
Guardian of the estate estate and person of the Respondent.
- B. \_\_\_\_\_ be appointed as Limited  
(printed name of the proposed Limited Guardian)  
Guardian of the person of the Respondent.
- C. Letters of Limited Guardianship shall issue in accordance with the provisions of this Order.

**Order Appointing Limited Guardian  
of a Person with a Disability**

**(1/4/23) CCP 0207 E**

D. In the case of the Limited Guardianship of the **estate**, the authority specifically reserved to the Respondent be as follows:

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E. In the case of Limited Guardianship of the **person**, the authority specifically conferred upon the Limited Guardian of the person be as follows:

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F. The bond:  
i. of the Limited Guardian of the **estate** and surety therein, be approved.  
ii. of the Limited Guardian of the **person** be approved.

G. The Limited Guardian of the **estate** shall appear and present:  
i. an Inventory as required by §14-1 of the Probate Act and in the form prescribed by Cook Co. Cir. Ct. R. 12.9 (Sept. 3, 1996) and a proposed budget on \_\_\_\_\_ at \_\_\_\_\_ AM PM **(not more than 60 days after the date of this Order)**.  
ii. a verified Account as required by §24-11(a) of the Probate Act and in the form prescribed by Cook Co. Cir. Ct. R. 12.13 (Sept. 3, 1996) on \_\_\_\_\_ at \_\_\_\_\_ AM PM **(not more than 13 months after the date of this Order)**.

H. The Limited Guardian of the **person** shall file or mail an Annual Report as required by §11a-17(b) of the Probate Act, and annually thereafter, or shall appear before the Court on \_\_\_\_\_ at \_\_\_\_\_ AM PM **(not more than 13 months after the date of this Order)**.

**Order Appointing Limited Guardian  
of a Person with a Disability**

**(1/4/23) CCP 0207 F**

- I. The Limited Guardian of the **person**:
- i. shall complete the training program as provided in Section 33.5 of the Guardianship and Advocacy Act (“GAA”) [20 ILCS 3955/33.5] and file with the Court a certificate of completion one year from the date of issuance of the Letters of Limited Guardianship or shall appear before the Court on \_\_\_\_\_ at \_\_\_\_\_ AM PM (**insert same 13-month Annual Report date as above**). The training program can be found at [www.gac.illinois.gov/osg/guardianship-training.html](http://www.gac.illinois.gov/osg/guardianship-training.html) and the Illinois Guardianship and Advocacy Commission can be contacted for further information by calling (866) 274-8023;
  - ii. is exempt from the training requirement set forth in §33.5 of the GAA, based upon §11a-12(e) of the Probate Act, as an employee of the Office of the State Guardian, a public guardian, an attorney currently authorized to practice law, a corporate fiduciary, or a person certified by the Center for Guardianship Certification;
  - iii. is exempt from the training requirement set forth in §33.5 of the GAA, based upon good cause shown.

J. The Clerk of the Circuit Court shall mail CCP-0214 to the Respondent at the address set forth below informing the Respondent of the Respondent’s rights under §11a-19 and §11a-20 of the Probate Act:

i. Full Name of Respondent: \_\_\_\_\_  
Last Name First Name Middle Name

ii. Street Address: \_\_\_\_\_

iii. City/State/Zip: \_\_\_\_\_

K. The Clerk of the Circuit Court of Cook County shall immediately notify the Department of State Police, Firearm Owner’s Identification Department (FOID), and forward a copy of this Court Order to the Department of State Police, Firearm Services Bureau, 801 S. 7th Street, Springfield, IL 62703, in accordance with §11a-24 of the Probate Act.

i. Full Name of Person with a Disability: \_\_\_\_\_  
Last Name First Name Middle Name

ii. Gender: \_\_\_\_\_

iii. Date of Birth: \_\_\_\_\_

iv. (4826) FOID: \_\_\_\_\_

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**Order Appointing Limited Guardian  
of a Person with a Disability**

**(1/4/23) CCP 0207 G**

L. The Clerk of the Circuit Court of Cook County shall immediately notify the Secretary of State, Driver Services Department, and forward a copy of this Court Order to the Secretary of State, Driver Services Department; 2701 S. Dirksen Pkwy, Springfield, IL 62723 in accordance with §11a-25 of the Probate Act.

i. Driver's License No. of Person with a Disability: \_\_\_\_\_

ii. Address of Guardian of the person: \_\_\_\_\_

iii. Address of Guardian of the estate: \_\_\_\_\_

M. i. The Guardian *ad litem* is hereby discharged and granted leave to file a fee petition.  
ii. The Guardian *ad litem's* appointment is hereby extended for a specific purpose (see separate Order Appointing or Extending Guardian *Ad Litem* For Specific Purpose, CCP 0215).

Atty. No.: \_\_\_\_\_

Atty Name: \_\_\_\_\_ ENTERED:

Atty. Firm: \_\_\_\_\_ Dated: \_\_\_\_\_

Atty. for: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_

\_\_\_\_\_  
Judge

\_\_\_\_\_  
Judge's No.

State: \_\_\_\_\_ Zip: \_\_\_\_\_

Telephone: \_\_\_\_\_

Primary Email: \_\_\_\_\_