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

File No. _____

Estate of

_____

A Person with a Disability.

ORDER APPOINTING PLENARY GUARDIAN OF A PERSON WITH A DISABILITY

On the Petition of _____ for the appointment of
(printed name of the Petitioner)

_____ as Guardian of
(printed name of proposed Guardian)

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

and _____ as Guardian of the estate of the Respondent,
(printed name of proposed Guardian)

the Court finds that:

1. The proposed 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

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 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 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].

2. The proposed 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

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

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 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 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 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. ☐ totally lacks sufficient understanding or capacity to make or communicate responsible decisions concerning the care of his or her person;
   b. ☐ is totally unable to manage his or her estate or financial affairs.

5. Limited Guardianship will not 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 appointment of separate Guardian(s) of the person and Guardian(s) of the estate is in the best interests of the Respondent.
9. The factual basis for the above findings of the Court is as follows:

_____

_____

_____

_____ .

IT IS ORDERED that:

A. ☐ _____ be appointed as Plenary
(printed name of the proposed Guardian)
Guardian of the ○ estate ○ estate and person of the Respondent.

B. ☐ _____ be appointed as Plenary
(printed name of the proposed Guardian)
Guardian of the person of the Respondent.

C. ☐ Letters of Plenary Guardianship shall issue in accordance with the provisions of this Order.

D. ☐ The bond:
i. of the Plenary Guardian of the **estate** and surety therein, be approved.
ii. of the Plenary Guardian of the **person** be approved.

E. ☐ The Plenary 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).**

F. ☐ The Plenary 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).**

G. ☐ The Plenary Guardian of the **person** and/or Plenary Guardian of the **estate**:

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 Plenary 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 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.

H. 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: _____

I. 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: _____

J. 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: _____

K. ☐ 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: _____

Atty. Firm: _____

Atty. for: _____

Address: _____

City: _____

State: ____ Zip: _____

Telephone: _____

Primary Email: _____

ENTERED:

Dated: _____

/s/ _____
Judge Judge's No.