

# INSTRUCTIONS FOR APPOINTMENT OF GUARDIAN OF A MINOR (MINOR'S PERSON ONLY, ESTATE ONLY OR PERSON & ESTATE)

These instructions are intended as a guideline only and should not be relied upon as a comprehensive list of duties in a guardianship.

A guardianship over a minor's person will only be granted if the Court finds the minor's parents are unsuitable.

You cannot file an application for guardianship over a minor's person if the minor's parents are divorced or if there has ever been a custody order from Juvenile Court. You must contact either the Domestic Relations Court or Juvenile Court under these circumstances.

A person can apply to be Guardian of the Estate or Guardian of the Person & Estate of a minor when the proposed minor ward has obtained more than \$25,000 in assets.

When a Guardianship of the Estate of a Minor or a Guardianship of the Person & Estate of a Minor is established there must be joint control of those monies between the guardian and an attorney, unless the monies of the guardianship are placed in a custodial depository.

A filing fee of \$101.00 (person only) or \$125.00 (person & estate or estate only) deposit is required at the time of filing. Please confirm the amount with the Cashier since filing fees may have changed subsequent to the publication of this instruction sheet. **This fee must be paid in cash, money order, certified check, MasterCard, Discover, or American Express. No personal checks will be accepted.**

If the establishment of a guardianship is required to settle a minor's claim when the gross estate is over \$25,000 the filing fee is an additional \$20.00.

The forms may be obtained from the Issue Desk on the 9<sup>th</sup> floor of the Probate Court, 230 East 9<sup>th</sup> Street, Cincinnati, Ohio or by downloading the forms from the web site.

## PROCEDURAL STEPS

## WHEN TO FILE

PROCEDURAL STEPS	WHEN TO FILE
<b>STEP 1: COMPLETE THE FOLLOWING FORMS FOR THE INITIAL FILING</b>	
Application for Appointment of Guardian of Minor (16.0) - Complete information	At the time of initial filing
Next of Kin of Proposed Ward (15.0) - List all <i>next of kin</i> (those people who are closest blood relatives) of the proposed ward. - Be sure to specify <i>complete</i> addresses of all those listed.	At the time of initial filing
Judgment Entry Setting Hearing on Application for Appointment (15.01) - Fill in the name of the proposed ward only, the magistrate will fill in hearing date & time and sign & date the form.	At the time of initial filing

<p>Waiver of Notice and Consent (15.1)</p> <ul style="list-style-type: none"> <li>- If possible, have all next of kin execute form.</li> <li>- If unable to obtain all waivers, certified mail service must be completed on those that did not sign waivers (See form 16.4)</li> </ul>	<p>At the time of initial filing if signed by next of kin</p>
<p>Fiduciary's Acceptance (H.C. 15.2)</p> <ul style="list-style-type: none"> <li>- Complete name of minor, sign and date.</li> </ul> <p><b>Note: The Court will hold applicant responsible for the duties described on this form.</b></p>	<p>At the time of initial filing</p>
<p>Authorization to Release Confidential Information (H.C. 15.11)</p> <ul style="list-style-type: none"> <li>- Complete form, sign in presence of a witness, and have witness sign.</li> </ul>	<p>At the time of initial filing</p>
<p>Affidavit (H.C. 16.1)</p> <ul style="list-style-type: none"> <li>- This is necessary for all minor guardianships.</li> <li>- Complete form.</li> <li>- If there have been <b>any</b> proceedings in Domestic Relations, Juvenile, or Probate Court they <b>must</b> be disclosed.</li> <li>- Have form notarized.</li> </ul>	<p>At the time of initial filing</p>
<p>Selection of Guardian by Minor Over Fourteen Years of Age (16.2)</p> <ul style="list-style-type: none"> <li>- A minor over the age of fourteen (14) has the right to select a guardian in writing.</li> </ul>	<p>At the time of initial filing</p>
<p>Notice of Hearing for Appointment of Guardian of Minor (H.C. 16.3)</p> <ul style="list-style-type: none"> <li>- Notice must be served on all minor potential wards who are 14 years of age or older.</li> <li>- Complete necessary information.</li> <li>- The Court will fill in the hearing date &amp; time and sign &amp; date the form.</li> <li>- A copy of the completed notice must be <b>personally</b> served upon the ward at least 8 days prior to the hearing.</li> <li>- Affidavit of service shall be made on the back of the form.</li> </ul>	<p>At the time of initial filing The clerk will return the form to the applicant. The applicant will <b>personally</b> serve a <b>copy</b> of the form on the minor and return the original form to the magistrate on the day of the hearing.</p>
<p>Notice of Hearing on Application for Appointment (16.4)</p> <ul style="list-style-type: none"> <li>- All next of kin who have not waived notice must receive certified mail notice of the hearing on the application for appointment.</li> <li>- Present certified mail return (green card) from each individual who did not waive notice to the magistrate assigned to your case.</li> <li>- Affidavit of service shall be made on the back of the form.</li> </ul>	<p>At the time of initial filing The clerk will return the form to the applicant. The applicant will serve a <b>copy</b> of the form by certified mail on the next of kin. The original form will be presented to the magistrate on the day of the hearing.</p>

<p><b>THE NEXT GROUP OF FORMS IS NOT NEEDED AT THE INITIAL FILING.</b></p>	
<p>Guardian’s Bond (15.3)</p> <ul style="list-style-type: none"> <li>- When applying for a Guardianship of the Estate of a minor, the applicant is required to execute a bond when the minor’s total personal property value is more than \$25,000.</li> <li>- Applicant must execute and date form.</li> <li>- <b>Bond must be executed by a surety company in front of the court personnel.</b></li> <li>- The bond shall be twice the value of the minor’s personal property.</li> </ul>	<p>Once signed by the applicant, the bond form needs to be left with the Court in order for the agent of the surety company to execute the bond in the presence of the clerk.</p> <p>May be left with the Court anytime prior to the hearing.</p>
<p>Oath of Guardian (15.9)</p> <ul style="list-style-type: none"> <li>- Complete form, but do not sign. Oath must be executed in front of a magistrate.</li> </ul>	<p>Preferably at the time of initial filing, if not, day of hearing.</p>
<p>Letters of Guardianship (15.4)</p> <ul style="list-style-type: none"> <li>- Complete form.</li> <li>- The court clerk will sign and date.</li> </ul>	<p>Preferably at the time of initial filing, if not, day of hearing.</p>
<p>Statement of Counsel and Guardian – Custody of Funds (H.C. 115.20)</p> <ul style="list-style-type: none"> <li>- Complete form.</li> <li>- Both attorney and applicant must sign.</li> <li>- Filed only when guardianship includes Estate, a bond is presented and the assets are not being placed in the Deposit in Lieu Program.</li> </ul>	<p>Preferably at the time of initial filing, if not, day of hearing, if needed.</p>
<p>Entry Appointing Co-Signer for Estate Funds (H.C. 115.21)</p> <ul style="list-style-type: none"> <li>- Complete form.</li> <li>- Magistrate will approve day of hearing; if guardianship is granted.</li> </ul>	<p>Preferably at the time of initial filing, if not, day of hearing, if needed.</p>
<p>Judgment Entry – Appointment of Guardian of Minor (H.C. 16.5)</p> <ul style="list-style-type: none"> <li>- Complete form.</li> <li>- The court will execute if the guardianship is granted.</li> </ul>	<p>Preferably at the time of initial filing, if not, day of hearing.</p>
<p>Application for Release of Funds to Custodial Depository in Lieu of Bond (H.C.204.05)</p> <ul style="list-style-type: none"> <li>- Complete form.</li> <li>- Filed when there is not an attorney and applicant does not want to obtain one.</li> <li>- Filed to dispense with requirement of joint control with an attorney, posting of a bond and filing of yearly accounts.</li> </ul>	<p>Normally the day of the hearing</p>
<p>Entry Releasing Funds to Custodial Depository in Lieu of Bond (H.C. 204.06)</p>	<p>Normally the day of the hearing</p>

<ul style="list-style-type: none"> <li>- Complete form.</li> <li>- Make sure you have obtained an account number from the bank.</li> </ul>	
<p>Verification of Receipt and Deposit of Custodial Depository (H.C. 204.07)</p> <ul style="list-style-type: none"> <li>- A bank clerk completes form once the funds are in the account.</li> <li>- Normally the bank sends the form to the court.</li> </ul>	Filed by the bank, normally within 30 days from filing of Entry Releasing Funds to Custodial Depository
<p>Guardian's Inventory (15.5)</p> <ul style="list-style-type: none"> <li>- If the guardianship is for the Estate or Person &amp; Estate, the guardian must file an Inventory specifically listing the assets of the minor and the value of those assets.</li> </ul>	3 months from date of appointment
<p>Application and Order Authorizing Release of Funds (15.6)</p> <ul style="list-style-type: none"> <li>- To obtain the right for the guardian to release funds, complete form.</li> <li>- Specifically list the name of the financial institution, the type of account and the account number.</li> </ul>	Anytime after the appointment has been granted
<p>Application and Order Authorizing Expenditure of Funds (15.7)</p> <ul style="list-style-type: none"> <li>- All expenditures made by the guardian have to be approved by the court if a Guardianship of the Estate is established.</li> <li>- Complete form</li> <li>- List who is to be paid, purpose of the expenditure, and amount of expenditure.</li> </ul>	Anytime after the <b>Guardian's Inventory</b> has been filed
<p>Guardian's Account (H.C. 15.8) (<b>Custodial depository is not utilized</b>)</p> <ul style="list-style-type: none"> <li>- From the date of their appointment, the Guardian of the Estate is responsible for filing of an annual account.</li> <li>- Specifically list the assets of the ward that were listed on the Inventory (15.5) plus all income and disbursements.</li> </ul>	Every year from date of appointment.
<p>Bank Certificates (15.81)</p> <ul style="list-style-type: none"> <li>- Have an employee of each bank where Guardianship funds are deposited complete form.</li> <li>- Guardian must sign.</li> <li>- Attach this form (15.81) to the Guardian's Account (15.8).</li> </ul>	
<p>Entry Setting Hearing on Account (H.C. 213.8)</p> <ul style="list-style-type: none"> <li>- Fill in the name of the ward only, the Court will fill in hearing date &amp; time and sign &amp; date the form.</li> </ul>	
<p>Notice of Hearing on Account (H.C. 13.5)</p> <ul style="list-style-type: none"> <li>- When filing a <i>final</i> account, the guardian shall serve certified</li> </ul>	

<p>mail notice to the ward if the ward has reached majority or to the next of kin of the ward if the ward is under 18, unless waivers (13.7) are obtained.</p> <ul style="list-style-type: none"> <li>- See Local Rule 64.1 (D).</li> </ul>	
<p>Waiver of Notice of Hearing on Account (H.C. 13.7)</p> <ul style="list-style-type: none"> <li>- If possible have the ward execute the form if ward has reached majority or the next of kin if the ward is under 18 years old.</li> </ul>	
<p>Entry Approving and Settling Account (H.C. 13.3)</p> <ul style="list-style-type: none"> <li>- Complete form.</li> <li>- Present to an account clerk for further processing.</li> </ul>	
<p><b>STEP 2: ASSIGNING OF MAGISTRATE, REVIEWING OF FORMS, AND SETTING HEARING DATE.</b></p>	
<p>When all forms have been completed, present them to the magistrate's assistant at the information desk on the 9<sup>th</sup> Floor of Probate Court for a magistrate to be assigned. All forms are then taken to the available magistrate for review and setting of hearing date is set usually within 3 weeks. If you are unable to obtain waivers from the next of kin, the hearing date may be extended for the certified mail service to be completed.</p>	
<p><b>STEP 3: FILING OF FORMS WITH CASHIER</b></p>	
<p>All forms are taken to the cashier who will assign a case number. At this time, the cashier will require the payment of the filing fee of <b>\$101 or \$125</b> depending on whether you are applying for guardian of the person or estate.</p> <p>The cashier will stamp the case number on all the papers plus one set of copies, if provided, and clock in the original forms that can be docketed that day.</p> <p>After clocking in the forms, the cashier will place the forms in a file folder and give it to you to take to the Issue Desk.</p> <p>The clerk at the Issue Desk will return to you any notices that you are to serve.</p>	
<p><b>STEP 4: SERVICE OF NOTICE OF HEARING</b></p>	
<p>The Notice of Hearing for Appointment of Guardian of Minor (16.3) must be <b>personally</b> served on any minor age 14 or older at least eight days prior to the hearing date.</p> <p>The clerk at the Issue Desk will make you a copy to serve.</p> <p>If you know you are unable to obtain waivers from the next of kin you need to have copies made of the Notice of Hearing on Application for Appointment (16.4) and send them Certified Mail, Return Receipt Requested showing date of delivery.</p>	

<b>STEP 5: THE HEARING – WHAT TO EXPECT</b>	
<b>Uncontested Hearing – Person only</b>	
<p>At the date and time of the hearing, you (and your attorney, if attorney is obtained) should report to the 9<sup>th</sup> Floor of the Probate Court to the assigned magistrate. (The magistrate will already have the file with the forms you initially filed.)</p> <p>If you had to obtain waivers or serve notices of the hearing you will give them to the magistrate.</p> <p>The Magistrate will conduct the hearing, and if the magistrate finds a guardian should be appointed, a Decision of Magistrate and Entry Appointing Guardian will be completed.</p> <p>The magistrate will escort you to the Issue Desk and have the Letters of Guardianship issued.</p>	
<b>Uncontested Hearing – Person and Estate or Estate Only</b>	
<p>At the date and time of the hearing, you (and your attorney, if attorney is obtained) should report to the 9<sup>th</sup> Floor of the Probate Court to the assigned magistrate. (The magistrate will already have the file with the forms you initially filed.)</p> <p>If you had to obtain waivers or serve notices of the hearing you will give them to the magistrate.</p> <p>The magistrate will conduct the hearing, and if the magistrate finds a guardian should be appointed, a Decision of Magistrate and Entry Appointing Guardian will be completed.</p> <p>The magistrate will escort you to the Issue Desk and have the Letters of Guardianship issued if:</p> <ul style="list-style-type: none"> <li>- Service on next of kin has been completed.</li> <li>- Bond has been executed by surety.</li> <li>- If presenting a bond, the Statement of Joint Control and Entry Appointing Co-Signer is also filed.</li> <li>- If not posting bond, need Application and Entry for Custodial Depository (with account number) unless Guardian of the Estate is a bank.</li> </ul>	
<b>Contested Hearing</b>	
<p>An adversarial-type hearing will be held if anyone opposes the establishment of the guardianship.</p> <p>The magistrate may decide the issue at the hearing or issue a written decision after the hearing.</p>	

**PROBATE COURT OF HAMILTON COUNTY, OHIO  
JAMES CISSELL, JUDGE**

**GUARDIANSHIP OF** \_\_\_\_\_

**CASE NO.** \_\_\_\_\_

**APPLICATION FOR APPOINTMENT OF GUARDIAN OF MINOR  
(R.C. 2111.03(C))**

Applicant, a resident of \_\_\_\_\_ County, Ohio, hereby applies for the appointment of (himself)(herself) or some suitable person as guardian of the following minor and represents that the applicant is not an administrator, executor, or other fiduciary of an estate wherein the minor is interested.

Name of Minor	Age	Date of Birth	Residence or Legal Settlement
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Applicant's relationship to minor is: \_\_\_\_\_

Attached is a list of the next of kin of the minor. (Form 15.0)

A guardian is necessary because (R.C. 2111.06), \_\_\_\_\_

**THE TYPE OF GUARDIANSHIP APPLIED FOR IS**

\_\_\_\_\_ Non-limited \_\_\_\_\_ Limited \_\_\_\_\_ Person and Estate  
\_\_\_\_\_ Estate Only \_\_\_\_\_ Person Only

**IF THE APPLICATION IS FOR LIMITED GUARDIANSHIP,**

The length (time period) of the guardianship requested is:

\_\_\_\_\_ Indefinite \_\_\_\_\_ Definite to \_\_\_\_\_, \_\_\_\_\_.

The limited powers requested are: \_\_\_\_\_

Applicant attaches affidavit pursuant to R.C. 3109.27.

Applicant represents that grounds exist for the Court to exercise its jurisdiction. (Applies to guardianship of person only. R.C. 3109.22).

The Applicant has (not) been charged with or convicted of a crime involving theft, physical violence, or sexual, alcohol or substance abuse except as follows (if applicable, state date and place of each charge or each conviction).

**CASE NO.** \_\_\_\_\_

The whole estate of said minor is estimated as follows:

Personal property.....	\$	_____
Real estate .....	\$	_____
Annual rents .....	\$	_____
Other annual income .....	Total \$	_____

Applicant offers the attached bond in the amount of \$\_\_\_\_\_

I hereby certify that all the information and statements contained in this application and attached exhibits are correct to the best of my knowledge and belief.

\_\_\_\_\_  
Attorney for Applicant

\_\_\_\_\_  
Applicant

\_\_\_\_\_  
Typed or printed name

\_\_\_\_\_  
Typed or printed name

\_\_\_\_\_  
Street

\_\_\_\_\_  
Street

\_\_\_\_\_  
City State Zip

\_\_\_\_\_  
City State Zip

\_\_\_\_\_  
Phone number (include area code)

\_\_\_\_\_  
Phone number (include area code)

\_\_\_\_\_  
Supreme Court Registration Number

**PROBATE COURT OF HAMILTON COUNTY, OHIO  
JAMES CISSELL, JUDGE**

**GUARDIANSHIP OF** \_\_\_\_\_

**CASE NO.** \_\_\_\_\_

**NEXT OF KIN OF PROPOSED WARD  
(R.C. 2111.04)**

(NOTE : Specify age and birthdate of each minor under 16 on the line containing the minor's name. List the name and address of the minor's parent, guardian or custodian on the name and address lines following the minor's address.)

Service Waived	Relationship	Birthdate Of Minor
1. <input type="checkbox"/> Name _____	_____	_____
Address _____		Zip _____
2. <input type="checkbox"/> Name _____	_____	_____
Address _____		Zip _____
3. <input type="checkbox"/> Name _____	_____	_____
Address _____		Zip _____
4. <input type="checkbox"/> Name _____	_____	_____
Address _____		Zip _____
5. <input type="checkbox"/> Name _____	_____	_____
Address _____		Zip _____
6. <input type="checkbox"/> Name _____	_____	_____
Address _____		Zip _____
7. <input type="checkbox"/> Name _____	_____	_____
Address _____		Zip _____
8. <input type="checkbox"/> Name _____	_____	_____
Address _____		Zip _____
9. <input type="checkbox"/> Name _____	_____	_____
Address _____		Zip _____
10. <input type="checkbox"/> Name _____	_____	_____
Address _____		Zip _____

\_\_\_\_\_ Date

\_\_\_\_\_ Applicant

**PROBATE COURT OF HAMILTON COUNTY, OHIO  
JAMES CISSELL, JUDGE**

GUARDIANSHIP OF \_\_\_\_\_

CASE NO. \_\_\_\_\_

**JUDGMENT ENTRY  
SETTING HEARING ON APPLICATION FOR APPOINTMENT  
OF GUARDIAN**

This day \_\_\_\_\_ appeared in open Court, and filed an application for the appointment of (limited) guardian of the (person and estate) of \_\_\_\_\_ It is ordered that the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ at \_\_\_\_\_ o'clock \_\_\_\_ M., be and is hereby fixed as the time of hearing said application before this Court. It is further ordered that written notice be served personally upon minors over fourteen years of age and in the manner as is provided by law upon all others entitled to receive the same.

\_\_\_\_\_  
Date

\_\_\_\_\_  
James Cissell, Probate Judge

**PROBATE COURT OF HAMILTON COUNTY, OHIO  
JAMES CISSELL, JUDGE**

**GUARDIANSHIP OF** \_\_\_\_\_

**CASE NO.** \_\_\_\_\_

**WAIVER OF NOTICE AND CONSENT**

We, the undersigned, do each of us hereby waive the issuing and service of notice, and voluntarily enter our appearance herein.

We do hereby consent to the appointment of \_\_\_\_\_  
or some suitable person as guardian of \_\_\_\_\_

\_\_\_\_\_


**PROBATE COURT OF HAMILTON COUNTY, OHIO  
JAMES CISSELL, JUDGE**

IN THE MATTER OF \_\_\_\_\_, MINOR

CASE NO. \_\_\_\_\_

**AFFIDAVIT FOR UNKNOWN ADDRESS OF A PARENT**

STATE OF OHIO, COUNTY OF HAMILTON, SS.

The undersigned, being first duly cautioned and sworn, deposes and says that the address of \_\_\_\_\_ is unknown and cannot be ascertained with reasonable diligence and that \_\_\_\_\_ is free from disability other than minority.

Affiant has attempted to locate \_\_\_\_\_ **[check whichever applies]:**

- Mailed correspondence to the last known address that was returned undeliverable.
- Personally went to the last known address and verified that he/she no longer lived at said address.
- Contacted relative(s).
- Contacted friend(s).
- Contacted current employer or last employer.
- Contacted his/her doctor's or dentist's office.
- Contacted CSEA (Child Support Enforcement Agency)
- Other \_\_\_\_\_

\_\_\_\_\_  
Affiant

Sworn to before me and in my presence this \_\_\_\_ day of \_\_\_\_\_.

\_\_\_\_\_  
Notary Public

**PROBATE COURT OF HAMILTON COUNTY, OHIO  
JAMES CISSELL, JUDGE**

**GUARDIANSHIP OF** \_\_\_\_\_

**CASE NO.** \_\_\_\_\_

**FIDUCIARY'S ACCEPTANCE  
GUARDIAN  
(R.C. 2111.14)**

I, the undersigned, hereby accept the duties which are required of me by law, and such additional duties as are ordered by the Court having jurisdiction.

**AS GUARDIAN OF THE ESTATE, I WILL:**

1. Make and file an inventory of the real and personal estate of the ward within 3 months after my appointment.
2. Deposit funds which come into my hands in a lawful depository located within this state.
3. Invest surplus funds in a lawful manner.
4. Make and file an account annually, or as directed by the Court.
5. File a final account within 30 days after the guardianship is terminated.
6. Inventory any safe deposit box of the ward.
7. Preserve any and all Wills of the ward as directed by the Court.
8. Expend funds only upon written approval of the Court.
9. Make and file a guardian's report biennially, or as directed by the Court.

**AS GUARDIAN OF THE PERSON, I WILL:**

1. Protect and control the person of my ward, and make all decisions for the ward based upon the best interest of the ward.
2. Provide suitable maintenance for my ward when necessary.
3. Provide such maintenance and education for my ward as the amount of the estate justifies if the ward is a minor and has no father or mother, or has a father or mother who fails to maintain or educate him/her.
4. Make and file a guardian's report biennially, or as directed by the Court.
5. Obey all orders and judgments of the Court pertaining to the guardianship.
6. Obtain the written approval of the Court before executing a caretaker power of attorney authorized by R.C. 3109.52.
7. Cooperate with Court personnel who may conduct follow-up visits with my ward.

**If I change my address or the ward's address, I shall immediately notify Probate Court in writing.**  
I acknowledge that I am subject to removal as such fiduciary if I fail to perform such duties. I also acknowledge that I am subject to possible penalties for improper conversion of the property which I hold as such fiduciary.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Fiduciary

**PROBATE COURT OF HAMILTON COUNTY, OHIO  
JAMES CISSELL, JUDGE**

**GUARDIANSHIP OF** \_\_\_\_\_

**CASE NO.** \_\_\_\_\_

**OATH OF GUARDIAN**

**(R.C. 2111.02(C))**

(To be taken on Appointment of Guardian)

I, \_\_\_\_\_, Guardian  
of \_\_\_\_\_, will faithfully and completely fulfill my duties as  
Guardian, including the duty:

- To file, and continue to make diligent efforts to file, a true inventory in accordance with the Ohio Revised Code, and report all assets belonging to the estate of my ward.
- To file timely and accurate reports.
- To file timely and accurate accounts.
- To, at all times, protect my ward's interests and to make all decisions based on the best interest of my ward.
- To apply to the Court for authority to expend funds prior to so doing.
- To obey all orders and rules of this Court pertaining to guardianships.

\_\_\_\_\_  
Guardian

The above oath was taken and signed in my presence on this \_\_\_\_\_  
day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
James Cissell, Judge/Magistrate



**PROBATE COURT OF HAMILTON COUNTY, OHIO  
JAMES CISSELL, JUDGE**

**GUARDIANSHIP OF** \_\_\_\_\_

**CASE NO.** \_\_\_\_\_

**AFFIDAVIT  
(R.C. 3127.23)**

State of Ohio, County of \_\_\_\_\_ s.s.

Affiant being first duly sworn, deposes and says:

1. That the child's present address, the places where the child has lived within the last five years, and the names and present addresses of the person(s) with whom the child has lived during that period are:

2. That affiant has (not) participated as a party, witness, or in any other capacity in any litigation concerning the custody of the child(ren) in this or any other state.

3. That affiant has (no) information of any custody proceeding concerning the child(ren) pending in a court of this or any other state, except \_\_\_\_\_

4. That affiant has (no) knowledge of any person not a party to the proceedings who has physical custody of the child(ren) or claims to have custody or visitation rights with respect to the child(ren).

If 2, 3, or 4 is answered in the affirmative, and the space afforded is insufficient for full explanation, please attach and incorporate herein any necessary information.

Affiant realizes that affiant has a continuing duty to inform the Court of any custody proceedings concerning the child(ren) in this or any other state of which affiant obtains information during the pendency of this proceeding.

\_\_\_\_\_  
Sworn to before me and subscribed in my presence this \_\_\_\_\_ day of

\_\_\_\_\_, \_\_\_\_\_

\_\_\_\_\_  
Notary Public

**PROBATE COURT OF HAMILTON COUNTY, OHIO  
JAMES CISSELL, JUDGE**

**GUARDIANSHIP OF** \_\_\_\_\_

**CASE NO.** \_\_\_\_\_

**SELECTION OF GUARDIAN BY MINOR  
OVER FOURTEEN YEARS OF AGE**

(R.C. 2111.12)

The undersigned hereby selects \_\_\_\_\_  
a resident of \_\_\_\_\_ County, Ohio, as Guardian  
of the (person and estate), and respectfully asks the Court to appoint \_\_\_\_\_ Guardian.

Signature

Date of Birth


**PROBATE COURT OF HAMILTON COUNTY, OHIO  
JAMES CISSELL, JUDGE**

**GUARDIANSHIP OF** \_\_\_\_\_

**CASE NO.** \_\_\_\_\_

**NOTICE OF HEARING FOR APPOINTMENT  
OF GUARDIAN OF MINOR**

**To Minor Over Age 14  
(R.C. 2111.04)**

To \_\_\_\_\_

Address \_\_\_\_\_

You are hereby notified that an application was filed in the Court \_\_\_\_\_

\_\_\_\_\_ for the appointment of a (limited) guardian of your (person and estate).

A minor over the age of fourteen years may select a guardian who shall be appointed if a suitable person. If such minor fails to select a suitable person, an appointment may be made without reference to the minor's wishes.

A hearing on that application will be held on the \_\_\_\_\_  
\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ . M.  
at Hamilton County Probate Court, 230 E. Ninth Street, Room \_\_\_\_\_, Cincinnati, Ohio.

If you are over age 14 and fail to appear in said Court on or before the time of hearing and select some suitable person to act as your guardian, the Court will appoint a guardian for you, if a guardian is found necessary.

Witness my signature and the seal of the Court,  
this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

(Seal)

\_\_\_\_\_  
James Cissell, Probate Judge

by: \_\_\_\_\_

Deputy Clerk

CASE NO. \_\_\_\_\_

### RETURN

\_\_\_\_\_ County, Ohio

Received this writ on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ at \_\_\_\_\_ o'clock \_\_\_\_\_ M., and on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, I served the same by delivering a true copy thereof personally to \_\_\_\_\_

FEES	
Service and return, 1st name, \$ _____	_____
_____ Additional names, at _____	_____
_____ Miles traveled, at _____	_____
_____	_____
Total, \$ _____	_____

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

\_\_\_\_\_  
Sheriff

\_\_\_\_\_  
Deputy

### AFFIDAVIT OF SERVICE

The State of Ohio, \_\_\_\_\_ County.

\_\_\_\_\_, being first duly sworn, says that on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, he served the within notice by delivering a true copy thereof personally to \_\_\_\_\_

Sworn to before me and signed in my presence, this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_.

**PROBATE COURT OF HAMILTON COUNTY, OHIO  
JAMES CISSELL, JUDGE**

**GUARDIANSHIP OF** \_\_\_\_\_

**CASE NO.** \_\_\_\_\_

**NOTICE OF HEARING ON APPLICATION FOR  
APPOINTMENT**

**GUARDIAN OF MINOR**

**To Parent, Known Next of Kin and Person Having Custody  
(R.C. 2111.04)**

To \_\_\_\_\_

Address \_\_\_\_\_

To \_\_\_\_\_

Address \_\_\_\_\_

To \_\_\_\_\_

Address \_\_\_\_\_

To \_\_\_\_\_

Address \_\_\_\_\_

You are hereby notified that \_\_\_\_\_ filed in this Court  
an application for appointment of a (limited) guardian of the (person and estate) of the minor \_\_\_\_\_

The application will be for hearing before the Court on the \_\_\_\_\_ day of \_\_\_\_\_,  
\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ .M. The Court is located at the William Howard Taft Center,  
230 East Ninth Street, Ninth Floor, Cincinnati, Ohio 45202-2145.

Witness my signature and the seal of the Court,  
this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ .

\_\_\_\_\_  
James Cissell, Probate Judge

by: \_\_\_\_\_  
Deputy Clerk

CASE NO. \_\_\_\_\_

### RETURN

\_\_\_\_\_ County, Ohio

\_\_\_\_\_

Received this writ on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_ .M., and on the \_\_\_\_\_ day of \_\_\_\_\_, I served the same by delivering a true copy thereof personally to \_\_\_\_\_

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

FEES	
Service and return, 1st name,	\$ _____
_____ Additional names, at	_____
_____ Miles traveled, at	_____
_____	_____
Total,	\$ _____

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

\_\_\_\_\_  
Sheriff

\_\_\_\_\_  
Deputy

### AFFIDAVIT OF SERVICE

The State of Ohio, \_\_\_\_\_ County.

\_\_\_\_\_, being first duly sworn, says that on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, he served the within notice by delivering a true copy thereof personally to \_\_\_\_\_

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

Sworn to before me and signed in my presence, this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

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

**PROBATE COURT OF HAMILTON COUNTY, OHIO  
JAMES CISSELL, JUDGE**

**GUARDIANSHIP OF** \_\_\_\_\_

**CASE NO.** \_\_\_\_\_

**LETTERS OF GUARDIANSHIP  
(R.C. 2111.02)**

\_\_\_\_\_ is appointed Guardian of  
\_\_\_\_\_, an \_\_\_\_\_ Incompetent \_\_\_\_\_ Minor.

Guardian's powers are:

All powers conferred by the laws of Ohio and rules of this Court over the ward's:

\_\_\_\_\_ Person and Estate                      \_\_\_\_\_ Person Only                      \_\_\_\_\_ Estate Only

Limited to \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Those guardianship powers, until revoked, are for an:

\_\_\_\_\_ Indefinite time period  
\_\_\_\_\_ Definite time period to \_\_\_\_\_

The above-named Guardian has the power conferred by law to do and perform all the duties of Guardian as described. No expenditures shall be made without prior Court authorization.

\_\_\_\_\_ Date

\_\_\_\_\_ James Cissell, Probate Judge

**NOTICE TO FINANCIAL INSTITUTIONS**  
Funds being held in the name of the within-named Ward shall not be released to Guardian without a Court order directing release of a specific fund and amounts thereof.

**CERTIFICATE OF APPOINTMENT AND INCUMBENCY**

The above document is a true copy of the original kept by me as custodian of this Court. It constitutes the appointment and letters of authority of the named guardian, who is qualified and acting in such capacity.

(Seal)

\_\_\_\_\_ James Cissell, Probate Judge

by: \_\_\_\_\_  
Deputy Clerk

\_\_\_\_\_ Date

**PROBATE COURT OF HAMILTON COUNTY, OHIO  
JAMES CISSELL, JUDGE**

**GUARDIANSHIP OF** \_\_\_\_\_

**CASE NO.** \_\_\_\_\_

**JUDGMENT ENTRY  
APPOINTMENT OF GUARDIAN OF MINOR  
(R.C. 2111.02)**

Upon hearing the application for appointment of guardian herein the Court finds that \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_ (is a) (are) minor \_\_\_\_ and that a guardianship is necessary.

The Court further finds that all persons who were entitled to notice of the hearing thereon were given or waived notice thereof, that the minor is (not) over the age of fourteen years (and has (not) made selection of a guardian, whom the Court finds suitable), that the minor is a resident of this county or has legal settlement herein; that this Court has jurisdiction and that grounds exist for the Court to exercise that jurisdiction.

The Court therefore appoints \_\_\_\_\_, a suitable and competent person, (limited) guardian of the (person and estate) of \_\_\_\_\_

\_\_\_\_\_

minor\_\_\_\_\_, with the powers conferred as described, and limited to those powers contained in the Letters of Guardianship issued by this Court.

The Court approves the bond as filed.

The Court finds a record of the hearing was waived.

The Court orders Letters of Guardianship issue to \_\_\_\_\_  
as provided by law.

\_\_\_\_\_  
Date

\_\_\_\_\_  
James Cissell, Probate Judge