

STATE OF MAINE

CUMBERLAND COUNTY PROBATE COURT

DOCKET NO. _____

In Re: _____

PHYSICIAN'S/PSYCHOLOGIST'S REPORT:
GUARDIANSHIP AND/OR
CONSERVATORSHIP PROCEEDING¹

I, _____, am a physician/psychologist licensed to practice in
the State of Maine, having an office at _____.

My professional relationship with _____,
alleged to be an incapacitated person, is as follows: _____

I examined him/her on _____.

I found the following:

1. History pertinent to current condition:

2. Diagnosis:

3. Prognosis:

4. If the appointment of a guardian is sought (answer either A **OR** B)²:

_____ A. It is my opinion that the mental and functional condition of _____
To care for himself/herself and/or to make, communicate or implement decisions about his/her
well-being is limited. _____ is incapable of performing ANY of the
tasks listed in 4(B).

OR

_____ B. I have checked below all things I believe the patient ~ possess sufficient mental and physical
capacity to perform, and I have indicated when appropriate, whether such functions can be
performed only with assistance:

- (1) _____ Establish his/her place of abode.
- (2) _____ Place himself/herself in any hospital or any other institution for care as appropriate.
- (3) _____ Make provisions for his/her care, comfort and maintenance.
- (4) _____ Give or withhold consents or approvals related to medical or other professional care,
counsel, treatment or service.
- (5) _____ To manage, protect, and expend assets and income consistent with 18-A MRSA §5-312

5. If the appointment of a conservator is sought (answer either A **OR** B)³:

_____ A. It is my opinion that the mental and functional condition of _____
to manage his/her property and financial affairs is limited. _____
is incapable of performing any of the tasks listed in 5(B).

OR

_____ B. I have checked below all things I believe the patient ~ possess sufficient mental and physical
capacity to perform, and I have indicated when appropriate, whether such functions can be
performed only with assistance:

- (1) _____ Receive money and tangible property and apply the money and property for his/her
support, care and education.
- (2) _____ Collect, hold and retain assets (including real estate).
- (3) _____ Deposit funds in and withdraw funds from any bank account or other institution
- (4) _____ Invest and reinvest his/her assets.
- (5) _____ Dispose of assets.
- (6) _____ Pay bills.
- (7) _____ Establish and use credit and borrow money.
- (8) _____ Pay, settle, prosecute or contest any claim involving him/her.
- (9) _____ Sell or exercise stock subscription or conversion rights.
- (10) _____ Enter into any contract, financial commitment or lease arrangement.
- (11) _____ Continue or participate in the operation of any business or other enterprise.
- (12) _____ Vote a security, in person or by general or limited proxy.
- (13) _____ Make ordinary or extraordinary repairs or alterations to or in buildings or other
structures belonging to him/her.
- (14) _____ Employ persons, including attorneys, auditors, investment advisors or agents, to advise
or assist him/her.

DATED: _____

Physician/Psychologist

¹ See 18-A MRSA §§ 5-303 and 5-407. This report shall be submitted to the court and all parties at least 10 days before any hearing.

² The development of maximum self-reliance and independence of the patient must be encouraged whenever possible. See 18-A MRSA § 5-304(a)

³ See 18-A MRSA § 5-408.