

STATE OF MAINE

PROBATE COURT

County: _____

Docket No. _____

DISTRICT COURT

Location: _____

Docket No. _____

IN RE: _____

(Minor Name)

MOTION FOR APPOINTMENT OF
GUARDIAN OF MINOR
ON AN EMERGENCY BASIS

18-C M.R.S. § 5-204(4)

PLEASE NOTE: A Motion for Appointment Guardian on an Emergency Basis may be filed only with a Petition to Appoint Guardian of Minor (GS-003).

1. Petitioner Name: _____

2. Co-Petitioner Name: _____

3. Minor Name: _____

4. Proposed Guardian Name: _____

5. Proposed Guardian Relationship to Minor: _____

6. The court may appoint an emergency guardian for a minor if waiting for an appointment of a guardian will likely result in substantial harm to the minor's health or safety and when no other person appears to have authority to act in the circumstances. Please describe the specific reasons why an emergency guardianship is necessary:

Please attach an additional page if necessary.

7. Notice of Hearing

Reasonable notice of the time and place of the hearing on this petition must be given to: 1) the minor (if the minor is at least 14 years old); 2) each living parent of the minor; and 3) anyone else having care or custody of the minor. However, the court can appoint an emergency guardian before holding a hearing, and before petitioners provide notice to the above individuals, if waiting for a hearing could result in substantial harm to the minor. 18-C M.R.S. § 5-204(4).

Will the minor in this case be substantially harmed if the court does not appoint an emergency guardian without notice to the above individuals before a hearing can be held on this motion?

Yes No. *If yes, please describe why below:*

Please attach an additional page if necessary.

WHEREFORE, the Petitioner requests that this court:

1. Appoint an emergency guardian for the minor for a term not to exceed 90 days;
2. Appoint the emergency guardian without first requiring notice of the hearing on this motion.

Signature of Petitioner
Date: _____
Name: _____
Address: _____

Phone Number: _____
Email: _____

Signature of Co-Petitioner
Date: _____
Name: _____
Address: _____

Phone Number: _____
Email: _____

Attorney for Petitioner(s), if any:

Signature of Attorney and Maine Bar Registration Number
Date: _____
Name: _____
Address: _____

Phone Number: _____
Email: _____

STATE OF MAINE

_____ COUNTY

Personally appeared the above named, _____ and _____, and made oath that the foregoing statements are true under penalty of perjury.

Before me,

Date: _____

Attorney at Law / Notary Public / Register / Clerk