

STATE OF MAINE

_____ COUNTY PROBATE COURT DOCKET NO. _____

In Re: _____
 Respondent

NOTICE OF HEARING AND
PETITION FOR APPOINTMENT
OF A GUARDIAN AND/OR
CONSERVATOR¹

This notice is directed to: _____,

who is the Respondent or _____.
(describe relationship to Respondent)

You are receiving this notice because _____
has filed a Petition in the _____ County Probate Court
asking the Court to appoint:

_____ as Guardian
and/or
 _____ as Conservator

of the individual identified as the Respondent above.

There is a hearing scheduled to take place in the Court located at
_____ on _____ at
_____ AM/PM where the Court will consider whether or not to grant
the Petition.

You have the right to attend the hearing and to speak at the hearing. You
may also file written objections to or comments on the Petition with the
Court but the filing of a written response is not a substitute for appearing at
the hearing. If you file a written response, you must send a copy to the
Petitioner's attorney whose name, address, and telephone number are

or if there is no attorney identified above, to the Petitioner, whose name, address, and telephone number are _____

IF YOU ARE THE RESPONDENT NAMED ABOVE:

A copy of the Petition is attached to this Notice. You have the right to ask that the Court appoint an attorney to represent you and your interests with respect to the Petition. You may be assisted in the hearing by other people you choose, by assistive technology, and/or by an interpreter or translator. If such assistance would be helpful but is not otherwise available to you, you may request that the Court provide you with this assistance.

If the Petition seeks the appointment of a Guardian, it means that the person filing the Petition believes that you lack the ability to make some or all personal decisions for yourself. If appointed by the Court, the Guardian will have the authority to make these personal decisions for you. The Guardian's authority may include the ability to make decisions about where you live, what medical treatment and other services and care you receive, and who may visit you and communicate with you, among other personal decisions. Before appointing a Guardian, the Court is required to consider whether there are other less restrictive options available that will meet your needs for physical health, safety, and self-care.

If the Petition seeks the appointment of a Conservator, it means that the person filing the Petition believes that you lack the ability to make some or all decisions with respect to your property or financial affairs. If appointed by the Court, the Conservator will have the authority to make these financial decisions for you. The Conservator's authority may include the ability to sell your property, including real estate; manage and invest your property; pay bills; and operate a business of yours, among other financial decisions. Before appointing a Conservator, the Court is required to consider whether there are other less restrictive options available that will avoid harm or waste of your property.

Date: _____, 20____.

Register of Probate

¹ This Notice and a copy of the Petition must be served personally on the Respondent at least 14 days before the hearing. 18-C M.R.S. §§ 5-113, 5-303, 5-403. Service is typically made by the Court-appointed Visitor. Failure to serve the Respondent with this Notice and the Petition precludes the court from granting the Petition. Proof of service of notice of the hearing must be filed at least 3 days before the hearing. 18-C M.R.S. § 5-113. This Notice must also be given to all persons required to be listed in the Petition pursuant to 18-C M.R.S. §§ 5-302(2)(B),(C); 5-303(3); 5-402(2)(B)-(C); 5-403(3).

STATE OF MAINE

_____ COUNTY

On the _____ day of _____, 20____, I made service of the following documents, particularly described as _____

_____,
on _____, 20____ by delivering a copy to _____

_____ (State method and place of delivery and name of person served.)

Service:

Travel, _____ miles one way	\$ _____
Postage	\$ _____
Total	\$ _____

Visitor/Sheriff/Deputy