

Minor Guardianship Petition Info

The person that is seeking Minor Guardianship must complete all pages of the petition, you must have the minor's parents complete and sign the consent form and all signatures must be notarized or witnessed by the Court Clerk. We do not accept notarized letters from the parents.

If the parents are unknown or not able to sign the consent form, you will be required to pay additional fees for the Court to serve notice.

You will need a copy of the minor's birth certificate. If a parent is deceased you will need a copy of the death certificate, obituary, or funeral program.

When the petition is filed, you will be given a hearing date and the name of the Guardian Ad Litem (Attorney); the hearing is usually scheduled in 3 to 4 weeks after the filing of the petition.

If needed, you can get a letter stating that the guardianship was filed but not finalized until the date of the hearing.

To qualify as a Guardian, you must be a U.S. citizen, permanent resident, or have proof of permanent status.

**PETITION FOR RESIGNATION AS TEMPORARY/PERMANENT
GUARDIAN AND APPOINTMENT OF SUCCESSOR GUARDIAN**

STATE OF GEORGIA

COUNTY OF DEKALB

TO THE PROBATE JUDGE OF SAID COUNTY AND STATE:

The petition of _____ respectfully shows:

1.
That the duly qualified and acting guardian(s) of the person/property of _____, having been duly appointed by the Probate Judge of said county.

2.
That _____ desires to resign as such guardian(s) because of:

(List reason for resignation: infirmity, age, removal from the county, etc.)

3.
That a petition for appointment of _____, as successor guardian(s) (has been or will be) filed with the Judge of the Probate Court of the ward's residence. Successor guardian(s) address and telephone number:

4.

The next of kin of said ward(s) are as follows:

Name	Age	Address	Relationship
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

(Here give names, ages, addresses, and relationship of the next of kin of the ward. If any of the next of kin are minors, or otherwise incompetent, a guardian ad litem should be appointed. Natural parent's of minor(s) should be listed first.)

WHEREFORE, petitioner prays that the next of kin of said ward(s) and nominee are cited to appear at the next of term of the Probate Court, to show cause, if any they can, why petitioner(s) should not be allowed to resign as such guardian(s) and _____ be appointed in a his/her/their stead(s).

Attorney or petitioner's signature

Address:

Phone #:

VERIFICATION

Personally appeared before me the undersigned who on oath states that the facts set forth in the foregoing petition are true.

Attorney or petitioner

Sworn to and subscribed before me this _____ day of _____, 199____.

Clerk of the Probate Court or Notary Public

ORDER FOR CITATION

The petition of _____ asking to resign as temporary/permanent guardian(s) of the person/property of _____ having been read and considered:

IT IS ORDERED that citation issue as prayed to _____ who is nominated by petitioner to be appointed successor guardian(s), and the next of kin of said ward(s), their names and addresses being as follows:

Name

Address

This _____ day of _____, 19____.

CONSENT FORM

I hereby authorize the Probate Court of DeKalb County to receive any criminal history record information related to me which may be in the files of any state or local criminal justice agency in Georgia.

I understand that this information will be used by the Court only in connection with the proceeding for which this consent is granted, that it will be kept confidential, but that it may be disclosed to the attorneys and/or guardians ad litem appointed in connection with the matter.

Full Name (Print First, Middle, Maiden, Last)

Address

Date of Birth

Phone Number

Sex

Race

Social Security Number

Signature

Sworn to and subscribed before me
this ____ day of _____, _____

Clerk, Probate Court or Notary Public
(include seal and commission expiration date)

Estate of: _____ Hearing Date: _____

Estate Number: _____ Guardian ad litem: _____

PETITION FOR TERMINATION OF
TEMPORARY GUARDIANSHIP OF THE PERSON OF A MINOR

Georgia, _____ County ESTATE # _____

To the Honorable Judge of the Probate Court of said State and County

RE: Temporary Guardianship of _____, Minor
(Name of Minor)

The petition of _____ of
(Name of Natural Parent / Petitioner)

_____ shows:
(Address of Natural Parent / Petitioner & phone number)

1. That _____ was appointed Temporary Guardian of
(Name of Temporary Guardian)

_____ by this court on _____
(Name of Minor) (Date of Order Appointing Guardian)

2. That _____ now desires the
(Name of Natural Parent / Petitioner)

Termination of the Temporary Guardianship with return of custody and control of the minor

to _____
(Name of Natural Parent / Petitioner)

Wherefore, petitioner prays that notice to the Temporary Guardian be provided as the law requires, and if no objection is filed by the Temporary Guardian within ten days of the date of such notice, that the Temporary Guardian be removed and the Temporary Guardianship be dissolved.

(Signature of Natural Parent / Petitioner)

VERIFICATION

Personally appeared before me the undersigned who on oath states that the facts set forth in the forgoing petition are true.

(Signature of Natural Parent / Petitioner)

Sworn to and Subscribed before me this _____ day of _____, 20____.

Clerk of the Probate Court

-OR- Notary Public (Must have Signature Seal & Date of Expiration)

ACKNOWLEDGMENT OF PETITION FOR TERMINATION

RE: _____
(Name of Minor)

ESTATE # _____

I, _____, the Natural Father of _____
(Name of Father) (Name of Minor)

by signing this, am acknowledging the Petition for Termination of Temporary

Guardianship, which was filed in your office by _____, the
(Name of Mother)

minors Natural Mother, and further state that I have no objection to this Termination.

(Signature of Natural Father)

Sworn to and subscribed before me on this _____ day of _____, 20____.

Clerk of the Probate Court

-OR- Notary Public (Must have Signature, Seal & Date of expiration)

ACKNOWLEDGMENT OF PETITION FOR TERMINATION

RE: _____
(Name of Minor)

ESTATE # _____

I, _____, the Natural Mother of _____
(Name of Mother) (Name of Minor)

by signing this, am acknowledging the Petition for Termination of Temporary
Guardianship, which was filed in your office by _____, the
(Name of Father)
minors Natural Father, and further state that I have no objection to this Termination.

(Signature of Natural Mother)

Sworn to and subscribed before me on this _____ day of _____, 20____.

Clerk of the Probate Court

-OR- Notary Public (Must have Signature, Seal & Date of Expiration)

ACKNOWLEDGMENT OF PETITION FOR TERMINATION

RE: _____
(Name of Minor)

Estate # _____

I, _____, the Temporary Guardian of the Person of
(Name of Temporary Guardian)

_____, by signing this, am acknowledging the Petition for
(Name of Minor)

for Termination of Temporary Guardianship, which was filed in your office by

_____, the minor Natural Parent, and further state that I have no
(Name of Natural Parent/Petitioner)

objection to the termination

(Signature of Temporary Guardian)

Sworn to and signed before me on this _____ day of _____ 200__.

Clerk of the Probate Court
OR Notary Public (Must have Signature, Seal & Date of expiration)