

State of Minnesota

District Court  
Probate Division

County of \_\_\_\_\_

Judicial District: \_\_\_\_\_

Court File No. \_\_\_\_\_

Case Type: 14, Guardianship

In Re: Emergency Guardianship of

Order Appointing Emergency Guardian  
(Minor)

\_\_\_\_\_,  
Ward

This matter came on for hearing before the district court on a petition seeking appointment of an Emergency Guardian for the Respondent named above. The matter, having been considered by the Court, and the Court being duly advised in the premises now makes the following:

**FINDINGS OF FACT**

1. The petition is complete.
2. Venue in this county is proper.
3. Notice has been given as required by law.
4. The Respondent is a minor as Respondent has not yet attained the age of 18 years.
5. The Respondent is in need of a guardian to protect Respondent’s person.
6. The minor will likely suffer substantial harm to the minor’s health and safety because: \_\_\_\_\_
7. There is no other person with authority and willingness to act for the minor.
8. The guardian is the most suitable and best qualified among those available and willing to discharge the trust and is not excluded from appointment pursuant to M.S. § 524.5-309(c).

**CONCLUSIONS OF LAW**

1. The Respondent is a minor.
2. The appointment of \_\_\_\_\_ as Guardian of \_\_\_\_\_ is in said person’s best interests and should be appointed to prevent substantial harm to the minor’s health or safety.

**ORDER**

NOW, THEREFORE, IT IS ORDERED:

1. That \_\_\_\_\_, is hereby appointed Guardian \_\_\_\_\_.
2. That letters of Guardianship shall issue to \_\_\_\_\_, upon the filing of an acceptance of appointment and such letters shall reflect the date the guardianship shall terminate (no later than 30 days from the date of this order).
3. The Guardian of the person shall have the power and duty to: M.S. § 524.5-207

Exercise all of the rights and powers on behalf of the Ward under M.S. § 524.5-207.

***(If the Guardian is granted limited powers and duties, specify which powers and duties vest in the Guardian by this Order.)***

Exercise the powers and responsibilities of a parent who has not been deprived of custody of the minor and unemancipated child, except that a guardian is not legally obligated to provide from the guardian’s own funds for the Ward; M.S. § 524.5-207, subd. 1;

Take reasonable care of the Ward’s clothing, furniture, vehicles and other personal effects; M.S. § 524.5-207, subd. 2(a);

Receive money payable to, and applied for the benefit of, the Ward’s current support, care and education needs; M.S. § 524.5-207, subd. 2(b).

Give any necessary consent to enable, or to withhold consent for, the Ward to receive necessary medical or other professional care, counsel, treatment, and to facilitate the Ward’s education, social, or other activities; M.S. § 524.5-207, subd. 2(c);

Report the condition of the Ward and the Ward’s estate upon the Court’s own motion or on petition of an interested person and by court order; M.S. § 524.5-524.5-207, subd. 2(d);

Apply on behalf of the Ward for any assistance, services, or benefits available to the Ward through any unit of government(***only given if no conservator is appointed***); M.S. § 524.5-207, subd. 2(e);

(other) \_\_\_\_\_; and exercise all other powers, duties and responsibilities conferred on the Guardian under applicable law.

4. That the court appointed attorney for the Ward, if any, is hereby discharged.

Order Recommended by:

\_\_\_\_\_  
Referee of District Court      Date

\_\_\_\_\_  
Judge of the District Court      Date