

STATE OF MICHIGAN  
PROBATE COURT  
COUNTY OF KENT

ORDER REGARDING APPOINTMENT  
OF CONSERVATOR  
 ADULT  MINOR

FILE NO.

In the estate of \_\_\_\_\_, a protected person

1. Date of hearing: \_\_\_\_\_ Judge: \_\_\_\_\_  
Bar no.

THE COURT FINDS:

- 2. Notice of hearing was given to or waived by all interested persons.
- 3. The individual is not in need of a conservator
- 4. Upon presentation of clear and convincing evidence, the adult individual is in need of a conservator because s/he is unable to manage his/her property and business affairs effectively due to:
  - mental illness.  mental deficiency.  physical illness or disability.
  - chronic use of drugs.  chronic intoxication.  confinement.
  - detention by a foreign power.  disappearance.  other: \_\_\_\_\_
 and  a. the individual has property that will be wasted or dissipated unless proper management is provided, or  
 b. money is needed for the support, care, and welfare of the individual or those entitled to be supported by the individual and that protection is necessary to obtain or provide the money.
- 5. The individual is mentally competent but due to age or physical infirmity is unable to manage his or her property and affairs effectively and, recognizing this disability, has requested a conservator's appointment.
- 6. Upon presentation of clear and convincing evidence, the **minor** individual is in need of a conservator because the minor:
  - a. owns money or property that requires management or protection which cannot otherwise be provided.
  - b. has or may have business affairs that may be jeopardized or prevented by the person's minority.
  - c. needs money for support and education, and protection is necessary or desirable to obtain or provide money.
- 7. It is in the ward's best interests for the guardian to sell or otherwise dispose of the ward's real property or interest in real property. The guardian should be appointed as special conservator to petition for sale of the real estate.
- 8. There is no qualified, suitable individual willing to act as conservator and the appointment of a professional conservator is in the best interest of the adult/minor. A bond must be filed.
- 9. The value of cash and property that is readily convertible into cash in the estate exceeds the limit for administering the estate under MCL 700.3982.
  - a. Bond must be filed
  - b. Bond is not required under MCL 700.5410(1) because
    - the estate contains no property readily convertible to cash, and the cash is already in a restricted account with an institution or will be deposited in a restricted account.
    - the conservator has trust powers pursuant to MCL 487.14401.
    - requiring a bond would impose a financial hardship on the estate.
    - other:

(SEE SECOND PAGE FOR ORDER)

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**IT IS ORDERED:**

10 The petition for conservator is  granted  denied on the merits  dismissed/withdrawn.  
The conservator is not permitted to act until letters of conservatorship are issued.

11. \_\_\_\_\_, whose address and telephone number are:  
Name (type or print) \_\_\_\_\_ is appointed  
Address \_\_\_\_\_ City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_ Telephone no. \_\_\_\_\_

- a. conservator of all assets of the individual's estate.
- b. limited conservator of the following assets: \_\_\_\_\_  
\_\_\_\_\_. The individual retains title to all other assets in the estate.
- c. special conservator with authority to proceed under MCL 700.5423(3) in order to dispose of real property.

Acceptance of appointment must be filed.

- Bond at \$ \_\_\_\_\_ must be filed.
- \_\_\_\_\_ shall be deposited in a restricted account. (Verification must be filed using form PC 669 pursuant to MCR 5.409[C][4].)

The conservator is not permitted to act until letters of conservatorship are issued. After qualification, the conservator shall comply all relevant requirements under the law.

- 12. The conservator is not required to file an annual account.
- 13. The  attorney  guardian ad litem for the individual is discharged.
- 14. **IT IS FURTHER ORDERED: that the conservator's powers shall be limited to the proper investment and preservation of the estate and shall make no disbursements without a specific court order.**

\_\_\_\_\_  
Date

\_\_\_\_\_  
Judge

\_\_\_\_\_  
Attorney name (type or print) Bar

\_\_\_\_\_  
Address

\_\_\_\_\_  
City, state, zip code