

Virginia:

In the Circuit Court of the City of Richmond
John Marshall Courts Building

Case Number: _____

In Re Appointment of Guardian, Conservator,
Or Both for Xxxx Y. ZZZZZZZZZZ, An Adult
Alleged To Be Incapacitated, Respondent.

**Order Appointing Guardian *Ad Litem* and
Permitting *In Camera* Filing of Financial and Medical Information
of Xxxx Y. ZZZZZZZZZZ**

It appearing from the allegations of the Petition herein filed that Xxxx Y. ZZZZZZZZZZ, the Respondent in this proceeding, is alleged to be an incapacitated adult, and that the Petitioner requests appointment of a guardian or conservator, or both, pursuant to *Va. Code* §37.1-134.7, the Court appoints

_____,
a discreet, competent, licensed and qualified attorney at law in the Commonwealth of Virginia, as guardian *ad litem* to represent the interests of Xxxx Y. ZZZZZZZZZZ pursuant to *Va. Code* §37.1-134.9 and Chapter 921 of the 1997 Acts of Assembly.

The guardian *ad litem* herein appointed shall in the course of representing the interests of Xxxx Y. ZZZZZZZZZZ be required to visit him in person; advise him of the rights provided for in *Va. Code* §§. 37.1-134.12 and 34.1-134.13, and certify to the court that he has been so advised; (iii) recommend whether legal counsel should be appointed for Xxxx Y. ZZZZZZZZZZ pursuant to *Va. Code* §37.1-134.12, and if so, why such appointment is necessary; investigate the allegations of the petition and the evidence in support thereof; request evaluations in addition to that required by *Va. Code* §37.1-134.11, if deemed necessary; file a report with the Court with the content described below; and personally appear at all court proceedings and any conferences in the matter.

As soon as conveniently possible, the guardian *ad litem* shall file a report specifically addressing: (i) whether the court has jurisdiction; (ii) whether or not a guardian or conservator is needed; (iii) the extent of the duties and powers of the guardian or conservator, including but not limited to the needs of Xxxx Y. ZZZZZZZZZZ for financial management; (iv) the propriety and suitability of any proposed guardian or conservator, after consideration of such person's (a) geographic location and relationship with Xxxx Y. ZZZZZZZZZZ, (b) ability to carry out the powers and duties of the office, (c) commitment to promoting the welfare of Xxxx Y. ZZZZZZZZZZ, (d) any potential conflicts of interests, (e)

the wishes of Xxxx Y. ZZZZZZZZZZ, and (f), the recommendations of relatives; (v) a recommendation as to the amount of surety on the bond of any requested conservator; and (vi) consideration of a proper residential placement for Xxxx Y. ZZZZZZZZZZ.

The guardian *ad litem* is authorized in the execution of this appointment to review and copy any and all financial, banking, investment, brokerage, insurance, medical, and health information, including any applicable drug treatment information, pertaining to Xxxx Y. ZZZZZZZZZZ from third parties to whom this Order shall be presented.

Upon motion of the Petitioner, and for good cause shown, the Court hereby ORDERS that the financial information and estate documents which are required to be submitted in this proceeding pursuant to Va. Code Ann. § 37.1-134.8 B(8) and which may be required pursuant to Va. Code Ann. § 37.137.5 shall be submitted under seal only to the Clerk of this Court, who shall hold the same *in camera* except to the extent requested by the guardian *ad litem*, or any person identified in the Schedule of Addresses, Relations, Fiduciaries, Caretakers, and Financial Condition of Xxxx Y. ZZZZZZZZZZ, filed with the petition in this matter.

The Clerk shall forthwith certify an attested copy of this Order to counsel for Petitioner; to counsel of record, if any, for Xxxx Y. ZZZZZZZZZZ, and to the guardian *ad litem*.

Enter: / /

Judge

I ask this:

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