

**DETERMINATION BY COURT THAT A PERSON MAY ACT AS GUARDIAN OR
APPOINTMENT OF GUARDIAN AD LITEM**

Supplement 1

INSTRUCTIONS

I. Specific Instructions

1. This form is to be used when the Court determines, in accordance with O.C.G.A. § 53-11-2 (a) or O.C.G.A. § 29-9-2 (b), that for the purpose of a particular proceeding, the natural guardian, if any, or the testamentary guardian, if any, or the duly constituted conservator, if any, or the duly constituted guardian, if any, has no conflict of interest and thus may serve as guardian for purposes of the proceeding for a party who is not sui juris, who is unborn, or who is unknown.
2. This form may also be used whenever a Georgia Probate Court Standard Form does not contain a section concerning the appointment of a guardian ad litem, but the appointment of a guardian ad litem (or a determination by the Court that a person may act as guardian) is necessary.

[More than one guardian ad litem will be appointed, if necessary to represent parties who are not sui juris and who may have adverse interests.]

II. General Instructions

General instructions applicable to all Georgia Probate Court Standard Forms are available in each probate court or at www.gaprobate.gov, labeled GPCSF 1.

IN THE PROBATE COURT OF _____ COUNTY
STATE OF GEORGIA

IN RE: ESTATE OF _____)
_____,) ESTATE NO. _____
DECEASED/MINOR/ADULT WARD/)
ALLEGED INCAPACITATED ADULT)

ORDER TO APPOINT GUARDIAN AD LITEM

[Name of petition]

The Court hereby finds that _____,
who is (an adult ward)(a minor)(unborn)(unknown)(post deceased heir having no personal
representative)(an alleged incapacitated adult), is in need of representation by a guardian ad litem.

[Initial if applicable]

_____ This Court hereby determines that _____, as
(natural guardian)(testamentary guardian)(conservator)(guardian) has no conflict of
interest and may represent such person in this proceeding.

THEREFORE, IT IS HEREBY ORDERED that

_____ <i>Name</i>	_____ <i>Address</i>	_____ <i>Telephone Number</i>
----------------------	-------------------------	----------------------------------

is appointed as guardian ad litem for _____,
for the purpose of this proceeding and that said guardian ad litem be duly served with a copy of
the above-referenced petition, order for service of notice, notice and notice of this appointment,
and that upon said guardian ad litem's acceptance of same, said guardian ad litem shall:

[Initial all that apply]

_____ (a) attend the hearing and make answer hereto (and) (or)

_____ (b) file a written report with the Court.

This appointment is limited to this proceeding only, and it shall cease when a final order is entered
on this petition.

SO ORDERED this _____ day of _____, 20____.

Judge of the Probate Court

**IN THE PROBATE COURT OF _____ COUNTY
STATE OF GEORGIA**

IN RE: ESTATE OF _____)
_____) **ESTATE NO.** _____
_____,)
DECEASED/MINOR/ADULT WARD/)
ALLEGED INCAPACITATED ADULT)

**ACCEPTANCE AND ACKNOWLEDGMENT OF SERVICE OF
GUARDIAN AD LITEM AS TO PETITION**

[Name of petitioner]

I hereby accept the foregoing appointment and acknowledge service and notice of the proceedings as provided by law.

This _____ day of _____, 20____.

Signature of Guardian Ad Litem (GAL): _____

Typed/printed name of GAL: _____

Address: _____

Telephone Number: _____

Sworn to and subscribed before me

this _____ day of _____, 20____.

NOTARY/CLERK OF PROBATE COURT

My Commission Expires: _____

**IN THE PROBATE COURT OF _____ COUNTY
STATE OF GEORGIA**

IN RE: ESTATE OF _____)
_____) **ESTATE NO.** _____
_____,)
DECEASED/MINOR/ADULT WARD/)
ALLEGED INCAPACITATED ADULT)

ANSWER OF GUARDIAN AD LITEM

[Name of petition]

Now comes the guardian ad litem for _____, in the
referenced case and answers as follows:

This _____ day of _____, 20____.

Signature of Guardian Ad Litem (GAL): _____
Typed/printed name of GAL: _____
Address: _____

Telephone Number: _____

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

NOTARY/CLERK OF PROBATE COURT
My Commission Expires: _____