

COURT CODE: 3635

Your Name: _____

Address: _____

City, State, Zip: _____

Telephone: _____

Email Address: _____

Self-Represented

**IN THE FAMILY DIVISION
OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF WASHOE**

In the Matter of the Guardianship of the:

- Person
- Estate
- Person and Estate

of:

(name of person who has a guardian)
A Protected Minor.

CASE NO.: _____

DEPT: _____

PETITION TO TERMINATE GUARDIANSHIP (MINOR)

Petitioner(s), *(first Petitioner's name)* _____ and
(second Petitioner's name or "n/a") _____, respectfully
represent the following to this Honorable Court:

Does the petitioner need an interpreter? Yes No

(If yes, which language?) _____

1. This Court appointed *(guardian's name)* _____ and
(co-guardian's name; or "N/A") _____ as
Guardian(s) of the above named protected minor and issued Letters of Guardianship,
which are still in full effect.

2. **Relationship to Protected Minor.** Petitioner(s) are the (**check one**)

Guardian(s)

Parent(s)

Other *(state your relationship to the child)* _____

of the protected minor.

3. **Guardian(s).** The names and addresses of the Guardian(s) are:

Guardian's Name: _____

Address: _____

Co-Guardian's Name: _____

Address: _____

4. **Petitioner(s).** The names and addresses of the Petitioner(s) are:

The same as the above (*if the guardian(s) are the petitioner(s)*).

Petitioner's Name: _____

Address: _____

Co-Petitioner's Name: _____

Address: _____

5. **Protected Minor's Status.** (*check one*)

The protected minor is currently (*age*) _____ years old. The protected minor currently resides at:

Protected Minor's Address:

The protected minor died on (*date of death*) _____.

6. **Reason for Termination.** The guardianship is no longer needed because:

check all that apply)

- Death.** The protected minor died on *(date of death)* _____.
- Age of majority.** The protected minor is now 18.
- Moved out of Nevada.** The court granted permission to move the protected minor to the State of _____. Guardianship and/or conservatorship has been obtained in that state *(attach proof of the other state's case)*.
- Parents request termination.** The parents have corrected the reasons that the guardianship was granted and would like the child returned to the parents' care. *(complete section 7 below)*
- Other.** *(explain the reasons the guardianship is no longer needed)* _____

7. **Parents Request Termination.** *(go to #8 if you are not the child's parent)*

A parent must show clear and convincing evidence that there has been a material change in circumstances since the guardianship was created. The parents must show the ability to provide for the child's basic needs, including food, shelter, clothing, medical care, and education. The Court can also consider the parents' history of alcohol and substance use, criminal history, and domestic violence issues. **Tell the judge about all of these issues, what has changed since the guardianship was put in place, and how you will be able to care for the child in the space below.**

Circumstances have materially changed, and the parent(s) are able to care for the child because *(explain what has changed and how you are now able to care for the child)*:

Did you originally sign a consent to the guardianship? (**check one**)

Yes (*skip to #8*)

No. Describe how the welfare of the child would be substantially enhanced by terminating the guardianship and returning the child to the parent's care (*explain how the child would be better off in your care*):

8. **Attorney.** (**check one**)

The child has an attorney: (*print the name of the attorney*)

The child does not have an attorney at this time.

9. **Best Interests of the Protected Minor.**

If the court finds that the petitioner(s) did not file a petition for termination in good faith or to further the best interests of the protected minor, the court may *disallow* the petitioner(s) from petitioning the court for attorney's fees from the estate of the protected minor, and *impose* sanctions on the petitioner(s) in the amount sufficient to reimburse the estate of the protected minor for all or part of the expenses and for any other losses incurred by the estate of the protected minor, in accordance with Chapter 159A of the Nevada Revised Statutes.

10. **Final Accounting.** (*check one*)

- No Estate is Involved.** This is a guardianship over the person only, therefore, no accounting is required (*skip section 11 and sign and date the bottom*).
- An Estate is Involved.** (*check one*)
 - The Final Accounting Should Be Waived.**
 - The Guardian(s) Should File a Final Accounting.**
 - The Guardian(s) Provide The Following Final Accounting.** A Final Accounting is attached as an Exhibit to this Petition.

11. **Distribution of Assets.** The protected minor's assets should be distributed as follows:

| <u>Description</u> | <u>Distribution to</u> | <u>Value</u> |
|--------------------|------------------------|--------------|
| _____ | _____ | \$ _____ |
| _____ | _____ | \$ _____ |
| _____ | _____ | \$ _____ |
| _____ | _____ | \$ _____ |
| _____ | _____ | \$ _____ |
| _____ | _____ | \$ _____ |

Based on the above, Petitioner(s) request that the Court terminate the guardianship.

This document does not contain the personal information of any person as defined by NRS 603A.040.

Date: _____ Date: _____

▶ _____
(*First Petitioner's signature*)

▶ _____
(*Second Petitioner's signature*)

(*First Petitioner's printed name*)

(*Second Petitioner's printed name*)

VERIFICATION

I, *(name of first Petitioner)* _____, under penalty of perjury, state that I am the Petitioner in the within action; that I have read the foregoing Petition to Terminate Guardianship and know the contents thereof; that the same is true of my knowledge except as to those matters therein stated upon information and belief and as to those matters, I believe them to be true.

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

PETITIONER

VERIFICATION

I, *(name of Co-Petitioner; if none, write "N/A")* _____, under penalty of perjury, state that I am the Co-Petitioner in the within action; that I have read the foregoing Petition to Terminate Guardianship and know the contents thereof; that the same is true of my knowledge except as to those matters therein stated upon information and belief and as to those matters, I believe them to be true.

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

CO-PETITIONER

(File any required exhibits, such as the Final Accounting (if you are the guardian over the estate) or other court orders showing the guardianship has been filed in another state)