
Name

Address

City, State, Zip

Phone

Email

Check your email. You will receive information and documents at this email address.

I am Petitioner
 Petitioner's Attorney (Utah Bar #: _____)

In the District Justice Court of Utah

_____ Judicial District _____ County

Court Address _____

In the Matter of Protection for

Respondent

**Notice of Hearing, Rights, and
Adverse Consequences of a
Guardianship - Respondent**

Case Number

Judge

To:

Respondent Name

Respondent Address

1. This court has received the attached petition claiming that you are incapacitated, which means the petitioner believes that you are unable to make or communicate responsible decisions.

2. The petition asks that this court appoint _____(name) as your guardian to make decisions for you.

3. The court has scheduled a hearing at the following date, time, and place:

Hearing date: _____ Hearing time: _____

Judge: _____

Location of hearing: (select all that apply, add the hearing information from the court below)

In person

Courthouse Address: _____

Courthouse Phone: _____

Room Number: _____

Remote (virtual)

For more information on attending virtually (over the computer or by phone), visit the court calendar webpage (<https://legacy.utcourts.gov/cal/>), or can contact the courthouse above for more information.

Hybrid (you may attend the hearing in person or virtually).

4. You must attend the hearing and you must be represented by a lawyer.

5. At the hearing the court will decide whether you are incapacitated. If you are found to be incapacitated, at the hearing it will also be decided who the guardian will be and what decision-making power the guardian will take on for you.

6. You have the following rights:

- the right to choose your own attorney (or the court will appoint a lawyer)
- the right to nominate a guardian

- the right to limit the guardian’s decision-making power to only what is needed
 - the right to receive written reasons for appointing a guardian
 - the right to demand that the hearing be open or closed to the public
 - the right to present evidence
 - the right to ask questions of witnesses
 - the right to be examined by a court-appointed physician
 - the right to be interviewed by a person the court appoints to look at the circumstances of the case, otherwise known as a Court Visitor
 - the right to have the Court Visitor interview the proposed guardian
 - the right to ask that the Court Visitor go to visit your current home and proposed home, and
 - the right to trial by jury
7. You or any person interested in your welfare has the right to ask the court for a hearing to end the guardianship, to appoint a different guardian, or to change the guardian’s decision-making power.
8. If a guardian is appointed, the guardian will make decisions for you in the areas in which the court decides you need protection. The guardian may have the ability to make decisions about:
- where you live
 - your healthcare, including end of life choices
 - your finances, like investing or spending money
 - your business and property
9. You keep any decision making authority not given to the guardian or conservator. Even if you are under a full guardianship or conservatorship, you **may** retain the following rights:
- the right to make or change a will or trust
 - the right to marry or divorce
 - the right to vote
 - the right to practice religion
 - the right to send and receive mail, email and telephone calls
 - the right to keep personal relationships with family and friends
 - the right to be represented by a lawyer

- the right to control personal spending money
- the right to consume legal substances
- the right to ask the court to end the guardianship or conservatorship, and
- the right to ask the court to change the guardian or conservator or to change their authority

Attendance

You must attend. If you do not attend, you might be held in contempt of court and the relief requested might be granted. You have the right to be represented by a lawyer.

Evidence

Bring with you any evidence that you want the court to consider.

Interpretation

If you do not speak or understand English, the court will provide an interpreter. Contact court staff immediately to ask for an interpreter.

ADA Accommodation

If you need an accommodation, including an ASL interpreter, contact court staff immediately to ask for an accommodation.

Finding help

The court's Finding Legal Help web

Asistencia

Presentarse es obligatorio. Si usted no llegara a presentarse, se lo podría encontrar en desacato de las órdenes del juez y la reparación solicitada podría ser otorgada. Usted tiene el derecho de que lo represente un abogado.

Pruebas

Traiga con usted cualquier prueba que quiera que el tribunal tome en cuenta.

Interpretación

Si usted no habla ni entiende el Inglés el tribunal le proveeré un intérprete. Contacte a un empleado del tribunal inmediatamente para pedir un intérprete.

Adaptación o Arreglo en Caso de Discapacidad

Si usted requiere una adaptación o arreglo, que incluye un intérprete de la lengua de signos americana, contacte a un empleado del tribunal inmediatamente para pedir una adaptación.

Cómo encontrar ayuda legal

La página de la internet del tribunal

page
(www.utcourts.gov/howto/legalassist/) provides information about the ways you can get legal help, including the Self-Help Center, reduced-fee attorneys, limited legal help and free legal clinics.

Cómo encontrar ayuda legal (www.utcourts.gov/howto/legalassist/index-sp.html/) tiene información sobre algunas maneras de encontrar ayuda legal, incluyendo el Centro de Ayuda de los Tribunales de Utah, abogados que ofrecen descuentos u ofrecen ayuda legal limitada, y talleres legales gratuitos.

I declare under criminal penalty under the law of Utah that everything stated in this document is true.

Signed at _____ (city, and state or country).

Date

Signature ► _____

Printed Name _____