

Superior Court of Washington
County of _____

In the Guardianship of:

_____,
Incapacitated Person

No. _____

Provisional Order

Granting (ORGMT)

Denying (ORDYMT)

**Transfer of Guardianship or
Conservatorship To Washington
(RCW 11.90.410)**

Clerk's action required: para 2.1

I. Findings

- 1.1 The guardian or conservator petitioned to transfer the guardianship or conservatorship from _____ (county and state) to Washington.
- 1.2 The petitioner filed a certified copy of the other state's provisional order of transfer.
- 1.3 This court held a hearing on _____ (date).
- 1.4 Notice of this petition was given to those persons who would be entitled to notice if the petition were a petition for the appointment of a guardian or issuance of a protective order in both the transferring state and this state. The notice was given in a manner that complies with Washington requirements. RCW 11.90.410(2).
- 1.5 There has not been an objection to the transfer.
- There has been an objection to the transfer. The objector:
- has not established that the transfer would be contrary to the interests of the incapacitated or protected person.
 - has established that the transfer would be contrary to the interests of the incapacitated or protected person.

- 1.6 The proposed guardian is is not eligible to be appointed guardian in Washington State.
- 1.7 The proposed guardian has has not filed proof of successful completion of Washington's lay guardian training program.
- 1.8 This court recognizes the guardianship or conservatorship order from the other state.
- 1.9 This court recognizes the determination of the incapacitated or protected person's incapacity and the appointment of the guardian or conservator. RCW 11.90.410.

II. Order

- 2.1 A. **Denied:** The petition to transfer the guardianship or conservatorship is **denied**. This order does not affect the ability of the guardian or conservator to seek appointment as guardian in this state if this court has jurisdiction to make an appointment other than by reason of the provisional order of transfer.
- B. **Granted:** The petition to transfer the guardianship or conservatorship is **provisionally granted**. The petitioner shall seek a final order to transfer the guardianship or conservatorship from the other state. Not later than 90 days after issuance of a final order accepting transfer of a guardianship or conservatorship in Washington, the court shall determine whether the guardianship needs to be modified to conform to Washington law.

1. Provisional Letters:

The court clerk shall issue provisional letters of guardianship:

- Full Limited guardian of the person, and/or
 Full Limited guardian of the estate

valid until (date) _____ to (name of guardian)
 _____ upon the filing of an oath, any bond
 required in paragraph 2.4, and form GDN 04.0300, Designation of and
 Consent by In-State (Resident) Agent, if the guardian or limited guardian
 resides outside the state.

Letters of guardianship in Washington shall not issue until the Washington Court enters a final order appointing guardian in this State.

2 Guardian Bond and Security:

- Guardianship bond is set in the amount of \$_____.
- Bond is waived.
- Bond shall be reviewed at review of inventory.
- The guardian shall have access to all accounts.

The following accounts are blocked, and no funds may be withdrawn without court order:

All other accounts shall be blocked and the guardian shall file a receipt of funds into blocked account, form WPF GDN 04.0600, with the Court no later than 30 days from the date of this order: _____.

If bond is waived, the guardian is required to report to the court if the total assets of the incapacitated person reaches or exceeds three thousand dollars (\$3,000). Pursuant to RCW 11.88.100, the guardian of the estate shall file a yearly statement showing the monthly income of the incapacitated person if said monthly income, excluding moneys from state or federal benefits, is over the sum of five hundred dollars (\$500) per month for any three consecutive months.

2.2 **Other:** _____

_____.

Dated _____

Judge/Court Commissioner

Presented by:

Signature of Guardian/Attorney

Printed Name of Guardian/Attorney,
WSBA/CPG#

Address

City State, Zip Code

*Telephone/Fax Number

Email Address

* **Privacy notice:** If you do not want your personal phone number on this public form, you may list your telephone number on a separate form which may be available to parties and the court, as well as its staff and volunteers, but will not be made available to the public. Use Form WPF GDN 03.0100, Guardianship Confidential Information form (Telephone Numbers), for this purpose.