

OBJECTION TO PETITION FOR APPOINTMENT OF GUARDIAN/CONSERVATOR OF AN ADULT OR MINOR CHILD



PINAL COUNTY

INSTRUCTIONS AND FORMS
Provided as a Public Service by
AMANDA STANFORD
Clerk of the Superior Court

INSTRUCTIONS

HOW TO FILE AN OBJECTION TO A PETITION FOR APPOINTMENT OF A GUARDIANSHIP AND/OR CONSERVATORSHIP

1. **WHO CAN FILE AN OBJECTION:** Generally, you must have some valid interest in the case to be able to file an OBJECTION TO A PETITION about a guardianship or conservatorship. If you received copies of the court papers from the Petitioner or his/her attorney, you will probably be allowed to file an Objection.

FILING FEE There is a filing fee for filing this Application and there may be other charges associated with this case. Inquire with the Clerk's office regarding the filing fee amount. The fee is payable to the Clerk of the Superior Court by Cash, Visa, MasterCard debit or credit or personal check with proper identification. If you cannot pay these fees, you may request the fee(s) be deferred or waived. The Clerk of the Superior Court has the necessary forms to ask for a deferral or waiver. With the Application for Deferral, you must provide proof of income (copy of your last 2 most recent paystubs)

2. **WHEN MUST AN OBJECTION BE FILED:** You must file the Objection no later than **5 (five) days** before the Court hearing is scheduled. We have 4 office locations as to where to file your Objection, keep in mind that any court hearings will be held in Florence.

Pinal County Justice Complex

971 N. Jason Lopez Circle Bldg. A
Florence AZ 85132
(520) 866-5300
Fax (520) 866-5320

Apache Junction Office

575 N. Idaho Rd. Suite 109
Apache Junction, AZ
85119
(520) 866-5300

Casa Grande Office

820 E. Cottonwood Lane Bldg. B
Casa Grande, AZ 85122
(520) 866-5300

Mammoth Office

(Temporarily Closed)

3. **WHO GETS COPIES OF THE OBJECTION:** Mail or hand-deliver a copy of your Objection to the Petitioner or his/her attorney, and the office of the Judge who is scheduled to hold the hearing. If you do not copy the Judge's office, the Judge might not get the paperwork on time, and your Objection might not be considered.

You should also **mail or hand-deliver** copies to the person who has or will have the guardian or conservator (ward), and everyone else to whom the petitioner gave notice of the court matter. Ask the Petitioner for the names and address of these people, or come to the Clerk's Office and look at the copy of the PROOF OF NOTICE filed by the Petitioner that will give you all this information.

4. **WHAT TO SAY IN THE OBJECTION:** Tell the Judge as simply as you can what you object to, and why. Write neatly in **black ink**, and be sure you give enough detail about why you disagree with the Petition.
5. **GOING TO THE HEARING:** If you file the Objection, you should go to the Court hearing to be available to tell the Judge why you disagree with the Petition and to answer any questions the Judge might have. It is up to the Judge to let you testify or not. The Judge will make this decision based upon your relationship with the ward, the nature of your objections, time available, and other factors.
6. **OTHER HELP:** If you still have questions about this procedure, you can ask a lawyer for legal advice. You can look up a lawyer in the telephone book under "attorneys."

Name of Person Filing: _____
 Street Address: _____
 City, State, Zip Code: _____
 Telephone Number: _____
 Email Address: _____
 ATLAS Number (if applicable) _____
 Representing Self (No Attorney) or Represented by Attorney
 If Attorney, Bar Number: _____

**SUPERIOR COURT OF ARIZONA
 PINAL COUNTY**

In the Matter of
 Guardianship and/or Conservatorship of:

CASE NUMBER: GC _____

OBJECTION TO PETITION (check one box)
 Guardianship
 Conservatorship
 Guardianship and Conservatorship

_____ an Adult a Minor

HONORABLE: _____

The following statements are made under oath. I want to tell the Court the following in response to what is written in the Petition:

1. **NAME OF DOCUMENT.** The Petition I object to is called: _____

2. **HEARING DATE.** The date and time of hearing, and the name of the Judge assigned to this matter is
 Date of Hearing: _____
 Time of Hearing: _____
 Name of Judge: _____

3. **RELATIONSHIP.** My relationship to the person who has/will have the Guardian and/or Conservator is:

4. **REASONS WHY I OBJECT:** What I want the court to do, and what I want to say about the statements made in the Petition: (use additional sheets of paper, if needed)

5. **MAILING.** I promise that I mailed a copy of this Objection (after it was filled out by me) to the following individuals at the following addresses: the Petitioner or his/her attorney, the person who has or will have a Guardian and/or Conservator, and everyone to whom Petitioner gave a copy of the Notice of Hearing.

Name: _____

Address: _____

Name: _____

Address: _____

Name: _____

Address: _____

Name: _____

Address: _____

Name: _____

Address: _____

OATH OR AFFIRMATION AND VERIFICATION

I swear or affirm that the information on this Objection to Petition for Guardian and/or Conservator is true and correct under penalty of perjury.

Date: _____

Signature: _____

SUBSCRIBED AND SWORN TO before me this _____ day of _____ 20 _____

My Commission Expires:

By: _____
Deputy Clerk / Notary Public