

# **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  
**REBECCA PADILLA**  
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. Court hearings will be held in Florence.

**Visit our website for office locations or feel free to give us a call.**

### **Contact Information for all Offices**

Toll Free: 888.431.1311 • Local: 520.509.3555 or 311 • Fax: 520.866.5320

[www.coscpinalcountyaz.gov/office.html](http://www.coscpinalcountyaz.gov/office.html)

- 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**