

**SUPERIOR COURT OF NEW JERSEY
CHANCERY DIVISION, PROBATE PART**

COUNTY

In the Matter of

Docket No.

an alleged incapacitated person,

***Civil Action
Model
Judgment***

THIS MATTER being opened to the Court by _____, Esq.,
attorney for _____ in the presence of _____
Esq., counsel for the alleged incapacitated person and _____ the alleged
incapacitated person; and no demand having been made for a jury; and the Court sitting without a jury
having found from the report of _____ Esq., together with the report of
the examining physicians _____ M.D. and
_____ M.D., that
_____ is an incapacitated person who lacks
sufficient capacity to govern herself/himself and manage her/his affairs; and it further appearing that
_____ consents to serve as guardian of the person and/or property of
_____ and for good cause shown:

IT IS on this _____ day of _____, 20_____.

ORDERED AND ADJUDGED that:

1. _____ is an incapacitated person and unfit and unable to govern himself/herself and manage his/her affairs with respect to [insert areas of decision making for guardian, such as employment, residence, legal matters, medical decisions that require informed consent]. In all other respects _____ is fully able at this time to govern himself/herself and manage his/her own affairs with respect to [insert areas of decision making that incapacitated person may retain].

2. _____ be and hereby is appointed guardian of the person and/or the property of _____ and that letters of guardianship of the

person and/or property be issued upon his/her (a) filing a form of acceptance in accordance with R. 4:96-1; (b) qualifying before the Surrogate of _____ County; and (c) posting a bond in the sum of _____ to be approved by the court as to form and sufficiency.

3. _____ shall pay _____ Esq., court-appointed counsel for _____ a fee of _____ for professional services rendered, and for reimbursement of _____ incurred for expenses and _____ is approved as reimbursement or payment of expenses for physician reports and certifications.

4. _____ shall pay _____ Esq., attorney for petitioner counsel fees and costs in the total amount of _____ as it appears from the affidavit of _____ Esq.

5. _____ is hereby directed to obtain advance approval of the court prior to the sale, encumbrance, transfer or other disposition of the property of _____.

6. _____ is hereby directed to file annually, a report of the well-being of _____ in the form attached. A copy of the report must also be served upon _____, Esq., court-appointed counsel for _____. It should be noted that this report does not replace or suffice for any formal financial accounting also required to be filed by the court. The report must be filed each year on the anniversary date of this Judgment.

(Use if applicable) _____ is also directed to file a formal accounting annually on said anniversary date and serve a copy on _____ court-appointed counsel.

7. _____ is hereby directed to advise the Surrogate within ten (10) days of any changes in the address or telephone number of himself or herself and/or the incapacitated person or of the death of the incapacitated person.

8. _____ shall file with the Court within 90 days, an inventory of all of the incapacitated person's assets.

9. _____ shall cooperate fully with any Court staff or volunteers during this matter.

10. _____, Esq., court-appointed counsel for _____, has a continuing obligation to act as advocate for _____. Said counsel must review all reports and accountings and shall initiate with a sense of urgency any required actions including court actions to further the best interests of _____.

A copy of this Judgment shall be served on all interested parties and counsel of record within seven (7) days from the receipt thereof.

J.S.C.