

**MOTION TO MOVE
WARD/INCAPACITATED
PERSON/PROTECTED PERSON
OUT OF THE STATE OF
NEBRASKA**

CC 16:2.61 Rev. 02/15
Neb. Rev. Stat. § 30-2601(10)

IN THE COUNTY COURT OF _____ COUNTY, NEBRASKA

IN THE MATTER OF

Case No. _____

**MOTION TO MOVE
WARD/INCAPACITATED
PERSON/PROTECTED PERSON OUT
OF THE STATE OF NEBRASKA**

Ward/Incapacitated Person/Protected Person

_____, guardian/conservator for _____ asks
the court for an Order allowing the guardian/conservator to move the ward/incapacitated person/protected person out of the
State of Nebraska because:

I acknowledge that I will receive a Notice of Hearing when I file this Motion to Move Ward/Incapacitated
Person/Protected Person out of the State of Nebraska. After I receive the Notice of Hearing from the
county court, it is my responsibility to send a copy of both this Motion and the Notice of Hearing to all
interested persons* and file a Certificate of Service with the court showing I mailed a copy of this Motion
and the Notice of Hearing to all interested persons.

Signature(s) of Guardian(s) and/or Conservator(s)

Date

Print or Type Name of Guardian(s) and/or Conservator(s)

Street Address/P.O. Box of Guardian(s) and/or Conservator(s)

Bar Number and Firm Name (attorneys only)

City/State/ZIP Code of Guardian(s) and/or Conservator(s)

Phone(s)

E-mail Address(es)

*Interested persons are defined as:

- children and spouses;
- future heirs if the ward/incapacitated person/protected person would die without leaving a valid will (brothers and sisters who are adults, grandparents, etc.);
- a trustee of any trust executed by the ward/incapacitated person/protected person;
- if there are no individuals defined as “interested persons” above, include any person or organization named as a “devisee” in the ward’s/incapacitated person’s/protected person’s most recent will;
- after death of the ward/incapacitated person/protected person, interested person also includes the personal representative of a deceased ward’s/incapacitated person’s/protected person’s estate, the deceased ward’s/incapacitated person’s/protected person’s heirs in an intestate estate, and the deceased ward’s/incapacitated person’s/protected person’s devisees in a testate estate;
- any governmental agency paying benefits on behalf of the ward/incapacitated person/protected person; and
- any person designated by order of the court to be an interested person.

If there are no interested persons identified for a ward/incapacitated person/protected person, the court shall appoint a guardian ad litem (Nebraska Supreme Court Rule § 6-1449(B)). The cost of the guardian ad litem may be taken from the assets of the ward/incapacitated person/protected person.