

FINAL ACCOUNTING PACKET

Who may use these forms: A person who has filed a Motion to Terminate a Guardianship and/or Conservatorship or the minor, ward, protected person or incapacitated person has died and the Guardian and/or Conservator is requesting that the Guardianship and/or Conservatorship be terminated.

What are you reporting to the court: You are reporting all money received by you on behalf of the minor/ward/incapacitated person/protected person and all expenses paid by you on behalf of the minor/ward/incapacitated person/protected person for the period of time from the last date included in the most recent report filed, up to and including the date this report is filed.

When are the forms to be used: You must complete the entire packet of forms and file them with the court with the Motion to Terminate Guardianship/Conservatorship **if** you have possession of the minor's/ward's/incapacitated person's/protected person's money, assets, possessions or income (including social security or other benefits).

If you need additional copies of this packet, forms are available on the Supreme Court website: <http://www.supremecourt.ne.gov/forms>

The cost of filing this packet is \$5.

Specific Instructions: This packet includes the following:

► **Final Updated Inventory** (Pages 1-2): You complete this portion of the packet by providing the account balance for each bank account and the account value for each brokerage account as of the last day of the reporting period. All other requested information must be included in the form, if applicable. The original must be filed with the court and a copy mailed to all interested persons.

► **Final Accounting** (Pages 3-4): If you spent from or added to the minor's/ward's/incapacitated person's/protected person's account(s) since the last accounting that was filed, you must provide the detail of those transactions. This "detail" is a list of the amounts received on behalf of the minor/ward/incapacitated person/protected person, the amounts paid out from each account on behalf of the minor/ward/incapacitated person/protected person, to whom monies were paid and for what purpose the payments were made. The accounting should include all activity from the date the **most** recently filed accounting ended, up to the date the Motion to Terminate was filed. The original form must be filed with the court along with copies of all bank statements, brokerage statements, etc. covering the same accounting period with all but the last four digits of account numbers and social security numbers blacked out. You will mail copies to the interested parties.

▶ Certificate of Proof of Possession (Pages 5-6): You will need one Certificate for each bank or other financial institution. You will begin a portion of the Certificate, but the bank or other financial institution will finish the Certificate. Complete the case information on the Certificate, then take this form to the bank or other financial institution and ask a representative there to write in the account information, the balance in the account, and any interest paid. You should have the account balance confirmed as of the last day of the accounting. The representative from the bank or other financial institution must sign the Certificate in the presence of a notary public because his or her signature must be notarized. The original Certificate(s) must be filed with the court and copies mailed to the interested parties.

▶ Notice of Right to Object (Page 7): You must complete this form, file the original with the court and mail a copy to all interested parties.

▶ Certificate of Mailing (Pages 8-9): By filing this Certificate with the court you are informing the court that you have mailed copies of the forms listed to the “interested persons.” You need to check the box of all of the forms/documents you have mailed to the interested persons. You must also list the names and addresses of the interested persons you sent the forms to on this form. The original must be filed with the court and a copy mailed to all interested parties.

▶ Personal and Financial Information for Guardianships and Conservatorships (Page 10): You need to complete this form by filling in the name of your minor/ward/incapacitated person/protected person, his or her date of birth, social security number and the name and address of all bank or other financial institutions where the minor/ward/incapacitated person/protected person has money. You must include full account numbers on this form. This form is designed to accommodate the personal information for one person per form. This form is filed with the court only. **Do not send this form to the interested persons**

IN THE COUNTY COURT OF _____ COUNTY, NEBRASKA

IN THE MATTER OF

Case # _____

Ward/Incapacitated Person/Protected Person

FINAL ACCOUNTING PACKET

FINAL UPDATED INVENTORY

TO THE GUARDIAN AND/OR CONSERVATOR: To protect personal information, only the last four digits of the account should be provided on this form. Complete account information is provided on the Personal and Financial Information for Guardianships and Conservatorships form.

The inventory listed below is the inventory as of the ending date of this Final Report,
_____, 20____.

1. PERSONAL PROPERTY:

Checking Accounts

Bank Name _____	
Account no.XXX- _____	\$ _____
Bank Name _____	
Account no. XXX- _____	\$ _____
Bank Name _____	
Account no. XXX- _____	\$ _____

Savings Accounts

Bank Name _____	
Account no.XXX- _____	\$ _____
Bank Name _____	
Account no. XXX- _____	\$ _____
Bank Name _____	
Account no. XXX- _____	\$ _____

Certificates of Deposit

Bank Name _____	
Account no.XXX- _____	\$ _____
Bank Name _____	
Account no. XXX- _____	\$ _____
Bank Name _____	
Account no. XXX- _____	\$ _____

Stocks and Bonds	\$ _____
Vehicles	\$ _____
Household goods and furnishings	\$ _____
Other: _____	\$ _____

TOTAL: \$ _____

2. JOINTLY HELD PROPERTY:

With whom _____ \$ _____
What _____ \$ _____
With whom _____ \$ _____
What _____ \$ _____

TOTAL: \$ _____

3. INCOME (Monthly):

Wages - Employer name: _____ \$ _____
Social Security _____ \$ _____
Supplemental Security income _____ \$ _____
Veterans Administration benefits _____ \$ _____
Company pension _____ \$ _____
Interest - From where: _____ \$ _____
Dividends - From where: _____ \$ _____
Other: _____ \$ _____

TOTAL: \$ _____

4. CREDIT CARD(S) belonging to ward/incapacitated person/protected person (If applicable)

Card Name _____
Account no.XXX- _____ \$ _____
Card Name _____
Account no. XXX- _____ \$ _____

TOTAL: \$ _____

5. REAL PROPERTY (List location by address and value):

Note: legal property descriptions may be obtained from the Register of Deeds in the county that the property is located. For longer descriptions, reference the location and legal description on a separate page.

Location _____ Value \$ _____
Legal description _____

TOTAL: \$ _____

NOTICE: You must file your letters of Guardianship and/or Conservatorship with the Register of Deeds in any county where the ward/incapacitated person/protected person has real property or an interest in real property.

I swear or affirm, **under the penalties of perjury**, that I have examined the Final Updated Inventory, and Final Accounting, and to the best of my knowledge and belief, they are true, correct and complete.

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

Date _____

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

Bar Number and Firm Name (attorneys only)

Street Address/P.O. Box of Guardian(s) and/or Conservator(s) mark if new address

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

Phone

E-mail Address

CERTIFICATE OF PROOF OF POSSESSION

TO THE GUARDIAN AND/OR CONSERVATOR: This form must be completed by the financial institution. It must be filed with the court, sent to all interested parties, and will be public information. For protection of financial information, give only the last four digits of accounts and bond information on this form. Complete account and bond information must be provided on the Personal and Financial Information for Guardianships and Conservatorships form (CC 16:2.23).

In the matter of the estate of _____ Case number _____
Name of Guardian and/or Conservator: _____
Name and address of Institution _____

CERTIFICATE OF BALANCE ON DEPOSIT

I CERTIFY that on the ____ day of _____, 20____, there was on deposit in this Institution to the benefit of the above ward, incapacitated or protected person the following:

Checking Account, No. XXXXXXX-_____
Balance of \$_____ including interest of \$_____ paid during period of statement of account. **Restricted**

Savings Account, No. XXXXXXX-_____
Balance of \$_____ including interest of \$_____ paid during period of statement of account. **Restricted**

Please Note: To be considered restricted, the account shall be designated with the following notice: "NO WITHDRAWAL WITHOUT COURT ORDER"

(*Extend above format for additional accounts as required)

NOTE TO CERTIFYING OFFICIAL: This certificate may be executed by a bank official, an authorized official or agent of the company which is surety on your bonds.

I CERTIFY that the accounts listed above were exhibited to me by the above-named guardian and/or conservator as being the property of the estate of the ward, protected or incapacitated person said deposits then and there being in the custody and control of the guardian and/or conservator.

Date Address of Certifying Official Signature and Title of Certifying Official
State of _____)
County of _____) ss.

The foregoing instrument was acknowledged before me by _____, this
Name of Official certifying above

Day Month Year Notary Public (Signature of Person taking acknowledgment)
My commission expires: _____
(Title or Rank) (Serial Number, if any)

CERTIFICATE AS TO SECURITIES (certificates of deposits, savings bonds, etc.)

	KIND OF BOND OR SECURITY	DATE OF PURCHASE	COST	INTEREST RATE	PRESENT VALUE	
1.						<input type="checkbox"/> Restricted
2.						<input type="checkbox"/> Restricted
3.						<input type="checkbox"/> Restricted
4.						<input type="checkbox"/> Restricted

(Identify U.S. Savings Bonds by series, last four digits of bond, purchase date, and cost. Identify accounts by last four digits of account.)

Please Note: To be considered restricted, the account shall be designated with the following notice: "NO WITHDRAWAL WITHOUT COURT ORDER"

(*Extend format for additional bonds or securities as required)

I CERTIFY that the securities listed above were exhibited to me by the above-named guardian and/or conservator as being the property of the estate of the ward, protected or incapacitated person said securities then and there being in the custody and control of the guardian and/or conservator.

 Date Address of Certifying Official Signature and Title of Certifying Official
 State of _____)
) ss.
 County of _____)

The foregoing instrument was acknowledged before me by _____, this
 Name of Official certifying above

____ day of _____, _____. _____
 Day Month Year Notary Public (Signature of Person taking acknowledgment)

____ My commission expires: _____
 (Title or Rank) (Serial Number, if any)

NOTICE OF RIGHT TO OBJECT

TO THE GUARDIAN AND/OR CONSERVATOR: As Guardian and/or Conservator, you must complete and mail this form to all interested parties and file it with the court.

You are notified that _____, guardian and/or conservator, has filed the following in the above referenced case on _____, 20____.
Date document(s) filed

- Motion to Terminate
- Final Updated Inventory;
- Final Accounting;
- Certificate of Proof of Possession (with proof of restricted account if any funds are restricted);
- Bank statements and/or brokerage statements for accounting period with personal information (Social Security number, date of birth, etc.) blacked out;
- Other: _____

If you object to the contents or accuracy of these filings, you may file an objection and request a hearing before the court. You have 10 days from the date these documents were filed with the court to complete and file the Objection form which can be obtained on the Nebraska Supreme Court website, <http://supremecourt.ne.gov/forms/county/guardian-conservators.shtml>.

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

Date _____

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

Bar Number and Firm Name (attorneys only)

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

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

Phone

E-mail Address

CERTIFICATE OF MAILING

TO THE GUARDIAN AND/OR CONSERVATOR: You need to complete and file this form with the court showing that you mailed the required documents marked below to all the interested parties you list below.

I, _____, swear or affirm, **under the penalties of perjury**, that on the _____ day of _____, 20____ I mailed copies of the forms marked below to all interested persons* and bonding company, if any, at the addresses set forth below:

- Motion to Terminate;
- Final Updated Inventory;
- Final Accounting;
- Certificate of Proof of Possession (with proof of restricted account if any funds are restricted);
- Bank statements and/or brokerage statements for the accounting period with personal information (social security number, date of birth, etc.) blacked out;
- Notice of Right to Object form; and
- Certificate of Mailing

<u>NAME</u>	<u>ADDRESS</u>
_____	_____
_____	_____
_____	_____
_____	_____

See attached (more names and addresses than above)

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

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

Bar Number and Firm Name (attorneys only)

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

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

Phone

E-mail Address

*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.

**PERSONAL AND FINANCIAL
INFORMATION FOR
GUARDIANSHIPS AND
CONSERVATORSHIPS**

TO THE GUARDIAN AND/OR CONSERVATOR: This form is to be filed only with the court. Do not send this form to the interested persons. Fill out one form for each ward, incapacitated person or protected person.

IN THE COUNTY COURT OF _____ COUNTY, NEBRASKA

THIS DOCUMENT IS CONFIDENTIAL AND SHALL NOT BE MADE PART OF THE COURT FILE OR PROVIDED TO THE PUBLIC PURSUANT TO NEB. CT.R. § 6-1464.

Case # _____

IN THE MATTER OF

CONFIDENTIAL

Ward/Incapacitated Person/Protected Person

**PERSONAL AND FINANCIAL
INFORMATION FOR GUARDIANSHIPS
AND CONSERVATORSHIPS**

<u>Full</u> name of the ward, protected or incapacitated person:	<u>Full</u> date of birth of the ward, protected or incapacitated person:	<u>Full</u> social security number of the ward, protected or incapacitated person:

FINANCIAL INFORMATION OF THE WARD, PROTECTED OR INCAPACITATED PERSON

Name(s) and address(es) of financial institution(s)

Full account number(s)

Signature(s)

Date

Print or Type Name(s)

Street Address/P.O. Box

Bar Number and Firm Name (attorneys only)

City/State/ZIP Code

Phone

E-mail Address

Instructions: When parties are required to report personal and financial information to the court, the complete information shall be provided on Appendix 11 (CC 16:2.23). On pleadings or documents to be filed with the court, financial account numbers, dates of birth, and social security numbers, where required, should reference Appendix 11 (CC 16:2.23): (i.e., "See Appendix 11/CC16:2.23"). Financial account numbers should be listed by the last four digits of the financial account when the account is reported on a pleading or document filed with the court.