

REQUIRED

PETITION FOR INSTRUCTIONS AND/OR DIRECTIONS

IN THE COUNTY COURT OF _____ COUNTY, NEBRASKA

IN THE MATTER OF
GUARDIANSHIP/CONSERVATORSHIP OF:

Case # _____

Ward/Incapacitated Person/Protected Person

PETITION FOR INSTRUCTIONS AND/OR DIRECTIONS

COMES NOW, _____, as the petitioner and hereby requests instructions and directions from the court regarding the issues set forth below, to-wit:

1. The petitioner is the duly appointed guardian and/or conservator for _____.

2. Petitioner seeks instruction from the court regarding the following question of administration:

I acknowledge that I will receive a Notice of Hearing when I file my petition. After I receive the Notice of Hearing from the county court, it is my responsibility to send a copy of this Petition for Instructions and/or Directions, the Notice of Hearing, and the Notice of Right to Object (CC 16:2.16), to all interested persons*.

I further acknowledge that I must file a Certificate of Mailing (CC 16:2.49) for both this Petition for Instructions and/or Directions and the Notice of Hearing with the county court proving that I have given notice of the hearing date to all interested persons*.

I, the undersigned guardian/conservator, swear or affirm, **under the penalties of perjury**, that I have examined the above documents, and to the best of my knowledge and belief, they are true, correct and complete.

Signature(s) of Petitioner(s)

Date

Print or Type Name of Petitioner (s)

Street Address/P.O. Box of Petitioners)

Bar Number and Firm Name (attorneys only)

City/State/ZIP Code of Petitioner (s)

Phone of Petitioner(s)

E-mail Address of Petitioner(s)

*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.