

INFORMATION OF PERSON FILING FORM:

**PETITION FOR ELDER GUARDIANSHIP**  
[FOR COURT USE ONLY]

Name: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_

Attorney for: \_\_\_\_\_

SHINGLE SPRINGS BAND OF MIWOK  
INDIANS TRIBAL COURT  
P.O. Box 531, Shingle Springs, CA 95682

CASE NO.: \_\_\_\_\_

Petitioner: \_\_\_\_\_

Respondent: \_\_\_\_\_

**1. Petitioner Information:**

a. Petitioner(s) Name(s): \_\_\_\_\_

b. Petitioner(s) Date of Birth: \_\_\_\_\_

c. Petitioner Home Address/Residence (street address, city and zip code):  
\_\_\_\_\_

d. Petitioner Mailing Address (if different from above):  
\_\_\_\_\_

e. Petitioner is: (check one):

- A family member of the minor; or
- The minor and over the age of 14; or
- The Tribe; or
- Other interested person: Please explain relationship to the child).

f. Petitioner is a Tribal Member:  Yes or  No

g. Petitioner Criminal History:

- I do not have any criminal history of fraud, theft, or embezzlement; or
- I do have a criminal history of fraud, theft, or embezzlement. Please explain:

\_\_\_\_\_  
\_\_\_\_\_

CASE NAME:	CASE NO.:
------------	-----------

Check here if the petitioner is not the proposed conservator. You will need to complete attachment to this form providing information about the conservator.

**2. Elder Information:**

	Name of Elder	Date of Birth	Residence/Home Address (street, City, Zip Code	Tribal Member? Yes or No
1				
2				
3				
4				

**3. Other Court Cases**

- I do not know of any other court cases involving the elder.
- The elder is involved in another court case:

Description of Case	Court or County and State	Case Number (if known)

**4. Elder Family Information:**

Relationship	Name of Elder's Family Members	Date of Birth	Residence/Home Address (street, City, Zip Code	Tribal Member? Yes or No

**5. Request to Court - Reason Elder is in Need a Guardian Appointed:**

- a. I, the petitioner am requesting the court appoint a guardian for the elder.
  
- b. It is in the best interest of the elder to have a guardian appointed because: (check all that apply):
  - The elder has suffered serious physical or emotional harm inflicted non-accidentally upon the elder by his/her family member.
  - There is substantial risk that the elder will suffer serious physical or emotional harm if left in the care of the family member.
  - The family member has failed to adequately care for and protect the elder.
  - The family member wants to voluntarily relinquish guardianship and a suitable guardian is available.
  - The elder’s family member is incarcerated, institutionalized or otherwise unable to provide adequate care for the elder.
  - The elder’s family member is deceased.

Please provide a written explanation, using specific facts, why the court should appoint a guardian for the elder that supports the boxes checked above or supporting another reason not listed above:

---

---

---

---

---

---

---

---

---

---

- c. Temporary Guardianship:
  - I am requesting a temporary guardianship to last 30 – 60 days pending a trial on the Petition for general guardianship.
  - I am not requesting a temporary guardianship; the elder can remain in their current residence until a trial on the general petition which will take place in 30 – 60 days.

CASE NAME:	CASE NO.:
------------	-----------

I declare under penalty of perjury under the laws of the Shingle Springs Band of Miwok Indians that the foregoing is true and correct.

---

Petitioner Name

Petitioner Signature

Date

**NOTICE TO PETITIONER:** You must personally serve a copy of the Petition on the biological parents of the minor and may request the assistance from Tribal Police or Tribal Services. This means that someone who is over the age of 18 and is not a party to the case must hand deliver a copy of the petition to the parents, and complete a proof of service then file it with the court.