

INFORMATION OF PERSON FILING FORM:

PETITION FOR 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

| | |
|------------|-----------|
| CASE NAME: | CASE 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:

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

2. Child Information:

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

Check here if additional children are listed on a separate page.

3. Other Court Cases

- I do not know of any other court cases involving the children.
- The child/children are involved in another court case:

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

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

4. Minor's Parents Information:

| | Name of Child's Parent | Date of Birth | Residence/Home Address (street, City, Zip Code) | Tribal Member? Yes or No |
|--------|------------------------|---------------|---|--------------------------|
| Mother | | | | |
| Father | | | | |

5. Request to Court - Reason Child (or Children) Need a Guardian Appointed:

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

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

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

Check here if additional pages are attached.

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 child can remain in their current residence until a trial on the general petition which will take place in 30 – 60 days.

d. Child Support:

- I am not requesting withholding of any child support at this time.
- I am requesting the withholding of one or more of the parent’s per capita distribution for support of the minors.

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.