

PROBATE COURT OF FAYETTE COUNTY

STATE OF GEORGIA

IN THE MATTER OF:

MINOR

)
)
)
)

ESTATE NO. _____

PETITION TO TERMINATE TEMPORARY GUARDIANSHIP OF MINOR
BY NATURAL GUARDIAN(S)

The petition of _____ shows:

1.

Petitioner(s) is/are the natural guardian(s) of the above-named minor as

- ____ a. (a) married parent(s),
____ b. sole surviving parent,
____ c. a divorced parent having sole custody of the minor,
____ d. a divorced parent having joint legal custody of the minor,
____ e. a parent having sole custody of the minor, or
____ f. a parent having joint legal custody of the minor.

2.

On _____, 20____, this Court appointed

as temporary guardian(s) of the above-named minor after petitioner(s) consented to or did not object to the appointment of the temporary guardian(s).

3.

Petitioner(s) now desire(s) to terminate the temporary guardianship. *Official Code of Georgia Annotated*, § 29-2-8.

WHEREFORE, petitioner(s) pray(s) that the Court enter an Order terminating the temporary guardianship:

- _____ a. immediately because the temporary guardian(s) has/have consented in writing; or
_____ b. after notice is given to the temporary guardian(s).

Signature of Petitioner

Signature of Second Petitioner, if any

Printed Name

Printed Name

Address

Address

Telephone Number

Telephone Number

Signature of Attorney:

Typed/printed name of Attorney:

Address:

Telephone:

State Bar # _____

VERIFICATION

GEORGIA, _____ COUNTY

Personally appeared before me the undersigned petitioner(s) who, after being duly sworn, state(s) that the facts set forth in the foregoing petition (and any attached exhibits) are true.

Sworn to and subscribed before me
this _____ day of _____, 20____.

Signature of First Petitioner

NOTARY
My Commission Expires _____

Printed Name of First Petitioner

Sworn to and subscribed before me
this _____ day of _____, 20____.

Signature of Second Petitioner

NOTARY
My Commission Expires _____

Printed Name of Second Petitioner

PROBATE COURT OF FAYETTE COUNTY

STATE OF GEORGIA

IN THE MATTER:

_____,
MINOR

)
)
)
)

ESTATE NO. _____

RE: PETITION TO TERMINATE
TEMPORARY GUARDIANSHIP

ACKNOWLEDGMENT OF SERVICE AND ASSENT TO PETITION TO TERMINATE

I (We), the undersigned, being the temporary guardian(s) of the above-named Minor, hereby acknowledge service of a copy of the Petition to Terminate Temporary Guardianship, waive further service and notice, and hereby assent to the termination the temporary guardianship.

Sworn to and subscribed before me
this _____ day of _____, 20____.

Signature of Temporary Guardian

NOTARY
My Commission Expires _____

Printed Name of Temporary Guardian

Sworn to and subscribed before me
this _____ day of _____, 20____.

Signature of Temporary Guardian

NOTARY
My Commission Expires _____

Printed Name of Temporary Guardian

**PROBATE COURT OF FAYETTE COUNTY
STATE OF GEORGIA**

IN THE MATTER OF:

_____,
MINOR

) **ESTATE NO. _____**
)
) **PETITION TO TERMINATE**
) **TEMPORARY GUARDIANSHIP**

ORDER FOR SERVICE OF NOTICE

The foregoing Petition to Terminate Temporary Guardianship of Minor having been read and considered, and one or more temporary guardians having failed to consent in writing,

IT IS ORDERED that Notice issue and be served upon the temporary guardian(s) who have not consented by:

- (1) personal service at their address on record if he/she is a resident of or is found in the State of Georgia; or
- (2) first-class U.S. Mail to their address of record if he/she resides or is found outside of the State of Georgia.

SO ORDERED, this _____ day of _____, 20____.

JUDGE

**PROBATE COURT OF FAYETTE COUNTY
STATE OF GEORGIA**

IN THE MATTER OF)	ESTATE NO. _____
)	
_____,)	RE: PETITION TO TERMINATE
MINOR)	TEMPORARY GUARDIANSHIP

NOTICE

TO: _____
Temporary guardian name and address

Temporary guardian name and address

_____ has(have) filed a petition to terminate your appointment as temporary guardian of the above-named minor.

YOU ARE HEREBY NOTIFIED that any objection or response you have to the petition must be filed with this Court no later than ten (10) days from the date you are served if you are personally served, or thirteen (13) days from the date of mailing as shown on the attached Certificate of Mailing, if you are served by mail.

All objections must be in writing, setting forth the grounds thereof, must be signed by you before a notary public and must include the required filing fee, unless you qualify to file as an indigent party. Contact probate court personnel at the address/telephone number shown below for the requisite filing fees.

If an objection is timely filed the Probate Court Judge will either set a hearing or will transfer the case to the Juvenile Court of _____ County. The Court will determine whether a continuation or termination of the temporary guardianship is in the best interest of the minor. You will be notified which court will hear the matter and the date the case will be heard.

If no objection is timely filed the temporary guardianship will be terminated without a hearing.

This _____ day of _____, 20____.

WITNESS the Honorable Ann S. Jackson, Judge

By: _____
Deputy Clerk Probate Court

(Address)

(Telephone)

**PROBATE COURT OF FAYETTE COUNTY
STATE OF GEORGIA**

IN THE MATTER OF

MINOR

)
)
)
)

ESTATE NO. _____

**RE: PETITION TO TERMINATE
TEMPORARY GUARDIANSHIP**

CERTIFICATE OF MAILING

I hereby certify that I have this date mailed, by first class U. S. Mail, a copy of the above Citation to the temporary guardian(s) to whom the Citation is directed and at the address set forth therein, in a properly addressed and stamped envelope.

This _____ day of _____, 20____.

Clerk

**PROBATE COURT OF FAYETTE COUNTY
STATE OF GEORGIA**

IN THE MATTER OF)	ESTATE NO. _____
)	
_____)	RE: PETITION TO TERMINATE
MINOR)	TEMPORARY GUARDIANSHIP

ORDER

The foregoing Petition having been filed, read and considered and it appearing to the Court as initialed below by the Judge:

- a. _____ that the temporary guardian(s) has/have consented in writing to the termination;
- b. _____ that Notice was served upon the temporary guardian(s) and no objection to the termination of the temporary guardianship has been timely filed;
- c. _____ that Notice was served upon the temporary guardian(s) and an objection to the termination of the temporary guardianship has been timely filed;

IT IS ORDERED that

- a. _____ The temporary guardianship be, and the same is, terminated, the Temporary Letters of Guardianship previously issued are rescinded, and the temporary guardian has no further authority as such.
- b. _____ The records relating to the temporary guardianship shall be transferred by the Deputy Clerk of this Court to the Juvenile Court of _____, County _____ which shall determine whether a continuation or termination of the temporary guardianship is in the best interest of the minor.
- c. _____ A hearing will be held in this Court on _____, at _____, ____M., All parties shall appear at the Fayette County Probate Court, One Center Drive, Fayetteville, Georgia, then and there to show cause why the prayers of the Petition should not be granted.

SO ORDERED, this _____ day of _____, 20____.

Judge, Probate Court