

# The Family Court of the State of Delaware

In and For New Castle Kent Sussex County

## MOTION FOR APPOINTMENT OF A GUARDIAN AD LITEM FOR A MINOR LITIGANT

### Petitioner

Name
Address
P.O. Box
City/State/Zip Code
Attorney

### Respondent

Name
Address
P.O. Box
City/State/Zip Code
Attorney

File Number
CPI Number(s)
Underlying Petition Type

A Proceeding involving \_\_\_\_\_ having been filed hereto fore in this Court, Movant hereby moves the Court for the Appointment of a Guardian ad Litem for a minor litigant and, in support thereof, alleges the following facts in accordance with Family Court Rule 17-B:

The PETITIONER RESPONDENT in the above action is a minor, d.o.b. \_\_\_\_\_, being less than 18 years of age at the time of this filing.

There being no guardian or trustee for this minor, \_\_\_\_\_ of  
(Name OF Person to be Appointed as Guardian ad Litem)

(Address of Person to be appointed as Guardian ad Litem)

is named, and agrees to be named, as Guardian ad Litem for the above-named minor litigant for the pendency of this litigation. The relationship of the proposed Guardian ad Litem, who is not otherwise interested in this cause, to this minor is \_\_\_\_\_. A copy of this motion is to be served upon the minor, if 14 years of age, or upon the person with whom the minor resides, if under that age. A copy of this motion is also to be served upon the named Guardian ad Litem.

I have no responsible adult to act on the minor's behalf, and therefore request that the Court waive the Appointment of Guardian ad Litem requirement.

SWORN TO AND SUBSCRIBED before me this date,

\_\_\_\_\_  
Date

\_\_\_\_\_  
Movant/Attorney

\_\_\_\_\_  
Notary Public

\_\_\_\_\_  
Address (if not stated above)

### Affidavit of Mailing

I, the Movant, affirm that a true and correct copy of this Motion was placed in the U.S. Mail on this date \_\_\_\_\_, and sent to the other party or attorney at the address listed on the petition, being \_\_\_\_\_, first class postage pre- paid.

SWORN TO AND SUBSCRIBED  
before me this date,

\_\_\_\_\_  
Movant/Attorney

# The Family Court of the State of Delaware

_____	)	FILE NO.: _____
PETITIONER	)	
AND	)	PETITION NO.: _____
	)	
_____	)	
RESPONDENT	)	

## NOTICE OF MOTION

TO: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

PLEASE TAKE NOTICE that the Motion for Appointment of a Guardian ad Litem for a Minor Litigant (on reverse of this form) is herewith presented to the Court for consideration. If you are opposed to this motion you must file a written response with the Court within ten (10) days of the service of this motion. If no response is timely filed, the motion may be decided without further opportunity for you to be heard on this matter. Family Court Rules, Rule 7(b) (2).

_____	_____
Date	Movant/Attorney

## ORDER

Having considered the request of the movant, \_\_\_\_\_ IT IS ORDERED on  
 this date, \_\_\_\_\_ that \_\_\_\_\_  
 be named Guardian \_\_\_\_\_, for the pendency  
 ad Litem for the \_\_\_\_\_  
 minor litigant, \_\_\_\_\_  
 of this petition.

The appointment of Guardian ad Litem is waived and \_\_\_\_\_  
 \_\_\_\_\_

\_\_\_\_\_  
 JUDGE/COMMISSIONER