

State of South Dakota

COUNTY OF _____

}

ss.

IN CIRCUIT COURT

_____ JUDICIAL CIRCUIT

GUARDIANSHIP OF

_____,
A PERSON ALLEGED TO NEED PROTECTION.

}

GDN No. _____

ORDER APPOINTING ATTORNEY

Upon consideration of the Petition for Appointment of an Attorney, the Court finds that the appointment of counsel is necessary to protect the interest of <APP>. *[The Court on its own motion has determined that <APP> needs an attorney to protect [his/her] interests.]*

IT IS ORDERED:

1. <ATTORNEY> is appointed as the attorney for <APP> to represent [him/her] in the proceedings on the Petition for Appointment of Guardian.
2. The attorney shall:
 - A. Consult with <APP>.
 - B. Explain the Notice of Hearing on Petition and the nature and consequences of these proceedings.
 - C. Explain the rights and legal obligations.
 - D. Ascertain whether <APP> desires and is able to attend the hearing on the Petition.
 - E. Ascertain whether <APP> desire to contest these proceedings.
 - F. Interview the Petitioner and consult with at least one of the individuals who prepared the evaluation report.
 - G. Represent <APP> in these proceedings.
3. The attorney shall have access to <APP> and all medical, legal and financial records of [him/her]. All persons having custody, control or access to <APP> or [his/her] records are directed to make <APP> and the records immediately available to the attorney for private consultation, inspection and review.
4. Attorney fees and costs shall be paid by _____.
5. If <APP> obtains an attorney, upon the filing of a notice of appearance by retained counsel, this appointment shall terminate.

Dated _____

BY THE COURT:

ATTEST:

<CIRCUIT JUDGE>

Clerk of Courts
(Seal)