

STATE OF VERMONT

PROBATE COURT

DISTRICT OF \_\_\_\_\_, SS.

DOCKET NO. \_\_\_\_\_

IN RE THE GUARDIANSHIP OF \_\_\_\_\_

OF \_\_\_\_\_

**PETITION TO APPOINT A CUSTODIAL GUARDIAN FOR A MINOR**

1. The undersigned represents that it is necessary to appoint a guardian for the minor's:  
(Check applicable box)  
 Person (Custody)    Person and Property
2. Guardianship is necessary for the following reasons: (Check applicable reasons)
  - A. The minor has no living parent authorized to act as his guardian;
  - B. One or both parents are under guardianship or are incompetent or unsuitable to have the custody of the person of the minor;
  - C. The parent of the minor resides outside the state and has so resided for three years and has not contributed to the minor's support during that time, and the minor has resided in the state three years prior to the date of appointment;
  - D. No parent objects and transfer of custody is in the best interest of the minor and is not solely for the purpose of establishing a residence for school purposes;

State specific reasons why the guardianship is being requested.

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**Information about the minor**

3. Minor's full name \_\_\_\_\_ Date of Birth \_\_/\_\_/\_\_

4. Current mailing address \_\_\_\_\_  
\_\_\_\_\_ Telephone \_\_\_\_\_

5. Residence address (if different from above) \_\_\_\_\_

6. Who has legal custody for the child at this time? Please give the name and address of the person(s). If a court has awarded custody to this person, please give information about the court (name and address). Does the child actually live with the person who has legal custody? Yes [ ]. No [ ]. If no, then with whom does the child live?

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7. If the child has not lived at the above address for his or her entire life, please list the previous addresses and custodians of the child for the last five (5) years:

Previous address: \_\_\_\_\_ Street  
\_\_\_\_\_ City  
\_\_\_\_\_ State and Zip Code  
\_\_\_\_\_ Name of custodian while child was  
at this address and current address

(Attach a separate sheet of paper if necessary to list other addresses)

8. Is the child either (a) a member of an Indian tribe or (b) eligible for membership in an Indian tribe and the biological child of a member of an Indian tribe? Yes [ ]. No [ ].

9. Is the minor currently enrolled in school? Yes [ ]. No [ ]. If yes, please indicate the name and location of the school.

\_\_\_\_\_

### **Information about the parents of the minor**

Names of minor's parents:

10. Parent Number One: Name \_\_\_\_\_ Date of Birth \_\_/\_\_/\_\_

Mailing address \_\_\_\_\_  
\_\_\_\_\_ Telephone \_\_\_\_\_

Residence address (if different from above) \_\_\_\_\_  
\_\_\_\_\_

11. Parent Number Two: Name \_\_\_\_\_ Date of Birth \_\_/\_\_/\_\_

Mailing address \_\_\_\_\_

Telephone \_\_\_\_\_

Residence address (if different from above)

\_\_\_\_\_

\_\_\_\_\_

12. If either parent is deceased, please provide a copy of the death certificate.

13. If you cannot provide a valid name or address for one or both of the parents, please describe in detail what efforts have been made to locate the parent(s).

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

**Information about the proposed guardian(s)**

14. Proposed guardian's name \_\_\_\_\_ Date of Birth \_\_/\_\_/\_\_  
Relationship to minor \_\_\_\_\_ Employer \_\_\_\_\_  
Mailing address \_\_\_\_\_  
\_\_\_\_\_ Telephone \_\_\_\_\_  
Residence address (if different from above) \_\_\_\_\_

15. Proposed co-guardian's name \_\_\_\_\_ (if applicable) Date of Birth \_\_/\_\_/\_\_  
Relationship to minor \_\_\_\_\_ Employer \_\_\_\_\_  
Mailing address \_\_\_\_\_  
\_\_\_\_\_ Telephone \_\_\_\_\_  
Residence address (if different from above) \_\_\_\_\_

16. Are you aware of any past or pending actions concerning:	Minor	Parent	Guardian
<input type="checkbox"/> juvenile/delinquency/abuse or neglect	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> domestic violence, relief from abuse, or restraining order	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> divorce	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> paternity	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> custody	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> adoption	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> conviction of a crime	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> or other court proceedings or orders affecting the minor, the parents of the minor, or the proposed guardian(s). If so, please provide a copy of any orders in your possession relevant to this child, or what information you have, regarding the proceedings, and where the proceedings took place.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

17. Is there an existing child support order for this child? Yes . No . If the guardianship is approved, does the guardian expect to receive child support or financial benefits for the child? Yes . No . If "Yes," then from whom?

\_\_\_\_\_

18. Is there an existing visitation order which affects this child? Yes . No . If "Yes," please describe. Does a person other than the parent or petitioner claim to have a right of custody or visitation with the child? Yes . No . If "Yes," then please list the name and address of this person.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

19. Is there any reason why the child should not have visitations with both of his or her parents? If so, please describe the reasons in detail.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

20. Have you participated as a party, witness, or in any other capacity in any litigation concerning the custody of this child in this or any other state? Yes [ ]. No [ ]. (Check one).

21. I/we have attached to this petition:

- the entry fee,
- a copy of the birth certificate of the minor,
- affidavit of personal information of the guardian,
- form no. 75 (list of interested persons), and
- any consents to the guardianship which the parents may have signed.

THEREFORE, I/we request that the court appoint a guardian, and propose that \_\_\_\_\_ be appointed as guardian for the minor. The petitioner(s) and proposed guardian(s) by signing this petition, certify that the petition has been read by them, that to the best of his or her knowledge, information and belief, formed after reasonable inquiry, the petition is well grounded in fact and is warranted by existing law, and that it is not interposed for any improper purpose such as to harass or cause unnecessary delay or needless increase in the cost of litigation.

Date: \_\_\_\_\_

\_\_\_\_\_  
Petitioner's Signature

Subscribed and sworn to this \_\_\_ day of \_\_\_\_\_, 20\_\_.

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

Date: \_\_\_\_\_

\_\_\_\_\_  
Proposed Guardian signature, if  
different from above

Subscribed and sworn to this \_\_\_ day of \_\_\_\_\_, 20\_\_.

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