

Superior Court of Washington, County of _____

In the Guardianship/Conservatorship of:

Individual

No. _____

Provisional Order

Granting (ORGMT)

Denying (ORDYMT)

**Transfer of Guardianship/
Conservatorship to Washington
(RCW 11.90.410)**

Clerk's action required: para 11

**Provisional Order Granting Denying Transfer of Guardianship/
Conservatorship to Washington**

The court finds:

1. The guardian/conservator petitioned to transfer the guardianship or conservatorship from (*county and state*) _____ to Washington.
2. The petitioner filed a certified copy of the other state's provisional order of transfer.
3. This court held a hearing on (*date*) _____.
4. Notice of this petition was given to those persons who would be entitled to notice if the petition were a petition for the appointment of a guardian/conservator or issuance of a protective order in both the transferring state and this state. The notice was given in a manner that complies with Washington requirements. RCW 11.90.410(2).
5. **Objection**
 There has not been an objection to the transfer.
 There has been an objection to the transfer. The objector:
 has not established that the transfer would be contrary to the interests of the Individual.
 has established that the transfer would be contrary to the interests of the Individual.
6. The proposed guardian/conservator is is not eligible to be appointed guardian/conservator in Washington State.

- 7. The proposed guardian/conservator has has not filed proof of successful completion of Washington's lay guardian training program.
- 8. This court recognizes the guardianship/conservatorship order from the other state.
- 9. This court recognizes the determination of the incapacitated or protected person's incapacity and the appointment of the guardian or conservator. RCW 11.90.410.

The Court Orders:

- 10. The motion is:

Denied: The petition to transfer the guardianship/conservatorship is **denied**. This order does not affect the ability of the guardian/conservator to seek appointment as guardian/conservator in this state if this court has jurisdiction to make an appointment other than by reason of the provisional order of transfer.

Granted: The petition to transfer the guardianship/conservatorship is **provisionally granted**. The petitioner shall seek a final order to transfer the guardianship/conservatorship from the other state. Not later than 90 days after issuance of a final order accepting transfer of a guardianship or conservatorship in Washington, the court shall determine whether the guardianship/conservatorship needs to be modified to conform to Washington law.

- 11. **Provisional Letters:**

The court clerk shall issue provisional letters of guardianship:

- Full Limited guardian
- Full Limited conservator

valid until *(date)* _____ to *(name)* _____ upon the filing of an oath, any bond required in paragraph 12, and *Designation of and Consent by In-State (Resident) Agent*, if the guardian/conservator or limited guardian/conservator resides outside the state.

Letters of Guardianship/Conservatorship in Washington shall not issue until the Washington Court enters a final order appointing a guardian/conservator in this state.

- 12. **Guardian Bond and Security:**

- No bond. This is a guardianship only.
- Conservatorship bond is set in the amount of \$_____.
- Bond is waived.
- Bond shall be reviewed at review of inventory.
- The conservator shall have access to all accounts.
- The following accounts are blocked, and no funds may be withdrawn without a court order:

 _____.

[] All other accounts shall be blocked and the conservator shall file a receipt of funds into blocked account with the court no later than 30 days from the date of this order:

_____.

If bond is waived, the conservator is required to report to the court if the total assets of the individual reaches or exceeds three thousand dollars (\$3,000). Pursuant to RCW 11.130.445(4), the guardian of the estate shall file a yearly statement showing the monthly income of the individual if said monthly income, excluding moneys from state or federal benefits, is over the sum of five hundred dollars (\$500) per month for any 3 consecutive months.

13. Other: _____

_____.

Dated: _____

Judge/Court Commissioner

Presented by:

Signature of Guardian/Conservator

Printed Name CPG No:

Signature of Attorney

Printed Name WSBA No: