TRAVIS COUNTY PROBATE COURT NO. 1
200 W. 8th Street, Second Floor P.O. Box 1748, Austin, Texas 78767
Phone – (512) 854-9258 (main number) (512) 854-4978 (Court Investigator's Office)

Uncontested Guardianship Docket Setting Request Form

To set a hearing, fill out and email to probateone.guardianshipattorney@traviscountytx.gov**.** *After reviewing the case, staff will contact you to confirm a setting on the court's docket.*

Date: _____ Preferred Hearing Dates: _____

Cause No. C-1-PB- _____ Guardianship of: _____

Guardianship Sought: ☐ Person Only ☐ Estate Only ☐ Person & Estate

Ad Litem's name: _____

Applicant's Attorney: My signature below indicates my certification to the Court and its staff that I am verifying all of the checked items as indicated below after conferring with the attorney ad litem.

❑ The proposed guardian has submitted the registration information to the Judicial Branch Certification Board.

❑ The proposed guardian has submitted a criminal background check.

❑ The proposed guardian has completed the training, and I have filed the guardianship training certificate of completion. I have conferred with the attorney ad litem, and we agree that this case should be set on the uncontested guardianship docket because of the following. **Please verify each statement** *(otherwise set the case on the regular docket).*

- ❑ The case does not have any contested issues regarding the incapacity of the proposed ward.
- ❑ The case does not have any contested issues regarding the scope of the guardianship.
- ❑ The physician's certificate (1) *has already been filed* and (2) *clearly supports the scope* of the guardianship being sought. In addition, (3) the attorney ad litem will not object to the admissibility of the physician's certificate.
- ❑ There is nothing in the file that suggests less restrictive alternatives might be available. *(If less restrictive alternatives might be available, the Court will not be able to investigate within the timeframe required by uncontested guardianship docket procedures.)*
- ❑ The case does not have any contested issues regarding the suitability of the applicant(s) to serve as guardian(s).
- ❑ Except for the proposed ward, a waiver has been filed for everyone required to be served under § 1051.103.
- ❑ The case can be heard in no more than 15 to 20 minutes.
- ❑ I have considered the following in determining that this case is appropriate for the uncontested guardianship docket:
  - *the nature and extent of the proposed ward's general intellectual and physical functioning, and the extent of the incapacity;*
  - *the ability of the proposed ward to make responsible and informed decisions and to manage personal and financial affairs prudently;*
  - *the impact of the proposed ward's incapacity on his or her ability to carry out daily living activities;*
  - *the type and scope of guardianship necessary to promote and protect the proposed ward's best interests; and*
  - *the ability of the proposed ward to participate meaningfully in the guardianship proceeding, and the proposed ward's desire to appear.*
- ❑ Before the requested hearing date, we will have (1) personal service on the ward and (2) waivers from or notice to all parties as required by Texas Estates Code §§ 1051.103 and 1051.104. *(If anyone other than the proposed ward will require personal service under § 1051.103 rather than signing a waiver, the case must be heard on the regular docket.)*

❑ I read the Court's uncontested guardianship-docket procedures effective 9/1/2023, and I understand that the proposed guardian must complete all required paperwork before the scheduled hearing time. I also understand that the Court prefers I submit the proposed guardian's paperwork to the Court at least a day before the hearing.

❑ I have verified that the Attorney ad Litem can attend the hearing on the preferred hearing date(s).

Check one: ☐ The proposed ward will attend the hearing **OR** ☐ The proposed ward will not attend the hearing.

Check one: ☐ I do not need an interpreter **OR** ☐ I will arrange for a licensed court interpreter at the hearing.

_____ _____
Applicant's Attorney (Printed Name) & Texas State Bar No. Applicant's Attorney (Signature)