**IN THE DISTRICT COURT OF THE ABSENTEE SHAWNEE TRIBE OF OKLAHOMA**

IN THE MATTER OF: )

)

) CASE NO. PG-

)

) An Adult Incompetent. )

**PETITION FOR EMERGENCY APPOINTMENT OF A GUARDIAN**

COMES NOW the Petitioner , representing

her/him/themselves, and for this cause of action alleges and states:

1. THAT this Court has jurisdiction to hear and decide this matter pursuant to Chapter 6 of the Juvenile Section of the Absentee Shawnee Tribal Code.

2. THAT the Petitioner is a member of the Absentee Shawnee Tribe of Oklahoma, OR;

*(Choose one of the following:)*

is a member of the Tribe;

is a nonmember but eligible for membership with the Absentee Shawnee Tribe OR

is a non-Indian,

who voluntarily submits to the jurisdiction of the Court.

1. THAT the adult, who is the subject of this action, is a member of the

Tribe/Nation.

1. THAT the adult incompetent is years old and was born on , .

4. THAT does not at the present time have a court appointed guardian and a guardian needs to be appointed for the reason that is an adult incompetent,

and will be verified by a doctor’s statement, incapable of overseeing his/her welfare in a manner that is in his/her best interest.

1. THAT the Petitioner(s) seeks a guardianship at this time because (explain the

circumstances of why you are seeking a guardianship):

.

1. That the names of the closest blood relatives are:

Name Relationship Tribe

Name Relationship Tribe

Name Relationship Tribe

Name Relationship Tribe

5. THAT the ward: *(Choose appropriate reponse)*

does not possess any real or personal property and, therefore, no bond is

required. **OR**

the ward possesses the following property: list real property, if any, and any personal property (not including any personal clothing or toys), such as trust funds, bank

accounts, Social Security income, etc.

valued at approximately $ .

1. THAT the Petitioner(s) are fit and proper person(s) to be appointed as guardian to

oversee the care and maintenance of

WHEREFORE, the Petitioner(s) pray

that this Court will make and issue an Order appointing him/her/them to be the guardian of:

and that a hearing be set on this matter as soon as the Court deems necessary.

Petitioner

**VERIFICATION**

I, , petitioner herein, being duly sworn to tell the truth and being of lawful age above 18 years of age, hereby state that I have prepared and read the attached petitioner and verify that all of the factual allegations contained in the petition are in fact true and correct to the best of my knowledge and belief, under penalty of perjury.

Petitioner

**ACKNOWLEDGMENT OF NEED TO CONSULT AN ATTORNEY, COURT RULES AND ABSENTEE SHAWNEE TRIBAL CODE OF LAWS.**

I, , petitioner herein, acknowledge that I am aware that an attorney should be consulted about procedure, legal rights, and advice in connection with this proceeding and my failure to hire an attorney to represent me in this case may result in the loss of or waiver of important legal rights that I may have. I understand that the Constitution of the Absentee Shawnee Tribe and the provisions of the Absentee Shawnee Tribal Code of Laws govern the procedures in the court and that I should review and consult the constitution and code of laws and become familiar with these provisions in order to properly handle my case.

Petitioner

**CERTIFICATION**

I, , Clerk of the District Court or notary public, certify that the petitioner, , personally appeared before me on , 20 , and being duly sworn, executed the above verification and acknowledgment in my presence.

Dated this day of , 20 .

Court Clerk or Notary Public