

State of Minnesota

District Court
Probate Division

County of _____

Judicial District: _____

Court File No. _____

Case Type: Conservatorship/Guardianship

In Re: Guardianship
 Conservatorship of

Order Terminating:

**Guardianship and Discharging
Guardian**

Conservatorship

**Conservatorship and Discharging
Conservator**

This matter came on for hearing before the district court on _____
on a petition seeking termination of the Guardianship Conservatorship of the person
subject to guardianship the person subject to conservatorship, named above. The matter,
having been considered by the Court, and the Court being duly advised in the premises now makes
the following:

FINDINGS OF FACT

1. Findings of Capacity:

Guardianship: The person subject to guardianship has presented a prima facie case that
the person subject to guardianship has capacity to make or communicate responsible
decisions concerning the personal needs for medical care, nutrition, clothing, shelter or
safety of the person subject to guardianship. Such case is evidenced by the following facts

Conservatorship: The person subject to conservatorship has presented a prima facie case
that the person subject to conservatorship is able to manage property and business affairs.
The person subject to conservatorship does not have property which will be dissipated
without proper management, or funds are not needed for the support, care, education,
health, and welfare of the person subject to conservatorship or of individuals who are
entitled to support from the person subject to conservatorship. Such case is evidenced by
the following facts: _____

2. No other person has presented sufficient facts to rebut the prima facie case.

3. The court has followed the same procedures to safeguard the rights of the person subject
to guardianship person subject to conservatorship as applied for a petition for
Guardianship Conservatorship.

NOW, THEREFORE, IT IS ORDERED:

1) The Guardianship of _____ is hereby terminated and all the rights and powers of the person subject to guardianship are hereby restored effective immediately and the Guardian is discharged.

2) The Conservatorship of _____ is hereby terminated and all the rights and powers of the person subject to conservatorship are hereby restored effective immediately. The termination of the conservatorship shall not relieve the Conservator of liability for previous acts or the obligation to account for funds and assets of the person subject to conservatorship. The Conservator shall be discharged by separate order of the court upon the final account being settled and allowed.

Or

The Conservatorship of _____ is hereby terminated and all the rights and powers of the person subject to conservatorship are hereby restored effective immediately. The final account having been settled and allowed by the court under separate order, the Conservator is hereby discharged.

3) That the court appointed attorney for the person subject to guardianship person subject to conservatorship, if any, is hereby discharged.

Order Recommended by:

Referee of District Court

Judge of the District Court

Dated: _____

Dated: _____