

Rule 4.3.02 Temporary Conservatorships and Guardianships

- (a) Subject to Local Rule 4.1.08, a Petition for Appointment of a Temporary Conservator, Judicial Council form GC-111, or Petition for Appointment of a Temporary Guardian, Judicial Council form GC-110 or GC-110(P), may be filed with or after the filing of a petition for a general conservator /guardian. The petition must state facts establishing the urgency requiring the appointment of the conservator or guardian (e.g., situations requiring immediate action to protect the health, welfare or the estate of the proposed conservatee/ward). Notice shall be given as set forth in Probate Code § 2250(e), unless the Court for good cause otherwise orders. A temporary conservator/guardian will be appointed without notice only in emergency situations.
- (b) If the attorney is informed that the Petition for Appointment of a (general) Probate Conservator, Judicial Council form GC-310, will be contested, all known potential objectors must be given at least 24 hours' notice of the time and place the Petition for Appointment of the Temporary Conservator will be presented unless the Court for good cause waives this requirement.
- (c) Ordinarily the Court will require a bond or a blocked account for temporary conservators/guardians of the estate.
- (d) Good cause must be shown for special powers to be granted without a hearing. If special powers are sought, they must be specified in the petition and supported by factual allegations.

(Eff. 1/1/91) (Rev. 7/1/01) (Rev. 1/1/09) (Rev. 1/1/25) (Rev. 1/1/27)