PROPOSED AMENDMENTS TO THE RULES OF SUPERINTENDENCE FOR THE COURTS OF OHIO

Comments Requested: The Supreme Court of Ohio will accept public comments until May 29, 2012 on the following proposed amendments to the Rules of Superintendence for the Courts of Ohio.

Comments on the proposed amendments should be submitted in writing to: John VanNorman, Policy and Research Counsel, Supreme Court of Ohio, 65 South Front Street, 7th Floor, Columbus, Ohio 43215-3431, or john.vannorman@sc.ohio.gov not later than May 29, 2012. Please include your full name and mailing address in any comments submitted by e-mail.

Key to Proposed Amendment:

1. Original language of the rule appears as regular typescript.
2. Language to be deleted appears thus.
3. Language to be added appears <u>thus</u>.

PROBATE COURT OF _____ COUNTY, OHIO
_____, JUDGE

GUARDIANSHIP OF_____

CASE NO. _____

APPLICATION FOR APPOINTMENT OF GUARDIAN OF ALLEGED INCOMPETENT

[R.C. 2111.03]

Applicant represents to the Court that _____ ~~aged _____ years,~~ resides or has a legal settlement at _____ in _____ County, Ohio and that the prospective ward is incompetent by reason of (R.C. 2111.01(D)) _____ _____.

The proposed ward's date of birth is _____.

A Statement of Expert Evaluation is attached. (Form 17.1)

A list of Next of Kin of Proposed Ward is also attached. (Form 15.0)

The whole estate of the prospective ward is estimated as follows:

Personal Property……..$_____

Real Estate…….....$_____

Annual Rents…….....$_____

Other annual income……$_____

Applicant represents that the applicant is not an administrator, executor or other fiduciary of the estate wherein the alleged incompetent is interested.

Applicant offers the attached bond in the amount of $ _____.

Applicant further represents that a guardian of the alleged incompetent is necessary in order that ☐ the ward ☐ ~~the~~ ward's property may be taken proper care of and asks that a guardian be appointed.

TYPE OF GUARDIANSHIP APPLIED FOR IS **[check the applicable boxes]**

☐ non-limited ☐ limited ☐ person and estate ☐ estate only ☐ person only

If limited guardianship is applied for, the limited powers requested are _____ _____.

CASE NO._____

The time period requested is ☐ indefinite ☐ definite to _____
_____.

Applicant's relationship to alleged incompetent is _____
_____.

The Applicant has (not) been charged with or convicted of a crime involving theft, physical violence, or sexual, alcohol or substance abuse except as follows (if applicable, state date and place of each charge or each conviction.)
_____
_____.

☐ The Applicant represents that a guardian has been nominated in a writing pursuant to R.C. 1337.09(D) or R.C. 2111.121. The nominated person is _____.

☐ The nominated person's contact information is listed on Form 15.0 (Next of Kin).

☐ A copy of the document which nominates the guardian is attached.

☐ The Applicant represents that the proposed ward had military service.

Military I.D.:_____

Branch of service:_____

Dates of service:_____

_____	_____
Attorney for Applicant	Applicant
_____	_____
~~Type~~ Typed or ~~Print~~ Printed Name	~~Type~~ Typed or ~~Print~~ Printed Name
_____	_____
Address	Age
_____	_____
City State Zip	Address
_____	_____
~~Phone number~~ Telephone Number (include area code)	City State Zip
_____	_____
Attorney Registration ~~Number~~ No._____	~~Phone number~~ Telephone Number (include area code)

PROBATE COURT OF _____ COUNTY, OHIO

IN RE: CHANGE OF NAME OF_____
(Present Name)

TO _____
(Name Requested)

CASE NO. _____

APPLICATION FOR CHANGE OF NAME OF ADULT

[R.C. 2717.01]

The applicant states that the applicant is an adult and has been a bona fide resident of _____ County, Ohio, for at least one year immediately prior to the filing of this application.

The applicant requests a change of name from _____
to_____
for the following reason: _____
_____
_____.

The applicant states that the applicant will cause notice of the application to be published once in a newspaper of general circulation in this county at least thirty (30) days before the hearing on this application.

The applicant states that the applicant

1) _____ ☐ has ☐ has not been convicted of, pleaded guilty to, or been adjudicated a delinquent child for identify fraud.
initials

2) _____ ☐ has a ☐ has no duty to comply with R.C. 2950.04 or R.C. 2950.041 because the applicant was convicted of, pled guilty to, or was adjudicated a delinquent child for having committed a sexually oriented offense or a child-victim oriented offense.
initials

_____	_____
Attorney for Applicant	Applicant's Signature
_____	_____
Typed or Printed Name	Typed or Printed Name
_____	_____
Address	Address
_____	_____
City State Zip	City State Zip
_____	_____
Telephone Number (include area code)	Telephone Number (include area code)

Attorney Registration No. _____

CASE NO._____

JUDGMENT ENTRY SETTING HEARING AND ORDERING NOTICE

The Court orders this application set for hearing on the _____ day of _____, at _____ o'clock ____.m. The applicant is ordered to cause notice of the application to be given by one publication in a newspaper of general circulation in this county at least thirty (30) days prior to the hearing date as required by law.

_____
Probate Judge

By: _____
Deputy Clerk

PROBATE COURT OF _____ COUNTY, OHIO

IN RE: CHANGE OF NAME OF_____
(Present Name)

TO _____
(Name Requested)

CASE NO. _____

APPLICATION FOR CHANGE OF NAME OF MINOR

[R.C. 2717.01]

The applicant states that the applicant is the ☐ parent ☐ legal guardian ☐ guardian ad litem of the minor and that the minor has been a bona fide resident of _____ County, Ohio, for at least one year immediately prior to the filing of this application. ~~A~~

A certified copy of the minor's birth certificate is attached.

☐ The applicant states that the name and address of the mother of the minor is:

_____
Name

_____
Address

_____
City State Zip

☐ and the name and address of the father or alleged father of the minor is:

_____
Name

_____
Address

_____
City State Zip

☐ Applicant states that the address of the ☐ mother ☐ father or alleged father is unknown and cannot with reasonable diligence be ascertained.

☐ There is no person alleged to be the father of said minor.

The applicant states that the person for whom a change of name is being requested

1) _____ has (not) been convicted of, pleaded guilty to, or been adjudicated a delinquent child for identify fraud.
initials

2) _____ has (no) duty to comply with R.C. 2950.04 or R.C. 2950.041 because the applicant was convicted of, pleaded guilty to, or was adjudicated a delinquent child for having committed a sexually oriented offense or a child-victim oriented offense.
initials

CASE NO._____

☐ The applicant requests a change of name of the minor from _____
to _____
for the following reason: _____
_____
_____

The applicant states that the applicant will cause notice of the application to be published once in a newspaper of general circulation in this county at least thirty (30) days before the hearing on this application. In addition, notice will be given by the applicant to any non-consenting parent or alleged father, whose addresses are known, by certified mail, return receipt requested.

_____	_____
Attorney for Applicant	Applicant's Signature
_____	_____
Typed or Printed Name	Typed or Printed Name
_____	_____
Address	Address
_____	_____
City State Zip	City State Zip
_____	_____
Telephone Number (include area code)	Telephone Number (include area code)

Attorney Registration No. _____

JOURNAL ENTRY SETTING HEARING AND ORDERING NOTICE

The Court orders this application set for hearing on the _____ day of _____,_____, at _____ o'clock ____.m. The applicant is ordered to cause notice of the application to be given by one publication in a newspaper of general circulation in this county at least thirty (30) days prior to the hearing date, as well as certified mail service, return receipt requested, if necessary, as required by law.

_____
Probate Judge

By: _____
Deputy Clerk

Amended: _____
Discard all previous versions of this form