	the State of New York, held in and for the County of, at the Courthouse thereof at,
	thereof at,, New York, on the day of, 20
Present: HON	
In the Matter of the Application of, Esq.,	Index No.
for the Appointment of a Guardian of the Person and Property of A Person Alleged To Be Incapacitated.	ORDER TO SHOW CAUSE1 (With Request for Temporary Restraining Order and Injunction)
IMPORT	X TANT ₂
An application has been filed in court by	, Esq., who believes you
may be unable to take care of your personal need	eds and financial affairs,
Esq., is asking that be appointed	ed to make decisions for you. With this paper
is a copy of the application to the Court showing	g why, Esq., believes you may
be unable to take care of your personal needs an	nd financial affairs. Before this Court makes
the appointment of someone to make decisions fo	or you, the Court holds a hearing at which
you are entitled to be present and to tell the Judg	ge if you do not want anyone appointed. This
paper tells you when the court hearing will take	place. If you do not appear in court, your
rights may be seriously affected.	
You have the right to demand a trial by j	jury. You must tell the Court if you wish to

have a trial by jury. If you do not tell the Court, the hearing will be conducted without a jury.

¹ Pursuant to N.Y.C.R.R. tit. 22, § 130-1.1a(a) an attorney signature is required. An attorney can comply by signing one of the following as long as it accompanies the papers: a cover page, a litigation back or a separate certification. Many counties have their own local forms. You should consult with the clerks of the court in which you are commencing this proceeding before using this form.

² The following bolded paragraphs must be in 12-point or larger, double-spaced, bold type.

The name and address, and telephone number of the clerk of the court are:

The Court has appointed a Court Evaluator to explain this proceeding to you and to investigate the claims made in the application. The Court may give the Court Evaluator permission to inspect your medical, psychological, or psychiatric records, if any. You have the right to tell the Judge if you do not want the Court Evaluator to be given that permission. The Court Evaluator's name, address, and telephone number are:

You are entitled to have a lawyer of your choice represent you. If you want the Court to appoint a lawyer to help you and represent you, the Court will appoint a lawyer for you. You will be required to pay that lawyer unless you do not have the money to do so.

At the hearing to be held herein as hereinabove set forth, and in this proceeding, you have the following rights:

- a. You have the right to present evidence.
- b. You have the right to call witnesses, including expert witnesses.
- c. You have the right to cross-examine witnesses, including any witnesses called by the Court.
- d. You have the right to be represented by a lawyer of your own choice. If you want the Court to appoint a lawyer to help you and represent you, the Court will appoint a lawyer for you. You will be required to pay that lawyer unless you do not have the money to do so.

UPO	N readi	ng and filing the annexed Petition of, Esq., duly day of, 20, and the Affirmation of, dated	
verified on t	the	day of, 20, and the Affirmation of, dated	
	_, from v	which it appears that is unable to provide for her personal	
needs and is	unable	to manage her property and her financial affairs,	
LET		, the alleged incapacitated person,, and the attorney for the alleged incapacitated person, if any, hereinafter named,	
		JSE, before a Justice of this Court at IAS Part,,	
New York, I	Room _	on the day of, 20, at, A.M./P.M. or as soon	
thereafter as	counse	I may be heard,	
WH	Y an Or	der should not be made:	
o de	atarmini	is an inconscitated norsen and is likely to suffer	
a. ut		is an incapacitated person and is likely to suffer unable to provide for her personal needs and the management of her property;	
narm becaus	se sile is	unable to provide for her personal needs and the management of her property,	
b	atuainin	a and existing	
D. Te	estrainin	g and enjoining, individually and as Preliminary Executor	
of the Estate	c OI	, from selling, assigning, obtaining, receiving in their possession during the pendency of this	
or disposing	or prop	in their possession during the pendency of this	
proceeding a	and unti	the final determination thereof;	
		g and enjoining Bank from releasing the proceeds of account	
number	;		
d ar	nnointin	as Guardian of the person and	
u. a _l nronorty of	ррошин	g as Guardian of the person and upon qualifying in accordance with the statutes of the state of	
property or _		upon quantying in accordance with the statutes of the state of	
new fork, a	and gran	iting to her the following powers:	
I.	Powe	wers over your person:	
	i.	to provide for proper living arrangements for, based on	
		the recommendation of her physicians;	
	ii.	to determine who shall provide personal care or assistance to	
	iii. to make decisions regarding social aspects of the life of		
		,;	
	iv.	to determine whether she should travel;	
	v.	to access and release all of's medical records in order to	
	٧.	provide for her proper medical and psychiatric treatment; and	
		provide for her proper medical and psychiatric treatment, and	
II.	Down	ers over your property:	
11.	i.	to collect all assets and income of	
	1.	to collect all assets and income of and to invest and	
		reinvest the same as would person of reasonable prudence;	
	;;	to dispose of the lawful liabilities of	
	ii.	to dispose of the lawful liabilities of;	

iii.	to provide for the proper care and maintenance of to pay the providers of the same, including physicians, hospitals, nurses aides, if any;			
iv.	to retain counsel to represent the Guardian in respect of the proceedings such Guardian, including the interposition of the claim, if any, of against and to appear for her in respect proceedings in the estate of her deceased husband;			
V.	to hire and pay an accountant to prepare's tax returnequired;	rns as		
vi.	to exercise such other powers necessary and sufficient to manage the proand financial affairs of, including arranging for a funeral and burial at the time of the alleged incapacitated person's deminant disposing of her lawful obligations incurred prior thereto;			
vii.	fixing a fee to be paid from the proceeds of's estate to's estate to's estate to's estate to			
viii.	granting such other and further relief as to the Court seems just and prop	per.		
SUFFICIENT	Γ REASON APPEARING THEREFOR, it is			
	that pending the hearing and determination of this application, the said			
ha and haraby is rest	ndividually and as Preliminary Executor of the Estate of	,		
of property of	in his possession, including the proceeds of	Rank		
Account numbered	in his possession, including the proceeds of, and it is further	Dunk		
ORDERED, 1	that pending the hearing and determination of this application, the said be and hereby is restrained and enjoined from selling, assigning, obtaining			
receiving or disposing of property ofattributable to				
in his possession; and	d it is further			
ORDERED, 1	that pending the hearing and determination of this application,			
Bank be and hereby is restrained and enjoined from releasing and proceeds of account number				
; and it	is further			
ORDERED, 1	that the foregoing temporary restraining order shall have the effect of a			
restraining notice when served in the manner hereinafter set forth upon said,				
	and Bank; and it is further			
ORDERED, J	pursuant to Mental Hygiene Law section 81.09, that and			
whose office telepho	ne number is upon filing her consent and affidavit of			
responsibility, be and hereby is appointed Court Evaluator for you,, the person				
alleged to be incapacitated, to appear for you and protect your interests in this proceeding, upon her duly qualifying and consenting according to law, complying with Part 36 of the Rules of the Chief				
	consenting according to law, complying with Part 36 of the Rules of the Certificate and the notice of appointment required by section 36.4 thereof;			
is further	terminate and the notice of appointment required by section 30.4 thereof,	ana n		

ORDERED, pursuant to Mental Hygie	ne Law section 81.10, that,
whose office address is	and whose office telephone number is
upon filing her consent a	and affidavit of responsibility, be and hereby is
	, the person alleged to be incapacitated, to appear
for you and to represent you in this proceeding	g, upon her duly qualifying and consenting according
	f the Chief Judge and filing the certificate and the
notice of appointment required by section 36.4	
ORDERED, that a copy of this Order t	to Show Cause and the papers upon which it is granted
shall be served upon, the	
,	by personally delivering
the same to the said persons and entity not less	by personally delivering s than fourteen (14) days prior to the return date of
this Order to Show Cause; and it is further	
ORDERED, that a copy of this order a	nd the Notice of Proceeding shall be served on
Bank by personal service not less	than fourteen (14) days prior to the return date of this
Order to Show Cause; and it is further	
ORDERED, that this Order to Show C	ause and a copy of the Petition shall be served by
regular mail or by delivery to the respective of	ffices of the
court appointed evaluator and	, the court-appointed attorney
within three (3) business days following the ap	ppointment of said persons, or the appearance of an
attorney retained by the alleged incapacitated	person.
	ENTER,
	
	J.S.C.