

COURT OF COMMON PLEAS OF

ORPHANS' COURT DIVISION

To: \_\_\_\_\_

IMPORTANT NOTICE  
CITATION WITH NOTICE

A Petition has been filed with this Court to have you declared an Incapacitated Person. If the Court finds you to be an Incapacitated Person, your rights will be affected, including your right to manage money and property and to make decisions. A copy of the Petition which has been filed by \_\_\_\_\_ is attached.

You are hereby ordered to appear at a hearing to be held in Courtroom No. \_\_\_\_\_, \_\_\_\_\_, Pennsylvania on \_\_\_\_\_, 20\_\_\_\_ at \_\_\_\_\_ .m. to tell the Court why it should not find you to be an Incapacitated Person and appoint a Guardian to act on your behalf.

To be an Incapacitated Person means that you are not able to receive and effectively evaluate information and communicate decisions and that you are unable to manage your money and/or other property, or to make necessary decisions about where you will live, what medical care you will get, or how your money will be spent.

At the hearing, you have the right to appear, to be represented by an attorney, and to request a jury trial. You have the right to hire and pay for an attorney of your own choosing. If you are not represented, the Court will appoint an attorney to represent you. You have the right to have the attorney's fees paid for you if it is determined that you cannot afford to pay them yourself. You also have the right to request that the Court order that an independent evaluation be conducted as to your alleged incapacity.

Representation Status (check one)

Attorney Retained: The attached Petition states that you are represented by an attorney, \_\_\_\_\_. If this is not correct, contact the court immediately at \_\_\_\_\_.

Attorney Appointed: The attached Petition does not state that you have retained an attorney or are otherwise represented by an attorney. The Court has appointed an attorney, \_\_\_\_\_, to represent you in this matter. The appointed attorney will contact you directly.

If the Court decides that you are an Incapacitated Person, the Court may appoint a Guardian for you, based on the nature of any condition or disability and your capacity to make and communicate decisions. The Guardian will be of your person and/or your money and other property and will have either limited or full powers to act for you.

To: \_\_\_\_\_ :

If the Court finds you are totally incapacitated, your legal rights will be affected and you will not be able to make a contract or gift of your money or other property. If the Court finds that you are partially incapacitated, your legal rights will also be limited as directed by the Court.

If you do not appear at the hearing (either in person or by an attorney representing you), the Court will still hold the hearing in your absence and may appoint the Guardian requested.

By: \_\_\_\_\_  
Orphans' Court Clerk