

OBJECTION TO GUARDIANSHIP

FORMS ARE AVAILABLE ON THE INTERNET AT WWW.SUTTERCOURTS.COM OR WWW.COURTS.CA.GOV

GENERAL INFORMATION

In order to file for Objection to Guardianship the following documents are required:

- Objection to Guardianship
- Proof of Service by Mail

FILING AND NOTICE REQUIREMENTS

Complete your documents as shown in the samples in this packet. You will need an original and two copies of this form. The original should be two-hole punched at the top of the form. There is not a filing fee if a parent is filing the objection in Sutter County. If the individual filing is someone other than the parent there is a filing fee of \$180.00. Other counties may charge differently. Fee waivers are available for those who qualify. File your documents at the Civil Division of the Clerk's office. They will keep the original documents and return endorsed filed copies to you.

Have someone **OTHER THAN YOURSELF AND OVER THE AGE OF 18** serve the other parties with the documents above. You can serve the documents by mail; have the server complete **FL-335 Proof of Service by Mail**. An example of that form is included in this instructional packet. You will need a proof of service for EACH party served. After you have served the other parties, it is your responsibility to make sure the **Proofs of Service** are filed with the Court.

REVISED 01/01/2014

**SUPERIOR COURT OF CALIFORNIA
COUNTY OF SUTTER**

**FAMILY LAW FACILITATOR
FAMILY LAW INFORMATION CENTER**


530-822-3305

1 YOUR NAME
2 STREET ADDRESS
3 CITY, STATE, ZIP
3 PHONE NUMBER

4 IN PRO PER

6 SUPERIOR COURT OF CALIFORNIA
7 COUNTY OF SUTTER

9 Guardianship of the person estate)
10 of MINOR'S NAME, a minor.) Case No.: CASE NUMBER
11) OBJECTION TO GUARDIANSHIP
12) (PROBATE CODE §1510)
13)

14 Objector alleges :

15 1. Objector, YOUR NAME, is YOUR RELATIONSHIP WITH MINOR of the minor. Objector
16 opposes the petition of for appointment of guardian(s) of the person estate in this proceeding.

17 Appointment of a guardian is unnecessary because:
18 EXPLAIN WHY IT IS NOT NECESSARY

19 _____
20 _____

21 The appointment of NAME OF PROPOSED GUARDIAN as guardian of the person estate is not in
22 the best interest of the minor because: EXPLAIN WHY THIS PERSON IS NOT SUITABLE AS A GUARDIAN

23 _____
24 _____
25 _____

1 It is in the best interest of the minor that NAME OF ALTERNATE GUARDIAN be appointed as
2 guardian of the person estate.

3 WHEREFORE, Objector requests that :

4 The petition of NAME OF PROPOSED GUARDIAN for appointment of a guardian of the person estate of
5 NAME OF MINOR be denied;

6
7 NAME OF ALTERNATE GUARDIAN be appointed guardian of the person estate of
8 NAME OF MINOR.

9
10 And any other relief be granted that the Court considers proper.

11
12 Date: DATE HERE

13
14 By: SIGN HERE
15 Objector

16
17
18
19
20
21
22
23
24
25

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <div style="border: 1px solid red; padding: 5px; margin: 5px 0;">YOUR NAME YOUR STREET ADDRESS YOUR CITY, STATE, ZIP</div> TELEPHONE NO.: _____ FAX NO. (Optional): _____ E-MAIL ADDRESS (Optional): <div style="border: 1px solid red; padding: 2px 10px;">IN PRO PER</div>		FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF <div style="border: 1px solid red; padding: 2px 10px;">COUNTY NAME</div> STREET ADDRESS: <div style="border: 1px solid red; padding: 2px 10px;">COURT'S PHYSICAL ADDRESS</div> MAILING ADDRESS: _____ CITY AND ZIP CODE: <div style="border: 1px solid red; padding: 2px 10px;">COURT'S CITY, STATE, ZIP CODE</div> BRANCH NAME: _____		
PETITIONER/PLAINTIFF: <div style="border: 1px solid red; padding: 2px 10px;">FILL THIS OUT EXACTLY AS IT APPEARS ON THE PAPERS YOU SERVED</div> RESPONDENT/DEFENDANT: _____ OTHER PARENT/PARTY: _____		CASE NUMBER: <div style="border: 1px solid red; padding: 2px 10px;">CASE NUMBER</div> <i>(if applicable, provide):</i> HEARING DATE: _____ HEARING TIME: _____ DEPT.: _____
PROOF OF SERVICE BY MAIL		

NOTICE: To serve temporary restraining orders you must use personal service (see form FL-330).

1. I am at least 18 years of age, not a party to this action, and I am a resident of or employed in the county where the mailing took place.

2. My residence or business address is:

SERVER'S STREET ADDRESS
SERVER'S CITY, STATE, ZIP

3. I served a copy of the following documents (specify):

OBJECTION TO GUARDIANSHIP

by enclosing them in an envelope AND

CHECK THE APPROPRIATE BOX

- a. depositing the sealed envelope with the United States Postal Service with the postage fully prepaid.
- b. placing the envelope for collection and mailing on the date and at the place shown in item 4 following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in a sealed envelope with postage fully prepaid.

4. The envelope was addressed and mailed as follows:

- a. Name of person served:

GUARDIAN'S NAME
GUARDIAN'S STREET ADDRESS
CITY, STATE AND ZIP
- b. Address: _____

c. Date mailed:

DATE MAILED

d. Place of mailing (city and state):

CITY AND STATE WHERE MAILED

5. I served a request to modify a child custody, visitation, or child support judgment or permanent order which included an address verification declaration. (Declaration Regarding Address Verification—Postjudgment Request to Modify a Child Custody, Visitation, or Child Support Order (form FL-334) may be used for this purpose.)

6. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date:

DATE

PRINT SERVER'S NAME

SIGNATURE OF SERVER

(TYPE OR PRINT NAME)

(SIGNATURE OF PERSON COMPLETING THIS FORM)

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

IN PRO PER

SUPERIOR COURT OF CALIFORNIA

COUNTY OF SUTTER

Guardianship of the person estate)
of _____, a minor.)

) Case No.:

) OBJECTION TO GUARDIANSHIP
) (PROBATE CODE §1510)
)
)
)

Objector alleges :

1. Objector, _____, is _____ the minor. Objector
opposes the petition of _____ for appointment of guardian(s) of the person estate in this proceeding.

Appointment of a guardian is unnecessary because:

The appointment of _____ as guardian of the person estate is not in the best
interest of the minor because: _____

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

It is in the best interest of the minor that _____ be appointed as guardian of the person estate.

WHEREFORE, Objector requests that :

The petition of _____ for appointment of a guardian of the person estate of _____ be denied;

_____ be appointed guardian of the person estate of _____.

And any other relief be granted that the Court considers proper.

Date: _____

By: _____
Objector