

. SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

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IN THE MATTER OF THE PROCEEDINGS OF

Index No: _____

_____ ,

GUARDIAN OF THE PERSON AND PROPERTY OF

VERIFIED PETITION TO
SETTLE FINAL ACCOUNTING

_____ ,

An Alleged Incapacitated Person.

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The Petitioner alleges the following:

1. Petitioner is the Guardian of the Person and Property of _____, an incapacitated deceased person.
2. Petitioner resides at _____.
3. Petitioner was appointed Guardian to provide for the personal needs and to manage the financial affairs and property of _____ on _____, by Order of the Honorable _____, Justice of the Supreme Court of the State of New York in and for County of New York. A copy of the Order of Appointment is annexed hereto.
4. The petitioner filed a bond with the County Clerk of New York County pursuant to the Order and Judgment in the sum of _____. [The filing of a bond was waived by the Order and Judgment] and a commission was issued to me by the Clerk of this court on _____.
5. Petitioner has fulfilled his/her duties as set forth in the Order.
6. Petitioner has filed his/her annual reports for the years _____.
7. Examinations of the following annual reports _____ were confirmed by orders dated respectively _____, copies of which are annexed hereto.

Petitioner respectfully requests that copies of the following annual reports _____, annexed hereto, be deemed part of the final herein.

Judicial settlement of the following annual reports _____
were approved by orders dated respectively _____,
copies of which are annexed hereto.

8. _____, the incapacitated person died on _____.
A copy of the death certificate is annexed hereto.
9. Petitioner filed a Statement of Death on _____, a copy of
which is annexed hereto.
10. Petitioner filed a Statement of Assets and Notice of Claim on _____, copies of
which are annexed hereto.
- 11.. Petitioner respectfully requests that the Court approve the final accounting for the period
_____ submitted herewith.

Petitioner respectfully presents the following annual reports _____
_____, copies of
which are annexed hereto, and the examinations of which were confirmed by the court,
be made confirmed
12. Petitioner respectfully requests that commissions in the sum of _____ be
approved. A schedule of commissions due is annexed hereto.
13. Petitioner respectfully requests that legal fees payable to _____
in the sum of _____ be approved. An affirmation of legal services is
annexed hereto.
14. Petitioner respectfully requests that any money remaining after payment of claims, if any,
guardian's commissions and legal fees if due, be turned over to the personal
representative of the estate of the deceased incapacitated person.
15. Petitioner has submitted an Order Settling Final Account herewith.
16. As provided in section 81.16 © (3) of the Mental Hygiene Law , the names and addresses
of all persons entitled to receive notice are:
17. Petitioner has annexed an affidavit of service.
18. Accordingly, Petitioner hereby requests that the relief requested be granted.
19. There has been no previous application for the relief requested herein.

WHEREFORE, Petitioner respectfully requests that an order be made herein for the relief requested and further relief as the Court may deem just and proper.

[Name]

Sworn to before me this
day of

Notary Public

VERIFICATION

STATE OF NEW YORK)
) ss.:
COUNTY OF NEW YORK)

_____, being duly sworn, deposes and says, I am the Guardian of the Person and Property of _____, an incapacitated person. I have read the foregoing Petition and the same is true to my own knowledge, except as to those matters stated to be on information and belief and as to those matters I believe them to be true. I make this verification pursuant to C.P.L.R. § 1201.

Sworn to before me this _____
day of _____, 20 _____

Notary Public