

IN THE SUPERIOR COURT FOR THE STATE OF ALASKA
AT _____

In the Matter of the Protective Proceeding of _____)
Respondent _____)
_____)

CASE NO. _____

ORDER AUTHORIZING SINGLE TRANSACTION UNDER AS 13.26.440

A hearing in this matter was held on _____ before Judge/Master _____ Respondent was present. not present for the reasons stated on the record.

Also present were:

- Respondent's Attorney Court Visitor Petitioner Expert Guardian ad Litem
- Others: _____

The court has reviewed the petition, the visitor's report, the expert's report, the master's findings and recommendations, and any objections from the parties.

FINDINGS

The court finds that:

1. Notice of the Hearing.
 - a. The court gave notice of the hearing to Petitioner.
 - b. Petitioner served notice of the hearing on the persons listed in AS 13.26.420,
 - including serving Respondent (form PG-119).
 - except Respondent, who was served notice by the court visitor per AS 13.26.296(a)(1). *[For example, in cases filed initially as guardianship petitions.]*
2. Subject Matter Jurisdiction. The court has jurisdiction, because
 - under AS 13.27.110, Alaska is Respondent's home state as defined in AS 13.27.180.
 - the requirements of the following statute have been met:
 - AS 13.27.110(2) AS 13.27.110(3) AS 13.27.110(4)
 - under AS 13.27.120(a)(2), the real or tangible personal property that will be affected by the court's order is located in Alaska.
3. Venue.

This judicial district is proper because Respondent lives here. does not live in Alaska, but has property in this judicial district. AS 13.26.411 and Probate Rule 14(g)(1)(C).
4. Pursuant to AS 13.26.440(b), the following transaction is in Respondent's best interests:

5. There is a basis for ordering the single financial transaction described above, because

- Respondent is an adult and
 - (1) is unable to manage their own property or money effectively, **and**
 - (2) has property that will be wasted or used up unless someone properly manages it, or has funds that are needed for the support, care, and welfare of Respondent or those entitled to be supported by Respondent.

AS 13.26.430(c) and AS 13.26.401(2).

- Respondent is a minor who
 - owns money or property that requires management or protection that cannot be provided without a protective order.
 - has or may have business affairs that may be jeopardized or prevented by the status of being a minor.
 - needs funds for support and education, and protection is necessary or desirable to obtain or provide funds.

AS 13.26.401(1).

6. Interests of Creditors and Dependents. After considering the interests of Respondent’s creditors and dependents, and in view of Respondent’s disability, Respondent does not need the continuing protection of a conservator. AS 13.26.440(c).

7. Consideration of Respondent’s Preference. Under the AS 13.26.430(d) requirement that the court, to the maximum extent possible, consult with Respondent in determining the need for a single financial transaction order,

- the court has consulted with Respondent.
- the court has not consulted with Respondent, because:

of the reasons stated on the record. in the attached findings.

ORDER

IT IS ORDERED THAT:

1. Pursuant to AS 13.26.440, the following transaction affecting Respondent’s property and/or financial affairs is authorized, directed, and/or ratified:

2. The following person, institution, and/or business must complete the transaction in section 1 above: _____.

The transaction must be completed no later than _____.

Failure to comply with this order may result in sanctions by the court.

3. After the transaction is completed, _____ must file the following report no later than _____.

- Single Transaction Report* (form PG-235, available at ak-courts.info/pg235)

- 4. Authorization to perform this transaction expires on _____.
- 5. The appointments of Respondent's attorney, and if applicable, the court visitor, the guardian ad litem, and the expert end:
 - on the date this order is signed.
 - _____.

- 6. Respondent's attorney in this proceeding will be paid by
 - Respondent. AS 13.26.485.
 - the court, because Respondent cannot afford to pay and AS 13.26.430(b) requires the appointment. But, Respondent must reimburse the court as provided in Administrative Rule 12(e)(6). Administrative Rule 12(e)(1)(A)(iii).
 - _____

7. Compensation or Reimbursement for Other Services.

 AS 08.26.110 and Probate Rule 17(f).

8. Other Orders.

- 9. In addition to the parties in this case, the following persons must be served with copies of all pleadings, reports, and notices of hearing until further court order:
 - 1. Name: _____
 Mailing Address: _____
 Email: _____ Phone: _____
 - 2. Name: _____
 Mailing Address: _____
 Email: _____ Phone: _____
 - 3. Name: _____
 Mailing Address: _____
 Email: _____ Phone: _____
- AS 13.26.420(b) and Probate Rule 14(h).

Recommended for Approval by

 Standing Master on _____ Superior Court Judge _____ Date _____

 Type or Print Judge's Name

I certify that on _____, a copy of this order was distributed to:
 petitioner respondent visitor respondent's attorney
 person, institution, or business listed in section 2 of the order

 JA/Clerk: _____