Order Regarding Change of Permanent Residence

Court Name _____ Case Number _____
Court Phone _____ Judge _____
Court Address _____

FORM USE: This form is used to record a decision about a petition to change permanent residence. It is completed by the court.

A In the Matter Of

Name of Individual Under Guardianship:

B Representation

1. The court appointed a guardian ad litem to advise the individual under guardianship of their rights under MCL 700.5305 and MCL 700.5306b.
2. The individual was: (select one)
   - ◯ represented by an attorney.
   - ◯ not represented by an attorney.

C Decision

3. The petition is: (select one)
   - ◯ **granted as requested.** The guardian is authorized to move the individual to the residence described in the petition.
   - ◯ **granted in part.** The guardian is ordered to move the individual to the following residence:
   - ◯ **denied.** One or more of the required findings were not established by clear and convincing evidence.
   - ◯ **other.** (explain)
4. The court's findings of fact and legal conclusions are included in: (select all that apply)
   - ☐ the next section.
   - ☐ a written opinion.
   - ☐ were stated on the record at the hearing.

D Findings

5. The court finds the requirements to change the individual's residence have: (select one)
   - ◯ **not been** met.
   - ◯ **been** met.

   The court concludes the following facts to be true by clear and convincing evidence:
   - The move will protect the individual's physical health, safety, or welfare.
   - The move is to the least restrictive environment suitable to the individual's unique needs, abilities, and resources. The potential for harm and the individual's rights have also been considered.
   - The move is not being made solely or primarily for the convenience of the guardian.
   - The individual consents to the move; **OR**, the individual does not consent to the move but there is no reasonable or appropriate way for them to remain in their current residence. Home and community based services, physical or occupational therapy, available home modifications, or other means have been considered.
   - The move will give the individual the greatest opportunity to continue to be involved in community activities and personal relationships.

Judge Signature and Date ▲

E Certificate of Service

I served a copy of this *Order Regarding Change of Permanent Residence* on each party by delivery or by mailing to the address on their pleadings.

I declare under the penalties of perjury that this certificate of service has been examined by me and that its contents are true to the best of my information, knowledge, and belief.

Court Clerk Signature and Date ▲