

Commonwealth of Pennsylvania
Court of Common Pleas of Philadelphia County
Orphans' Court Division

No. _____ of _____

Estate of _____, an Alleged Incapacitated Person

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 _____

_____,
Philadelphia, Pennsylvania, on _____, 2_____, 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. If you do not have an attorney, you have the right to request the Court to appoint an attorney to represent you and to have the attorney's fees paid for you if 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.

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.

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.

Witness my hand and seal the _____ day of _____ A.D., 2_____.

FOR THE COURT:

By: _____

Assistant Clerk, Orphans' Court Division

_____, Esquire