

SUPERIOR COURT OF CALIFORNIA, COUNTY OF RIVERSIDE

MURRIETA 30755-D Auld Rd., Murrieta, CA 92563
 PALM SPRINGS 3255 E. Tahquitz Canyon Wy., Palm Springs, CA 92262

RIVERSIDE 4050 Main St., Riverside, CA 92501

RI-PR042

ATTORNEY OR PARTY WITHOUT ATTORNEY (<i>Name, State Bar Number and Address</i>)		FOR COURT USE ONLY
TELEPHONE NO.: _____ FAX NO. (<i>Optional</i>): _____ E-MAIL ADDRESS (<i>Optional</i>): _____ ATTORNEY FOR (<i>Name</i>): _____		CASE NUMBER: _____
IN THE MATTER OF: _____		
Hearing Date: _____	Time: _____	Department: _____

**ORDERS CONCERNING POWER OF ATTORNEY
(Probate Code § 4540 et seq.)**

The Petition for Orders Concerning Power of Attorney (name of petitioner): _____

filed on (date): _____ came regularly for hearing on (date): _____

1. The power of attorney that is the subject of this order is as follows:

- a. Principal (name of person who appointed the agent): _____
- b. Attorney-in-fact who is the subject of this petition (name): _____
- c. Date of execution: (date): _____ unknown.

2. **It is hereby ordered:**

- a. The power of attorney is in effect has terminated.
- b. The following acts proposed acts of the attorney-in-fact are approved:

_____ Continued on attachment 2(b).

- c. The attorney-in-fact shall submit an accounting to the petitioner of his or her acts as attorney-in-fact. The account shall cover the following period:
 - (1) All acts taken as attorney-in-fact up to the date of this order, or
 - (2) The acts taken from the date appointment of the attorney-in-fact became effective (start date): _____ to (end date): _____ the date of this order.

IN THE GUARDIANSHIP OF:	CASE NUMBER:
-------------------------	--------------

2. d. The authority of the attorney-in-fact is revoked due to the following findings:
- (1) The attorney-in-fact has violated or is unfit to perform the fiduciary duties under the power of attorney;
 - (2) The principal presently lacks the capacity to give or to revoke a power of attorney; and
 - (3) It is in the best interests of the principal or the principal's estate to revoke the authority of the attorney-in-fact.
- e. The written resignation of the attorney-in-fact is approved subject to the following orders necessary to protect the principal's interests:

Continued on attachment 2(e).

- f. The following shall honor the authority of the attorney-in-fact (name of person or entity)

-
- g. Attorney fees are awarded to petitioner against the attorney-in-fact to the attorney-in-fact against the party named in item 1(f), in an amount to be determine by post-order motion for the following reasons:

- (1) The attorney-in-fact has clearly violated the fiduciary duties under the power of attorney
- (2) The attorney-in-fact has failed without any reasonable cause or justification to submit accounts or report acts to the principal or conservator of the estate or of the person, as the case may be, after written request from the principal or conservator.
- (3) The party named in item 1(f) acted unreasonably in refusing to accept the agent's authority under the statutory power of attorney.

- h. Costs of suit are awarded to petitioner against the attorney-in-fact the party named in item 1(f).

- i. Other orders as specified in attachment 2(h).

Dated: _____

(JUDGE OF THE SUPERIOR COURT)