

STATE OF SOUTH DAKOTA ) IN CIRCUIT COURT  
 )  
 COUNTY OF \_\_\_\_\_ ) \_\_\_\_\_ JUDICIAL CIRCUIT  
 )

\*\*\*\*\*  
 In the Matter of the Guardianship and ) \_\_\_\_\_ GDN \_\_\_\_\_  
 ) GUARDIAN & CONSERVATOR'S  
 Conservatorship of \_\_\_\_\_, ) PETITION TO  
 )  MODIFY  TERMINATE  
 a  Minor  Protected Person. ) GUARDIANSHIP & CONSERVATORSHIP  
 \*\*\*\*\*

I/We, \_\_\_\_\_, the Guardian-Conservator(s) for the above-mentioned Individual, being duly sworn upon oath, state and affirm the following:

1. I was appointed guardian and conservator of the above-mentioned Individual on \_\_\_\_\_ (month), \_\_\_\_\_ (day), \_\_\_\_\_ (year).
2. I provide the following assistance, services, and protection to the Individual (*please detail*):  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

3. My contact with the Individual includes (*please describe frequency and types of contact—in person, over the phone, etc.—and also describe the Individual's ability to communicate*):  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

4. As a result of these contacts, I request the Court:
  - a. With regard to the guardianship: RETAIN TERMINATE MODIFY as follows:  
 (*select one*)  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

b. With regard to the conservatorship:  RETAIN  TERMINATE  MODIFY as follows:  
(select one)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

c. This request to modify and/or terminate is based on (1) my observations that the need for the guardianship or conservatorship has changed AND/OR (2) the fact that the current Guardian-Conservator(s) are unable or unwilling to exercise the assigned duties and no other suitable guardian-conservator candidate is capable or willing (please explain below):

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

I/We swear or affirm under oath that the information I/we provided in this Petition and Affidavit is true and correct to the best of my/our knowledge. I/We affirm that this Petition and Affidavit is brought in the best interests of the above-named Individual. I/We request a hearing on this Petition pursuant to SDCL 29A-5-508. **If I/we seek to terminate, attached to this Petition is the Final Accounting and Objection Notice (if not waived by the Court per SDCL 29A-5-409), and Final Report, if ordered [Minor] or not waived by the Court [Protected Person] per SDCL 29A-5-401, -403.**

Dated \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_  
(month) (day) (year)

\_\_\_\_\_  
Guardian-Conservator's Signature  
(Sign only in front of Notary or Clerk)

\_\_\_\_\_  
Mailing Address

Sworn/affirmed before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
City, State, and Zip Code

\_\_\_\_\_  
(Notary Public / Clerk of Courts)

\_\_\_\_\_  
Phone Number

If Notary, my commission expires: \_\_\_\_\_  
(SEAL)

\_\_\_\_\_  
E-mail Address

\_\_\_\_\_  
Co-Guardian-Conservators' Signature(s) (if any)