

STATE OF SOUTH DAKOTA

IN CIRCUIT COURT

COUNTY OF \_\_\_\_\_

\_\_\_\_\_ JUDICIAL CIRCUIT

<p>In the Matter of the:</p> <p><input type="checkbox"/> Conservatorship; <input type="checkbox"/> Guardianship; <b>or</b> <input type="checkbox"/> Guardianship &amp; Conservatorship</p> <p>Of: _____</p> <p>a <input type="checkbox"/> Minor <input type="checkbox"/> Protected Person</p>	<p>File NO: _____</p> <p><b>Interested Person's Petition to</b> <input type="checkbox"/> <b>Modify</b> <input type="checkbox"/> <b>Revoke</b> <input type="checkbox"/> <b>Terminate</b></p>
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I \_\_\_\_\_, an Interested Person in the above-captioned matter, being duly sworn upon oath, state and affirm the following:

1. I am filing this Petition and Affidavit on the behalf of the above-names Individual, in that Individual's best interest.
2. I am an Interested Person, as defined in SDCL 29A-5-102, because *(describe your relationship to the Individual)*: \_\_\_\_\_  
\_\_\_\_\_.
3. The Order of Appointment in this matter was entered on \_\_\_\_\_ *(month)*,  
\_\_\_\_\_ *(day)*, \_\_\_\_\_ *(year)*.
4. The Order of Appointment required that the above-named Individual receive the following assistance, services, and protection *(please detail)*:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_.
5. I request the Court *(select one)*:
  - a. ☐ TERMINATE this case
  - b. ☐ REVOKE the Guardian/Conservator's authority and replace him/her with:

\_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_  
*(Full Legal Name)* *(DOB, or Tax ID if business)* *(Mailing Address)*

c. ☐ MODIFY the Guardianship and/or Conservatorship as follows:

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6. **[If seeking to modify or terminate]** This request is based on (1) my observations that the need for the Guardianship and/or Conservatorship has changed; AND/OR (2) the fact that Guardian/Conservator is unable or unwilling to exercise the assigned duties and no other suitable candidate is capable or willing. *(Please describe below):*

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I swear or affirm under oath that the information I provided in this Petition and Affidavit is true and correct to the best of my knowledge.

I request a hearing on this Petition pursuant to SDCL 29A-5-508.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

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

Notary Public/Clerk of Court

If Notary, my commission expires:

(SEAL)

Person's Signature

Name (Print):

Address:

City/State/Zip:

Phone Number: (\_\_\_\_) \_\_\_\_\_