

**IN THE CIRCUIT COURT OF THE SIXTEENTH JUDICIAL CIRCUIT
KANE COUNTY, ILLINOIS**

Case No. _____

| | | | | |
|---|--------------------|-----------------------|--|------------|
| Petitioner | | Respondent | | |
| Petitioner's Attorney | | Respondent's Attorney | | |
| Judge | Court Reporter/GAL | Deputy Clerk | | |
| A copy of this order should be sent has been sent | | | | |
| Pet. Atty. | Resp. Atty. | Other _____ | | File Stamp |

Petitioner present in Open Court Yes No Respondent present in Open Court Yes No

ORDER APPOINTING GUARDIAN AD LITEM

This cause coming on to be heard pursuant to 750 ILCS 5/506, and the Court having jurisdiction over the parties and the subject matter on this cause and being fully advised in the premises,

THE COURT FINDS THAT:

A. The parties' information is as follows:

PETITIONER

RESPONDENT

Name: _____
 Relation to Child: _____
 Address: _____
 City/State/ZIP: _____
 Telephone: _____
 Email: _____

Name: _____
 Relation to Child: _____
 Address: _____
 City/State/ZIP: _____
 Telephone: _____
 Email: _____

B. There are issues with respect to allocation of parental responsibilities, parenting time, relocation or an order of protection, within the family and affecting the minor child(ren) listed below:

CHILD(REN)'S NAME

YEAR OF BIRTH

GENDER

| | | |
|--|--|--|
| | | |
| | | |
| | | |

C. It is in the best interest of the minor child(ren) to have a Guardian ad Litem appointed.

THEREFORE, IT IS HEREBY ORDERED:

1. _____, whose address is _____, and whose phone number is _____, is appointed the Guardian ad Litem in this cause
2. Within seven (7) days of the entry of this Order, counsel for the Petitioner Respondent shall send to the Guardian ad Litem a copy of this Order, as well as copies of all notices, pleadings, orders, and reports relative to this cause.
3. The Guardian ad Litem shall file his/her appearance on behalf of the child(ren) within seven (7) days of receipt of this Order or notify the parties or their counsel that he/she is unable to accept the appointment. By filing an appearance, the Guardian ad Litem represents that he/she is in compliance with the qualifications/requirements set forth in Illinois Supreme Court Rules and Kane County Local Rules necessary to serve as a Guardian ad Litem.

- 4. The Guardian ad Litem shall be entitled to the same notice and opportunity to participate, including in discovery relating to issues concerning the Guardian ad Litem's appointment, in this matter, as are afforded to counsel of record for the parties.
- 5. The Guardian ad Litem shall have access to the child(ren) without impediment from the parties, as well as access to all relevant documents.
- 6. The parties and the minor child(ren) shall sign necessary releases to allow the Guardian ad Litem to access relevant information regarding the minor child(ren) within seven (7) days after request is made.
- 7. The Guardian ad Litem for the child(ren) shall serve:
 - Pro Bono; or
 - The Guardian ad Litem shall be paid an initial retainer of \$_____ at the hourly rate of \$_____. The retainer shall be paid on or before _____. The retainer and any fees incurred after the initial retainer is exhausted shall be paid by Petitioner Respondent both parties, with _____% paid by the Petitioner and with _____% paid by the Respondent. Said payments shall be without prejudice subject to reallocation by the Court.
- 8. Unless otherwise ordered by the Court at the time fees and costs are approved, all fees and costs payable to a Guardian ad Litem under Section 506 of the Illinois Marriage & Dissolution of Marriage Act are deemed to be in the nature of support of the child(ren) and are within the exceptions to discharge in bankruptcy under 11 U.S.C.A. 523. The provisions of Sections 501 and 508 of the Illinois Marriage Act shall apply to fees and costs for attorneys appointed under Section 506 of the Illinois Marriage & & Dissolution of Marriage Act.
- 9. The Guardian ad Litem shall have all the duties, powers, and authority defined for his/her role by Section 506 of the Illinois Marriage & Dissolution of Marriage Act, 750 ILCS 5/506.
- 10. The appointment herein is subject to the Illinois Supreme Court Rules and requirements for a Guardian ad Litem. The Guardian ad Litem shall not file an appearance or accept this appointment unless they are a member in good standing with the ARDC, current with GAL CLE education requirements, and have valid professional liability insurance.
- 11. If appointed as such, the Guardian ad Litem:
 - a. Shall address the following issues
 - i. Allocation of Parental Responsibilities;
 - ii. Allocation of Parenting Time;
 - iii. Relocation;
 - iv. Order of Protection;
 - v. Other: _____.
 - b. Shall make an oral report to the Court and render an opinion concerning the above issues that the Guardian ad Litem believes are in the child(ren)'s best interest. The issue of a written report is reserved.
 - c. Shall make a written report to the Court on or before _____.
- 12. This appointment shall not terminate until further Order of Court or thirty (30) days after entry of final judgment without further Order of Court, whichever first occurs.
- 13. This matter is set for status on _____ at _____ in Courtroom _____.

Date: _____

Judge: _____