

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

Case No. \_\_\_\_\_

IN THE MATTER OF THE ESTATE OF (Alleged Disabled Person):

**TO:**

Name: \_\_\_\_\_

Address: \_\_\_\_\_

City, State, Zip: \_\_\_\_\_

Date of Birth: \_\_\_\_\_

File Stamp

**SUMMONS FOR APPOINTMENT OF GUARDIAN FOR ALLEGED DISABLED PERSON**

You are summoned to appear at a hearing on a petition to adjudge you a disabled person and have a guardian appointed to make decisions for you regarding yourself or your property or both. A copy of the petition is attached. E-filing is now mandatory for documents in civil cases with limited exemptions. To efile, you must first create an account with an e-filing service provider. Visit <http://efile.illinoiscourts.gov/service-providers.htm> to learn more and to select a service provider. If you need additional help or have trouble e-filing, visit <http://www.illinoiscourts.gov/FAQ/gethelp.asp> or talk with your local circuit clerk's office.

On (Date): \_\_\_\_\_, at \_\_\_\_\_ m. a hearing will be held in Room \_\_\_\_\_ of the Kane County Courthouse, 100 South Third Street, Geneva, Illinois to determine whether or not a guardian shall be appointed for you.

**TO THE OFFICER:**

This summons must be served on the alleged disabled person personally not later than 14 days before the day of appearance. The summons must be returned by the officer, or other person to whom it was given for service, with endorsement of service and fees, if any, not later than 2 days after service. If service cannot be made on the alleged person personally, this summons shall be returned so endorsed.

(Seal of Court)

Witness, \_\_\_\_\_ (date)

\_\_\_\_\_  
Clerk of the Circuit Court

I certify that on (Date): \_\_\_\_\_, I served this summons on the alleged disabled person by leaving a copy with him/her personally and informing him/her of its contents.

\_\_\_\_\_  
Sheriff

By: \_\_\_\_\_, Deputy

Attorney/Pro Se: \_\_\_\_\_

Address: \_\_\_\_\_

City, State, Zip: \_\_\_\_\_

Telephone No.: \_\_\_\_\_

Attorney Registration No.: \_\_\_\_\_

Attorney E-mail: \_\_\_\_\_

**NOTICE OF YOUR RIGHTS AS RESPONDENT**

You have been named as a respondent in an guardianship petition asking that you be declared a disabled person. If the court grants the petition, a guardian will be appointed for you. A copy of the guardianship petition is attached for your convenience.

The date and time of the hearing is shown on the first page.

The place where the hearing will occur is Room \_\_\_\_\_, Kane County Courthouse, 100 South Third Street, Geneva, Illinois.

The Judge's name is Judge \_\_\_\_\_, or other judge presiding, and the telephone number is (630) 232-3400.

If a guardian is appointed for you, the guardian may be given the right to make all important personal decisions for you, such as where you may live, what medical treatment you may receive, what places you may visit, and who may visit you. A guardian may also be given the right to control and manage your money and other property, including your home, if you own one. You may lose the right to make these decisions for yourself.

**You have the following rights:**

1. You have the right to be present at the court hearing.
2. You have the right to be represented by a lawyer, either one that you retain, or one appointed by the judge.
3. You have the right to ask for a jury of 6 persons to hear your case.
4. You have the right to present evidence to the court and to confront and cross-examine witnesses.
5. You have the right to ask the Judge to appoint an independent expert to examine you and give an opinion about your need for a guardian.
6. You have the right to ask that the court hearing be closed to the public.
7. You have the right to tell the court whom you prefer to have for your guardian.

You do not have to attend the court hearing if you do not want to be there. If you do not attend, the judge may appoint a guardian if the judge finds that a guardian would be of benefit to you. The hearing will not be postponed or canceled if you do not attend.

**IT IS VERY IMPORTANT THAT YOU ATTEND THE HEARING IF YOU DO NOT WANT A GUARDIAN OR IF YOU WANT SOMEONE OTHER THAN THE PERSON NAMED IN THE GUARDIANSHIP PETITION TO BE YOUR GUARDIAN. IF YOU DO NOT WANT A GUARDIAN OR IF YOU HAVE ANY OTHER PROBLEMS, YOU SHOULD CONTACT AN ATTORNEY OR COME TO COURT AND TELL THE JUDGE.**

Service of summons and the petition may be made by a private person 18 years of age or over who is not a party to the action.

Notice of the time and place of the hearing shall be given by the petitioner by mail or in person to those persons, including the proposed guardian, whose names and addresses appear in the petition and who do not waive notice, **not less than 14 days before the hearing.**