

Rule 221. Appointment of guardian.

(a) Petition.

A petition for the appointment of a guardian for an infant or infants shall be typewritten, double spaced, and verified by the petitioner. The petition shall set forth:

- (1) The residence, citizenship and freedom from legal disability of the proposed guardian;
- (2) The relationship of the proposed guardian to each infant;
- (3) By what right the petitioner makes application, and, if the application is not for petitioner's appointment, by what right the proposed guardian may be appointed;
- (4) The name, residence and date of birth of each infant;
- (5) The names and residence(s) of the parents of each infant and the date of death of any deceased parent;
- (6) The nature, location and estimated value of the real and personal property to which the infant is entitled, and the annual rental value of any such real property.

(b) Presence and selection.

Unless the infant's presence is excused for sufficient cause, the infant shall be present at Court when the guardian is appointed, and, if over 14 years of age, shall be entitled to select the proposed guardian.

(c) Written consents of parents, if non-petitioning party, shall be filed with petition for the appointment of a guardian. If unavailable, a summons and copy of the petition shall be served personally on the parent if whereabouts known, in accordance with Civil Rule 4. Otherwise notice by publication may be substituted for personal service in the manner authorized by applicable statute upon the filing of an affidavit evidencing diligent effort to ascertain the parent's whereabouts. The Court, for good cause shown upon the filing of a petition and affidavit, may provide for a different method of giving of notice or waive notice.

(d) The guardian shall file a bond pursuant to *D.C. Code § 21-115* with the Court at the time of the filing of the petition for the appointment of guardian.

(e) Order appointing guardian.

The order of appointment shall state the date of birth of the infant, and, if the infant is over 14 years of age, shall state that the infant was present and selected the guardian, or that such presence was excused.

(f) Accounts.

A guardian shall not dispose of the infant's property or encumber it without prior order of the Court. Vouchers shall be obtained for all disbursements, when practicable, and accurate records of all receipts and disbursements shall be maintained for each infant.