

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF _____

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In the Matter of the Application of

_____,
Petitioner,

Index No.

PETITION

For the Appointment of a Guardian of
the Person and Property of

_____,
Alleged Incapacitated Person.

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TO: THE SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF _____

The petition of _____, of _____, New York, respectfully states and
alleges:

1. That I am a person “concerned with the welfare of the person alleged to be
incapacitated,” and therefore entitled to commence this proceeding under section 81.06 of the
Mental Hygiene Law. My address and phone number are as follows:

2. _____ is an alleged incapacitated person (AIP) who is approximately ___ years of
age. _____ resides at _____. Her telephone number is
_____.

3. The name, address and telephone number of the people with whom the AIP resides, if
any, and the name, address and telephone number of any persons that the petitioner intends to
serve with the order to show cause and the nature of their relationship to the alleged
incapacitated person are as follows:

**[NOTE: In order to hear a case the court must have jurisdiction pursuant to Mental
Hygiene Law sec. 81.17. This means that New York must be the AIP’s home state, or it must be a
significant connection state, or the home state and all significant connection states must have
declined jurisdiction, or there must be a basis for special jurisdiction. The term “home state” is
defined in Mental Hygiene Law sec. 83.03(e). The term “significant connection state” is defined in
Mental Hygiene Law sec. 83.03(m) and as supplemented by Mental Hygiene Law sec. 83.13. Six**