

At an IAS Part ___ of the Supreme Court of the State of New York, held in and for the County of _____ at the Courthouse at _____, _____, New York on the ___ day of _____, 20__.

P R E S E N T:
HON. _____
Justice

-----X

In the Matter of the Application of _____,
as Guardian of _____,
an Incapacitated Person,

Index No. _____

**ORDER TO SHOW CAUSE
TO DISCOVER PROPERTY¹**

To Discover Property.

-----X

On reading and filing the Petition of _____, Guardian *pro se* herein, verified on the ___ day of _____, 20__, setting forth facts tending to show that money which should be delivered to the Petitioner is in the possession, or within the knowledge or information of _____ and/or _____ who withhold the same from Petitioner, as Guardian of the incapacitated person above named, and praying for an inquiry respecting the same and for the delivery to Petitioner of the same, and the Court being satisfied on the papers so presented that there are reasonable grounds for the inquiry,

LET _____, the incapacitated person herein, _____, _____, Surety Company, the Bureau of the Public Debt, _____ Savings Bank and _____ Savings Bank

SHOW CAUSE before me or one of the Justices presiding at IAS Part ___ of this Court, to be held at the Courthouse at _____, Room __, _____, New York on the ___ day of _____, 20__, at _____ o'clock on the [forenoon/afternoon] of that day or as soon thereafter as counsel can be heard,

A) WHY _____ and _____ shall not attend such inquiry and be examined according to the prayer of said Petition and why they should not deliver to the Petitioner the funds alleged in the Petition to be in their possession; and

B) WHY a temporary restraining order and preliminary injunction should not issue prohibiting _____ and/or _____ during the pendency of this proceeding and until the

¹ Pursuant to N.Y.C.R.R. tit. 22, § 130-1.1a(a) an attorney signature is required. An attorney can comply by signing one of the following as long as it accompanies the papers: a cover page, a litigation back or a separate certification. Many counties have their own local forms. You should consult with the clerks of the court in which you are commencing this proceeding before using this form.