

At IAS Part ____ of the Supreme Court of the State of New York, held in and for the County of New York, at the Supreme Court Building thereof located at 60 Centre Street, New York, New York, on the ____ day of _____, 20 ____.

PRESENT: HON. _____
Justice

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IN THE MATTER OF THE APPLICATION OF

_____,
Petitioner,

Index No: _____

FOR THE APPOINTMENT OF A GUARDIAN FOR

_____,
An Alleged Incapacitated Person.

ORDER WAIVING FILING
AND JUDICIAL SETTLE-
MENT OF A FORMAL
FINAL REPORT
(Sec. 81.34 MHL)

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_____, the Guardian of the person and property of _____,
a deceased incapacitated person, having submitted a verified petition pursuant to Section 81.34 of the Mental Hygiene Law requesting an order waiving filing and judicial settlement of a Formal Final Report, awarding him commissions in the amount of _____, releasing and discharging the Guardian and the surety from further liability to the persons interested in the property of the incapacitated person, and petitioner having submitted with such verified petition his Informal Account and the acknowledged consents of all persons interested approving the said Account,

On reading and filing the petition of _____, dated _____, the certified copy of the certificate of death of the incapacitated person, dated _____, and the duly

acknowledged instruments annexed to the petition approving the report of petitioner and releasing and discharging him from further liability, and no papers having been submitted in opposition to the petition, and due deliberation having been had,

NOW THEREFORE it is,

ORDERED, that the application be and hereby is in all respects granted, and it is further

ORDERED, that the filing and judicial settlement of a formal and final account of

_____, as Guardian of _____, deceased, is waived, and it is further,

ORDERED, that the Informal Account annexed to the petition is settled upon consent of the parties, and it is further,

ORDERED, that the Guardian is authorized to pay to :

1. _____ commissions in the sum of \$ _____ (annex OCA form 875)

2. _____, Esq. an attorney's fee in the sum of \$ _____, and it is further

ORDERED, that the balance of the estate in the sum of \$ _____ be delivered to the Personal Representative of the Estate of _____, deceased, [distributees in estates less than \$5,000] and a receipt therefor shall be taken, and it is further

ORDERED, that upon filing proof of compliance with the provisions of this order the Guardian may apply ex parte for an order discharging the Guardian and Surety and canceling the Surety Bond.

ENTER:

J.S.C.