

# **PETITION TO RESIGN AS GUARDIAN(S)**

## **GM-15**

\*NOTE: A separate petition must be filed for each minor.

Resource Center  
1 South Sierra St., Third Floor  
Reno, NV 89501  
775-325-6731  
[www.washoecourts.com](http://www.washoecourts.com)

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**PETITION TO RESIGN AS  
GUARDIAN(S)**

**PACKET GM-15**

**USE THIS PETITION PACKET ONLY IF ALL  
OF THE FOLLOWING REQUIREMENTS HAVE BEEN MET:**

- There is an open minor guardianship case in Washoe County.
- The minor is still in need of a guardian.
- You wish to no longer be the guardian of the minor.
- There is someone available to remain as guardian, or someone has filed a petition to become guardian.

**INSTRUCTIONS FOR COMPLETING FORMS**

CAREFULLY READ ALL INSTRUCTIONS BEFORE STARTING TO FILL OUT  
ANY OF THE FORMS.

Use **black or blue ink only**. Neatly print the information requested.

Do not use correction fluid/tape on the forms.

This packet contains the following forms:

1. Petition to Resign as Guardian(s)
2. Citation to Appear and Show Cause
3. Certificate of Service
4. Declaration of Service

The penalty for willfully making a false statement under penalty of perjury is a minimum of 1 year, and a maximum of 4 years in prison, in addition to a fine of not more than \$5,000.00.  
N.R.S. §199.145.

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## INSTRUCTIONS: STEP 1

### Complete the Petition as Shown:

If you have documents that support your Petition to Resign as Guardian(s), attach copies of the documents to your petition as exhibits (see INSTRUCTIONS: STEP 2). Explain in your petition how the documents support your petition. If you are the guardian of the minor's estate, you will need to file a final accounting. Final accountings are available online at [www.washoecourts.com](http://www.washoecourts.com) or at the Second Judicial District Court. If you do not have any exhibits, please continue to INSTRUCTIONS: STEP 3.

1) Print your name, address, telephone number, and email.

2) Print the heading, Case No., and Dept. No. exactly as it appears on all other documents in this case.

3) Complete pages 1 - 4, following the instructions on each page.

COURT CODE: 3645  
Your Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
City, State, Zip: \_\_\_\_\_  
Telephone: \_\_\_\_\_  
Email Address: \_\_\_\_\_  
Self-Represented

IN THE FAMILY DIVISION  
OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
IN AND FOR THE COUNTY OF WASHOE

In the Matter of the Guardianship of the:

Person  
 Estate  
 Person and Estate

CASE NO.: \_\_\_\_\_  
DEPT: \_\_\_\_\_

of:  
\_\_\_\_\_  
(name of minor who has a guardian)  
A Protected Minor.

**PETITION TO RESIGN AS GUARDIAN(S)**

Petitioner, (your name) \_\_\_\_\_, respectfully represents to the Court as follows:

1. This Court appointed (first guardian) \_\_\_\_\_ and (name of second guardian, or "n/a") \_\_\_\_\_ as Guardian(s) of the above named Protected Person on or about (date you were appointed as guardian(s)) \_\_\_\_\_.

2. The following Guardian(s) wish to resign: (name of guardian(s) who want to resign) \_\_\_\_\_. The Guardian(s) want to resign because (explain why you do not want to be the guardian anymore):  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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Page 1 of 4 – Petition to Resign as Guardian(s)

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## INSTRUCTIONS: STEP 2

### Complete the Index of Exhibits and the Exhibit Cover Page as Shown:

To attach documents in support of your Petition to Resign as Guardian(s) you will need an Exhibit Index and Exhibit Cover Page(s). If you do not have any exhibits skip this step and continue with INSTRUCTIONS: STEP 4.

1) For each exhibit you are attaching you must print:

- a) An exhibit number, starting with 1,
- b) The number of pages in the exhibit, and
- c) A description of the exhibit.

2) For each exhibit, you must fill out an Exhibit Cover Page with the exhibit number listed on the Index of Exhibits.

3) The documents should be in the following order:

- The Petition to Resign as Guardian(s)
- The Index of Exhibits
- The Exhibit Cover Page
- The exhibit
- The Exhibit Cover Page
- The exhibit, and so on.

INDEX OF EXHIBITS

Exhibit Number _____	Number of Pages _____
Exhibit Description _____	
Exhibit Number _____	Number of Pages _____
Exhibit Description _____	
Exhibit Number _____	Number of Pages _____
Exhibit Description _____	
Exhibit Number _____	Number of Pages _____
Exhibit Description _____	
Exhibit Number _____	Number of Pages _____
Exhibit Description _____	
Exhibit Number _____	Number of Pages _____
Exhibit Description _____	
Exhibit Number _____	Number of Pages _____
Exhibit Description _____	
Exhibit Number _____	Number of Pages _____
Exhibit Description _____	

**Exhibit Cover Page**

EXHIBIT NUMBER \_\_\_\_\_

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## INSTRUCTIONS: STEP 3

### Electronically Filing the Documents

You will need to upload the original documents to eFlex. EFlex is available online at <https://wceflex.washoecourts.com/>, in the Law Library and Resource Center.

Sign into your eFlex account using the username and password you created and electronically file the:

- Petition to Resign as Guardian(s);
- Any Exhibits.

Make sure to keep the original copy of any documents you file for your personal records. File-stamped copies of your documents are available through your eFlex account.

Scanners are available at the Law Library and Resource Center.

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## INSTRUCTIONS: STEP 4

### Complete the Citation to Appear and Show Cause as Shown:

Take the Citation to the Resource Center at 1 South Sierra Street. A court employee will assist you with issuing the Citation. You must list the following people on the Citation to Appear and Show Cause:

- Mother
- Father
- Siblings (over the age of 14)
- Grandparents

You will also need to list:

- Any other guardian that is not petitioning to resign;
- The Director of the Department of Health and Human Services if the Minor has received or is receiving benefits from Medicaid;
- Any other person taking care of the Minor; and
- Anyone else who is listed under NRS 159A.034.

1) Print your name, address, telephone number, and email.

2) Print the heading, Case No., and Dept. No. exactly as it appears on all other documents in this case.

3) Print the names of all the people you are required to serve.

4) Print the names of the Petitioners on the second page and mark the box for "Resign as Guardian". Leave the rest of the second page blank. A court employee will fill this out.

COURT CODE: 1395  
Your Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
City, State, Zip: \_\_\_\_\_  
Telephone: \_\_\_\_\_  
Email Address: \_\_\_\_\_  
Self-Represented

IN THE FAMILY DIVISION  
OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
IN AND FOR THE COUNTY OF WASHOE

In the Matter of the Guardianship of the:

Person  
 Estate  
 Person and Estate

CASE NO.: \_\_\_\_\_  
DEPT.: \_\_\_\_\_

of:  
\_\_\_\_\_  
(name of minor who has a guardian)  
A Protected Minor.

**CITATION TO APPEAR AND SHOW CAUSE**

TO: (protected person's name) \_\_\_\_\_  
(protected person's attorney's name) \_\_\_\_\_  
(guardian's names) \_\_\_\_\_

ALL KNOWN RELATIVES OF THE PROTECTED PERSON:  
(Write each relative's name on a separate line) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

ANY PERSON HAVING THE CARE, CUSTODY, AND CONTROL OF THE PROTECTED PERSON

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Page 1 of 2 - Citation to Appear and Show Cause (Generic)

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## INSTRUCTIONS: STEP 5

### Serving the Documents

Everyone listed on the citation must be served by certified mail, with return receipt requested, at least 20 days before the hearing, or by personal service at least 10 days before the date set for the hearing. **PERSONAL SERVICE CANNOT BE COMPLETED BY YOU.**

If you serve by certified mail, keep the white slips and green cards to attach to your Certificate of Service (*see INSTRUCTIONS: STEP 6*).

If you serve by personal service, service may be completed by:

- The Civil Division of the Sheriff's Office in the County in which the person you are serving resides or works; or
- A responsible adult over the age of 18 years (such as a friend or relative); or
- A private process service.

The Declaration of Service must be completed by the person who served the documents (*see INSTRUCTIONS: STEP 7*).

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## INSTRUCTIONS: STEP 6

### Complete the Certificate of Service for all Persons Served by Mail as Shown:

1) Print your name, address, telephone number, and email address.

2) Print the heading, Case No., and Dept. No. just as they appear on all your other documents in this case.

3) Complete the information on pages 1-2, following the instructions on each page.

4) List the names and addresses of the people served by mail, if any, in these spaces. If more room is needed, attach additional sheets.

COURT CODE: 1360  
Your Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
City, State, Zip: \_\_\_\_\_  
Telephone: \_\_\_\_\_  
Email Address: \_\_\_\_\_  
Self-Represented \_\_\_\_\_

IN THE FAMILY DIVISION  
OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
IN AND FOR THE COUNTY OF WASHOE

In the Matter of the Guardianship of the:  
 Person  
 Estate  
 Person and Estate  
of: \_\_\_\_\_

CASE NO.: \_\_\_\_\_  
DEPT.: \_\_\_\_\_

(name of minor who has a guardian)  
A Protected Minor \_\_\_\_\_

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that I am over the age of 18 and I served the ( check all that apply)

Petition to Resign as Guardian(s)  
 Citation to Appear and Show Cause  
 Other: \_\_\_\_\_

in the following manner:

**BY MAIL**  
I certify that I deposited copies the foregoing documents in the U.S. mail in (city) \_\_\_\_\_, Nevada, addressed to the persons listed below on (date) \_\_\_\_\_ by ( check one)  Regular,  Certified or  Registered, return receipt requested:

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

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Page 1 of 2 – Certificate of Service (Generic Guardianship)

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

**ELECTRONIC**  
I served the following persons pursuant to the court's electronic service rules on (date) \_\_\_\_\_:

Name: \_\_\_\_\_ Email Address: \_\_\_\_\_  
Name: \_\_\_\_\_ Email Address: \_\_\_\_\_  
Name: \_\_\_\_\_ Email Address: \_\_\_\_\_  
Name: \_\_\_\_\_ Email Address: \_\_\_\_\_

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

This document does not contain the personal information of any person as defined by NRS 603A.040.

DATED (month) \_\_\_\_\_ (day) \_\_\_\_\_, 20 \_\_\_\_.

\_\_\_\_\_  
(Your Signature)  
\_\_\_\_\_  
(Printed Name)

Page 2 of 2 – Certificate of Service (Generic Guardianship)

5) Date, sign, and print your name.



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## INSTRUCTIONS: STEP 7

### Complete the Declaration of Service for those Personally Served as Shown:

This form will be filled out by the person who completes service. One document will need to be filled out for each individual served. It is your responsibility to file a copy of the Declaration of Service once service is completed.

1) Print your name (the person who served the documents), address, telephone number, and email address.

2) Print the heading, Case No., and Dept. No. just as they appear on all other documents in this case.

3) Complete the information on pages 1 – 2, following the instructions on each page.

COURT CODE: 1520  
Your Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
City, State, Zip: \_\_\_\_\_  
Phone: \_\_\_\_\_  
Email: \_\_\_\_\_  
Self-Represented \_\_\_\_\_

IN THE FAMILY DIVISION  
OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
IN AND FOR THE COUNTY OF WASHOE

In the Matter of the Guardianship of the:

Person  
 Estate  
 Person and Estate

CASE NO.: \_\_\_\_\_  
DEPT.: \_\_\_\_\_

of: \_\_\_\_\_  
(name of minor who has a guardian)  
A Protected Minor.

**DECLARATION OF SERVICE**

A copy of the filed documents can be personally served on anyone who is required to receive service.

A neutral person, not involved in this case or related to the parties, can personally serve the documents directly to the person. If that is not possible, the server can personally serve the documents on someone of suitable age and discretion who lives with the person.  
*The proposed guardians or relatives cannot do this.*  
*The person who serves the documents must complete this form.*

I, (name of person who served the documents) \_\_\_\_\_, declare (complete EVERY SECTION below):

- I am not a party to or interested in this action and I am over 18 years of age.
- I am not a licensed process server; I am a natural person serving legal process without compensation, not more than three times per year, on behalf of a litigant who is a natural person, and therefore I am not required to be licensed pursuant to NRS 648.063(2) (2017 Nevada Laws Ch. 126 (A.B. 128)).
- Who You Served.** I served (name of person who is supposed to get the documents) \_\_\_\_\_.

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Page 1 of 2 – Declaration of Service (Generic)

4. **What Documents You Served.** I served a copy of the ( check all that apply)

Petition to Resign as Guardian(s)  
 Citation to Appear and Show Cause / Notice of Hearing  
 Other: \_\_\_\_\_

5. **Where You Served.** I personally delivered and left the documents with: ( check one)

**The Person Directly.** I served the documents directly to the person at the location below. (complete the details below)

Name of Person Served \_\_\_\_\_  
Address Where Served \_\_\_\_\_  
City, State, Zip Code \_\_\_\_\_

**Someone Who Lives with the Person.** This is a person of suitable age and discretion who lives with the person I needed to serve. (complete the details below)

Name of Person Served \_\_\_\_\_  
Address Where Served \_\_\_\_\_  
City, State, Zip Code \_\_\_\_\_

6. **When You Served.** I personally served the documents on (date you served the documents) (month) \_\_\_\_\_ (day) \_\_\_\_\_, 20\_\_\_\_ at the hour of (time) \_\_\_\_\_:  a.m.  p.m.

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

This document does not contain the personal information of any person as defined by NRS 603A.040.

DATED (month) \_\_\_\_\_ (day) \_\_\_\_\_, 20\_\_\_\_.

Server's Signature: ▶ \_\_\_\_\_  
Server's Printed Name: \_\_\_\_\_  
Residential / Business Address: \_\_\_\_\_  
City, State, Zip: \_\_\_\_\_  
Server's Phone Number: \_\_\_\_\_

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Page 2 of 2 – Declaration of Service (Generic)

4) The person who served the documents will need to date, sign, print their name, address, and phone number.

**PERSONAL SERVICE CANNOT BE COMPLETED BY YOU.**

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## **INSTRUCTIONS: STEP 8**

### **Electronically Filing the Documents**

You will need to upload the original documents to eFlex. EFlex is available online at <https://wcefex.washoecourts.com/>, in the Law Library and Resource Center.

Sign into your eFlex account using the username and password you created and electronically file the:

- Certificate of Mailing
- Declaration of Service

Make sure to keep the original copy of any documents you file for your personal records. File-stamped copies of your documents are available through your eFlex account.

Scanners are available at the Law Library and Resource Center.

Once the Certificate of Mailing and the Declaration of Service have been filed, you will need to mail a file-stamped copy to all of the parties served who are not electronic filers.

## **INSTRUCTIONS: STEP 9**

### **The Hearing**

Arrive approximately 15 minutes prior to your scheduled time for the hearing. Go to the location listed on the Citation to Appear and Show Cause.

Bring copies of your documents to the hearing.

When your case is called, enter the courtroom and follow the directions given by the bailiff on where to sit.

The Judge may have questions for you, the minor, and any potential new guardian(s).

## Legal Assistance Information

The information in this packet is provided as a courtesy only. This packet is not a substitute for the advice of an attorney. Counsel is always recommended for legal matters.

If you do not have an attorney, you are encouraged to seek the advice of a licensed attorney or contact the Resource Center or the Law Library. **The Resource Center and the Law Library staff cannot give legal advice** but can give information regarding court procedures.

You may wish to speak with a lawyer at no cost through the Law Library's Lawyer in the Library program. The Lawyer in the Library program is held via Zoom; you must register ahead of time to participate. No walk-ins accepted as space is limited.

### LAWYER IN THE LIBRARY

Sign up on our website:

<https://www.washoecourts.com/LawLibrary/LawyerInLibrary>

For questions, contact the Law Library at 775-328-3250

To seek assistance from other free or reduced-cost legal resources in the area, please contact:

#### NEVADA LEGAL SERVICES

449 S. Virginia St.  
Reno, NV 89501

775-284-3491 – leave a message, if  
necessary

<https://nevadalegalservices.org>

#### NORTHERN NEVADA LEGAL AID

1 S. Sierra St., 1<sup>st</sup> Floor  
Reno, NV 89501

775-321-2062 – leave a message, if  
necessary

<https://nnlegalaid.org>