

**IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT,
IN AND FOR MIAMI-DADE COUNTY, FLORIDA
PROBATE DIVISION**

**IN RE: GUARDIANSHIP OF
JUAN PELAYO ORIA, Ward**

**File Number: 14-3274-GD-04
Division:**

FILED FOR RECORD
2014 OCT 24 PM 3:23
CLERK PROBATE DIVISION
CIVIL 2014

**ORDER APPOINTING GUARDIAN
Limited Guardianship**

The Petition of the Guardianship Program of Dade County, Inc., for the Appointment of Guardian of the Person and Property in the Limited Guardianship of **JUAN PELAYO ORIA** having come on this day to be heard, the court made the following findings:

1. The court has considered alternatives to guardianship, but finds no alternative to guardianship will sufficiently address the problems of the ward; the restrictions imposed upon the ward's rights and liberties are consistent with his/her welfare and safety, and found to be the least restrictive appropriate alternatives, reserving to the ward the right to make decisions in all matters commensurate with his/her ability to do so.

2. Petitioner has met his/her burden of establishing to the satisfaction of this court the incapacity of the ward to exercise the following rights on his/her own behalf:

- (X) to contract;
- (X) to sue and be sued;
- (X) to apply for government benefits;
- (X) to manage property or to make any gift or disposition of property;
- (X) to determine his/her residence with the right to choose where to live, to choose to live alone and to make all decisions and arrangements related thereto;
- () to consent to medical treatment; THE WARD'S DAUGHTER AMARILYS IS THE DESIGNATED HEALTH CARE SURROGATE,
- (X) to make decisions about his/her social environment or other social aspects of his/her life.

3. Petitioner has met his/her burden of establishing to the satisfaction of this court the incapacity of the ward to manage all of the property of the ward. The guardian may exercise only the above rights, which have been removed from the ward and specifically delegated to the guardian.

4. Pursuant to Fla. Stat. 744.705(2), this court appoints the Guardianship Program of Dade County Inc., a resident of Miami, Florida, who is sui juris and otherwise qualified under the laws of Florida to act as guardian in the limited guardianship of the incapacitated person. The relationship and previous connection of the proposed guardian to the ward is as follows: None

5. The proposed guardian should be appointed guardian because: it is a non-profit organization authorized by the laws of the State of Florida to act as guardian.

6. Reasonable search has been made, and any of the information required by Florida law and by the applicable Florida Rules of Probate and Guardianship Procedure that is not set forth in full above cannot be ascertained without delay that would adversely affect the incapacitated person or his/her property.

7. The court is not aware whether the ward, prior to incapacity, had executed any valid advanced directive pursuant to Chapter 765, Florida Statutes. If any advanced directive exists, the Guardian shall exercise no authority over the surrogate until further order of this Court.

8. This court therefore finding the necessity of appointing a limited guardian of the person and property; and the court having jurisdiction and being fully advised; it is

ORDERED and ADJUDGED that Guardianship Program of Dade County, Inc. is hereby appointed as guardian of the person and property in the limited guardianship of the above named Ward; and it is further


ORDERED and ADJUDGED that upon taking the prescribed oath, filing designation of resident agent and entering into a bond in the amount of WAIVED payable to the Governor of the state of Florida and to his successors in office, conditioned on the faithful performance of all duties by the Guardian, according to law, Letters of Guardianship shall be issued.

DONE and ORDERED in Miami, Florida this Oct 23, 2014. **OCT 23 2014**

INITIAL GUARDIANSHIP REPORT SHALL BE FILED IN 60 DAYS

THE GUARDIAN OF THE PROPERTY SHALL PLACE ALL LIQUID ASSETS IN A DEPOSITORY DESIGNATED BY THE COURT PURSUANT TO THE FLA. STAT. 69.031 THIS IS A FROZEN ACCOUNT WHICH MEANS THAT NO FUNDS CAN BE WITHDRAWN WITHOUT ORDER OF COURT

NO SALE OF ANY ASSETS WITHOUT SPECIAL ORDER OF COURT WARD MAY NOT HAVE A LICENSE TO CARRY A FIREARM AND OR OWN OR POSSESS A WEAPON OR FIREARM


Circuit Court Judge

CELESTE HARDEE MUIR