

SUPERIOR COURT OF THE DISTRICT OF COLUMBIA
PROBATE DIVISION

In re:

████████████████████

████████████████████

Ward.

ORDER

The Court has received the case reviewer report recommending that this guardianship be terminated. Ms. ██████████ through counsel, has also petitioned the Court to terminate her guardianship. The Court has reviewed the record in this matter, which contains, inter alia, a capacity summary report indicating that ██████████ ██████████ has regained capacity. At the hearing before the Court on June █, 2018 the Court heard from the guardian, the Register of Wills, and Ms. ██████████ and her counsel. All parties are essentially in agreement that Ms. ██████████ has regained capacity and that this guardianship should be terminated. While agreeing that Ms. ██████████ has appeared to have regained capacity and acknowledging that Mr. ██████████ is currently handling her affairs, including managing her medical appointments and making decisions on her own, the guardian expressed concern that Ms. ██████████ not end up in a situation where she needed assistance managing her finances.

Ms. ██████████ indicated that she is exploring the use of supported decision-making, which would allow her to make and communicate her own decisions and

direct her own life, with the support of her family, community organizations, and others. *See, e.g.*, D.C. Law 22-0093, Title III-Supported Decision-Making Agreements (May 5, 2018). Ms. [REDACTED] and her counsel have identified organizations that can assist her, if necessary, with managing her finances.

Based on the record in this case, the Court finds as a matter of fact that Ms. [REDACTED] is able to receive and evaluate information effectively, communicate decisions, manage her financial resources, and meet the essential requirements for her physical health, safety, habilitation, or therapeutic needs without the need for a guardian or conservator. The Court therefore concludes as a matter of law that Ms. [REDACTED] is not an “incapacitated individual” as that term is defined in D.C. Code § 21-2011(11). The Court encourages Ms. [REDACTED] to avail herself of the supports she has identified, including supported decision-making.

Accordingly, it is this [REDACTED] day of June, 2018, hereby

ORDERED, that Ms. [REDACTED] petition to terminate her guardianship is **GRANTED**; and it is

FURTHER ORDERED, that the guardianship in this matter created through Order of this Court dated March [REDACTED], 2015, be and hereby is **TERMINATED**; and it is

FURTHER ORDERED, that the filing of the final guardianship report is **WAIVED**; and it is

FURTHER ORDERED, that Mr. [REDACTED] shall no longer exercise any powers as Conservator, but shall instead file a final accounting upon receiving additional information from Ms. [REDACTED] to close the conservatorship. The conservatorship shall be terminated upon approval of the final accounting.

[REDACTED]
Judge [REDACTED]

Copies to:

[REDACTED]
[REDACTED]
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