

Superior Court of Washington, County of _____

In re Guardianship/Conservatorship of:

No. _____

**Order Appointing Lawyer
(OAPAT)**

Respondent/Minor

Clerks Action: 6

Order Appointing Lawyer

1. The court has considered (*requesting party's name or court's own*) _____'s motion to appoint a lawyer.
2. The court finds there are good reasons to appoint a lawyer for (*name/s*): _____

3. Reasons for appointment in a Minor Guardianship

(*Check all that apply*)

- Does not apply. This is **not** a Minor Guardianship case.
- The **parent/s** listed in section 2 can **cannot** afford a lawyer (indigent) and:
 - objects to guardianship over their child.
 - may consent to guardianship over their child, but a lawyer is needed to make sure this consent is fully informed.
 - needs a lawyer because: _____

Important! *The court **must** appoint a lawyer at **public expense** for an indigent parent who appears in a minor guardianship case if any one of the above statements is true. If a parent is **not** indigent, the court **may** appoint a lawyer if any one of the above statements is true.*

- The **child** listed in section 2:
 - is age 12 or older and has asked for a lawyer.
 - should have a lawyer as recommended by a Guardian ad Litem or Court Visitor.
 - has chosen a lawyer who has not yet been appointed by the court.
 - needs a lawyer because: _____

4. Reasons for appointment in a Minor Conservatorship or Protective Arrangement
(Check all that apply)

- Does not apply. This is **not** a Minor Conservatorship or Protective Arrangement.
- The minor's chosen lawyer has not yet been appointed by the court.
- The minor's rights cannot otherwise be adequately protected and represented.
- The minor needs a lawyer because: _____
- A lawyer must be appointed for the minor at **public expense** because:
 - the minor cannot afford a lawyer.
 - the expense of a lawyer would result in substantial hardship to the minor.
 - the minor does not have practical access to funds to pay a lawyer.
(The court may require reimbursement if this is the only reason to appoint a lawyer at public expense.)
- The minor's **parent** needs a lawyer because:
 - they object to conservatorship/protective arrangements over their child.
 - they may consent to conservatorship/protective arrangements over their child, but a lawyer is needed to make sure this consent is fully informed.
- other: _____

5. Reasons for appointment in an Adult Guardianship, Conservatorship, or Protective Arrangement
(Check all that apply)

- Does not apply.
- Respondent's chosen lawyer has not yet been appointed by the court.
- Respondent's rights cannot otherwise be adequately protected and represented.
- This is an Emergency Guardianship/Conservatorship.
- Respondent objects to the petition.
- Respondent requests appointment of a lawyer.
- Respondent needs a lawyer because: _____
- A lawyer must be appointed at **public expense** because:
 - Respondent cannot afford a lawyer.
 - the expense of a lawyer would result in substantial hardship to the Respondent.
 - Respondent does not have practical access to funds to pay a lawyer.
(The court may require reimbursement if this is the only reason to appoint a lawyer at public expense.)

➤ **The court orders:**

6. Appointment

The court appoints the following person as lawyer for (name) _____
Name and WSBA number: _____

Address: _____

Phone number: _____

Email address (optional): _____

This lawyer is the willing counsel of this person's choosing.

The court appoints the following person as lawyer for (name) _____

Name and WSBA number: _____

Address: _____

Phone number: _____

Email address (optional): _____

This lawyer is the willing counsel of this person's choosing.

7. Payment

Reserved. The court may decide the responsibility to pay and the reasonableness of fees at a later hearing.

The lawyer must be paid:

at **private** expense of the person being represented.

at **public** expense.

The lawyer must be paid at a rate of \$ _____ per hour up to a maximum of \$ _____ or _____ hours unless the lawyer obtains prior approval from the court for a different amount.

The court may decide later if anyone must reimburse public or private fees paid.

Ordered.

▶ _____
Date

Judge or Commissioner

Parties or their lawyers fill out below:

Presented by:

▶ _____
Signature of Party/Lawyer

Print Name WSBA No.

Copy received and approved by:

▶ _____
Signature of Party/Lawyer

Print Name WSBA No.

▶ _____
Signature of Party/Lawyer

Print Name WSBA No.

▶ _____
Signature of GAL or Visitor

Print Name