

STATE OF MINNESOTA
COUNTY OF DAKOTA

FIRST JUDICIAL DISTRICT
DISTRICT COURT
PROBATE DIVISION
Court File No.
Case Type: 14, Guardianship

In Re: Guardianship of:

CHARLES PAUL HELMER,
Respondent.

**PETITION FOR APPOINTMENT OF
A GUARDIAN**

TO THE HONORABLE JUDGE OF THE DISTRICT COURT:

1. Petitioner's: Name: **Ann Marie Fuller**
Address: **20484 Icefall Trail
Lakeville, MN 55044**
Telephone number: **(612) 221-8831**
E-mail address: **gemstar6966@gmail.com**
Interest in this matter: **Mother**
2. Respondent's: Name: **Charles Paul Helmer**
Address: **20484 Icefall Trail
Lakeville, MN 55044**
Telephone number: **(952) 250-0044**
Age and Date of birth: **18/June 4, 1998**

and if the petition is granted, Respondent will be moved to: **N/A**

3. The names and addresses of Respondent's spouse and kindred are:

Relationship	Name	Address
a) Spouse (include an adult with whom Respondent has resided for six months or more):		
N/A		
b) Kindred: (adult children, parents and adult brothers and sisters; if none of these, then list the nearest adult kin; See M.S. § 524.5-303(b)(3) and 524.5-102 subd. 7)		
Mother	Ann Marie Fuller	20484 Icefall Trail, Lakeville, MN 55044
Father	Dennis Helmer	Incarcerated in Florida.
Sister	Cheryl Fuller	Arthur, ND 58006
c) Administrator (if Respondent is in a hospital, VA, unit, nursing home, home care agency or other institution):		
N/A		
d) Legal Representative (guardian/conservator, representative payee, trustee or custodian of property):		
N/A		
e) Persons nominated, proposed, or confirmed by prior order, as guardian (file applicable document with petition including a prior order, health care directive or related document):		
N/A		

4. A Guardian of the person of Charles Paul Helmer should be appointed because:

- a. Respondent is an incapacitated person in that Respondent lacks sufficient understanding or capacity to make or communicate responsible decisions concerning Respondent's person (Describe present general mental condition supporting this allegation): **Charles Paul Helmer is diagnosed with bi-polar disorder, depression, psychosis, and paranoia;**
 - b. and has demonstrated behavioral deficits evidencing an inability to meet Respondent's needs for medical care, nutrition, clothing, shelter, and/or safety (Describe behavior supporting this allegation): **Charles Paul Helmer requires cues and some reminders to attend to his activities of daily living. He is able to calculate how much change he should receive when making a purchase, but he is unable to budget his money. Mr. Helmer needs assistance with applying for public benefits that he is qualified to receive. Mr. Helmer is unable to independently manage his medical care and requires assistance when communicating with medical professionals, making medical decisions, and following through with treatment plans that are prescribed for him. He needs assistance with understanding the consequences and responsibilities of entering into a contractual agreement. Mr. Helmer is a very friendly young man who is vulnerable to exploitation, especially pertaining to financial matters. He requires supervision to remain safe in his home and in the community; and**
 - c. no alternative less restrictive of civil rights and liberties exists, including the use of appropriate technological assistance.
5. The following powers are needed for a Guardian to protect and supervise the person of Charles Paul Helmer:
- a. Have custody of the Respondent and establish the place of abode for the Respondent within or without the State, M.S. § 524.5-313 (c)(1);
 - b. Provide for the Respondent's care, comfort, and maintenance needs, M.S. § 524.5-313 (c)(2);
 - c. Take reasonable care of the Respondent's clothing, furniture, vehicles, and other personal effects, M.S. § 524.5-313 (c)(3);
 - d. Give any necessary consent to enable, or to withhold consent for, the Respondent to receive necessary medical or other professional care, counsel, treatment, or service, M.S. § 524.5-313 (c)(4);
 - e. Approve or withhold approval of any contract, except for necessities, which the Respondent may make or wish to make, M.S. § 524.5-313 (c)(5);
 - f. Exercise supervisory authority over the Respondent, M.S. § 524.5-313 (c)(6);
 - g. Apply on behalf of the Respondent for any assistance, services, or benefits available to the Respondent through any unit of government, M.S. § 524.5-313 (c)(7); and

all other powers, duties, and responsibilities conferred upon the guardian under applicable law.

6. The probable value and the general character of the assets of Charles Paul Helmer are:

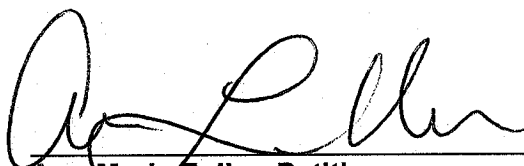
Homestead:	\$none
Other Real Estate:	\$none
Money:	\$nominal
Investments:	\$none
Personal Property:	\$nominal
Other:	\$none
TOTAL:	\$Nominal

7. The probable amount of the debts of Charles Paul Helmer is \$0.00.
8. Charles Paul Helmer is not a patient at a State Hospital for the mentally ill; is not a mentally retarded or dependent or neglected ward of the Commissioner of Human Services; and is not under the temporary custody of the Commissioner of Human Services.
9. The name, age, address, and phone number of the proposed Guardian is:
- | | |
|-------------------|--|
| Name/age: | Ann Marie Fuller/Legal |
| Address: | 20484 Icefall Trail
Lakeville, MN 55044 |
| E-Mail addresses: | gemstar6966@gmail.com |
| Telephone number: | (612) 221-8831 |
10. The proposed Guardian, Ann Marie Fuller, is not a professional guardian.
11. The proposed Guardian, Ann Marie Fuller, has never been removed for cause from serving as a guardian or conservator.
12. The proposed Guardian, Ann Marie Fuller, has not applied for or held any professional licenses.
13. The proposed Guardian, Ann Marie Fuller, has not been found civilly liable in an action involving fraud, misrepresentation, material omission, misappropriation, theft, or conversion.
14. The proposed Guardian, Ann Marie Fuller, has not filed for or received protection under the bankruptcy laws.
15. The proposed Guardian, Ann Marie Fuller, does not have any outstanding civil monetary judgments.
16. The proposed Guardian, Ann Marie Fuller, does not currently have and has never had an order for protection or harassment restraining order issued against her.
17. Other than a petty misdemeanor or traffic offense, the proposed Guardian, Ann Marie Fuller, has not been convicted of a crime.
18. The proposed Guardian is the most suitable and best qualified among those available and willing to discharge the trust and is not excluded from appointment pursuant to Minn. Stat. § 524.5-309(c);

WHEREFORE, your Petitioner respectfully requests the Court schedule a time and place for hearing this petition and, after the hearing, issue an order appointing **Ann Marie Fuller** as Guardian of the person of **Charles Paul Helmer** with the powers and duties described in allegations numbered 5 above.

FURTHER, under penalties for perjury for deliberate falsification therein, I declare or affirm that I have read the foregoing petition and, to the best of my knowledge or information, its representations are true, correct and complete.

Dated: 9/19/16

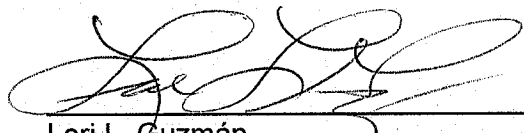


Ann Marie Fuller, Petitioner

Name of Petitioner's Attorney:
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ACKNOWLEDGMENT

Petitioner, by her attorney, acknowledges that costs, disbursements and reasonable attorney and witness fees may be awarded to another party or parties if petitioner acted in bad faith, asserted a claim or defense that is frivolous and costly to the other party or parties, asserted an unfounded position solely to delay the ordinary course of the proceedings or to harass, or committed a fraud upon the court (Rule 11 of the Minnesota Rules of Civil Procedure and Minnesota Statutes §§ 549.211 and 524.1-304).



Lori L. Guzmán