

PROBATE COURT OF GEAUGA COUNTY, OHIO
Judge Timothy J. Grendel

In re: _____

Case No. _____

**PETITION FOR DESIGNATION OF SUCCESSOR
CUSTODIAN UNDER OHIO TRANSFERS TO MINORS ACT
[R.C. 5814.07]**

1. The undersigned Petitioner states (i) that there is Custodial Property being held under the Ohio Transfers to Minors Act for the benefit of _____, the beneficiary, who was born _____, (ii) the Custodian is _____, and (iii) the Custodial Assets are currently titled and described as follows:

2. The Petitioner states that the Donor or Transferor of the assets did not designate a successor Custodian in the governing instruments, and further states that [check as applicable]:

- ☐ the Petitioner is the Custodian and requests permission to resign as Custodian;
- ☐ the Custodian is incompetent and does not have a legal representative who is willing to designate a successor Custodian (proof of incompetency is attached);
- ☐ the Custodian is deceased and does not have a legal representative who is willing to designate a successor Custodian (proof of death is attached).
- ☐ The beneficiary does not have a guardian. The address where the beneficiary resides is: _____.

3. If the beneficiary is less than 16 years of age, the name of the parent, or individual caring for the minor is: _____, who resides at _____.

Case No. _____

4. The Petitioner is:

- ☐ the Donor or Transferor of the assets;
- ☐ the legal representative of the Donor or Transferor;
- ☐ a member of the beneficiary's family and is related as follows:

5. The Petitioner suggests that _____, whose address is: _____, is a suitable person to be designated as successor Custodian and filed contemporaneously with this Petition are (i) the Custodian's Acceptance (GC PF 81.1), and (ii) the Background Certification and Records Check (GC PF 4.30).

Petitioner requests that the Court designate a successor Custodian for the Custodial Property.

Attorney Signature

Petitioner Signature

Attorney Name

Petitioner Name

Attorney Address

Petitioner Address

Attorney Phone Number

Petitioner Phone Number

Attorney Reg. No. _____

Case No. _____

[] Judgment Entry [] Magistrate's Decision

The Court, having considered this Petition, orders that:

- [] _____ is designated as the successor custodian for
the Custodial Property
- [] The Petition is not granted.

Date: _____
Judge / Magistrate

JUDGMENT ENTRY ADOPTING MAGISTRATE'S DECISION

The Court, upon independent review of the record, finds the Magistrate's Decision to be well taken. The Court has reviewed the Decision for any errors pursuant to Civ. Rule 53 and adopts the Magistrate's Decision as an Order of this Court. The Magistrate's Decision is incorporated into the Entry by reference.

Date: _____, 20____
Judge Timothy J. Grendell

PROBATE COURT OF GEAUGA COUNTY, OHIO
Judge Timothy J. Grendell

Case No. _____

WAIVER OF NOTICE AND CONSENT

The undersigned (i) acknowledge receiving a copy of the Petition of Designation of Successor Custodian under Ohio Transfers to Minor Act that requests the appointment of _____ as the successor custodian, (ii) waive notice of hearing on the petition, and (iii) consent to the appointment of _____ as the successor custodian.

Signature	Print Name	Relation to Beneficiary
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

PROBATE COURT OF GEAUGA COUNTY, OHIO
Judge Timothy J. Grendell

In re _____ ☐ Estate

Case No. _____ ☐ Guardianship

☐ Other _____

SUCCESSOR CUSTODIAN'S ACCEPTANCE

The undersigned adult, not under disability, agrees that if designated by the Court as successor custodian, I will perform the duties that are required of me by law as the successor Custodian for Custodial Property of _____ (the "Beneficiary") under the Ohio Transfers to Minors Act (the "UTMA"). Furthermore, I acknowledge that:

1. I have obtained a copy of Ohio Revised Code Sections 5814.01 through 5814.09 (inclusive), have read them, and will abide by them;
2. I will collect, hold, manage, disburse, invest and reinvest all Custodial Property in a lawful manner and shall maintain all such investments within Ohio, or through banks or financial institutions having business offices within Ohio;
3. I will hold, title or register all custodial assets in my name "as Custodian for the Beneficiary under the UTMA;
4. I will keep true and accurate records of all transactions with respect to the Custodial Property and make those records available for inspection by the Beneficiary's parents or legal representative, and to the Beneficiary if over age 14; and
5. I will serve as Custodian without compensation.

Dated: _____

Signature: _____

Print Name: _____

Address: _____

Phone No. _____

PROBATE COURT OF GEAUGA COUNTY, OHIO
JUDGE TIMOTHY J. GRENDALL

IN RE _____ [] Estate
[] Conservatorship
CASE NO. _____ [] Trust
[] Other _____

**BACKGROUND CERTIFICATION
AND
RECORD CHECK AUTHORIZATION**

(Select one)

- [] I certify that I have not been convicted of or plead guilty to a felony offense.
- [] I have been convicted of or plead guilty to a felony offense, which is explained below:
[Provide the court, court number, date of conviction or plea, and description of each offense]:

I *authorize and consent to* the Probate Court of Geauga County, Ohio ("the Court") obtaining all criminal history and background information pertaining to me and appearing in the files of The Ohio Courts Network. This search is referred to as a "Records Check." Upon request I will supply the Court with any personal information (e.g. social security number) to facilitate the Records Check.

By signing this document, I *authorize* the release of my criminal history and background information to the Court for a period that is the lesser of (1) a two-year period after the date I file this document with the Court, or (2) the date that my duties as a fiduciary in this matter terminate.

I understand that the Court will file this document and the background information received as a result of a Records Check, in the confidential portion of the Court's case record for this matter as provided for under Sup. R. 44 and Sup. R. 45, and that this document and such information is not deemed to be a part of the case documents or the case administrative documents pertaining to this file. **This document and such information is not a public record.**

Date: _____

Print Full Name

PROBATE COURT OF GEAUGA COUNTY, OHIO
JUDGE TIMOTHY J. GRENDALL

IN THE MATTER OF _____

CASE NO. _____

CONFIDENTIAL DISCLOSURE OF PERSONAL IDENTIFIERS

[Rule 45(D) of the Rules of Superintendence for the Courts of Ohio]

Complete Personal Identifier	Institution	Abbreviation	Form No.	Filing Date
Ex. 123-45-6789	Social Security	6789	22.3	7/1/2019
Ex. 0001234567	Anytown Bank Checking	Anytown #1	6.1	7/1/2019
1. _____	_____	_____	_____	_____
2. _____	_____	_____	_____	_____
3. _____	_____	_____	_____	_____
4. _____	_____	_____	_____	_____
5. _____	_____	_____	_____	_____
6. _____	_____	_____	_____	_____
7. _____	_____	_____	_____	_____
8. _____	_____	_____	_____	_____
9. _____	_____	_____	_____	_____
10. _____	_____	_____	_____	_____

[] Check if additional pages are attached

Signature of Filing Party

Printed Name

Date: _____

This is page _____ of _____ pages