



# Yurok Tribal Court

Yurok Tribal Court  
230 Klamath Blvd.  
PO Box 1027  
Klamath CA, 95548  
(707) 482-1350 phone  
(707) 482-0415 fax

Court File Number: \_\_\_\_\_  
Case Type: \_\_\_\_\_ EVAP

\_\_\_\_\_, )  
\_\_\_\_\_, )  
Petitioner, )  
\_\_\_\_\_, )  
v. )  
\_\_\_\_\_, )  
Respondent )  
\_\_\_\_\_, )

**ORDER re:**  
**Elder and Vulnerable Adult Protection**  
 Order after Hearing  
 Order before Hearing  
 Temporary  
 Permanent

In the Matter of:

\_\_\_\_\_  
Name of Elder or Vulnerable Adult

The Court makes the following findings, consistent with the clear and convincing evidence standard:

1. **Jurisdiction.** The Court finds that it:

- has jurisdiction.
- does not have jurisdiction.

2. **Abuse/neglect of the Person.** The Court finds that:

- Allegations of abuse or neglect of the PERSON are not proved here.
- Allegations of abuse or neglect of the PERSON are proved here, as follows:



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3. Allegations of abuse/neglect of the ESTATE/property.

are not proved.

are proved here, as follows:

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4. **Notice:** The Court has provided notice to the elder or vulnerable adult's family members, other caregivers, and/or other interested parties, as listed below:

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone Number: \_\_\_\_\_

Tribal affiliation, if any: \_\_\_\_\_

Relationship to elder/vulnerable adult: \_\_\_\_\_

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone Number: \_\_\_\_\_

Tribal affiliation, if any: \_\_\_\_\_



Relationship to elder/vulnerable adult: \_\_\_\_\_

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone Number: \_\_\_\_\_

Tribal affiliation, if any: \_\_\_\_\_

Relationship to elder/vulnerable adult: \_\_\_\_\_

Attached is a list of additional persons who are notified, with "EVAP Answer, Notices, #4" written at the top.

**The Court grants the following relief:**

As a result of the findings above, the Court orders the following:

1.  the case is dismissed as unproved, with prejudice (you cannot file this claim on these facts again).
2.  the case is dismissed, without prejudice (you can file this claim on these facts again).
3. Care Plan for the Protection of \_\_\_\_\_, as follows:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

This order regarding the plan is **temporary**, and lasts until the following hearing date:

A hearing is scheduled at the time and place below on the *Request for Elder and Vulnerable Adult Protection*:

Date: \_\_\_\_\_ Time: \_\_\_\_\_

At the Yurok Tribal Justice Center 230 Klamath Blvd., Klamath, CA 95548

4. The Care of the Elder also requires, and thus the following is also Ordered:

- a.  removal of the abuser \_\_\_\_\_ from the place where abuse or neglect occurs, including the elder or vulnerable adult's home.



b.  securing the abused in a care facility (e.g. elder's home, rehabilitation house), at the following location: \_\_\_\_\_.

c.  an injunction preventing the abuser from committing further abusive acts, specifically: \_\_\_\_\_.

d.  requiring the following party who has a fiduciary duty to the elder or vulnerable adult to account for the elder or vulnerable adult's funds, and/or real or personal property: \_\_\_\_\_ (name of person with the duty)

e.  requiring compensatory damages to be paid by an abuser or neglectful person to the elder or vulnerable adult for injuries resulting from the abuser's or neglectful person's wrongful act(s) in the amount of: \_\_\_\_\_, the basis of the amount is: \_\_\_\_\_.

f.  the abuser pay a fine pursuant to this Code, in the amount of \_\_\_\_\_, which does not exceed \$5,000.

g.  appointing \_\_\_\_\_ as a representative of the ESTATE/PROPERTY for the elder or vulnerable adult's benefit or to otherwise manage his or her personal resources.

h.  appointing \_\_\_\_\_ as a guardian of the PERSON for the elder or vulnerable adult's benefit, his/her personal care, etc.

i.  appointing \_\_\_\_\_ as a representative payee for the elder or vulnerable adult's benefit.

k.  Granting such other and further relief as the court deems just and equitable, as

follows:

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DATE: \_\_\_\_\_

Judge