

STATE OF MICHIGAN PROBATE COURT COUNTY OF	ORDER APPOINTING ELDERCARING COORDINATOR (EC)(2)	CASE NO. AND JUDGE 2023-12345-GA
Court Address <b>123 Main St, Our Town, MI</b>		Court Telephone No. <b>(123) 456-7890</b>

In the matter of Mary Sue Elder

First, middle, and last name

1. Upon the entry of an Order of Referral to Eldercaring Coordination, this Court hereby determines that an Eldercaring Coordinator (EC) shall be appointed in this proceeding.

IT IS ORDERED:

2. Darryl Jones

Name (type or print)

123 Top St

Address

MyTown, MI, 12345

City, State, Zip

Telephone No.

is appointed as EC.

3. The EC shall file a response to this Order within seven (7) days accepting or declining the appointment.
4. **Timeline.** The participants shall contact the EC within fourteen (14) days of the date of this Order to schedule the first appointment.
5. The EC is appointed to serve the Court in this matter for a period of 18 months (not to exceed two years).
6. A hearing shall be held at least 28 days prior to the expiration of the EC's term to review the need for an extension or on stipulation of all parties submitted in writing. If the matter must be reopened, please refer to PC ...
7. **Scope of Authority.** The EC shall be authorized to make limited decisions within the scope of this Order of Appointment regarding:

Mary Sue Elder

- a. With the express written consent of the elder and participants designated in this Court Order, the EC may have additional temporary decision-making authority to:
  - Resolve specific, non-substantive disputes between the participants until such time as a court order is entered modifying the decision; or
  - Make recommendations related to the resolution of disputes regarding the care of the elder.
- b. The EC can make non-substantive decisions provided the decisions are in furtherance of the eldercaring coordination process or within the scope of the Court Order. Non-substantive decisions may consist of:
  - Who attends;

- Time and duration of meetings; and
  - Choices related to fostering well-informed decision-making.
- c. **Limitation of Authority.** The EC shall not have decision-making authority to resolve substantive disputes between the participants. A dispute is substantive if it would:
- Change the determination of capacity or incapacity of the elder;
  - Change the nature and scope of the existing authority of a legally authorized decision-maker;
  - Change the residence of the elder;
  - Change or select a care provider, aide, doctor, care manager, or therapist;
  - Make decisions regarding travel of the elder or attendance at family events; or
  - Delegate any rights of the elder to another person.
- d. In the event there is an emergency affecting the safety of the elder, the EC may make a substantive recommendation to the Court, as permitted by Court Order, or upon request of the elder. Alternately, any participant may Petition the Court to permit the EC to make such a recommendation. Any substantive recommendation must be:
- In the best interest of the elder; and
  - The participants must agree to waive confidentiality as to any eldercare coordination communications that may need to be raised to support or challenge the recommendation of the EC.
8. **Payment.** The EC may delay beginning the eldercare coordination process until they are satisfied with the terms and conditions of payment for their services. Further, the EC may delay continuing to perform the eldercare coordination services in this case until all of their fees and costs are paid by the participants pursuant to the Court's Order. In the event of nonpayment, the EC shall file a Request for Status Conference, and the Court will address the issue of non-payment of fees and costs.
9. **Releases of Information.** The EC is entitled to communicate with the participants, health care providers, psychosocial providers, guardian, law enforcement, financial institutions and any other third-party deemed necessary by the EC for the eldercare coordination process. The participants will cooperate with the EC and shall execute any necessary releases for communications related to the elder. In the event that any psychological evaluations, guardian reports, or any other reports related to the elder are prepared for any participant, the EC may review such evaluations or reports. Furthermore, to the extent that any such evaluation or report is made confidential by any prior order of the Court, then this Order shall authorize the release of said evaluation or report to the EC.
10. **Discharge of an EC.** At any time, any participant may apply directly to the Court for the discharge of the EC and shall provide the participants and counsel with notice of the application for discharge.
11. **Withdrawal Procedure.** With Court approval, the EC may withdraw from the role of EC. The EC shall Petition the Court to withdraw and shall provide notice to the participants and their counsel of the Petition.

June 19, 2023

Date

Judge Linda George

Judge

Bar No.