**BCBA CLE SEMINAR**

**Post-COVID Chancery Updates:**

**Guardianships & General Equity Practice**

**Going Forward**

**June 16, 2021**

**Links to Resources**

**Background Screening Policy for Proposed Guardians of Incapacitated Adults**

* [March 17, 2021 Notice to Bar and Supreme Court Order – Guardianships of Incapacitated Adults – Background Screening Policy for Certain Proposed Guardians; Amendments to Rule 4:86](https://www.njcourts.gov/notices/2021/n210322a.pdf?c=EgT)
* [Directive #11-21 – Guardianships of Incapacitated Adults – Background Screening Policy for Proposed Guardians; New and Revised Court Forms](https://www.njcourts.gov/notices/2021/n210503a.pdf?c=uTN)

**Availability of Madden Exemption for Pro Bono Guardianship Appointments**

* [March 4, 2021 Notice to the Bar and Supreme Court Order - Exemption from Madden Requirements for Attorneys who Provide Pro Bono Services in Adult Guardianship Matters; Relaxation of Rule 1:21-12](https://www.njcourts.gov/notices/2021/n210308a.pdf?c=LPK)
* [New Jersey Pro Bono Information – njcourts.gov](https://www.njcourts.gov/attorneys/probono.html) (includes link to attorney certification form)

**Form Report of Court-Appointed Attorney for Alleged Incapacitated Person; Guidelines for Court-Appointed Attorneys in Guardianship Matters**

* [April 20, 2021 Notice to the Bar – Court-Appointed Attorneys in Adult Guardianships – Amendments to Rule 4:86-4 (“Order for Hearing”) so as to Require Standard Form of Attorney Report](https://www.njcourts.gov/notices/2021/n210421a.pdf?c=jtr)
* [Guidelines for Court-Appointed Attorneys in Guardianship Matters](https://njcourts.gov/forms/12756_gdnshp_crt-app_atty.pdf?c=ZXY)
* [Report of Court-Appointed Counsel for the Alleged Incapacitated Person](https://njcourts.gov/forms/12789_gmp_rpt_counsel_aip.docx)

**COVID-19-Related Resources**

* [Eleventh COVID-19 Omnibus Order – March 23, 2021](https://www.njcourts.gov/notices/2021/n210324a.pdf?c=eXz)
* Remote guardianship proceedings:
  + [November 17, 2020 Notice – COVID-19 – Continuation of “Remote First” Court Operations with Limited In-Person Events and Services](https://www.njcourts.gov/notices/2020/n201118b.pdf?c=eTE)
  + [February 23, 2021 Notice to the Bar and Supreme Court Order – COVID-19 – Refinement of Court Matters that can Proceed Remotely](https://www.njcourts.gov/notices/2021/n210224a.pdf?c=kUL)
  + [Administrative Directive #06-21 – COVID-19 – Protocol for Matters that Cannot Proceed in a Remote Format Without Consent](https://www.njcourts.gov/notices/2021/n210224b.pdf?c=8pv)
  + [February 23, 2021 Notice to the Bar – COVID-19 – Reminders: (1) Health and Safety Precautions in State Court Facilities; and (2) Availability of Courthouse Technology Rooms to Facilitate Remote Participation in Court Events](https://www.njcourts.gov/notices/2021/n210225a.pdf?c=mgy)
* Case-by-case relaxations of Rule 4:86:
  + [April 8, 2020 Notice to the Bar and Supreme Court Order – Guardianships of Adult Incapacitated Persons – Supreme Court Relaxation of Rule 4:86 During COVID-19 Crisis](https://www.njcourts.gov/notices/2020/n200409b.pdf?c=Im3)
  + [COVID-19 – Seventh Omnibus Order on Court Operations and Legal Practice – Concluding Some General Extensions; Continuing Individualized Adjustments – July 24, 2020](https://www.njcourts.gov/notices/2020/n200724a.pdf?c=moT)
* [December 8, 2020 Notice to the Bar and Supreme Court Order – COVID-19 – Healthcare Professionals Involved in Pandemic Response Not Required to Submit to Depositions or Appear for Court Events](https://www.njcourts.gov/notices/2020/n201209a.pdf?c=KI8)
* [December 20, 2020 Notice to the Bar – COVID-19 – Elimination of Emergent Filing Mailboxes; Affirmation of Requirement to File in eCourts or in the Judiciary Electronic Document Submission (JEDS) System](https://www.njcourts.gov/notices/2020/n201229a.pdf?c=r5w)
* [A3903 – Allows remote notarial acts during Public Health Emergency and State of Emergency declared by Governor in Executive Order 103 of 2020](https://www.njleg.state.nj.us/2020/Bills/PL20/26_.PDF)