

IN THE CIRCUIT COURT OF THE TWENTIETH JUDICIAL CIRCUIT,
IN AND FOR LEE COUNTY, FLORIDA

Case No.:
Division: CIVIL

Peach Cuervo,
Petitioner,
and
Jose Cuervo,
Respondent.

ORDER APPOINTING GUARDIAN AD LITEM

Upon the Petitioner's motion to appoint a guardian ad litem for the minor children herein and the Court finding that:

a. It is otherwise in the best interests of the children that a guardian ad litem be appointed to advance the best interests of the minor child(ren) because:

A third party with the child's best interest in mind who bears no bias with regards to decision-making for the custody and care of the child is necessary.

It is thereupon **ORDERED** as follows:

1. A guardian ad litem shall be appointed for the minor children: Grey Cuervo and Brandy Cuervo now residing at 2363 15th Avenue South, Fort Myers, FL 33919.
2. The State of Florida Guardian ad Litem Program for the Twentieth Judicial Circuit shall assign a certified guardian ad litem for the minor children. Upon the filing of the Notice of Acceptance, the guardian ad litem can be served c/o Guardian ad Litem Program, 1700 Monroe Street #600, Fort Myers, FL 33901.

Pursuant to the State of Florida Guardian ad Litem Standards of Operation adopted by the Supreme Court of Florida, if the Guardian ad Litem Program is appointed in the absence of a well-founded allegation of abuse or neglect, an automatic discharge by the Court will occur upon filing of a Motion to Discharge by the Program if the Program does not have sufficient volunteer and/or supervisory resources available to accommodate this appointment.

3. The guardian ad litem is a party to any judicial proceeding from the date of this order until the date of discharge and shall have all of the powers, privileges, and responsibilities authorized in section 61.403, Florida Statutes, to the extent necessary to advance the best interests of the minor child(ren).
4. The guardian ad litem must be provided with copies of all pleadings, notices, stipulations, and other documents filed in this action and is entitled to reasonable notice before any action affecting the child(ren) is taken by either of the parties, their counsel, or the Court. The guardian ad litem is entitled, through counsel, to be present at any depositions, hearings, or

other proceedings concerning the minor child(ren).

5. The guardian ad litem may investigate the allegations of the pleadings affecting the minor child(ren), and after proper notice may interview witnesses or any other person having information concerning the welfare of the minor child(ren).
6. The guardian ad litem shall maintain any information received from any source described in section 61.403(2), Florida Statutes, as confidential and shall not disclose such information except in reports to the Court served upon both parties to this cause and their counsel, or as directed by the Court.
7. The parties or any other person entrusted by the parties with the care of the minor child(ren) shall allow the guardian ad litem access to the minor child(ren) at reasonable times and locations and no person shall obstruct the guardian ad litem from the minor child(ren).
8. The guardian ad litem shall submit his or her recommendations to the Court regarding any stipulation or agreement, whether incidental, temporary, or permanent, which affects the interest or welfare of the minor child(ren), within 10 days after the date the stipulation or agreement is served upon the guardian ad litem.
9. The guardian ad litem shall file a written report with the Court, which may include recommendations and a statement of the wishes of the minor child(ren). The report must be filed and served on all parties at least 20 days before the hearing at which it will be presented unless the Court waives such a time period. The guardian ad litem's report shall address the following areas, subject to any conditions ordered by this Court:
 - a. parental responsibility of children
 - b. residence of children
 - c. time-sharing including times and locations
 - d. the appearance of children at depositions/hearings
 - e. relocation
 - f. best interests of children regarding scientific tests; and/or
10. The guardian ad litem is automatically discharged without further order 30 days after the entry of a final order or judgment in this proceeding unless otherwise ordered by the Court.

DONE AND ORDERED IN LEE COUNTY, Florida, on June 2, 2012.

Johnny Walker
CIRCUIT JUDGE

I certify that a copy of the ORDER APPOINTING GUARDIAN AD LITEM was mailed to the Respondent on June 2, 2012.

By: *Jack Daniels*
Lee County Clerk of Court

Jose Cuervo, Respondent
2363 15th Avenue South
Fort Myers, FL 33919