**OAC**

*Attorney for XXX, Adult Protected Person*

*In conjunction with Legal Aid Center of Southern Nevada Pro Bono Project*

**EIGHTH JUDICIAL DISTRICT COURT**

**clark county, NEVADA**

|  |  |
| --- | --- |
| In the Matter of Guardianship of the Person of:  XXX,  Adult Protected Person. | **Case No.: G-**  **Dept. No.:** |

**ORDER APPOINTING COUNSEL AND DIRECTING**

**RELEASE OF MEDICAL, FINANCIAL RECORDS AND INFORMATION**

Pursuant to NRS 159A.085(1), XXXXX, is hereby appointed as counsel for XXX, the protected minor herein.

IT IS HEREBY ORDERED that XXXXX, Esq., and each of its attorneys and employees, shall have access to and be permitted to speak confidentially with XXX at any public or private institution, facility, or residence.

IT IS FURTHER ORDERED that XXXXX, Esq., and each of its attorneys and employees, shall be permitted to discuss the care, treatment, and finances pertaining to XXX with any individual possessing knowledge of the same, including protected health information under the provisions of the Federal Health Insurance Portability and Accountability Act of 1996 (“HIPAA”).

IT IS FURTHER ORDERED that XXXXX, Esq., shall be permitted to obtain copies of any and all documents and records relating to XXX, without charge, from any guardian; any person or entity having a financial relationship with or on behalf of XXX, including but not limited to any financial institution, mortgage servicer, or landlord; any human services agency, including but not limited to Aging and Disability Services Division, Adult Protective Services; any medical professional, including but not limited to physicians, psychologists, psychiatrists, mental health clinics, or other health care providers; and any agency, facility, individual, or entity providing placement, care, treatment, or services of any kind to XXX, including documents and records containing confidential information or health information protected under HIPAA.

IT IS FURTHER ORDERED that, prior to any change in the placement, residence, or address of XXX, XXX’s current or proposed Guardian shall notice XXXXX, Esq., at least ten (10) business days prior to the anticipated change in placement or residence. In the event of an emergency change in placement or residence, the current or proposed Guardian shall notice XXXXX, Esq. as soon as possible.

IT IS FURTHER ORDERED that XXXXX, Esq., and each of its attorneys and employees, shall have access to any and all data, information, reports, documents, and records held by local, state, and federal governmental or law enforcement agencies, for the purpose of inspecting and/or copying such data, information, reports, documents, and records relating to XXX, whether public, private, or confidential, in order to provide legal representation to XXX relating to the guardianship and the protection of XXX’s rights as provided by law. This includes access to data, information, reports, documents, and records that would otherwise be confidential under NRS 200.5095 and includes the disclosure of information pursuant to NRS 200.5098 and health information protected under HIPAA.

IT IS FURTHER ORDERED that, in the event this case has previously been sealed by order of this Court or otherwise, the Clerk of the Court is hereby ordered and directed to provide XXXXX, Esq., and each of its attorneys and employees, full and complete access to the case and court file, both physical and electronic.

IT IS FURTHER ORDERED that the appointment of XXXXX, Esq. as counsel for XXX shall terminate when so ordered by this Court or at such time as this case is otherwise closed or dismissed or the guardianship terminated.

**IT IS SO ORDERED.**

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_

*Submitted By:*

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

*Attorney for XXX, Adult Protected Person*

*In conjunction with Legal Aid Center of Southern Nevada Pro Bono Project*