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IN THE FAMILY DIVISION
OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF WASHOE

In the Matter of the Guardianship

of:

Case No. PRCV98-03405

ELIZABETH ELAINE BAUER,

Dept. No. 2

An Adult Ward.

**ORDER CONFIRMING AGREEMENT; VACATING HEARING;
SETTING STATUS HEARING; SEALING FILE**

This matter is before the Court on contested guardianship issues. A settlement conference between counsel for the guardians, counsel for the ward, (hereafter "Ms. Bauer"), Ms. Bauer's guardian ad litem and counsel for the Public Guardian was conducted with the Court on November 9, 2012. That conference resulted in the following agreements:

1. The parties have elevated legal and human values over discord and diatribe;
2. The parties have utilized the court process to promote consensus within the framework of the law, and not created division by wooden application of the law;
3. The parties and the Court have begun to learn how to hear the voice of, and give effect to the desires of Elizabeth Elaine Bauer;
4. Although she is legally incapacitated, Ms. Bauer's desires, to the extent anybody can consistently discern them, are relevant and important;

1 5. While just beginning the process of understanding Ms. Bauer's desires and
2 what they mean, the guardian ad litem for Ms. Bauer, and counsel for Ms. Bauer both
3 revealed on Friday they are convinced it is Ms. Bauer's current desire to give birth to the
4 fetus she carries;

5 6. All agree an incapacitated ward has the right to voice her desire about such a
6 choice, and we responsible for her care have the obligation to listen and to give effect to
7 her desires when appropriate;

8 7. Although the medical evidence is not yet clear or unanimous, it is apparent
9 that the risks to either Ms. Bauer or her fetus are not so overwhelming as to compel
10 termination of her pregnancy, and the GAL, counsel for Ms. Bauer and the guardians, not
11 necessarily all for the same reasons, all feel the pregnancy should continue;

12 8. A plan for transition of the guardianship should be developed;

13 9. The case file in this matter should be sealed to protect the privacy interests of
14 Ms. Bauer.

15 NOW, THEREFORE, IT IS HEREBY ORDERED THAT:

16 1. The hearing currently set for November 20, 2012, is VACATED.

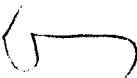
17 2. The Motion to Clarify Court's Order Denying Motion to Dismiss filed on
18 November 13, 2012, is DENIED as moot, subject to the ability to re-file the motion in the
19 future should counsel for the guardians feel it is necessary to do so.

20 3. A status conference to discuss the plan of care for the ward and her fetus and
21 the transition of the responsibilities of the guardians will be conducted on November 27,
22 2012, at 8:45 a.m.

23 4. By agreement of the parties this file is hereby SEALED.

24 **IT IS SO ORDERED.**

25 Dated the 14 day of November, 2012.



26 _____
27 District Judge

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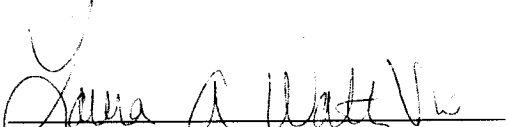
CERTIFICATE OF MAILING

Pursuant to NRCP 5(b), I certify that I am an employee of the Second Judicial District Court, and that on the 14 day of November, 2012, I deposited for mailing, first class postage pre-paid, at Reno, Nevada, a true and correct copy of the foregoing document addressed to:

Document: **ORDER CONFIRMING AGREEMENT; VACATING HEARING; SETTING STATUS HEARING**

I further certify that I electronically filed the foregoing with the Clerk of Court System which will send a notice of electronic filing to the following:

- Jason Guinasso, Esq.
- Karen Sabo, Esq.
- Dania Reid, Esq.
- Mary Boetsch, Esq.


Administrative Assistant