



## Ohio Revised Code

### Section 1337.36 Judicial relief.

Effective: March 22, 2012

Legislation: Senate Bill 117 - 129th General Assembly

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(A) Any of the following persons may petition a court to construe a power of attorney or review the agent's conduct and grant appropriate relief:

- (1) The principal or the agent;
  - (2) A guardian, conservator, or other fiduciary acting for the principal, including an executor or administrator of the estate of a deceased principal;
  - (3) A person authorized to make health-care decisions for the principal;
  - (4) The principal's spouse, parent, or descendant;
  - (5) An individual who would qualify as a presumptive heir of the principal;
  - (6) A person named as a beneficiary to receive any property, benefit, or contractual right on the principal's death or as a beneficiary of a trust created by or for the principal that has a financial interest in the principal's estate;
  - (7) A governmental agency having regulatory authority to protect the welfare of the principal;
  - (8) The principal's caregiver or another person that demonstrates sufficient interest in the principal's welfare;
  - (9) A person asked to accept the power of attorney.
- (B) Upon motion by the principal, the court shall dismiss a petition filed under this section, unless the court finds that the principal lacks capacity to revoke the agent's authority or the power of attorney.



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