

CAUSE NO. G08260

GUARDIANSHIP OF  
CASSIE BRIANNA SMITH  
AN INCAPACITATED PERSON

IN THE COUNTY COURT OF  
LAW  
OF  
BOSQUE COUNTY TEXAS

STATE OF TEXAS

To any Sheriff or any Constable within the State of Texas:

YOU ARE HEREBY commanded to cause to be posted at the County Courthouse, Meridian, Bosque County, Texas, at the place in or near where public notices customarily are posted, a copy of the following notice:

STATE OF TEXAS

TO ALL PERSONS INTERESTED IN THE WELFARE OF THE PERSON OF  
CASSIE BRIANNA SMITH, AN INCAPACITATED PERSON.

An APPLICATION FOR APPOINTMENT OF PERMANENT GUARDIAN OF THE PERSON, filed by JESSICA MICHELE SMITH has been entered in the records of said Court; cause number G08260 on the 05/10/2023.

Applicant requests that JESSICA MICHELE SMITH be appointed Permanent Guardian of the Person of CASSIE BRIANNA SMITH.

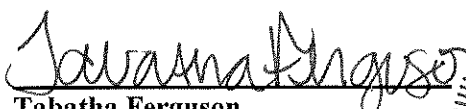
Hearing on said Application for Appointment of Permanent Guardians of the Person will be held on or after the 22<sup>nd</sup> day of May, 2023, at the Court House Judicial Annex of the County Court at Law, 401 S Hill Street, Meridian, Texas 76665, Bosque County, Texas.

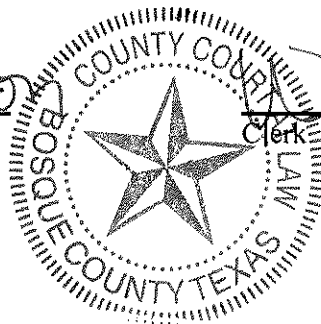
All persons interested in said cause are hereby cited to appear before said Honorable Court at said above mentioned time and place by filing a written answer contesting said request if they so desire.

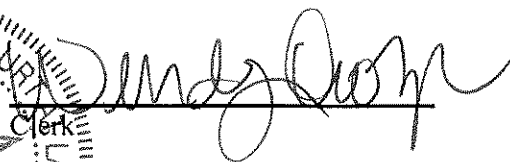
You are notified that you have the right under Texas Estates Code Section 1051.252 (Texas Probate Code Section 632 (j)) to file with the clerk a written request that you be notified of any or all specifically designated motions, applications, or pleadings filed by any person, or by a person specifically designated in your request, relating to the application for the guardianship that has been filed or relating to any subsequent guardianship proceeding involving the ward after the guardianship is created, if any. If you make such a request, you are responsible for the fees and costs associated with furnishing you the documents specified in the request. The clerk may require a deposit to cover the estimated costs of furnishing you with the request notice.

The officer executing this Writ shall promptly post the same and make due return as the law directs.

Given under my hand and seal of said Court at office in Meridian, Texas the 10<sup>th</sup> day of May, 2023.


  
Tabatha Ferguson,  
Bosque County Clerk





**OFFICER'S RETURN ON CITATION**

Came to hand on the 10 day of May, 2023, at 1150 o'clock A M. and executed on the 10 day of May, 2023 by posting a copy of the within citation for ten days, exclusive of the day of posting, before the return day hereof, at the County Courthouse door of Bosque County, Texas, or at the place in or near the said courthouse where public notices customarily are posted, that is from May 10, 2023 through May 22, 2023 inclusive.

  
CONSTABLE  
BOSQUE COUNTY, TEXAS

Printed name: Jay Spauldine

**CONTAINS SENSITIVE DATA**

No.                       
                    G08260

|                                |          |                             |
|--------------------------------|----------|-----------------------------|
| <b>IN THE GUARDIANSHIP OF</b>  | <b>§</b> | <b>IN THE COUNTY COURT</b>  |
| <b>CASSIE BRIANNA SMITH,</b>   | <b>§</b> | <b>AT LAW OF</b>            |
| <b>AN INCAPACITATED PERSON</b> | <b>§</b> | <b>BOSQUE COUNTY, TEXAS</b> |

**APPLICATION FOR APPOINTMENT OF  
PERMANENT GUARDIAN OF THE PERSON**

To the Honorable Judge of the Court:

Jessica Michele Smith, *Applicant*, files this Application for Appointment of Guardian of the Person of Cassie Brianna Smith, an Incapacitated Person, *the Proposed Ward*, pursuant to *Texas Estates Code Section 1101.001*, and shows the Court as follows:

**1. Venue.** This Court has venue over this proceeding because the Proposed Ward and her parents reside in this county pursuant to *Texas Estates Code Section 1023.001*.

**2. Proposed Ward.** The Proposed Ward who is the subject of this guardianship proceeding is a female, Cassie Brianna Smith, who is seventeen (17) years old, born on [REDACTED]. She currently resides with her parents at 604 S 2<sup>nd</sup> St., P.O. Box 481, Valley Mills, Bosque County, Texas 76689. The last three digits of her Social Security number are 465. The Proposed Ward is currently in the care and custody of her parents.

**3. Proposed Guardian.** The proposed guardian is the Proposed Ward's mother, Jessica Michele Smith, who resides at 604 S 2<sup>nd</sup> St., P.O. Box 481, Valley Mills, Bosque County, Texas 76689. The last three digits of her Social Security number and Texas driver's license number are 914 and 771, respectively.

**4. Type of Appointment.** Applicant requests appointment of a Guardian of the Person of Cassie Brianna Smith.

**5. Alternatives Considered.** Alternatives to guardianship and available supports and services to avoid guardianship were considered and determined to be insufficient and not feasible to avoid the need for a guardianship under the circumstances of this case.

**6. Incapacity.** The nature of the Proposed Ward's incapacity is autism. The severity of her incapacity is moderate, and the level of incapacity is total incapacity.

**7. Requested Assistance.** The following specific areas of protection and assistance are requested:

- Secure clothing, food, medical care and shelter;
- Administer the Proposed Ward's medication;
- Attend to instrumental activities of daily living (e.g., shopping, cooking, traveling, cleaning);
- Consent to medical and dental treatment;
- Consent to psychological and psychiatric treatment.

**8. Rights Affected.** The limitation or termination of rights Applicant requests to be included in the order are:

- A. The right to vote in public elections; and
- B. The right to hold or obtain a license to operate a motor vehicle under *Texas Transportation Code Chapter 521*.

**9. Facts.** The following facts and reasons support the request for appointment of a Guardian and granting of the requested powers: The Proposed Ward suffers from autism, attention deficit disorder and anxiety that limit her decision-making ability and requires on-going medical attention for her safety and health. See the *Physician's Certificate* attached to this Application.

**10. Interest of Applicant.** The interest of Applicant in this proceeding is the Proposed Ward's mother, Jessica Michele Smith, whose address is shown above. Applicant is eligible by law to act as Guardian. Applicant's interest in the appointment of a guardian is that the Proposed Ward needs a guardianship to allow Applicant (her mother) to continue to protect her from undue influence and provide for her medical and personal care.

**11. Existing Guardianship.** There is no existing guardianship for the Proposed Ward in any other state.

**12. Care and Custody.** The Proposed Ward is currently in the care and custody of her parents.

**13. The Estate.** The Proposed Ward is currently in the care and custody of her parents and therefore, a description of the Proposed Ward's estate is not applicable.

**14. Power of Attorney.** The Applicant knows of no person who holds a power of attorney for the Proposed Ward.

**15. Family.** The names and addresses and other information required by *Section 1101.001(b)(11) of the Texas Estates Code* is as follows:

Father: Charles Casy Smith  
Address: 604 S 2nd St., P.O. Box 481, Valley Mills, Texas 76689

Mother: Jessica Michele Smith  
Address: 604 S 2nd St., P.O. Box 481, Valley Mills, Texas 76689

Siblings: Cambree Smith, sister, 12 years of age  
Address: 604 S 2nd St., P.O. Box 481, Valley Mills, Texas 76689

**16. Prior Conservatorship Proceeding.** The Proposed Ward was not the subject of a legal or conservatorship proceeding in the preceding two years.

Applicant prays that

- All necessary notices be given and citations be issued;
- A hearing on this Application be set;
- Applicant, Jessica Michele Smith, be appointed Guardian of the Person of Cassie Brianna Smith;
- The Court's Order appointing Applicant as Guardian be effective upon her taking the Oath as required by law;
- The Court appoint an attorney ad litem to represent the Proposed Ward;
- Upon the Guardian's qualification, the Clerk of this Court shall issue Letters of Guardianship to Jessica Michele Smith;
- The Court enter any other Orders it deems necessary.

*Patricia Ferguson*

Patricia Ferguson  
Attorney for Applicant  
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Patricia Ferguson & Associates, LLC  
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Fax: (254) 675-4567  
Email: pferguson@bosquelaw.com

STATE OF TEXAS §

COUNTY OF BOSQUE §

**BEFORE ME**, the undersigned authority, on this day personally appeared the person known by me to be Jessica Michele Smith, who after being by me duly sworn, upon oath deposed and stated under oath as follows:

"I am the Applicant in the above Application for Appointment of Guardian, I have personal knowledge of the matters stated therein, and all matters and facts stated in the Application are true and correct."

*Jessica Smith*

Jessica Michele Smith, Applicant

SUBSCRIBED AND SWORN TO BEFORE ME on this the 8<sup>th</sup> day of May, 2023.

*Paula Rae Pence*

Notary Public, State of Texas

