

IN THE COUNTY COURT FOR DOUGLAS, NEBRASKA

IN THE MATTER OF THE  
GUARDIANSHIP AND  
CONSERVATORSHIP OF:

LINDA LEFEBVRE

Ward/Protected Person.

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**PETITION FOR THE  
APPOINTMENT OF A  
PERMANENT GUARDIAN AND  
PERMANENT CONSERVATOR**

**JUDGE**

1. Petitioner, Carol Lefebvre-Toto, sister of the Protected Person is interested in her welfare pursuant to Neb. Rev. Stat. §30-2619 and 30-2633.
2. Venue for this proceeding is in this county because the person to be protected currently resides at 1511 Farnam St., Apt. 110, Omaha, NE 68102 and is hospitalized at Creighton University Medical Center.
3. The above-captioned person is a 64-year-old female. The above-captioned person is unable to take care of her financial or physical needs, thus requiring someone to provide for her. Attached hereto and incorporated herein, is a Psychiatrist Letter, marked as Exhibit 1, enumerating her diagnosis and condition.
4. An emergency exists as the above-captioned person is exhibiting self-endangering behaviors and extreme confusion.
5. The appointment of a Permanent Guardian and Permanent Conservator is necessary because the above-captioned person lacks sufficient

understanding to make or communicate responsible decisions concerning

her own person and property with regard to the following:

- a. Selecting her place of abode within or without this state;
  - b. Arranging for treatment or medical care;
  - c. Protecting her personal effects;
  - d. Giving necessary consents, approvals, and releases;
  - e. Arranging for training, education, or other rehabilitative services that are appropriate to her circumstances;
  - f. Applying for government or private benefits to which she may be entitled;
  - g. Instituting proceedings to compel any person liable for her support to support her;
  - h. Entering into any contractual agreements;
  - i. Receiving money and tangible property deliverable to her, and applying such money or property to her expenses for room, board, treatment, medical care, personal care, personal effects, training, education, and rehabilitative services;
6. Other less restrictive measures have been attempted, which have not been satisfactory.
7. No Guardian or Conservator appointed by a Will or by order of any Court and no proceeding for the appointment of a Guardian or Conservator is pending in any other Court.
8. The Petitioner has nominated herself, Carol Lefebvre-Toto, whose address is 2100 S Ocean Lane, Apt 1503, Ft. Lauderdale, Fl 33316, who is a competent, suitable, and proper person to be appointed as Guardian and Conservator for Linda Lefebvre.
9. The nominated Guardian and nominated Conservator is neither indebted to nor a creditor of the estate of the incapacitated person.

10. No one is designated as a Power of Attorney. The Petitioner is the Surrogate Medical Decision Maker, marked at Exhibit 3 outlining the authority given.
11. The following persons are required by law to be given notice of the time and place of hearing on this Petition:

Richard Lefebre, 3 Ocean West Blvd, Unit 5C3, Daytona Beach, FL 32118  
Steven Donahue, 1511 Farnam St., Apt 504, Omaha, NE 68102  
Social Security Administration, 604 No. 109<sup>th</sup> Ct., Omaha, NE 68154  
Linda Lefebvre, Protected Person, Creighton University Medical Center,  
Bergan Mercy, 7500 Mercy Rd., Omaha, NE 68124  
Carol Lefebvre Toto, Sister, 2100 S. Ocean Lane, Apt. 1503, Ft.  
Lauderdale, FL 33316.

12. The following is a schedule of property of the person to be protected:
- |    |                           |          |
|----|---------------------------|----------|
| a. | Social Security (monthly) | \$900.00 |
| b. | Food Stamps(monthly)      | \$125.00 |
11. Carol Lefebvre-Toto is currently not serving as guardian and/or conservator for any ward/protected person.
12. The Petitioner hereby waives the requirement for service of notice upon herself.
13. Petitioner requests that the Psychiatrist letter and medical records, marked as Exhibits 1 and 2 be sealed and not disclosed to any other party without a prior court order.

**WHEREFORE**, Petitioner requests that this Court fix a time and place for hearing of this petition; that notice be given to all persons entitled thereto as provided by law; that the Court make a finding that the above-captioned person is incapacitated and in need of protection; that the appointment of a Permanent Guardian and Permanent Conservator is necessary or desirable as a means of providing continuing care and supervision of the person; that the Court appoints Carol Lefebvre-Toto as Permanent Guardian and Permanent Conservator of the above-captioned person, and that Letters of Appointment shall be issued to the Guardian and Conservator to serve without bond.

**DATED** this 13 day of September 2022

**Carol Lefebvre-Toto, Petitioner**

By: /s/ Kathleen S. Pallesen  
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STATE OF NEBRASKA

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COUNTY OF DOUGLAS

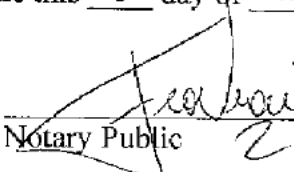
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Carol Lefebvre-Toto, being first duly sworn upon oath, declares and states that she is the petitioner named in the foregoing petition, that she has read the contents thereof, and that the facts contained therein are true to the best of her knowledge.



Carol Lefebvre-Toto

Subscribed and sworn to before me this 23<sup>rd</sup> day of SEPTEMBER, 2022

  
Notary Public

**Prepared and Submitted by:**  
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