

**IN THE COURT OF COMMON PLEAS OF ALLEGHENY COUNTY, PENNSYLVANIA
ORPHANS' COURT DIVISION**

IN RE:

Respondent

CC _____

**PETITION FOR ORDER OF COURT AUTHORIZING ELECTRO-CONVULSIVE THERAPY AS
REQUIRED BY 55 PA. CODE §5100.54, ARTICLE VI 2(b)(4)**

Your Petitioner, _____, pursuant to 50 Pa. §§7102, 7104, and 7305, and 55 Pa. Code §5100.54, Article VI, 2(b), hereby requests that this Court issue an Order authorizing electro-convulsive therapy for _____, Respondent in this matter, and in support of such request, avers and represents as follows:

1. Respondent is a ____ year-old patient at _____, having been admitted to the facility on _____ under an involuntary commitment order issued pursuant to Section _____ of the Mental Health Procedures Act (50 P.S. §_____).

2. By Order of Court dated _____, Respondent was found to be _____, and was committed to _____ for involuntary in-patient care, for a period not to exceed _____ days, pursuant to Section _____ of the Mental Health Procedures Act (50 P.S. §_____). See Commitment Order and underlying Commitment Petition, attached as Exhibit 1.

3. Respondent's domicile prior to admission to _____ was _____.

4. Respondent carries a diagnosis of _____ which has been poorly responsive to treatment.

5. Over the last _____, Respondent has had a number of treatment regimens of _____ which have failed to significantly improve their symptoms.

6. Respondent's recent symptoms have included refusing to _____
_____.

7. Respondent's treatment team has recommended electro-convulsive therapy (ECT) to treat their psychiatric condition, and it has been documented in their record that all reasonable and less intensive treatment modalities have been considered, and that ECT represents the most effective therapy for Respondent at this time.

8. _____M.D., Respondent's treating psychiatrist who has experience and training related to ECT, has evaluated Respondent's and has recommended ECT for _____. See Notarized Statement by Doctor, attached as Exhibit 2.

9. Attempts have been made to give Respondent a full explanation of the anticipated nature and duration of the ECT, and why the treating psychiatrist is recommending ECT.

10. Respondent has been told that they have the right to accept or refuse ECT, and that if they consent, they have the right to revoke their consent for any reason at any time prior to or between treatments.

11. Respondent has, to date, been unwilling and/or unable to discuss the recommended ECT treatment with Doctor _____ or other clinical personnel and has neither consented to nor refused the recommended ECT.

12. Because of their psychiatric condition, clinical personnel believe that Respondent lacks the capacity to provide informed consent to the recommended medical treatment.

13. It is recommended by _____ that the ECT begin as soon as possible; the ECT would be performed at _____.

14. Prior to initiating ECT, _____, in accordance with standard procedure, would evaluate Respondent and would make an independent medical determination of the need for and duration of ECT. See Exhibit 2.

15. This Petition is brought pursuant to 55 Pa. Code § 5100.54, Article VI (2)(4), which provides that when a patient's psychiatrist determines that the patient could benefit from ECT, but also believes that the patient does not have the capacity to give informed consent to ECT, a Court Order authorizing ECT must be obtained before ECT can be administered to the patient.

WHEREFORE, your Petitioner prays that this Court issue an Order authorizing the administration of ECT to the Respondent.

Respectfully submitted,

Counsel for Petitioner

Dated: _____

**IN THE COURT OF COMMON PLEAS OF ALLEGHENY COUNTY, PENNSYLVANIA
ORPHANS' COURT DIVISION**

IN RE:

Respondent

CC _____

PRELIMINARY ORDER OF COURT

AND NOW, this ____ day of _____, the foregoing Petition having been presented, upon consideration thereof and on motion of counsel for the Petitioner, it is ORDERED and DECREED that a hearing be held to consider the Petitioner's request. The hearing shall take place on the _____ day of _____, _____, at _____, _____ .M., in Courtroom _____ of the Orphans' Court Division, 17th Floor, Frick Building, 437 Grant Street, Pittsburgh, Pennsylvania 15219.

The Respondent shall be given notice of the hearing on this Petition by serving them personally with this Preliminary Order of Court and a copy of the foregoing Petition prior to the time of the hearing.

BY THE COURT:

_____ J.

**IN THE COURT OF COMMON PLEAS OF ALLEGHENY COUNTY, PENNSYLVANIA
ORPHANS' COURT DIVISION**

IN RE:

Respondent

CC _____

ORDER OF COURT AUTHORIZING ELECTRO-CONVULSIVE THERAPY

AND NOW, this ____ day of _____, this Court having reviewed and considered the Respondent's current mental condition, the treatment that has been provided to Respondent to date and the results of such treatment, and the recommendation by their treatment team and treating psychiatrist for electro-convulsive therapy, and having found that Respondent, due to a psychiatric condition which significantly impairs their capacity to receive information effectively and to make and communicate decisions concerning their medical and psychiatric treatment is unable to make or communicate an informed decision regarding treatment by electro-convulsive therapy, this Court, in accordance with 55 Pa. Code §5100.54, Article VI 2(b)(4), hereby authorizes _____ to provide electro-convulsive therapy to Respondent, in accordance with their medical judgment, for a period not to exceed _____ days from the date of this Order.

BY THE COURT:

_____ J.