

What you should know **BEFORE** filing a Petition to Probate Will in **COMMON** Form:

1. **NOTICE**: Notice to heirs is not required for probating a Will in COMMON Form but the Court can order notice upon heirs and others in the Court's discretion.
2. **CONCLUSIVENESS**: Probate in COMMON Form does not become binding until at least four years after the appointment of the Executor. Heirs and others may file an objection or contest at any time up to four years after COMMON Form probate, except minors, who may file an objection or contest at any time within four years after reaching the age of 18.
3. **SOLEMN FORM**: SOLEMN Form probate may be necessary to distribute, transfer or sell property belonging to the decedent PRIOR to the COMMON Form probate becoming binding.
4. **NO REFUND**: Understanding the limitations and requirements of COMMON Form probate will help you file the correct petition for your needs and purposes. Fees you pay for filing a petition will not be refunded if and when you determine that you filed the incorrect petition.

PLEASE NOTE: *If you are filing A Petition to Probate Will in COMMON Form, you will need to answer the Additional Data section under Paragraph 6 with **DETAIL** about your reasons for filing in Common Form. (For example, details pertaining to an immediate need for collection and securing of assets, payment of debts, management of ongoing business, etc.). This information will help the Court when reviewing your petition.*