

CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT IN AND FOR
PALM BEACH COUNTY, FLORIDA

Petition to Declare Estate Insolvent_Redacted

SUMMARY

This Florida probate petition seeks a court declaration that the estate is insolvent and an order closing administration. The personal representative alleges that after extensive investigation, no assets were discovered, the estate has been insolvent since appointment, and five creditor claims exist with no funds to pay them. The filing illustrates the procedural mechanism for closing an insolvent estate under Florida law.

CASE DETAILS

COURT	Circuit Court of the Fifteenth Judicial Circuit in and for Palm Beach County, Florida
JURISDICTION	Florida
DISPOSITION	other
PROCEDURAL POSTURE	Personal representative's petition to declare estate insolvent and close the estate.
PRECEDENTIAL VALUE	not_applicable

TOPICS

- probate procedure
- probate
- creditor claims

PRACTICE AREAS

- Trusts and Estates

QUESTIONS PRESENTED

- Whether the estate should be declared insolvent and closed.

FACTUAL BACKGROUND

The personal representative, Jeffrey H. Skatoff, filed this petition alleging that after extensive discovery and investigation, there are no assets in the estate; the estate has been insolvent since at least the date of appointment; there are five claims against the estate and no assets to pay them; and requesting a declaration of insolvency and an order closing the estate.

PROCEDURAL HISTORY

The personal representative filed a petition in the Circuit Court of Palm Beach County seeking a declaration of insolvency and an order closing the estate after determining there were no assets.

DISPOSITION

other

OPINION

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT IN AND FOR PALM BEACH COUNTY, FLORIDA IN RE: Deceased. Case No.: Division: IA -----
-----/ PERSONAL REPRESENTATIVE’S PETITION TO DECLARE ESTATE INSOLVENT Petitioner, Jeffrey H. Skatoff, Esq. as personal representative, files this Petition to Declare Estate Insolvent as follows: I. BACKGROUND 1.

The Petitioner has administered this Estate to determine whether there are any assets of the Estate. 2. After extensive discovery and investigative work, the Petitioner determined there are no assets of the Estate. 3.

The Petitioner has taken possession of no assets of any sort for this Estate. 4. Since at least the date of Petitioner’s appointment as personal representative, this Estate has been insolvent, and there are no probate assets to cover expenses of administration, to compensate Petitioner or his attorneys, to pay creditors, or to distribute to beneficiaries. 5.

There are five claims against the Estate, and there are zero assets available to pay any of the claims. 6. Petitioner requests that this Court declare the Estate as insolvent and enter an order closing this Estate. 2 WHEREFORE, Petitioner, Jeffrey H. Skatoff, respectfully requests that this Honorable Court enter an Order declaring the Estate as insolvent, and enter an Order closing the Estate. /s/ Jeffrey Howard Skatoff, Esq. /s/ JEFFREY H. SKATOFF, ESQ.

Florida Bar No. 695211 4440 PGA Blvd., Suite 600 Palm Beach Gardens, FL 33410 Telephone: (561) 842-4868 E- Mail: jeffrey@skatoff.com jeffrey.skatoff@gmail.com Verification I, Jeffrey H. Skatoff, have read the foregoing Personal Representative’s Petition to Declare Estate Insolvent, and verify that the allegations contained therein are true and correct to the best of my knowledge and belief. _____ Jeffrey H. Skatoff, Esq.

_____ Date April 2, 2024 3 CERTIFICATE OF SERVICE I HEREBY CERTIFY that a true and correct copy of the foregoing was served on all parties electing to receive electronic service of process in the matter pursuant to Florida Rule of Judicial Administration, 2.516 and Supreme Court Administrative Order No. AOSC13-49 through

the utilization of the Florida Court E-Filing Portal and to the following persons listed below, via certified mail.

By: /s/ Jeffrey H. Skatoff /s/ Jeffrey H. Skatoff, Esq. Florida Bar No. 0695211
jeffrey@skatoff.com Florida Bar No. 0695211

Retrieved from lawtools.ai · <https://lawtools.ai/cases/state/florida-circuit-court-of-the-fifteenth-judicial-circuit-in-and-for-palm-beach-county-florida/0/in-re-deceased-109wzna0>