

**PROBATE COURT OF GEAUGA COUNTY, OHIO  
JUDGE TIMOTHY J. GRENDALL**

ESTATE OF \_\_\_\_\_, DECEASED

CASE NO. \_\_\_\_\_

**APPLICATION TO DISPENSE WITH FIDUCIARY'S BOND**  
[Geauga Local Rule 78.17(G)]

The Applicant requests that the Court dispense with the requirement of a fiduciary's bond under R.C. §2109.04 in this case for the following reason (check only one):

- Bond is not required under Geauga Local Rule 78.17(G)(1) because the controlling instrument nominating the Applicant for appointment as Fiduciary expressly dispenses with bond and the Applicant resides in Ohio.
- Bond is not required under Geauga Local Rule 78.17(G)(2) because the estate is solvent and the Applicant has attached to this Application GC PF 4.37 - Consent to Dispense with Fiduciary's Bond signed by all heirs or beneficiaries, and GC PF 4.38 - Fiduciary's Acknowledgement of Personal Liability.
- Bond is not required under Geauga Local Rule 78.17(G)(3) because the total value of personal property, annual income and annual real property rentals is less than \$10,000.00.
- Promptly upon appointment, the Applicant will deposit all of the ward's assets into a restricted account at a financial institution in compliance with R.C. §2109.13. The Applicant will promptly file a written verification of deposit restrictions with the Court SC Form 22.3 - Verification of Receipt and Deposit.
- The following other special circumstances exist that make bond clearly unnecessary and the absence of bond will not prejudice any person or entity having a financial interest in this case. (Gauga Local Rule 78.17(G)(6)):

\_\_\_\_\_  
Attorney

\_\_\_\_\_  
Applicant

\_\_\_\_\_  
Type Name

\_\_\_\_\_  
Type Name

Attorney Registration No. \_\_\_\_\_

## ENTRY REGARDING FIDUCIARY'S BOND

[Geauga Local Rule 78.17(G)]

- The Court grants the Application and dispenses with the requirement of bond in this case for the following reason:
  - Bond is not required under Geauga Local Rule 78.17(G)(1) because the controlling instrument nominating the Applicant for appointment as Fiduciary expressly dispenses with bond and the Applicant resides in Ohio.
  - Bond is not required under Geauga Local Rule 78.17(G)(2) because the estate is solvent and the Applicant has filed with the Court forms GC PF 4.37 and GC 4.38.
  - Bond is not required under Geauga Local Rule 78.17(G)(3) because the total value of personal property, annual income and annual real property rentals is less than \$10,000.00.
  - Bond is not required under Geauga Local Rule 78.17(G)(5) because the Applicant has agreed to promptly deposit all assets into a restricted account at a financial institution in compliance with R.C. §2109.13. Once appointed by this Court, the Applicant must promptly file a written verification of deposit restrictions with the Court Form 22.3 - Verification of Receipt and Deposit.
  - Under Geauga Local Rule 78.17(G)(6), the Court finds that special circumstances exist in this case, as described in the Application, which establish that bond is clearly unnecessary and the absence of bond will not prejudice any person or entity having a financial interest in this case.
- The Court denies the Application, but modifies the requirement of bond. In place of bond, the Court orders that promptly upon appointment the Applicant must do the following to preserve the assets of the estate:
  - The Court denies the Application. The Court orders the Applicant to post bond in the amount of \$\_\_\_\_\_.

Dated : \_\_\_\_\_

\_\_\_\_\_  
Judge / Magistrate