PROBATE COURT OF GEAUGA COUNTY, OHIO
TIMOTHY J. GRENDELL, JUDGE

ESTATE OF_____, DECEASED

CASE NO. _____

☐ **MAGISTRATE'S DECISION APPROVING SETTLEMENT AND DISTRIBUTION OF WRONGFUL DEATH AND SURVIVAL CLAIMS**

☐ **JUDGMENT ENTRY APPROVING SETTLEMENT AND DISTRIBUTION OF WRONGFUL DEATH AND SURVIVAL CLAIMS**

Upon hearing the application to approve settlement and distribution of the wrongful death and survival claims, the Court:

☐ Approves the proffered settlement of $_____.

☐ Orders payment of $_____ to be applied to decedent's funeral and burial expenses.

☐ Orders payment of $_____ to the fiduciary for services rendered with respect to the wrongful death and survival claims.

☐ Orders payment of $_____ to the attorney for reimbursement of case expenses and $_____ for attorney fees for services rendered with respect to the wrongful death and survival claims.

☐ Orders that the net proceeds of $_____ be allocated $ _____ to the wrongful death claim and $_____ to the survival claim. The amount allocated to the survival claim shall be considered an asset of the estate and shall be reflected in the fiduciary's account of the administration of the estate.

☐ Finds all of the beneficiaries of the wrongful death claim are on an equal degree of consanguinity, are adults, and have agreed how the net proceeds allocated to the wrongful death claim are to be distributed.

☐ Orders distribution of the net proceeds allocated to the wrongful death claim to the surviving spouse, children, parents and other next of kin, in the equitable shares shown below, fixed by the Court having due regard for the injury and loss to each beneficiary resulting from the death and for the age and condition of the beneficiaries.

Name	Residence Address	Relationship to Decedent	Birthdate of Minor	Amount

CASE NO. _____

[Reverse of Form 14.2]

Orders that the share of:

☐ a minor(s) be deposited pursuant to R.C. 2111.05.

☐ a minor(s) be paid to the guardian of the estate of such minor.

☐ a child(ren) be deposited in a trust for the benefit of the child(ren) until twenty-five years of age.

Authorizes the fiduciary to execute a release which, upon payment, shall be a discharge of the claim.

Orders the fiduciary and the attorney to report the distribution of the proceeds within thirty days of the date of this Entry.

Further orders _____

_____

_____

_____

Approved:

_____ _____

Attorney for Fiduciary Judge / Magistrate

Attorney Registration No. _____ _____

Date

NOTICE: Pursuant to Civ. R. 53(D)(3)(a), a party may file written objections to the Magistrate's Decision within 14 days of filing of the decision. A party shall not assign as error on appeal the Court's adoption of any factual findings or legal conclusion, whether or not specifically designated as a finding of fact or conclusion of law under Civ. R. (D)(3)(a)(ii), unless the party timely and specifically objects to that factual finding or legal conclusion as required by Civ. R. 53(D)(3)(b).

JUDGMENT ENTRY ADOPTING MAGISTRATE'S DECISION

The Court, upon independent review of the record, finds the Magistrate's Decision to be well taken. The Court has reviewed the Decision for any errors pursuant to Civ. Rule 53 and hereby adopts the Magistrate's Decision as an Order of this Court. The Magistrate's Decision is hereby incorporated into the Entry by reference.

_____ _____

Date Judge Timothy J. Grendell

NOTICE OF FINAL APPEALABLE ORDER
You are hereby notified that this may be a final appealable order.