

Rule Change #2000(4)

COLORADO RULES OF PROBATE PROCEDURE.
APPENDIX A TO CHAPTER 27. COLORADO PROBATE FORMS
Form 58. Petition to Re-Open Estate.
Form 59. Order Re-Opening Estate.

THE SUPREME COURT OF COLORADO HEREBY APPROVES CPC FORMS 58 AND 59,
ENTITLED "PETITION TO RE-OPEN ESTATE PURSUANT TO 15-12-1008, C.R.S."
AND "ORDER RE-OPENING ESTATE PURSUANT TO 15-12-1008, C.R.S." ATTACHED
HERETO.

Adopted by the Court, En Banc, February 3, 2000, effective
immediately.

BY THE COURT:

Gregory J. Hobbs, Jr.
Justice, Colorado Supreme Court

_____ County, Colorado <input type="checkbox"/> District Court <input type="checkbox"/> Denver Probate Court Court address: _____ Phone Number : _____ <hr/> IN THE MATTER OF THE ESTATE OF Deceased: _____	
▲ COURT USE ONLY ▲	
Attorney or Party Without Attorney (Name and Address): _____ Phone Number: _____ E-mail: _____ FAX Number: _____ Atty. Reg.#: _____	Case Number: _____ Division Courtroom
PETITION TO RE-OPEN ESTATE PURSUANT TO 15-12-1008, C.R.S.	

1. Petitioner (Name), _____
 as _____ is an interested person (Section 15-10-201, C.R.S.)
2. The estate has been settled and the personal representative has been discharged or one year has passed since the closing statement has been filed with the court.
3. Petitioner desires to re-open the estate to:
 - distribute property briefly described as: _____

 - other: _____
4. _____
 Name, address and telephone number of the nominee for Personal Representative

 is the previously appointed representative; or
 The previously appointed personal representative is unable or unwilling to serve and

 Name, address and telephone number of the nominee for Personal Representative

 is 21 years of age or older, and has priority for appointment as personal representative because of
 - nomination by the will.
 - statutory priority. (Section 15-12-203, C.R.S.)
 - reasons stated in the attached explanation.

Those persons having prior or equal rights to appointment have renounced their rights to appointment or have received notices of these proceedings. Any required renouncements accompany this petition. (Section 15-12-310, C.R.S.)
5. The distributees have not changed from the original proceedings.
 The distributees have changed. (See attached list.)

PETITIONER requests that the Court, after such notice as it may direct, re-open the estate and appoint _____ as Personal Representative

issue Letters of appointment to the Personal Representative.

upon reporting to the Court that the above purposes have been accomplished, discharge the Personal Representative and re-close the estate.

DATE: _____

 Signature of Attorney for Petitioner (Type name below)

 Signature of Petitioner (Type name, address & tele.# below)

Note: This form may not be used to re-open an estate closed pursuant to Section 15-12-1009, C.R.S.

<p style="text-align: center;">_____ County, Colorado</p> <input type="checkbox"/> District Court <input type="checkbox"/> Denver Probate Court Court address: _____ Phone Number : _____ IN THE MATTER OF THE ESTATE OF Deceased: _____		
Attorney or Party Without Attorney (Name and Address): _____ Phone Number: _____ E-mail: _____ FAX Number: _____ Atty. Reg.#: _____		▲ COURT USE ONLY ▲ Case Number: _____ Division _____ Courtroom _____
ORDER RE-OPENING ESTATE PURSUANT TO 15-12-1008, C.R.S.		

Upon consideration of the Petition to Re-open Estate,

THE COURT FINDS, DETERMINES AND ORDERS:

1. Petitioner (Name), _____
 is an interested person as defined by Section 15-10-201, C.R.S.
2. Any required notices have been given or waived.
3. It is necessary and proper to re-open the estate for the following purposes:
 - distribute property.
 - other _____.
4. (Name) _____, whose address is _____
 _____,
 is entitled to be appointed personal representative.
5. The appointment is made and Letters shall be issued.
6. The personal representative shall serve
 - without bond. with bond in the amount of \$ _____.
 - in unsupervised administration. in supervised administration as described in an attachment to this order.
7. It is further ordered that the Personal Representative send an Information of Appointment (CPC 42) to the following parties:

8. Upon reporting to this Court that the Personal Representative has accomplished the above purposes, the Personal Representative shall be discharged and this estate be closed.

DATE: _____

BY THE COURT:

 Judge/Magistrate/Registrar