

GUIDELINE OF THE ADMINISTRATIVE BOARD
FOR THE OFFICES
OF
THE PUBLIC ADMINISTRATORS
PURSUANT TO
SURROGATE'S COURT PROCEDURE ACT
SECTION 1128

Approved by the Board
March 20, 2006

Pursuant to Section 1128 of the Surrogate's Court Procedure Act ("SCPA"), the Administrative Board for the Office of the Public Administrators hereby adopts the following guideline for the operations of the Public Administrators governed by Article 11 of the SCPA.

In the absence of special circumstances, the Public Administrator shall require that the total fees of counsel retained to prosecute a wrongful death action and counsel for the Public Administrator for legal services for administering the estate shall not exceed the fee allowed by the Surrogate's Court (in the applicable county) for such services in cases in which the Public Administrator is not the fiduciary. The total of all fees paid to counsel for the Public Administrator shall not exceed the guidelines of the Administrative Board enacted October 3, 2002.

This guideline shall apply to estates where letters issued to the Public Administrator on or after March 21, 2006.

