

**IN THE COURT OF COMMON PLEAS OF FAIRFIELD COUNTY, OHIO  
PROBATE DIVISION**

TERRE L. VANDERVOORT, JUDGE

**ESTATE OF \_\_\_\_\_, DECEASED**  
**CASE NO. \_\_\_\_\_**

**JUDGMENT ENTRY/MAGISTRATE'S DECISION OF INSOLVENCY**  
[R.C.2117.15, 2117.17, 2117.25]

This matter was heard on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ on the Representation of Insolvency and Insolvency Schedule of Claims

The Court finds that notice was properly given to all creditors, claimants and other interested persons.

The Court finds:

- that there were no exceptions filed as to the allowance or classification of any specific claim, or
- that any exceptions filed were addressed and resolved by the Court.

The Court finds:

- that the fiduciary acted properly in classifying, allowing or rejecting claims on the Insolvency Schedule of Claims.
- that the Insolvency Schedule of Claims is amended as follows: \_\_\_\_\_

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The Court finds that the claims against the estate exceed the assets of the estate and that the estate is insolvent.

- It is Ordered that the fiduciary shall pay the claims in the order and in the amount as proposed.
- It is Ordered that the fiduciary shall pay the claims in the order and in the amount as proposed, except as follows:

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- It is Ordered:  that all claims in Class \_\_\_\_\_ are to be paid in full,  that all claims in Class \_\_\_\_\_ are to be paid pro rata at \_\_\_\_\_% per attached computation, and  that all claims below Class \_\_\_\_\_ are disallowed in that there are no funds available.
- It is Ordered that the fiduciary shall file a Final and Distributive Account within thirty (30) days of this Order.
- It is Ordered that the fiduciary shall file a Certificate of Termination within thirty (30) days of this Order

\_\_\_\_\_  
Date

\_\_\_\_\_  
Magistrate

\_\_\_\_\_  
Date

\_\_\_\_\_  
Terre L. Vandervoort, Probate Judge

### ENTRY ADOPTING MAGISTRATE DECISION

The Court has reviewed the decision for any errors per Civ. Rule 53 and adopts the Magistrate's Decision as an Order of this Court and it is incorporated into this Entry by this Reference.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Terre L. Vandervoort, Probate Judge

**NO PARTY SHALL ASSIGN AS ERROR ON APPEAL THE COURT'S ADOPTION OF ANY FACTUAL FINDING OR LEGAL CONCLUSION, WHETHER OR NOT SPECIFICALLY DESIGNATED AS A FINDING OF FACT OR CONCLUSION OF LAW UNDER CIV. R. 53(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).**

### CERTIFICATION OF JUDGMENT ENTRY

The above Judgment Entry is a true copy of the original kept by me as custodian of the records of this Court.

**Terre L. Vandervoort, Probate Judge**

**(Seal)**

By:

\_\_\_\_\_  
Deputy Clerk

\_\_\_\_\_  
Date

## NOTICE REGARDING OBJECTIONS, MOTIONS, AND APPEALS

**Motion to Set Aside a Magistrate's Order:** A party may file a written motion requesting that the Judge set aside a Magistrate's Order within 10 days of the order being entered. The motion must state the specific reasons for the request. See Civ. R. 53(D)(2)(b).

**Objection to a Magistrate's Decision:** A party may file written objections to a Magistrate's Decision within 14 days of the decision being entered. The objection must state the specific reason(s) for the objection. If the objection is to a factual finding, a party must provide a transcript of the proceedings, if available, within 30 days of the filing of the objection. See Civil Rule 53(D)(3)(b).

### NOTICE OF FINAL APPEALABLE ORDER

You are hereby notified that this may be a final appealable order. Further, this order was filed and journalized on the date of the file-stamp shown on the first page of this entry. A copy was served on the parties, as shown below, on \_\_\_\_\_.

\_\_\_\_\_  
**DEPUTY CLERK  
FAIRFIELD COUNTY PROBATE COURT**

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