

If a family member or loved one died leaving a Will or died without a Will or Trust, it might be necessary to probate their estate. Probate is a process that appoints a personal representative or executor, approves the Will (if there is one), allows for the payment of creditors and allows for the transfer of probate assets to those named in the Will. Even though one dies with a Will, it may not be necessary to open probate if there are no probate assets.

Since there are deadlines and procedures that must be followed, it is advisable to contact an attorney shortly after the death of a loved one to determine whether or not probate is necessary.