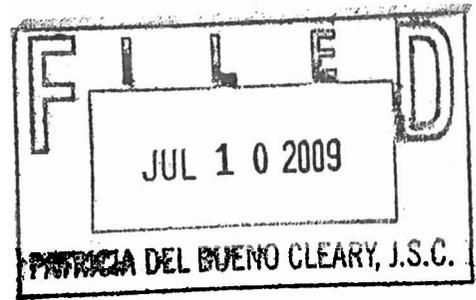


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**ATTORNEYS FOR PLAINTIFF, JOHN FLOOD, ADMINISTRATOR OF THE ESTATE OF MARGARET A. FLOOD**



In the Matter of the Trusts to be Established  
in the Matter of the Estate of

MARGARET A. FLOOD,

Deceased.

SUPERIOR COURT OF NEW JERSEY  
CHANCERY DIVISION:

*PROBATE* PART  
MONMOUTH COUNTY

DOCKET NO.: *MON-P-178-09*  
*S# 217694*  
CIVIL ACTION

**ORDER AUTHORIZING  
CREATION AND FUNDING OF  
SUPPLEMENTAL BENEFITS  
TRUSTS**

**THIS MATTER** having been opened to the Court by the Law Offices of Donald D. Vanarelli, Esq., attorneys for the plaintiff, John Flood, Administrator of the Estate of Margaret A. Flood, upon notice to all interested parties, and the Court having considered the Verified Complaint and supporting documents, upon application seeking an Order *and oral argument* authorizing the establishment and funding of supplemental benefits trusts under the Estate of Margaret A. Flood, deceased; and good cause having been shown; and

**WHEREAS**, Kathleen Flood and Julie Goode are individuals who are "disabled" as defined by the Social Security Act and under the age of sixty-five (65) years; and,

**WHEREAS**, Kathleen Flood and Julie Goode will require extensive medical care for their entire lifetimes; and

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**WHEREAS**, Kathleen Flood and Julie Goode are the recipients of needs-based governmental benefits such as Medicaid and the like which are based upon the income and resources of the recipient; and,

**WHEREAS**, Kathleen Flood and Julie Goode each have net estate comprised of an expected inheritance from their late mother, Margaret A. Flood, each valued at approximately \$120,000.00, currently held in probate, by the Administrator of Margaret A. Flood's estate, or otherwise inaccessible to Kathleen Flood or Julie Goode due to their disability; and,

**WHEREAS**, the State of New Jersey's Medicaid authority, the Division of Medical Assistance and Health Services ("DMAHS"), the New Jersey Division of Developmental Disabilities ("DDD") and the Social Security Administration ("SSA") have been notified of the within application and provided with a copy of the proposed trust instruments for review; and,

**WHEREAS**, by use of the proposed trust instruments, Kathleen Flood and Julie Goode can maintain eligibility for needs-based governmental benefits while maintaining the net inheritance as a fund to provide for the supplemental care and special needs of Kathleen Flood and Julie Goode in accordance with federal and state law.

**NOW, THEREFORE, IT IS** on this 10 day of July, 2009;

**ORDERED** as follows:

1. The Court hereby establishes a "Supplemental Benefits Trust for the Benefit of Kathleen Flood" and a "Supplemental Benefits Trust for the Benefit of Julie

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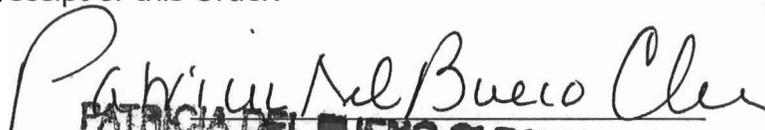
Goode" under the Estate of Margaret A. Flood, deceased. The trusts shall be established as shown in Exhibits B and C annexed to plaintiff's Verified Complaint.

2. The Administrator of the Estate of Margaret A. Flood is hereby authorized to fund the aforementioned trusts with Kathleen Flood's and Julie Goode's inheritances, respectively, each presently in probate.

3. Kathleen Flood and Julie Goode shall have no authority or control over the inheritances from their late mother, Margaret A. Flood. The inheritances are currently held in probate, by the Administrator of Margaret A. Flood's estate, or are otherwise inaccessible to Kathleen Flood and Julie Goode due to their disabilities. The inheritances shall remain in probate and/or inaccessible as described above during the payment of all liens, fees, costs and expenses and the funding of the trust. Thereafter, the inheritances shall be held under the authority and control of the trustee(s) of the aforementioned trusts.

4. All disbursements from the trusts shall be governed by the terms of the aforementioned trusts, annexed to plaintiff's Verified Complaint as Exhibits B and C.

5. A copy of this Order shall be served upon all interested parties and counsel of record within seven (7) days of receipt of this Order.

  
**PATRICIA DEL BUONO CLEARY, J.S.C.**

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