

**TRUMBULL COUNTY PROBATE COURT
WRONGFUL DEATH CHECKLIST
ASBESTOS RELATED CASES**

- Application to Enter into Contingent Fee Agreement (App. D), including copy of fee agreement, if not previously filed
- Application to Approve Settlement and Distribution of Wrongful Death and Survival Claims (SPF 14.0), including application number if applicable
- Waiver and Consent – Wrongful Death and Survival Claims (SPF 14.1)
- Statement of Subrogation Claims. Include documentation concerning all subrogation claims and/or waivers or settlement of claims.
- Narrative statement in support of settlement, including:
 - Dates and facts of exposure, nature of illness, and cause of death
 - Proposed settlement to be received. Where funds are to be paid from different sources, a chart setting forth the name of the defendant, the gross amount received, the amount of attorney fees, the amount of expenses, and net proceeds.
 - Proposed allocation between wrongful death and survival claims
 - Amounts of any funeral, burial, and last illness expenses made part of settlement
 - Proposed distribution of proceeds
 - Timeline concerning any expected future settlements and need for estate to remain open
 - Current location of settlement funds and expected date for release of funds
- Identity of all litigation counsel and any fee-split agreements, including percentages (Prof.Cond.R 1.5(e))
- Itemized statement of litigation expenses, including receipts, vouchers, and/or other supporting documentation (Loc.R. 57.10)
- Proposed Entry Approving Settlement and Distribution of Wrongful Death and Survival Claims (SPF 14.2), including application number if applicable
- Filing fee of \$71.00
- Report of Distribution of Wrongful Death and Survival Claims (SPF 14.3), including application number, if applicable, to be filed with vouchers after settlement has been distributed

Please review documents to ensure all correct boxes are checked and for mathematical errors and consistency of figures.

****The Probate Court accepts payment by cash, check, and money order only. The Court does not accept payment by debit or credit cards.****