
Hearing Date: _____

FLAG SHEET NO. 1-A

(Petition for Probate of Will and Appointment of Personal Representative)

(Attorney or Pro Se Party)
Tel. No. _____

Probate No. _____

Estate of _____

I. Death Certificate

The death certificate actually shows the following information:

1. Name of decedent in full: _____
2. Date of death: _____
3. Marital status: _____

II. Publication Notice

1. Name of decedent as actually published _____

2. Dates of actual publication (in 3 consecutive weeks):
_____ ; _____ ; _____ .

III. Affidavit of Attesting Witness for Wills and Codicils

HRS §560:2-502(b) provides that a will may be valid as a holographic will “whether or not witnessed, if the signature and material portions of the document are in the testator’s handwriting.”

Is this will presented as a holographic will? Yes ___ No ___
If “No,” continue. If “Yes,” you may skip to section IV.

(Note to attorney: No affidavit is required for a self-proved will or codicil. If the will or codicil is not self-proved, one (1) properly executed affidavit of attesting witness is required for each will and codicil. The affidavit should include the mandatory language that the “decedent appeared to be of sound mind and under no constraint or undue influence at the time of the execution of the said document.” In the absence of the affidavit of attesting witness, oral testimony is required.)

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1. Is the will or codicil self-proved? Yes __ No __
 2. If "No," state the name of the attesting witness: _____ .
 3. Proof of will or codicil is by
Affidavit: Yes __ No __
Oral testimony: Yes __ No __

IV. Proof of Service

1. List or attach a list of all interested persons who are entitled to notice of hearing, and their relationship to the decedent.

<u>Name</u>	<u>Relationship</u>
_____	_____
_____	_____

2. Was notice served on all interested persons?
(HRS §560:1-401) Yes __ No __
3. If "No," were waivers of notice obtained and filed for all interested persons other than those served under 2 above? Yes __ No __
4. If "No," list the names of all interested persons who have not been served and have not waived notice.

_____	_____
_____	_____

V. Appointment of Personal Representative (PR) and Bond

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1. Does the petition name the person with the highest priority? Yes No
 2. If "No," list or attach a list of the name of those persons who have higher or equal priority with the proposed PR, and whether their renunciation and consent to the appointment of the proposed PR have been obtained and filed.

	Consent to Appointment Filed?	
<u>Name</u>	<u>Yes</u>	<u>No</u>
	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>

3. Does the petition request the appointment of the proposed PR without bond? Yes No
- If "Yes," is bond waived by will? Yes No

If bond is not waived by will, state the reason for this request and include the relationship of the proposed PR to the decedent or beneficiaries.

4. If the appointment of the PR is with bond, state the amount of the bond requested. \$ _____.

VI. Prayer for Special Matters

(Note to attorney: Anything beyond the normal and ordinary probate matters shall be specified in this classification as special or unusual matters.)

1. Special matters requested? Yes No
2. If "Yes," enumerate such special matters.

VII. Objection or Opposition

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1. Are you aware of any opposition or objection to this petition? Yes No
 2. If "Yes," state by whom (include the relationship of the objector to the decedent or beneficiaries) and the grounds for the objection, if known.

THE UNDERSIGNED ATTORNEY HEREBY CERTIFIES THAT TO THE BEST OF SAID ATTORNEY'S KNOWLEDGE AND BELIEF ALL OF THE FOREGOING FACTS AND FIGURES ARE TRUE AND CORRECT.

Attorney for Petitioner* or pro se Petitioner
*only attorneys may sign.