

STATE OF MAINE

PROBATE COURT

Location of Court

_____, COUNTY DOCKET NO. _____

Estate of _____
Deceased

PETITION TO RESOLVE
DISPUTED CLAIM - ALSO
PETITION FOR ALLOWANCE¹

1. A dispute exists over a claim made against this estate. A copy of the claim presented and a copy of the written statement allowing or disallowing all or part of the claim are attached.
2. No other proceeding to resolve this dispute has been instituted in any court.
3. To the best understanding of the petitioner, the following factual or legal issues are in dispute.²

4. The petitioner would make due proof as follows.³

Wherefore petitioner prays that the court enter an appropriate order ending this dispute.

Date _____

Petitioner or his Attorney
"Every pleading of a party represented by an attorney shall be signed by at least one attorney of record in his individual name." See Rule 11

Name, address and telephone number of petitioner.

Name, address and telephone number of attorney for petitioner, if any.

¹ This procedure is not exclusive. See 18-A MRS §§ 3-804 and 3-806. The probate court will not resolve disputes currently subject to litigation in other proceedings. If any question exists as to who should receive notice under § 3-806(b), a special order of court may be sought. This petition may be used to institute a civil or a probate proceeding. It should be served with a Summons in Civil Proceeding, form N-101, unless it is being used to secure payment of a claim which has been allowed but not paid, in which case it should be served with form N-102. See Rule 80B and Advisory Committee note thereto.

² This form is similar to a pre-trial memorandum. The claim filed and the disallowance serve in the nature of complaint and answer. If the dispute exists solely because the claim has been allowed but not paid in a timely manner, so state.

³ Set here the facts to be proved and the evidence, including documentary evidence and expected testimony, which will support those facts.

ORDER

After notice and hearing, and upon consideration of the evidence, it is hereby ORDERED that the disputed claim be DENIED, ALLOWED or ALLOWED IN PART. _____ shall pay to _____ the sum of _____.

Date _____

Judge of Probate

DE-504

DOCKET NO. _____

PETITION TO RESOLVE DISPUTED CLAIM -
ALSO PETITION FOR ALLOWANCE

ESTATE OF

Recorded at Volume _____ Page _____

Attorneys and Parties

Hearing dates _____

Received in Probate Court

MARP