

## REPORT OF ATTORNEY AD LITEM

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TO THE HONORABLE JUDGE OF SAID COURT:

NOW COMES Michael A. Koenecke, duly appointed Attorney Ad Litem for the Unknown Heirs of **TOUPPER(FIELD(Principal))**, Deceased, pursuant to §202.009 of the Texas Estates Code in the above entitled and numbered cause, and makes this report as follows:

1. I am of the opinion that the listing of the heirs of the Decedent, as shown in the Application, is true, correct and complete; that the respective shares are correctly reflected, and that there are no unknown heirs, minors, incompetents or heirs with a legal disability, other than as shown in the Application.

*<\*\*\*\* Practice Note to Ad Litem. If you do not agree with the Applicant's listing of heirs, you will need to fill out something like one of examples below. However, the onus is on the Applicant to provide the correct information. So normally, this form would be forwarded to the Applicant to clean up. They should then file an amended application, and you can use the example above. You should only have to create the type of reports the examples denote when the issue is truly contested between you and the Applicant.*

*OR (example 1)*

1. I am of the opinion that the listing of the heirs of the Decedent, as shown in the Application, is not correct and complete. In my investigation, I have uncovered the following unknown heir not originally listed in the Application: an estranged brother "Elvis."

**Consequently, I believe that a true and complete listing of the heirs, with their respective**

shares, is attached as a distribution chart, which I hereby incorporate herein. <see exhibit 1 below >

*OR (example 2)*

1. I am of the opinion that the listing of the heirs of the Decedent, as shown in the Application, is true, correct and complete. However, I believe that the respective shares each heir is entitled to inherit is not correctly reflected because it fails to provide the correct division to the decedent's offspring from prior relationships. Therefore, I argue on behalf of my clients that the proper division is as shown on the attached distribution chart, which I hereby incorporate herein.

*<see exhibit 2 below >*

*OR (example 3 – for a complex listing)*

I am of the opinion that the listing of the heirs of the Decedent, as shown in the Application, is not correct. It appears to disregard the offspring, and putative offspring (both natural, and by adoption by estoppel) of his deceased brother Elvis. As a result, I have attached a distribution chart, which I hereby incorporate, which reflects the potential heirs who I have located, along with (to the extent I can without further order by the Court to proceed beyond my original duties) their respective shares of the Decedent's Estate. *<see exhibit 3 below >*

2. I reviewed the Application for Determination of Heirship, together with all other

documents on file in this case and spoke with the attorney for the Applicant herein.

3. I filed my Answer on behalf of the unknown heirs on \_\_\_\_\_.

4. I contacted the following persons to obtain or verify the Decedent's personal history and family background and to determine the existence and location, as applicable, of any unknown heirs of the Decedent.

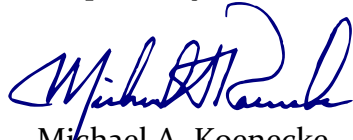
A. \_\_\_\_\_: Mother of the Decedent  
123 Road Way  
Fort Worth, Texas 76133

B. \_\_\_\_\_: Family friend of the Decedent  
456 State Highway  
Granbury, Texas 76048

C. \_\_\_\_\_: Family friend of the Decedent  
789 B Blvd.  
Fort Worth, Texas 76109

Dated: \_\_\_\_\_.

Respectfully submitted,

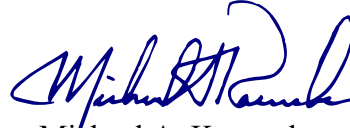


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ATTORNEY AD LITEM

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing instrument was served upon all counsel of record by electronic transmission on this the \_\_\_\_ day of \_\_\_\_\_.

  
Michael A. Koenecke

**REPORT OF ATTORNEY AD LITEM  
DISTRIBUTION CHART**

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Example 1

I am of the opinion that the following is a true and complete listing of the heirs, with their respective shares in the Estate:

<i>Name &amp; Address</i>	<i>Relation to Decedent</i>	<i>Share of Separate Property</i>	<i>Share of Community Property</i>
Joan Gilliam	Wife	1/3 personal property, life estate in 1/3 real property	100%
Reniqua Gilliam	Daughter	1/6 of all property, undivided remainder interest in 1/6 real property	None
Gerreka Gilliam	Daughter	1/6 of all property, undivided remainder interest in 1/6 real property	None

<i>Name &amp; Address</i>	<i>Relation to Decedent</i>	<i>Share of Separate Property</i>	<i>Share of Community Property</i>
James Doe	Brother	1/4	N/A
John Doe Child of Deceased Sister Mary Doe 123 Road Rd. Nowhere, TX 12312 555-555-5555	Nephew	1/4	N/A

Child of Deceased Brother Larry Doe Jane Doe 321 Road Rd Nowhere, TX 12312 (555) 555-5556	Niece	1/4	N/A
Missing Heirs (last known Residence – Memphis TN)	Estranged Brother Elvis Doe and/or his heirs	1/4	N/A