

Probate Filing Fees Chart

(Effective January 1, 2008)

Decedent's Estates - Letters

(Letter of Administration; Letters Testamentary; Special Letter w/ General Powers)

- First Filing - \$320 (GC70650(b)(1)). (Balance of graduated fee, if any, to be paid by the Petition for Preliminary/Final Distribution and Discharge (GC70650(b)(2))
- First or subsequent Petition for Special Letters without powers of a Personal Representative - \$40 (GC70657.5(a)(4))
- First Filing of an Objection to a Probate Petition - \$320 (GC70650(c))
 - *If a Competing Petition for Probate is filed at the same time - \$0 for the competing petition (GC70650(c))*
- First Appearance after first filing - \$320 (GC70650(d))
- Subsequent Petitions/Objections - \$180 (GC70658)¹ (**See Exceptions at End**)
 - Petition or Objection for approval or sale of property (GC70658(a)(1))
 - Petition or Objection pursuant to PC 850 (GC70658)(a)(9))
- Discovery type motions (pursuant to C.C.P.) and ex partes - \$40 (GC70657(a)(1)(2))
 - *No Charge for Ex Parte Petition for Final Discharge and Order after court-ordered distribution or transfer (GC70657(a)(2))*
- First Filing of Spousal Property Petition - \$320 (PC 13650)
 - *No charge for Spousal Property Petition in a pending Decedent's Estate case (PC13652)*
- Petition for Preliminary/Final Distribution and Discharge - Balance of graduated fee over \$320 (GC70650(b)(2))

Trusts (PC 17200 and 17300)

- First and Subsequent Petitions/Objections involving the Internal Affairs of the Trust per *PC17200* - \$320 (GC70652(a) and (b))
- Testamentary Trust - First Account of the Trustee for a trust that is subject to Continuing Jurisdiction per *PC 17300* - Graduated Fee (GC70650(b)(3))
 - Objection to an Account of the Testamentary Trust that is subject to Continuing Jurisdiction - \$320 (GC70651)
- Special Trusts, e.g., Special Needs, Substituted Judgments, and/or Petitions per PC 2580, PC 3100 and PC 3600 - \$40 (GC70652(d))

Other Misc. First Petitions

- Varies Per Petition/Action - See Fee Schedule
- Summary Judgment Motions - \$200

OBTAINED FROM
CENTRAL FILING
WINDOW ON 2-1-2008.

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Conservatorships

- First Filing Fee - \$320 (GC70653(a))
- First Filing of an Objection to Appointment by anyone other than proposed conservatee - \$320 (GC70653(b))
- First and subsequent Petition for Temporary Letters - \$40 (GC70657.5(a)(5))
 - \$40 Fee is charged no matter when filed (GC 70653(d))
- Competing Petition for Conservatorship - \$320 (GC70653(a))
 - No Charge for Objections if filed along with a Competing Petition (Fee of \$320 charged on Petition) (GC70653(c))
- Objections to Appointment by or for proposed conservatee - \$0
- Subsequent Petitions/Objections - \$180 (GC70658)
- Discovery type motions (pursuant to C.C.P.) and ex partes - \$40 (GC70657)
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Guardianships

- Estate or Person & Estate First Filing Fee/Objection - \$320 (GC70653)
 - \$40 is charged for a temporary, no matter when filed (GC70657.5(e))
- First and subsequent Petition for Temporary Letters - \$40 (GC70657.5(a)(5))
 - \$40 Fee is charged no matter when filed (GC 70654(d))
- Objection by ward or parent of ward to appointment - \$0
- Subsequent Petitions/Objections for Estate or Person & Estate cases (by person who has paid first appearance fee) - \$180 (GC70658)
- Person ONLY First Filing Fee/Objection - \$180 (GC70654)
- First and subsequent Petition for Temporary Letters - \$40 (GC70657.5(a)(5))
 - \$40 Fee is charged no matter when filed (GC 70654(d))
 - No Charge for Objections if filed with a Competing Petition at the same time (Fee charged on Petition) (GC70654(c))
- Objections by ward or parent of ward to appointment - \$0
- Subsequent Petitions/Objections for Person Only (by person who has paid first appearance fee) cases - \$0 (GC70657.5(b)(1))
- Discovery type motions (pursuant to C.C.P.) and ex partes - \$40 (GC70657)

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ENDNOTES

¹ No fee charged for the following pleadings filed by the Personal Representative for a matter **filed on or after August 18, 2003** (GC70658(d)):

- Allowance of the Personal Representative's Compensation
- Allowance of the Attorney for the Personal Representative
- Settlement of Accounts
- Preliminary and Final Distribution and Discharge
- Sale of Property to the Personal Representative or the attorney for the Personal Representative
- Exchange of Property to the Personal Representative or the attorney for the Personal Representative
- Grant of an option to purchase property to the Personal Representative or the attorney for the Personal Representative
- Allowance, payment, or compromise of a claim of the Personal Representative or the attorney for the Personal Representative
- Compromise or settlement of a claim, action, or proceeding by the estate against the Personal Representative or the attorney for the Personal Representative
- Extension, renewal, or modification of the terms of a debt or other obligation of the personal representative or the attorney for the personal representative owing to or in favor of the decedent or the estate
- Sale, exchange, or grant of an option to purchase real property
- Borrowing money with the loan secured by an encumbrance on the real property

Major Changes:

1. On Graduated Fees for Decedent's Estates, only \$320 is paid at initial filing. The balance of the graduated fee is paid at the Petition for Final Account, Distribution, and/or Discharge. There is no filing fee for this petition beyond the balance of the graduated fee.
2. A temporary Petition for Conservatorship or Guardianship is charged \$40 whether or not it is filed with a petition for permanent appointment. E.g., \$360 (\$320 + \$40) for Petition for appointment and temporary Petition for appointment of Conservatorship.
3. All subsequent petitions in Decedent's Estates are charged \$180. It no longer depends on when the initial petition was filed or if graduated fees had been paid.
4. There is no longer a charge for an Ex Parte Petition for Final Discharge and Order.