
TABLE OF CONTENTS

PREFACE.....	III
ACKNOWLEDGMENTS.....	V
TABLE OF CASES.....	XXXI
TABLE OF STATUTES.....	XLV
TABLE OF AUTHORITIES	LIII
Chapter One. Introduction	1
I. The Living and the Dead: Whose Money Is It?.....	1
Notes and Questions	2
Notes and Questions	9
Armstrong v. Armstrong.....	11
Notes and Questions	15
Notes and Questions	20
Problems	21
II. The Role of the Lawyer, and the Lawyer-Client Relationship.....	22
Hotz v. Minyard	23
Notes and Questions	26
Problems	27
Barcelo v. Elliott	29
Notes and Questions	36
III. Probate and Non-Probate Transfers.....	40
A. Probate: What Is It, and Who Needs It?.....	40
B. Gifts.....	42
Gruen v. Gruen.....	42
Notes and Questions	46
C. Joint Interests with Right of Survivorship.....	48
Franklin v. Anna National Bank	49
Notes and Questions	52
D. The Nonprobate Revolution: Scope and Reasons.....	55
Notes and Questions	59
Chapter Two. Intestate Succession	61
I. Introduction and Representative Statutes.....	61
II. The Share of the Surviving Spouse.....	67
Problems	69
Estate of Goick	70
Notes and Questions	75
III. The Share of Lineal Descendants	77
Problems and Questions	79
Problems	82
Note: Conduct-Based Bars to Inheritance.....	83
IV. The Share of Ancestors and Collateral Heirs.....	85
Problems	89
Note on Escheat	90
Estate of Locke	91
Notes and Questions	94

V.	Intestate Succession and Community Property States	95
	Estate of Borghi.....	97
	Notes and Questions	102
VI.	Defining the Modern Family: Halfbloods, Adoptees, and Non-Marital Children	102
	A. Halfbloods	103
	Problem	104
	Prince's Estate	105
	Question	106
	B. Adoption	106
	Estates of Donnelly	107
	Notes and Questions	110
	Notes and Questions	112
	Kummer v. Donak	114
	Notes and Questions	117
	Bean v. Ford.....	119
	Notes and Questions	126
	C. Non-Marital Children and Questions of Paternity	128
	In re Estate of Prince	130
	Notes and Questions	136
	In re Estate of Burden.....	138
	Notes and Questions	142
	D. The Impact of Modern Reproductive Technology	143
	Astrue v. Capato	144
	Notes and Questions	149
	Kansas Sperm Donor to Appeal Ruling over Child Support	152
	When Is 'Daddy' More than DNA?	153
VII.	Simultaneous Death.....	154
	Estate of Villwock.....	155
	Questions	158
	Notes and Questions	160
	Problem	160
VIII.	Disclaimer (Renunciation)	160
	Estate of Baird.....	161
	Notes and Questions	165
	Problem	168
	Note on Assignment of Expectancy Interests.....	168
	Question	169
IX.	Advancements	169
	Problem	171
Chapter Three. Protection of the Family		173
I.	An Introduction to the Elective Share	173
II.	Traditional Elective Share Statutes	175
	Sullivan v. Burkin	176
	Notes and Questions	180
	Notes and Questions	183
III.	Modern Elective Share Statutes	185
	Notes	198

Problems	200
Notes	202
IV. Waiver of Elective Share Rights	203
Geddings v. Geddings	204
Notes and Questions	205
Notes and Questions	211
V. Other Protections for the Surviving Spouse.....	212
A. Homestead Allowance, Exempt Property and Family Allowance.....	212
Problem.....	213
B. Protection Against Inadvertent Disinheritance: The Problem of the Pre-Marital Will.....	214
Prestie v. Prestie	215
Notes and Questions	218
Question.....	219
Problems	219
VI. The Community Property System	220
VII. Protection of Children: Pretermitted Child Statutes	222
Estate of Glomset	222
Notes and Questions	225
Notes and Questions	228
Problems.....	229
Heir Wars	229
Notes and Questions	233
Notes and Questions	234
Chapter Four. Wills.....	237
I. Execution of Wills	237
A. Will Formalities: What Are They and Why Have Them?.....	237
Whitacre v. Crowe.....	240
Questions	245
Notes	246
B. The Signature Requirement	247
C. More About the Witness (or Attestation) Requirement.....	248
Problems	251
D. The Execution Ceremony.....	254
Note on Safekeeping	255
E. Salvage Doctrines: Substantial Compliance and the UPC's Dispensing Power.....	256
Estate of Hall.....	256
Questions	259
Notes	259
Problem	262
F. Holographic Wills.....	263
Zhao v. Wong	264
Questions	270
Problem	271
Notes	272

G.	Will Software and Electronic Wills	273
	Questions	274
II.	What Constitutes the Will?	275
A.	Introduction	275
B.	Integration and Incorporation by Reference.....	276
	Estate of Norton	277
	Notes and Questions	283
	Problem	283
	<i>Clark v. Greenhalge</i>	283
	Questions	288
	Notes and Questions	289
	Problems.....	289
	Note	291
C.	Facts of Independent Significance.....	291
	Problems.....	292
	<i>In re Tipler's Will</i>	293
	Question	297
D.	Negative Disinheritance	298
	Problems.....	299
III.	Construction Problems Created by the Time Gap Between Will	
	Execution and Death.....	300
A.	Abatement.....	300
	<i>In re Estate of Potter</i>	301
	Questions	304
	Notes.....	305
	Questions	307
	Note on Demonstrative Devises	307
	Problems.....	307
	Note on Exoneration of Specific Devises.....	308
	Note on Apportionment of Taxes	309
	Problems.....	310
B.	Ademption.....	310
	<i>McGee v. McGee</i>	311
	Notes and Questions	317
	Question	320
	Problems.....	320
	Problems.....	322
	Note on Ademption by Satisfaction.....	322
C.	Lapse	323
	Problem	327
	Problem	329
	Note on Void Devises.....	329
	Problem Areas: When Does the Will Override the Antilapse	
	Statute?	329
	<i>Lorenzo v. Medina</i>	330
	Notes and Questions	331
	Notes and Questions	335
	Problems.....	336
	<i>Morse v. Sharkey</i>	337

Notes and Questions	340
D. Simultaneous Death	340
Problems	341
IV. Construction Problems More Generally	342
A. Reading the Will as a Whole	343
Matter of Marine Midland Bank, N.A.	344
Notes and Questions	349
Problem.....	350
B. Using Extrinsic Evidence	350
1. Is the Will Ambiguous?	351
Estate of Carroll	352
Notes and Questions	355
2. Testator's Circumstances and Behavior	357
Estate of Gibbs	358
Notes and Questions	361
Problems	364
3. Testator's Unattested Statements	364
Problem.....	364
<i>Britt v. Upchurch</i>	365
Notes and Questions	371
C. Correcting Mistakes.....	371
<i>Gifford v. Dyer</i>	372
Notes and Questions	373
<i>Knupp v. District of Columbia</i>	374
Notes and Questions	377
Problem.....	378
V. Revocation of Wills.....	379
A. Introduction	379
B. Revocation by Subsequent Written Instrument	380
<i>Brown v. Brown</i>	380
Questions	383
Problem	384
Problems	385
C. Revocation by Physical Act.....	385
<i>Ward-Allen v. Gaskins</i>	386
Questions	390
Notes	391
Problems	394
D. Revocation by Operation of Law	394
Problems	396
Notes	397
E. Revival and Dependent Relative Revocation	398
Problems	400
Note.....	400
<i>Oliva-Foster v. Oliva</i>	401
Notes and Questions	403
Problems	404
VI. Limits on the Power to Revoke: Joint Wills and Will Contracts	405
<i>Garrett v. Read</i>	405

Questions	412
Note on Joint Wills.....	413
Problems	414
Shimp v. Huff	415
Notes and Questions	420
Problem	422
Note on Contracts to Make Wills	422
VII. Illustrative Will	422
Chapter Five. Contesting the Will.....	431
I. Testamentary Capacity.....	431
Barnes v. Marshall.....	431
Wilson v. Lane	439
Questions	441
Problem	449
Gonsalves v. Superior Court.....	450
Notes and Questions	454
Problems	454
II. Undue Influence	455
Haynes v. First National State Bank of New Jersey	456
Notes and Questions	467
Will of Moses.....	472
Notes and Questions	479
Problems	483
III. Fraud.....	485
Problem	485
Notes and Questions	486
IV. Tortious Interference with Inheritance	488
Beckwith v. Dahl	489
Questions and Notes	497
V. Preparing for the Contest: The Lawyer's Role	503
Questions	505
Question	508
Notes and Questions	509
Problem: Scope of No-Contest Clauses	510
VI. Alternatives to Will Contests: Ante-Mortem Probate, Arbitration, and Mediation.....	511
Questions and Notes	515
VII. Special Problems Affecting Some LGBTQ Testators	515
Notes and Questions	518
Chapter Six. Trusts	519
I. Introduction	519
Note on Trusts and Legal Life Estates	520
Note on the Uniform Trust Code.....	521
II. Creation of Trusts	522
A. Trust Basics	522
B. Capacity	526

C.	Intent to Create a Trust.....	527
	<i>Spicer v. Wright</i>	527
	<i>Levin v. Fisch</i>	529
	Questions	532
	Problems	532
	Note.....	533
D.	Trust Beneficiaries.....	533
	Notes and Questions	534
	A Woman's Will Provides Funds for Trusty Houseplant.....	538
	Question.....	538
E.	The Trustee Must Have Duties.....	539
F.	The Merger Doctrine.....	540
G.	Trust Formalities	540
	<i>Goodman v. Goodman</i>	541
	Questions	544
III.	Using Trusts as an Estate Planning Tool	546
A.	Providing for Minor Children.....	546
	Problem.....	547
B.	Building Flexibility into the Estate Plan: Support Trusts and Discretionary Trusts	547
	<i>Wells v. Sanford</i>	549
	Notes and Questions	552
	Problem.....	553
	<i>Marsman v. Nasca</i>	553
	Notes and Questions	561
	Problems	565
C.	Protecting Beneficiaries from Creditors: Support and Discretionary Trusts, Spendthrift Trusts and Self-Settled Asset Protection Trusts	566
1.	Support and Discretionary Trusts	566
	<i>Wilcox v. Gentry</i>	568
	Questions	572
	Notes	572
2.	Spendthrift Trusts.....	573
	<i>Scheffel v. Krueger</i>	577
	Notes and Questions	580
	Problems	581
	Notes	582
3.	Creditors' Rights in Self-Settled Trusts, Including Offshore and Domestic Asset Protection Trusts	584
	Problems	585
	Notes	586
	Michael Carter-Williams Can't Touch His \$4.5M Salary for 3 Years	587
	Question	587
	<i>Federal Trade Commission v. Affordable Media, LLC</i>	587
	Notes and Questions	593
	Problems	601
	Notes and Questions	603

IV.	Trust Modification and Termination	606
A.	Modification or Termination by Consent of Beneficiaries	606
	American National Bank of Cheyenne v. Miller	606
	Problems.....	610
	Notes and Questions	612
	Trust of Shire v. Unknown/Undiscovered Heirs	614
	Notes and Questions	619
B.	Modification to Effectuate Settlor's Intent	620
1.	Unanticipated Circumstances Affecting Trust	
	Objectives	620
2.	Mistake.....	621
	Agnes M. Gassmann Revocable Living Trust v. Reichert...	621
	Note	625
C.	Decanting.....	626
	Hodges v. Johnson.....	629
	Notes and Questions	638
V.	Charitable Trusts	639
A.	Tax Incentives for Charitable Giving.....	640
B.	Charitable Purposes	641
	Shenandoah Valley National Bank of Winchester v. Taylor	641
	Questions	647
	Notes.....	648
C.	Standing: Who Can Enforce the Charitable Trust's Terms?	650
	Problem	653
D.	The Cy Pres Doctrine	654
	Problem	654
	Trust of Gurney	654
	Questions	657
	Problem	657
	Notes (and More Questions)	658
	Estate of Wilson.....	661
	Notes and Questions	668
	Tropical Battle of Race, Rights Divides Islanders.....	669
	Note	671
Chapter Seven. Fiduciary Duties		673
I.	The Duty of Loyalty	674
	Questions	677
	Matter of Kinzler.....	677
	Questions and Notes	679
	Matter of Estate of Rothko	680
	Questions and Notes	685
II.	The Duty of Care	688
A.	The Duty of Care in General.....	688
	Rafert v. Meyer	688
	Notes and Questions	694
	Questions and Notes	696
	Questions and Notes	697
B.	The Duty to Inform Trust Beneficiaries	699

C.	Delegation of Fiduciary Obligations	701
	Shriners Hospitals for Crippled Children v. Gardiner	702
	Questions	705
	Note on Delegation.....	705
	Questions	707
D.	Portfolio Management	708
	In re Estate of Janes	710
	Notes and Questions	717
	Problem	721
	Van Gundy v. Van Gundy.....	722
	Notes and Questions	727
E.	Safeguarding Property—the Duty Not to Commingle.....	728
	Questions	728
F.	Trust Protectors and Directed Trusts.....	729
	Problems	732
III.	Duties to Multiple Beneficiaries: Principal and Income	733
A.	Framing the Problem	733
B.	Solving the Problem by Drafting: The Unitrust.....	735
	Question.....	735
C.	Statutorily Authorized Conversions to Unitrusts.....	735
D.	A Statutory Solution: The Uniform Principal and Income Act ..	736
	Questions	738
	Problems	738
IV.	Accountings	738
	In re Freihofer	739
	Questions and Notes	742
V.	Resignation and Removal of Trustees	742
A.	Resignation.....	742
B.	Removal	743
	Kappus v. Kappus	743
	Notes and Questions	748
VI.	Fiduciary Litigation: Who Pays?.....	749
	Rudnick v. Rudnick.....	750
	Notes and Questions	753

Chapter Eight. Revocable Trusts and Other Non-Probate

	Assets	755
I.	Bank Account “Trusts”, Joint Accounts, and P.O.D. Accounts	755
	Problem.....	758
II.	Revocable <i>Inter Vivos</i> Trusts.....	758
	A. Objectives and History.....	758
	B. Sample Revocable Trust	760
	Questions	763
	C. Pour Over Wills	765
	Clymer v. Mayo	766
	Questions	770
	Notes	770
	D. Modification and Revocation of Revocable Trusts	771
	Estate of McCreath	772

Questions and Notes	777
Heaps v. Heaps	779
Questions	784
Problem	784
E. Is the Revocable Trust Right for Every Client?.....	784
1. The Pros and Cons of Avoiding Probate.....	785
2. The Need to Plan for Incapacity	786
3. Privacy Concerns	786
4. Minimizing the Chances of a Successful Will Contest	786
5. Asset Management Needs.....	787
F. Protecting the Spouse Against Revocable Trusts.....	787
G. Marketing Revocable Trusts: Professional Responsibility	
Issues.....	789
Committee on Professional Ethics v. Baker	789
Questions	796
Note	797
III. Retirement Plan Assets	797
IV. Changed Circumstances and Rules of Construction.....	798
Problem	799
Minnesota Life Ins. Co. v. Rings	800
Questions	805
Problems	806
V. Coordinating Non-Probate Assets with the Probate Estate.....	807
A. P.O.D. Accounts, Revocable Trusts, and Wills	808
Araiza v. Younkin	808
Notes and Questions	810
B. Retirement Accounts	811
Nunnenman v. Estate of Grubbs.....	811
Notes and Questions	815
Kennedy v. Plan Administrator for DuPont Savings and Investment Plan	817
Notes and Questions	821
Note on Choosing Plan Beneficiaries	822
Chapter Nine. Powers of Appointment.....	825
I. Terminology and Classification.....	826
A. Property Law	826
1. The Parties to a Power of Appointment	826
2. Scope of the Power	827
a. General Powers and Special (Non-General) Powers ...	827
b. Exclusive and Non-Exclusive Powers.....	828
3. Time of Appointment.....	829
Problems.....	829
B. Powers of Appointment and the Internal Revenue Code.....	830
Problem	831
II. Creation and Exercise.....	831
Cessac v. Stevens.....	832
Notes and Questions on Specific Reference Requirements	836
Notes and Questions on Exercise More Generally.....	838

Problem.....	840
Matter of Levitan	841
Notes and Questions	842
Problem.....	844
III. Scope of the Power	844
A. Exceeding the Scope of a Special Power	844
Notes and Questions	845
B. Exercising a Power by Creating Another Trust	845
Hornung v. Stockall	846
Questions and Notes	851
C. Exercising a Power by Creating Another Power.....	853
D. Consequences of Ineffective Appointments	854
Questions	857
E. Contracts to Appoint and Releases	857
1. Contracts to Appoint	857
Problem	858
Benjamin v. Morgan Guaranty Trust Co.....	858
Question	859
Problem	859
2. Releases.....	860
Aoki v. Aoki.....	861
Notes and Questions	863
Seidel v. Werner	866
Notes, Questions and Problems.....	870
IV. Rights of Creditors	872
Problem.....	872
Problem.....	874
Note on Powers in Bankruptcy	874

Chapter Ten. The Government's Share: A Brief Introduction to Estate Taxation.....	877
I. Introduction.....	877
II. Mechanics of the Federal Estate and Gift Tax	880
A. Amount Subject to Tax.	880
B. Calculating the Estate Tax.....	881
C. Portability.....	882
D. Gift Tax Exclusions	882
Problems	885
III. A Brief Survey of Estate Tax Inclusions and Deductions	885
A. What Goes into the Gross Estate?	885
B. The Marital Deduction.....	887
Problem	888
C. The Charitable Deduction	889
IV. Using Trusts and Powers of Appointment in Marital Deduction	
Planning	889
A. Marital Deduction Trusts	890
B. Credit Shelter, or "Bypass" Trusts.....	891
1. Pre-Portability	891
2. Post-Portability	892

3.	Drafting the Bypass Trust	893
	Problems.....	894
4.	Crafting Powers to Invade Trust Principal.....	894
	Problem	895
V.	Using <i>Inter Vivos</i> Trusts to Expand the Scope of the Annual Gift Exclusion: Crummey Trusts	896
	Estate of Kohlsaat	897
	Notes and Questions	900
VI.	Generation-Skipping Tax.....	902
	Problem	904
Chapter Eleven. Classification and Construction of Future Interests		905
I.	Classification of Future Interests	906
A.	Future Interests and Present Interests	906
B.	The Categories of Future Interests	907
1.	The Basic Classification System.....	907
2.	Future Interests in the Grantor	908
3.	Future Interests in Persons Other than the Grantor	908
a.	Traditional Distinctions Among Remainders	908
	<i>Webb v. Underhill</i>	910
	Notes and Questions.....	913
	Problem.....	914
b.	Executory Interests	914
c.	Restatement Simplification.....	915
II.	Construction of Future Interests: Gifts to Individuals.....	916
A.	Should We Imply a Condition of Survival?.....	917
	<i>Uchtorff v. Hanson</i>	917
	Questions and Problems	925
	Note on the Presumption in Favor of Early Vesting.....	928
	Notes and Questions	935
	Problems.....	935
	<i>First National Bank of Bar Harbor v. Anthony</i>	936
	Questions and Notes	938
B.	Express Conditions of Survival	939
	<i>Matter of Krooss</i>	940
	Questions	944
	Problem	944
	Problems.....	945
III.	Construction of Class Gifts	947
A.	Increase in Class Membership	948
	<i>In re Evans' Estate</i>	950
	Questions	952
	Notes.....	952
	Problems.....	953
B.	Decrease in Class Membership: Survivorship Again	954
	Problem	954
	<i>Usry v. Farr</i>	955
	Question	959

Problems	959
Matter of Marine Midland Bank, N.A.	961
Notes	961
Questions and Problems	963
C. UPC § 2-707: A Reprise.....	963
Problems and Questions	964
D. Adopted Members of the Class.....	964
Newman v. Wells Fargo Bank, N.A.	965
Questions	971
Notes	973
E. Class Gifts and Assisted Reproduction.....	974
F. Gifts to “Heirs”	976
Harris Trust and Savings Bank v. Beach.....	976
Notes and Questions	982
G. Class Gifts of Income	986
Dewire v. Haveles.....	986
Notes and Questions	989
Chapter Twelve. The Rule Against Perpetuities.....	991
I. Making Sense of the Rule: A Bit of Policy, and a Bit of History.....	992
II. The Rule’s Operation	996
A. Which Interests Are Subject to the Rule	996
1. Present Interests	996
2. Future Interests in the Grantor	997
3. Future Interests in Transferees	997
B. Applying the Rule: Vesting and Measuring Lives	998
1. When Will an Interest Vest?.....	998
2. What Does It Mean for an Interest to “Fail” or “Fail to Vest”?.....	999
3. Interests Can Vest Before They Become Possessory	1000
Problem	1001
4. “Lives in Being”: Choosing Measuring Lives.....	1001
5. Twenty-One Years.....	1005
Problems	1006
Note	1007
III. Recurring Problems	1008
A. When Does the Perpetuities Period Start to Run? Revocable and Irrevocable <i>Inter Vivos</i> Trusts	1008
Cook v. Horn.....	1009
Questions	1011
Problems	1011
B. Remote Possibilities	1012
1. The Fertile Octogenarian.....	1012
Problems	1014
Notes	1014
2. The Precocious Toddler	1015
Notes	1015
3. The Unborn Widow	1016
Dickerson v. Union National Bank	1016

Notes and Questions.....	1019
4. The Slothful Executor	1020
Notes and Questions.....	1020
C. Application to Charitable Gifts and Trusts	1021
D. Consequences of Invalidity	1022
Problem	1024
IV. Class Gifts.....	1024
A. The General Rule.....	1024
Problem	1025
B. The Ameliorative Impact of the Class-Closing Rule of Convenience	1026
Problem	1027
V. Powers of Appointment.....	1028
A. Is the Power Valid?.....	1028
Problem	1030
B. Has the Power Been Validly Exercised?	1030
1. The Scope of the Relation-Back Doctrine.....	1030
Industrial National Bank of Rhode Island v. Barrett	1031
Notes and Questions.....	1034
2. The Second-Look Doctrine	1035
Problems.....	1036
C. Validity of Gifts in Default of Appointment	1037
Problem	1037
Sears v. Coolidge	1037
VI. Savings Clauses.....	1040
Estate of Holt.....	1041
Notes and Questions	1046
VII. Perpetuities Reform: Legislative and Judicial Salvage Doctrines ...	1048
A. Construction and Reformation	1048
B. Wait and See.....	1049
C. USRAP	1051
Problems.....	1056
D. Abolition of the Rule.....	1056
E. The Restatement (Third)	1059
Problems.....	1062
Note	1062
Chapter Thirteen. Planning for Incapacity	1063
I. Introduction	1063
II. Managing the Client's Assets	1063
A. The Default Regime: Conservatorship	1063
Notes and Questions	1065
GAO Reports.....	1068
In re Maher	1071
Notes and Questions	1076
B. Planning Around the Default Rules: Powers of Attorney	1077
Notes and Questions	1084
Estate of Huston.....	1088
Notes and Questions	1091

Problem.....	1094
C. Planning Involving Government Health and Medical Benefits	1094
1. Supplemental Needs Trusts Created by Someone Other than the Beneficiary.....	1094
Pikula v. Department of Social Services.....	1096
Questions and Notes	1100
2. Self-Settled Trusts and Incapacity.....	1101
Problem	1102
Cohen v. Commissioner	1102
Questions	1107
Notes	1110
III. Health Care and Death Decisions.....	1112
The Schiavo Autopsy; The Post-Mortem	1112
As Man Lay in Coma-Like State, His Brain Was Busy Rebuilding.....	1114
Note.....	1115
A. The Health Care Default Regime.....	1116
Notes and Questions	1119
B. Legal Documents: (Attempting to) Draft Around the Default Regime	1120
1. The Durable Health Care Power of Attorney	1120
Notes and Questions	1123
2. Advance Directives or “Living Wills”	1124
Questions and Notes	1126
C. Practical Problems: Persuading the Physicians.....	1127
Questions	1129
Note	1130
D. Physician-Assisted Suicide	1130
Questions	1131
Chapter Fourteen. Estate Administration.....	1133
I. Do We Need to Administer the Estate?	1133
Problems	1135
II. Where Do We Administer the Estate—Domiciliary and Ancillary Jurisdiction over Probate	1136
Problem.....	1136
III. How the Executor Probates the Will	1137
IV. Ascertaining and Maximizing the Size of the Estate: Collecting Assets and Disposing of Creditor Claims	1138
A. Collecting Assets	1139
Problems	1139
B. Creditors’ Claims.....	1140
1. Pre-Death Creditors	1141
Tulsa Professional Collection Services, Inc. v. Pope	1142
Notes and Questions	1148
Problems	1149
2. Post-Death Creditors.....	1150
Vance v. Estate of Myers	1151

Notes and Questions.....	1154
3. Settling Will Contests and Related Litigation.....	1156
Wilson v. Dallas	1156
Questions and Notes.....	1158
V. Compensating the Fiduciary (and the Fiduciary's Lawyer).....	1160
A. How Should Personal Representatives Be Compensated?	1160
Problems.....	1162
Questions	1163
B. Attorney Fees.....	1164
Estate of Stevenson	1165
Notes and Questions	1172
Problems.....	1174
INDEX.....	1177