

Essential Will Prove-ups

How will the witness verify the original Will filed with the court is the decedent's last will, when due to conducting the essential hearing by ZOOM videoconferencing the original Will is not in front of the witness?

Prior to the hearing, the Attorney will provide the witness with a written Proof of Death and Other Facts, that **incorporates and has attached as Exhibit A a file marked copy of the Will** filed in the case ("Proof with Will attached"). The witness must review the Proof with Will attached prior to the hearing and have the Proof with Will attached in front of him in order to sign it during the hearing in the presence of the Judge.

Upon completion of the witness' direct examination, the Judge will display the filed Original Will to the witness on the Court's video feed and will require the witness to verify the Original Will is the decedent's last Will.

After the Proof with Will attached and Oath are signed, they will need to be e-filed and emailed to Nydia in order that the Judge can sign them. Please email the Proof and Oath to Nydia in one email, not two separate emails. We need to be as efficient as possible at this time.