

# Service Center

## New Hampshire Circuit Court

### REOPENING AN ESTATE FOR NEWLY DISCOVERED ASSETS - WITH A WILL DATE OF DEATH BEFORE JANUARY 1, 2003

#### Items listed below are needed to start this type case:

- ☐ Petition form **(NHJB-2128-P)** (*Motion to Reopen*)
- ☐ Legacy, Succession and Estates List and Reports Booklet **(AU-101)**
- ☐ Legacy, Succession and Estates Report of Gifts, Transfers, Joint Tenancies and Trusts form **(AU-101-B)**

#### Other items that may be needed:

- ☐ Petition for Estate Administration form **(NHJB-2145-Pe)** - must file if a different Executor than the initial petition is seeking to reopen the estate.
- ☐ Appointment of Resident Agent form **(NHJB-2120-P)** is needed if you are the person requesting to be Executor and not a New Hampshire resident.
- ☐ A copy of the Death Certificate may be required if the previous Executor is deceased.
- ☐ Photo identification may be required.

#### How much will this cost?

- ☐ Filing fee of **\$150.00**

#### What happens next?

- ☐ The court will set the bond amount. You will need to file a Fiduciary Bond form **(NHJB-2137-P)** if a personal bond without sureties is required. You will need to contact an insurance agency if a bond with sureties is required.
- ☐ A new Certificate of Appointment will be issued after the court approves the bond.
- ☐ Inventory of Fiduciary form **(NHJB-2125-P)** must be filed within 90 days from the date that the Petition to Reopen the Estate was granted, if the newly discovered asset is an item of real or personal property of uncertain value. If the newly discovered asset is cash, stock or other item of certain value, an Inventory of Fiduciary form will not be required.
- ☐ A Motion for Order of Distribution form **(NHJB-2131-P)** must be filed within 60 days from the date that the Petition to Reopen the Estate was granted, if no Inventory of Fiduciary form is required. In states where an Inventory is required the Motion for Order of Distribution form **(NHJB-2131-P)** must be filed within 60 days from the Inventory of Fiduciary due date. A schedule sheet detailing the administrative expenses of the estate since reopening should be attached to the Motion for Order of Distribution form.
- ☐ Receipt form **(NHJB-2139-P)** must be filed within 30 days from the date that the Motion for Distribution was granted. The receipt must reflect the newly found asset that was distributed.

**Forms and Instructions are available at any NH Circuit Court – Probate Division  
or at**

[www.courts.state.nh.us/probate](http://www.courts.state.nh.us/probate)