



ADAM S. GUMSON, ESQ.

IT'S THE LAW!

DID YOU KNOW THAT, IN FLORIDA...

SUBJECT MATTER JURISDICTION refers to the Court's power to handle the type of *matter* (whereas **PERSONAL JURISDICTION** refers to whether or not the Court has the power over the particular *party*). For instance, you can't sue someone in Alaska for something that happened in Florida unless the person in Alaska has some minimum contact with Florida.

A **PERSONAL REPRESENTATIVE** must be a Florida resident, or, if out of state, the intended *Personal Representative* must be a family member, spouse of a family member, legally adopted child, or parent of the Decedent. The named person must have no felony convictions, be 18 years or older and be mentally and physically able to perform their duties. Always name a *Successor Personal Representative* and meet with an Attorney to discuss the pros and cons of naming *Co-Personal Representatives*.

In a Probate Administration, if a **FIDUCIARY BOND** is not waived by the Decedent's Will, or the Court, the *Personal Representative* will be required to obtain a Bond and file it with the Court. A Petition can be filed by any interested person requesting that the Bond be waived.

A **DEED** cannot waive the **HOMESTEAD RIGHTS** of a spouse unless it contains specific language in which the spouse consents to waiving his/her rights.

JUPITER LAW CENTER is a private neighborhood law firm located in the RiverPlace Professional Center, 1003 W. Indiantown Road, Suite 210, Jupiter, FL. (561) 744 - 4600, jupiterlawcenter.com. The firm provides peace of mind by solving problems with integrity and compassion in the areas of Estate & Business Planning; Probate, Guardianship & Trust Administration; Probate & Guardianship for Personal Injury Firms; Family Law and Real Estate.