Property & Succession Update



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1. Passing of Accounts Refused: Q.B.

The court in <u>The Estate of Sophie Zelezniak</u>, 2008 MBQB 8 (CanLII) considered and refused to grant an application for passing of accounts. In doing so, the court commented on the "ludicrous" amount claimed as executor's fees as well as upon the claim for the executor's legal fees which "...represent wholly unnecessary work and include work which should have been the executor's responsibility."

2. Neglect of Older Adults

The Manitoba Bar Association's <u>Elder Law Section</u> will meet May 20, 2008 at 12:00 noon at the Law Society and <u>Dr. Kerstin Roger</u> of the Faculty of Human Ecology, University of Manitoba will present her paper *Legislative Frameworks and Service Provision regarding Abuse and/or Neglect of Older Adults in Manitoba*. For further details and to register, <u>contact the Manitoba Bar Association</u>.

3. Caveat Emptor Review

The Manitoba Bar Association's <u>Real Property section</u> is meeting on Monday, May 26, 2008 at 5:00 p.m. at <u>Pitblado LLP</u> for a discussion with John Neufeld, Q.C. on the provincial government's review of the doctrine of *caveat emptor* with respect to the purchase and sale of residential real estate. For more information and to register, please <u>contact the Manitoba Bar Association</u>.

4. Civil Actions Involving Minors: CLE

If your practice includes estate administration, you need to know the rules regarding representation of minors. The upcoming Law Society CLE program, *Civil Actions Involving Minors* will provide an overview of the rules regarding appointment of litigation guardians and court approval of settlements paid to minors. Presenters will also include information about the relevant upcoming changes to the *Queen's Bench Rules*. The program takes place on June 5, 2008 from 12:00 - 1:30 p.m. To register or obtain further information, *contact* the Law Society.

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