

STATE OF INDIANA) IN THE _____ COURT
) SS: OF _____ COUNTY
COUNTY OF _____) CAUSE NO. _____

IN THE MATTER OF THE ESTATE OF)
)
_____, DECEASED.)

MOTION FOR RULE TO SHOW CAUSE

Comes now _____, of the _____ County Assessor's Office, and respectfully requests the Court to set the above captioned estate for Rule to Show Cause and further alleges and states as follows:

1. The decedent died testate on _____.
2. An estate was opened in the _____ County _____ Court, on _____, appointing _____ as Personal Representative of the estate.
3. The Inheritance Tax Return was prepared by _____ and filed on _____.
4. That the items needed to properly finalize the return do not appear to be too onerous to obtain, even if the same are not readily available, namely:
 - a) _____
 - b) _____
 - c) _____
5. Since _____ (Date), _____, Personal Representative and his/her attorney, _____, (Attorney's Name) have been advised of issues that prevented the complete audit of the return so that the

same could be finally processed, the county inheritance tax appraiser can complete and file a Report of Appraiser with the Court, and the Court, after hearing, issue its Order Determining Tax Due so that the file can be transferred to the Indiana Department of Revenue for final audit and the issuance of a Tax Clearance Letter. See **Exhibit "A"** attached hereto and incorporated herein.

6. That the _____ County Assessor's Office began working on this file on or about _____, (Date) by speaking with attorney _____ (Attorney's Name) and personal representative _____, (Personal Representative Name) and sending detailed letters (see **Exhibit "B"** attached hereto) describing the necessary revisions to the return, but the return continues to remain incomplete and the undersigned believes that this matter will continue to pend without the intervention of the Court.
7. The undersigned respectfully requests the Court Order _____, (Attorney's Name) Attorney, and _____, (Personal Representative's Name) Personal Representative of the estate, to appear and show cause why the return has not been fully completed and why any additional tax due, if any, including any penalty and interest, has not been paid.

Respectfully submitted,

County Assessor's Office

County Assessor's Office

(Address)

, IN _____ (Zip Code)

(Telephone)

Certificate of Service

I do hereby certify that a copy of the foregoing Motion for Rule to Show Cause has been duly served upon all counsel of record and the Personal Representative or listed below by United States mail, first-class postage prepaid on this ____ day of _____, 20 ____:

_____ (Name)

Attorney

_____ (Address)

_____, IN _____ (Zip Code)

_____ (Name)

Personal Representative

_____ (Address)

_____, IN _____ (Zip Code)

_____ (Signature)

_____ (Print Name)

_____ County Assessor's Office

STATE OF INDIANA) IN THE _____ COURT
) SS: OF _____ COUNTY
COUNTY OF _____) CAUSE NO. _____

IN THE MATTER OF THE ESTATE OF)
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_____, DECEASED.)

RULE TO SHOW CAUSE

Comes now the Court and having reviewed the County Assessor's Office Motion for Rule to Show Cause and being duly advised in the premises now finds that _____, Attorney, and _____, Personal Representative of the estate, shall appear and show cause why the Indiana Inheritance Tax Return filed with the Court on or about _____ has not been revised, and why any additional tax due, if any, including any penalty and interest, has not been paid.

WHEREFORE, IT IS ORDERED that _____, Attorney, and _____, Personal Representative of the estate, appear on the ____ day of _____, 20____ at _____ to show cause why the Indiana Inheritance Tax Return for _____ filed Court on or about _____ has not been revised, and why any additional tax due, if any, including any penalty and interest, has not been paid.

All of which is Ordered this _____ day of _____ 20____.

Judge, _____ County _____ Court

Distribution:

_____ County Assessor's Office

_____ (Name)

Attorney

_____ (Address)

_____, IN _____ (Zip Code)

_____ (Name)

Personal Representative

_____ (Address)

_____, IN _____ (Zip Code)