



## Michigan Supreme Court

State Court Administrative Office

### Trial Court Services Division

Michigan Hall of Justice

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Jennifer Warner  
Director

### MEMORANDUM

DATE: March 28, 2013

TO: Chief Probate Court Judges  
Probate Court Administrators  
Probate Registers

FROM: Amy Garoushi, Forms and Manuals Manager

RE: Clarification of February 14, 2013 Memo on 2012 PA 596; Change in Calculating Inventory Fee; New Reporting Requirements

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On February 14, 2013, a memo was distributed that outlined the amended provisions of MCL 600.871. MCL 600.871(1) states specifically that the lien on real property is deducted from the value of the real property. Although it was made clear in the amended Letters of Authority that any lien on real property is deducted from the value of that property, it was not as clearly stated in the February memo. Instead, the February memo stated generally that the lien is deducted from the value of the estate. Take note that any lien on real property is to be deducted from the value of that particular real property, but the value cannot fall below zero.

In addition, the Petition and Order for Assignment, form PC 556, was revised to allow the petitioner to deduct a lien amount from real property so that the court can calculate the proper inventory fee. Unfortunately, the form was revised in such a way that the total estate value could be incorrectly calculated. An amended form will be distributed to the courts and posted to the Michigan One Court of Justice website by early next week.

If you have any further questions, contact Ashley Coneff at 517-373-2451 or [coneffa@courts.mi.gov](mailto:coneffa@courts.mi.gov), or Amy Garoushi at 517-373-4864 or [elgaroushia@courts.mi.gov](mailto:elgaroushia@courts.mi.gov).