

SURROGATE'S COURT OF THE STATE OF NEW YORK  
COUNTY OF QUEENS  
HONORABLE PETER J. KELLY, SURROGATE

In the Matter of the Administration Proceeding  
for the Estate of

PETITION TO  
LIFT RESTRICTIONS

File No. \_\_\_\_\_

Deceased.

\_\_\_\_\_

The petition of \_\_\_\_\_, Administrator of the estate of  
\_\_\_\_\_ deceased, duly appointed on (date) \_\_\_\_\_  
and residing at \_\_\_\_\_ respectfully shows:

The decedent \_\_\_\_\_ died on (date) \_\_\_\_\_  
a resident of Queens County and the State of New York.

The Petition for Letters of Administration with limitations, filed by your petitioner, alleges that the estate of the decedent consisted solely of personal property of a value not exceeding \$ \_\_\_\_\_ which your petitioner believed to have been correct from his/her investigation.

On (date) \_\_\_\_\_ Limited Letters of Administration were issued by this Court to your petitioner to pursue a cause of action for personal injury, thereby restricting him/her from collecting or receiving any funds or other property of the decedent in excess of \$ \_\_\_\_\_ without further Order of the Surrogate.

Recently your petitioner received an offer from \_\_\_\_\_ in the amount of \$ \_\_\_\_\_ which represents the settlement of a cause of action for personal injury. No action was ever filed for wrongful death.

The names and addresses of all distributees interested in this proceeding are:  
(Name, Relationship, Address, Disabilities (if any), Citizenship)

Wherefore, your petitioner respectfully prays that the restrictions as listed on the Limited Letters of Administration granted to him/her by this Court be modified to include additional funds in the amount of \$ \_\_\_\_\_, which represents the proceeds from a personal injury settlement.

All other restrictions as to potential causes of action will remain in effect.

Dated: \_\_\_\_\_

\_\_\_\_\_  
Petitioner

STATE OF NEW YORK     )  
COUNTY OF                )

I, the undersigned, the petitioner named in the foregoing petition, being duly sworn, say:  
I have read the foregoing petition subscribed by me and know the contents thereof, and the same  
is true of my own knowledge, except as to the matters therein stated to be alleged upon  
information and belief, and as to those matters I believe to be true.

\_\_\_\_\_  
Signature of Petitioner

On the \_\_\_\_\_ day of \_\_\_\_\_, before me personally came  
\_\_\_\_\_ to me known to be the person described in  
and who executed the foregoing instrument. Such person duly swore to such instrument before  
me and duly acknowledged that he/she executed the same.

\_\_\_\_\_  
Notary Public  
Commission Expires:  
(Affix Notary Stamp or Seal)

**NOTE :**  
**MUST BE ATTACHED TO AN ATTORNEY'S BACKING**