

Contents

	About Author Edward Olkovich	ix
	What Is EstateTherapy™?	xv
	Introduction	1
	<i>Why Are Executors Important?</i>	2
	<i>What You Will Discover Inside</i>	3
Section 1	Executor Essentials: Clearing Up the Mystery	5
Chapter 1	Who Should Be Put in Charge?	7
	<i>There Is an Easier Way</i>	8
	<i>Don't Leave It to Chance</i>	8
	<i>A Note About Terms</i>	9
	<i>What Executors Do: An Overview</i>	10
	<i>Do Executors Need a License?</i>	15
	<i>Executors Must Be Confirmed</i>	15
	<i>Why Is Executor Bonding Important?</i>	16
Chapter 2	How Family Feuds Start	17
	<i>Storm Cloud Warnings</i>	18
	<i>How Things Can Get Worse</i>	19
	<i>How the Horror Can Linger</i>	20
	<i>Getting Rid of a Bad Apple</i>	21
	<i>Are There Grounds to Remove an Executor?</i>	22
	<i>It's Going to Cost You</i>	23
	<i>What You Need to Remember</i>	24

Section 2	Extra! Extra! Executor Obligations	25
Chapter 3	Executors' Legal Duties	27
	<i>Executor Dangers to Avoid</i>	28
	<i>Choose Executors Wisely</i>	28
	<i>The Executors' Circle</i>	29
	<i>The Five Responsibilities of Executors</i>	30
	<i>The Seven Legal Obligations of Executors</i>	33
	<i>Is the Executor's Job a Burden?</i>	35
Chapter 4	The Five Criteria for Selecting Executors	37
	1. <i>Identify Special Duties</i>	37
	2. <i>Recognize Issues with Specific Estate Assets</i>	38
	3. <i>Determine Your Distribution Plans</i>	38
	4. <i>Compare Your Available Choices</i>	39
	5. <i>Avoid Conflicts of Interest</i>	40
	<i>Customize Your List</i>	42
	<i>Help Your Executor Succeed</i>	42
	<i>Let's Review</i>	44
	<i>What You Need to Remember</i>	45
Section 3	Hold Something Back: Estate Trusts	47
Chapter 5	Do You Need Trusts in Your Will?	49
	<i>What's in a Trust?</i>	49
	<i>Executors or Trustees: What's the Difference?</i>	50
	<i>Trust Concepts You Need to Know</i>	50
	<i>An Explanation of Testamentary Trusts</i>	51
	<i>What Are Your Options When Gifting?</i>	53

	<i>Does Everyone Need a Trust?</i>	54
	<i>How Trusts Protect</i>	55
	<i>Spendthrift Trusts</i>	55
Chapter 6	Executors' Discretionary Trust Powers	57
	<i>Trust Benefits You Should Consider</i>	58
	<i>Second Marriages and Life Estate Options</i>	59
	<i>Trust Drawbacks</i>	61
	<i>Your Long-term Management Options</i>	62
	<i>Neutrality or Conflict of Interest</i>	63
	<i>Let's Review</i>	64
	<i>What You Need to Remember</i>	64
Section 4	Analyze Your Alternatives: Your Executor Scorecard	65
Chapter 7	The Seven Most Frequently Asked Executor Questions	67
	1. <i>Must Executors Give Their Consent?</i>	69
	2. <i>Can Executors Get Professional Help?</i>	70
	3. <i>Can Beneficiaries Be Executors?</i>	70
	4. <i>How Much Do Executors Get Paid?</i>	71
	5. <i>Can All of My Children Be Named as Executors?</i>	72
	6. <i>When Do Executors Begin Their Responsibilities?</i>	73
	7. <i>What's the Difference Between Attorneys and Executors?</i>	74

Chapter 8	EstateTherapy™ Executor Scorecard	75
	<i>EstateTherapy™ Executor Scorecard</i>	77
	<i>Family Comes First</i>	77
	<i>Why Pick Spouses?</i>	77
	<i>Spouses Can Make an Election</i>	78
	<i>Children Can't Be Minors</i>	79
	<i>Avoid Costly Conflicts</i>	80
	<i>Business Partners and Conflicts of Interest</i>	81
	<i>Avoid Paying Twice</i>	82
	<i>Corporate Considerations</i>	83
	<i>The Best of Both Worlds</i>	86
	<i>What You Need to Remember</i>	86
	Glossary	89
	Acknowledgments	91
	Also Available From EstateTherapy.com	92
	Notes	93