

LUCILLE M. ESPEY
ATTORNEY AT LAW

355 WEST ALFRED STREET
TAVARES, FLORIDA 32778

FILED

SID J. WHITE

FEB 14 1991

TELEPHONE

CLERK, SUPREME COURT

904/43-1698

By _____
Deputy Clerk

01A 4-12-91

February 11, 1991

Sid J. White, Clerk
Florida Supreme Court
Tallahassee, FL 32399-1927

Re: Case No. 77.086
Amendment to the Florida Probate Rules

Dear Mr. White:

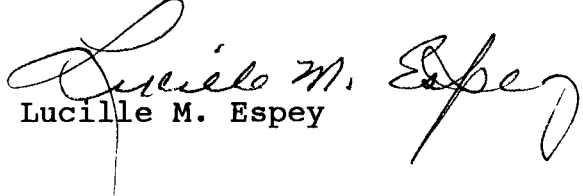
I have two requests as to the amendments to the guardianship rules.

1) As to Rule 5.050, Transfer of Proceedings, the mandatory change of venue upon change of residence seems unnecessary and expensive especially in the case of minors whose parents relocate fairly frequently. Consequently, I ask that this rule not make the change of venue mandatory, but rather contain a method of opting out.

2) As to Rule 5.555 (e)(3), service of an annual accounting on minors age fourteen through eighteen seems prudent in some cases and imprudent in others. Particularly if one sibling is wealthier than the other, or if the minor is otherwise likely to experience adverse consequences, service of the accounting should not be made. I suggest an alternative provision requiring court approval of omission of the accounting to the minor.

Your consideration is appreciated.

Very truly yours,


Lucille M. Espey

cc: The Florida Bar
650 Apalachee Parkway
Tallahassee, FL 32399-2300