

Probate Court Fees

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As you are undoubtedly aware, the courts and county clerk are required by statute to charge filing fees for a variety of transactions. We receive many questions from attorneys regarding the fees for probate court. To help resolve some of those questions, I've outlined the major fees and common circumstances in the chart below.

Miscellaneous Tips

- Pursuant to MCR 2.119(G), only one \$20 fee is assessed when multiple motions are filed in the same case at the same time, or if the motion is filed at the same time as another document in the same action for which a fee is required.
- Pursuant to MCL 600.871, gross estate fees (a.k.a. "inventory fees") must be rounded to the whole dollar. Amounts less than 50 cents will be dropped to the last full dollar. Amounts of 50 to 99 cents will be rounded up to the next whole dollar. When paying the gross estate fee you will be required to

pay the exact amount calculated by the court's cash register computer program, which calculates according to statute. When paying by check, you may wish to wait to complete the check amount until time of payment, as the court will only be able to accept checks written for the exact amount due.

- The current publication rate for the *Legal News* is \$71.30.
- There are no fees to open proceedings under the Mental Health Code. This includes petitions for involuntary hospitalization or for the appointment of a guardian for a developmentally disabled individual. A \$20.00 fee will be charged for a Petition for Reinstatement and for accounts in a developmentally disabled guardianship.
- When multiple accounts are filed at the same time, a \$20 fee will be charged for each account. If a petition to allow is filed at the same time as the account, there will be no fee for the petition.

Circumstance	Fees
Petition / Application / Complaint that opens a new file or reopens a closed file This includes estates, trusts, guardianship and conservatorships. It also includes Demand / Request for Notice, Determination of Heirs, and any miscellaneous petition that opens a file unless otherwise listed below.	\$25.00
Petition and Order of Assignment (small estate)	\$10.00
Petition and Order to Open Safe Deposit Box	\$25.00
Filing of Will for Safekeeping and Registration of Trust	\$30.00
Jury Fee	\$20.00
Miscellaneous petition or motion during the pendency of case	\$20.00

Circumstance	Fees
Accounts	\$20.00
Objections (except to 7-day orders)	\$20.00
Statement and Proof of Claim	\$20.00
Appeal	\$25.00
Writs of Garnishment, Attachment or Execution	\$15.00
Copies of documents from the file Statement and Proof of Claim	\$1.00 for each side of the page
Certified copies	\$10.00 for certification, plus the \$1.00-per page copy fee