

VERDICTS & SETTLEMENTS

Probate matter reaches \$912K settlement *Petitioner alleged breaches of duties, conversions*

The petitioner in this probate action initiated proceedings by filing a petition seeking the removal of the trustee of a family trust. The petitioner alleged various breaches of fiduciary duties, conversions and she sought a full accounting of the trust, citing a myriad of misappropriations by the trustee of the trust monies and other assets.

After the court stated on the record that the trustee breached his fiduciary duties, the court froze all of the trust assets and ordered an accounting and preliminary cash distributions out of the trust assets to the petitioner in the amount of \$117,200.

Ultimately, the petitioner received an additional \$794,800 in settlement of her claims, for a total of \$912,000.

Type of action: Probate



GERARD V. MANTESE



MARK ROSSMAN

Type of injuries: Breach of fiduciary duties

Name of case: Larson v. Larson

Court/case no./date: Wayne County Circuit Court; #2004-682189-TV; May 2005

Name of judge: David J. Szymanski

Settlement amount: \$912,000

Attorney for the plaintiff: Gerard V. Mantese and Mark Rossman

Attorney for the defendant: Withheld

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