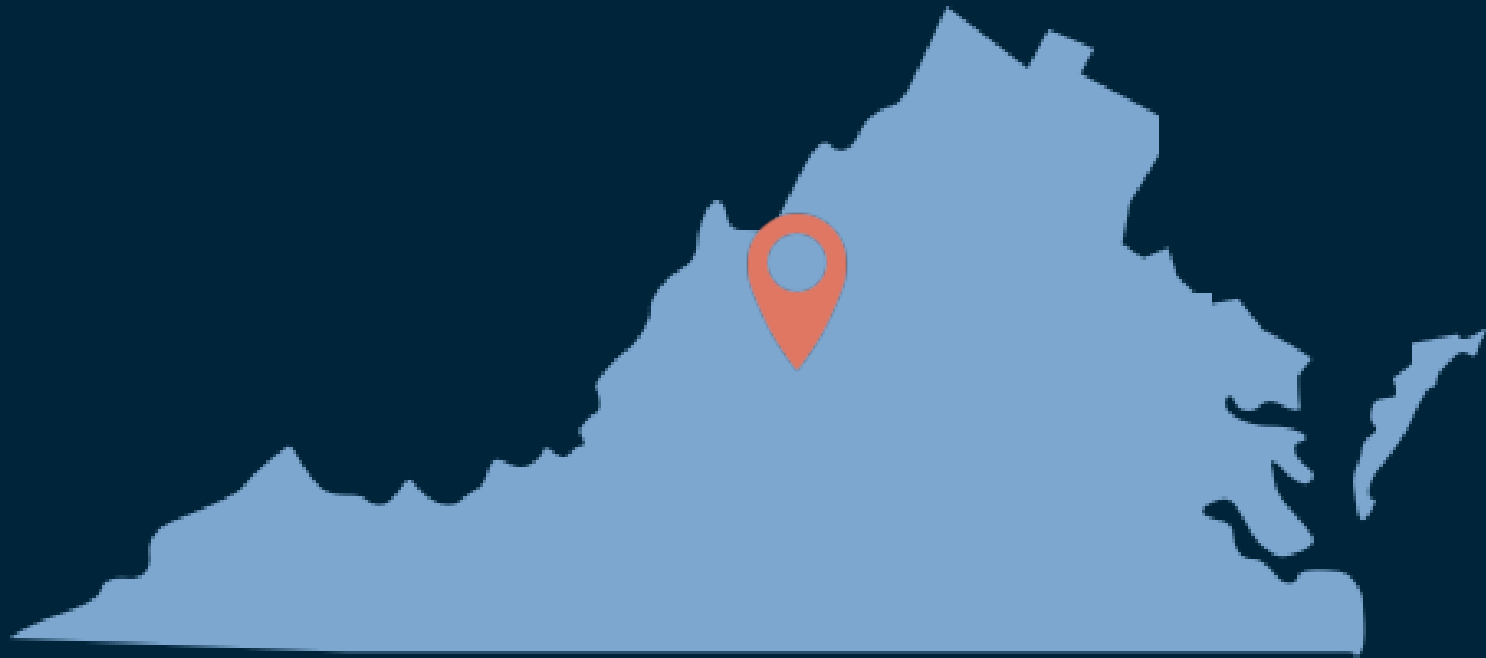


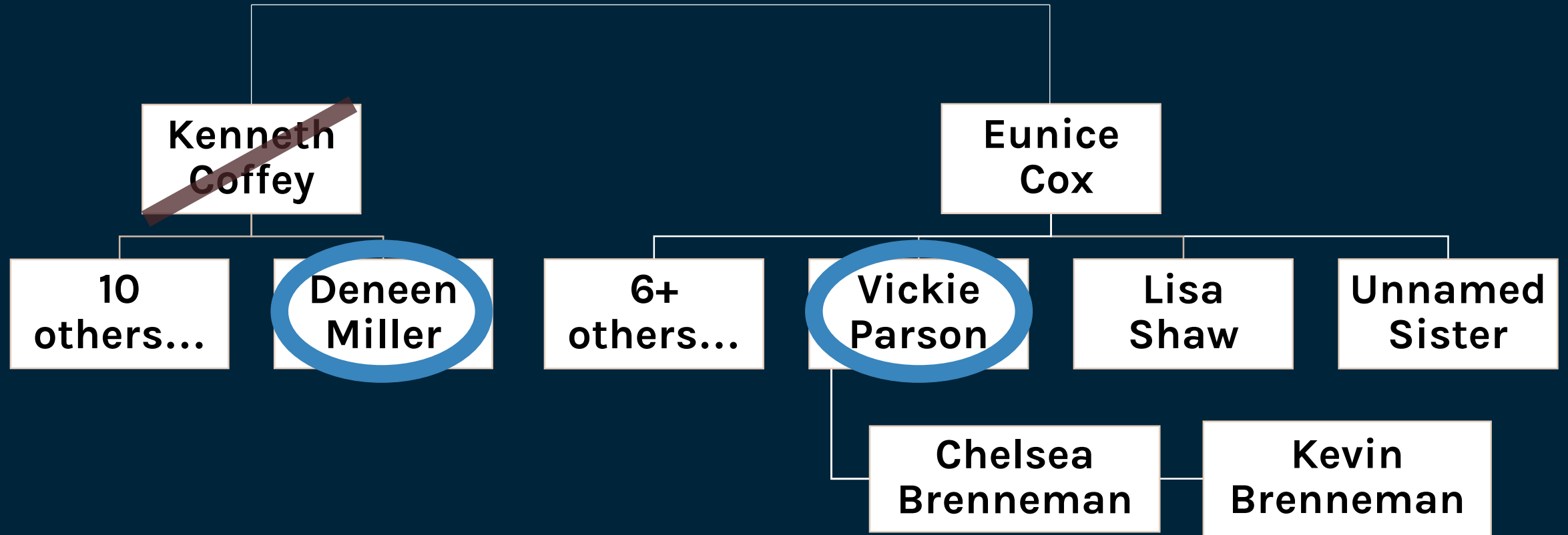
2019 Virginia Developments

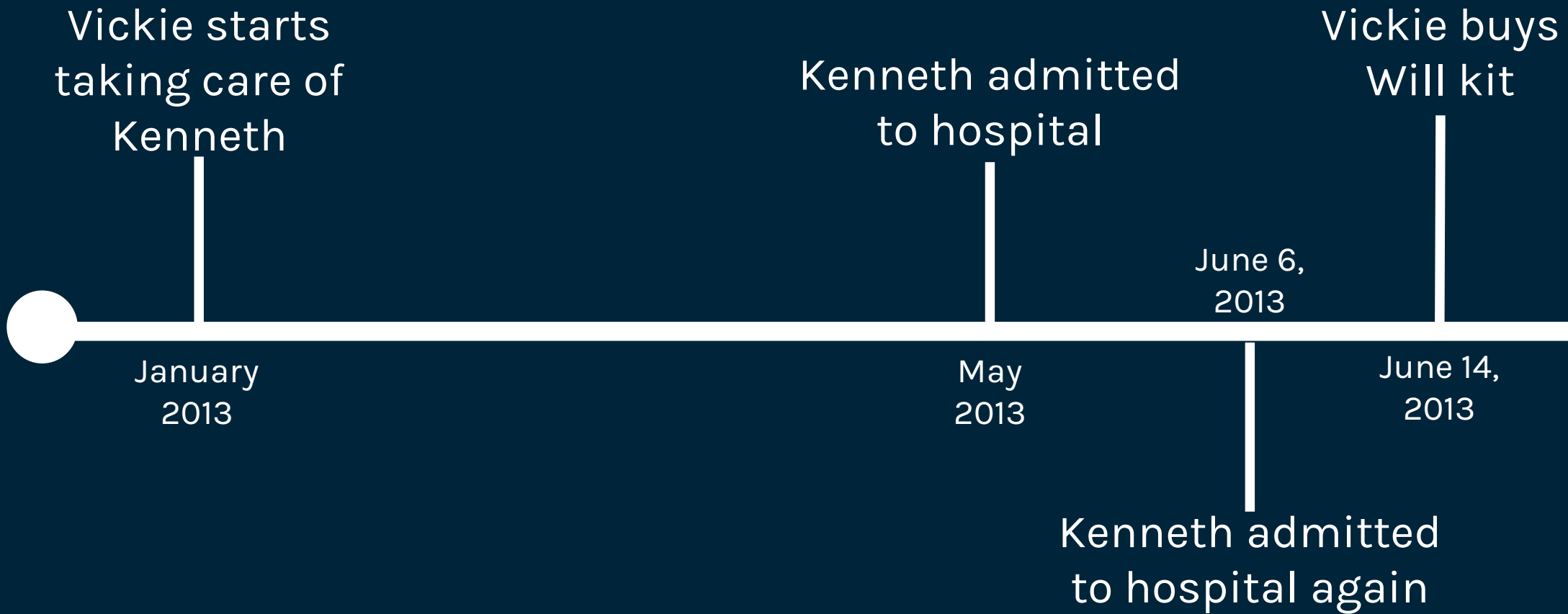


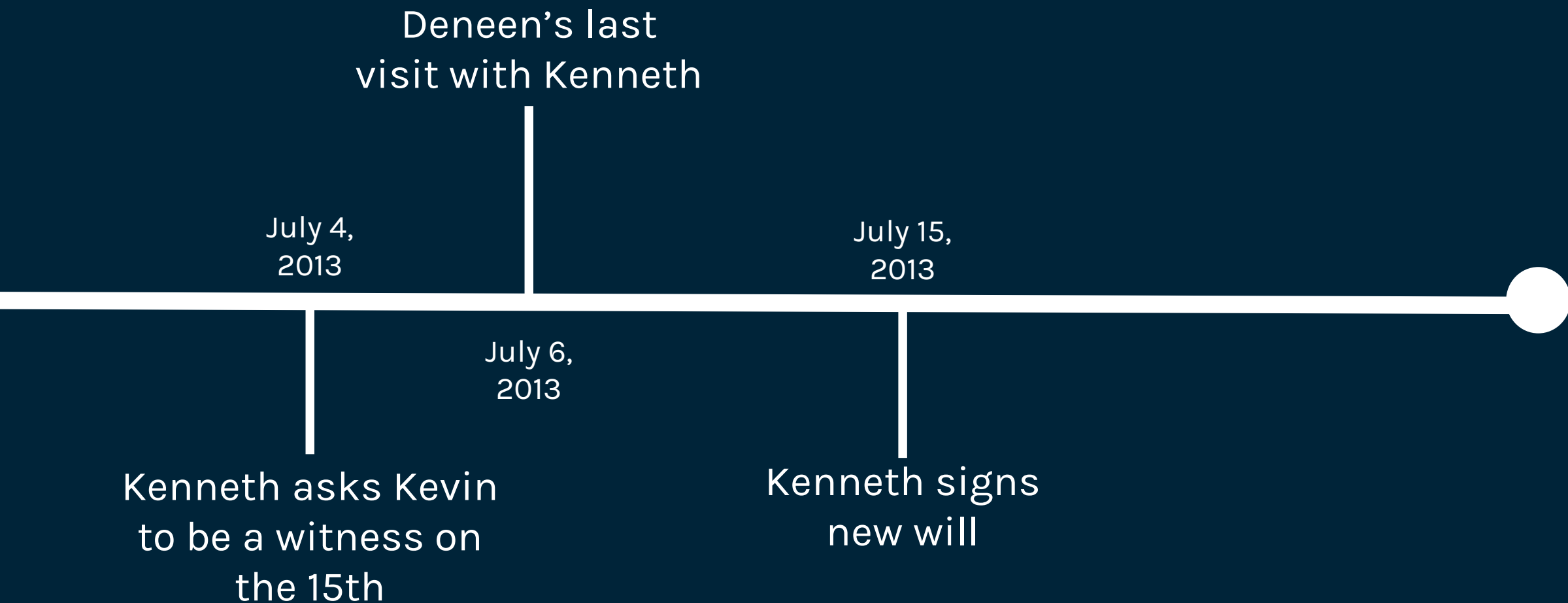
Yates Campbell & Hoeg LLP

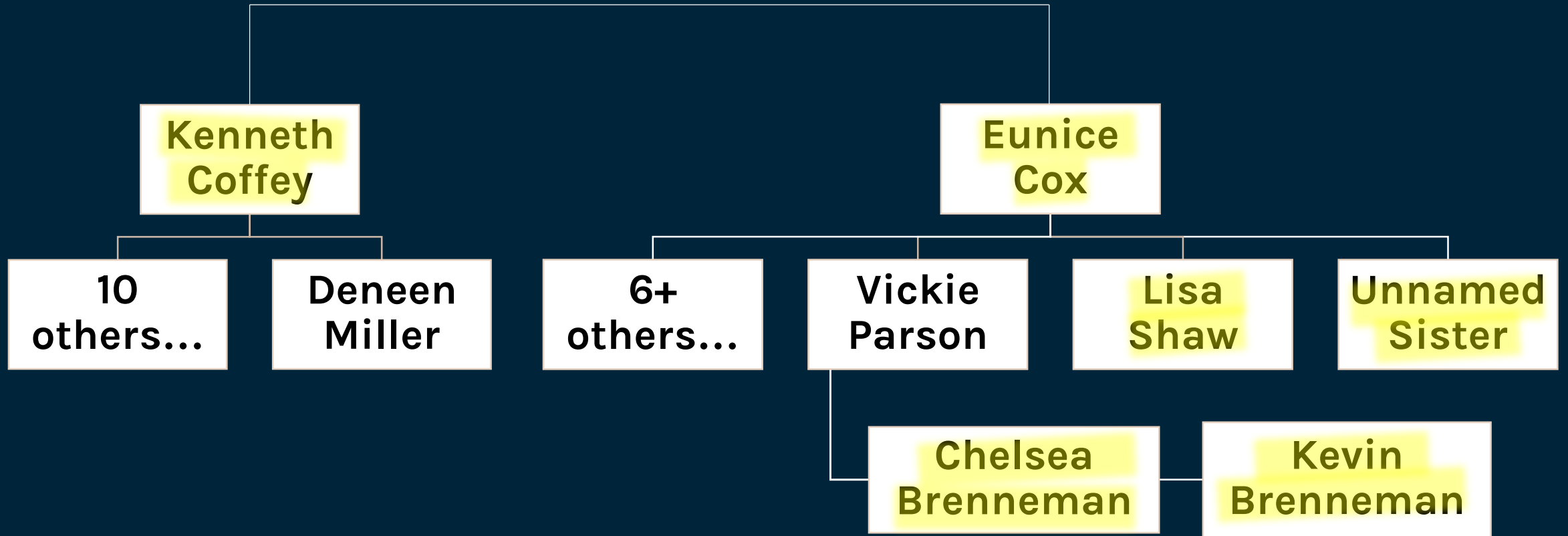
Parson v. Miller

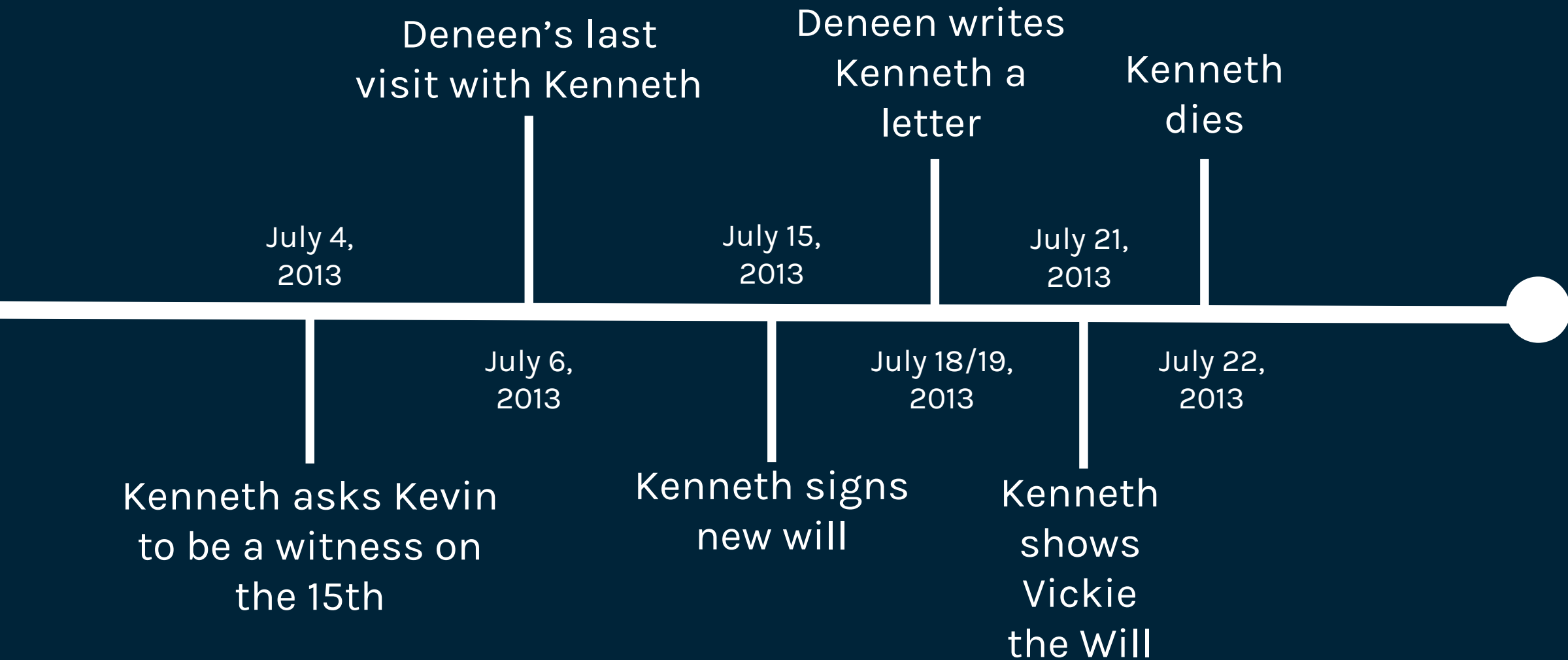


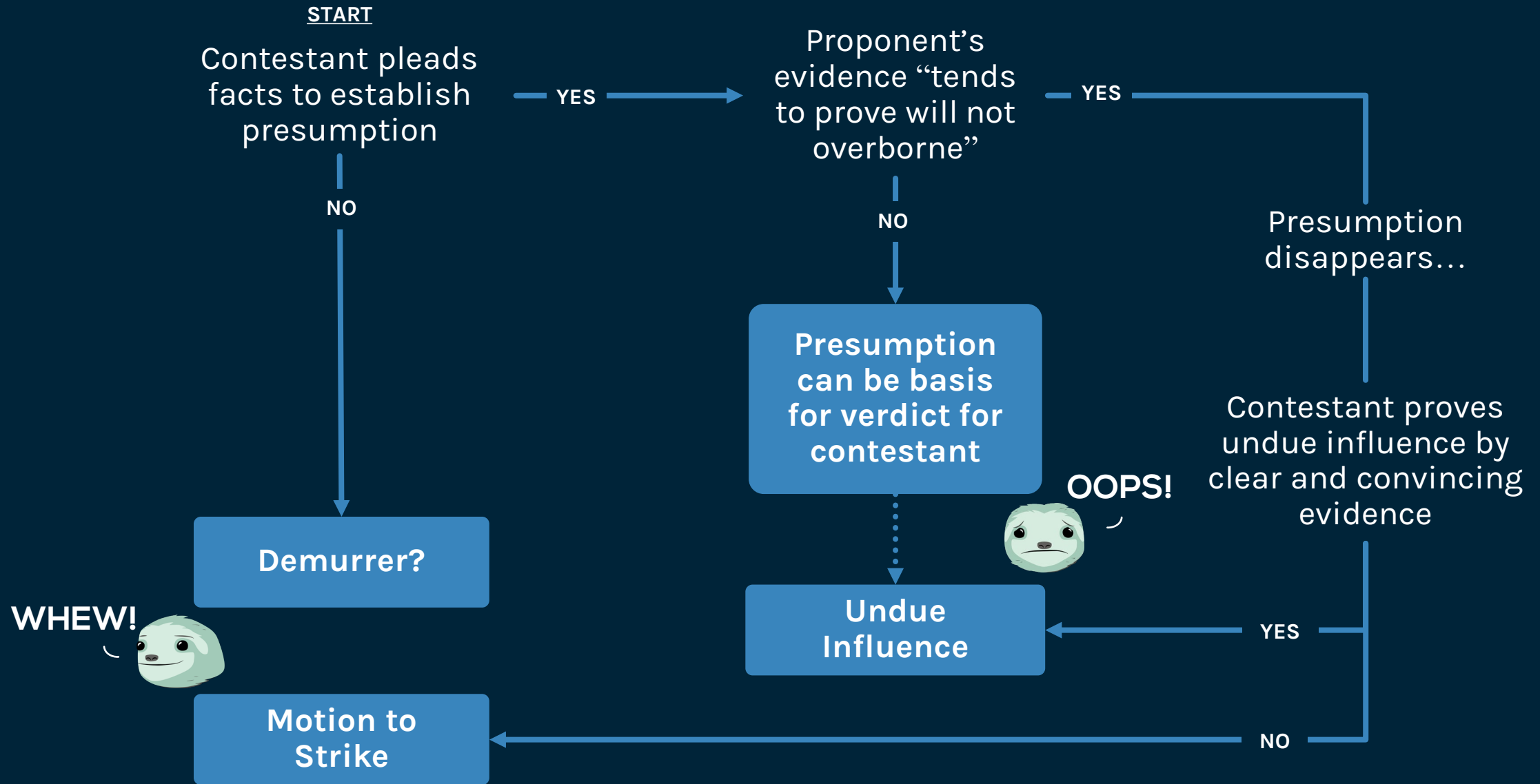












Ray v. Ready



Patricia L. Ray

v.

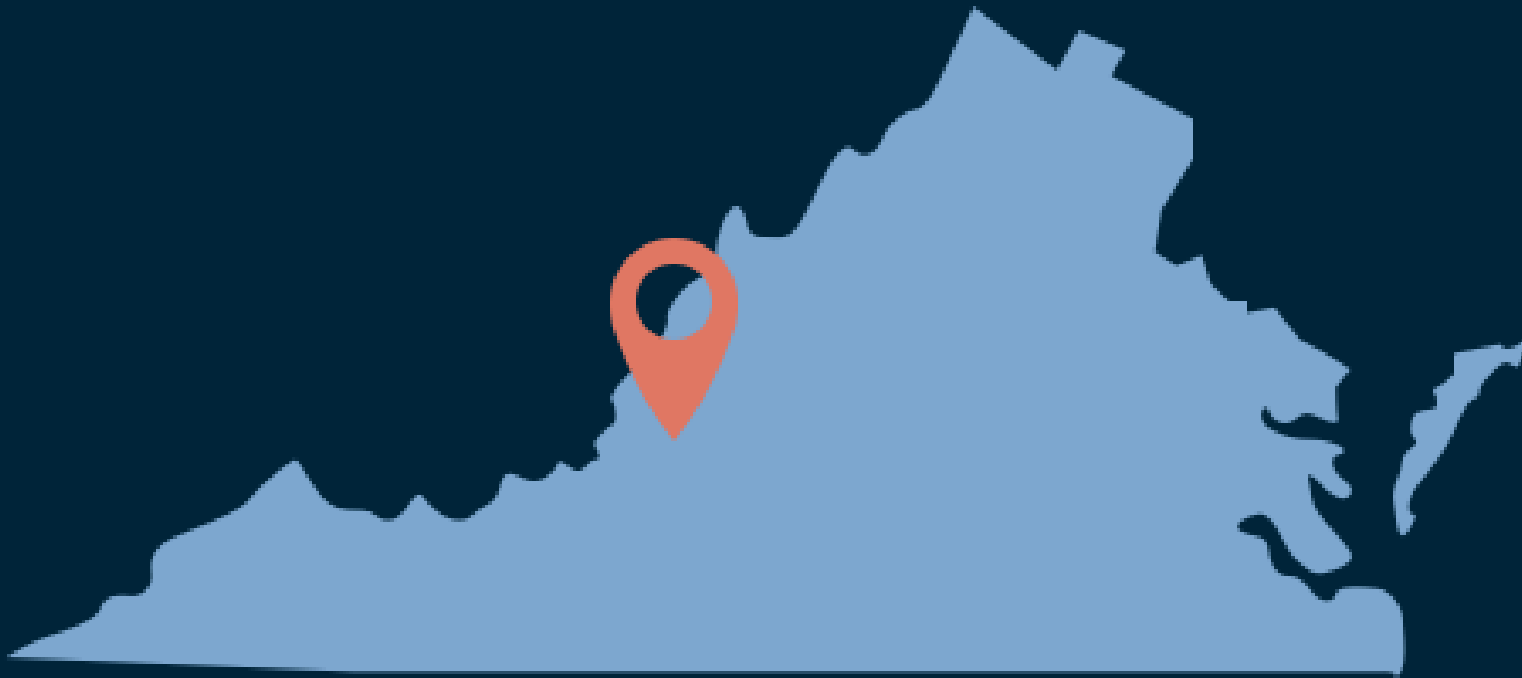
Katherine Ready, Administratrix,
Estate of Keith F. Ready

COMPLAINT TO DETERMINE ELECTIVE SHARE

Va. Code § 8.01-6.3

(B) Any pleading filed that does not conform to the requirements of subsection A but **otherwise identifies the proper parties** shall be amended on the motion of any party or by the court on its own motion. Such amendment relates back to the date of the original pleading.

Henderson v. Cook



Hearing in
Cir. Ct.

Dec. 29,
2017

Henderson
files more
objections

Mar. 20,
2018

Henderson
files more
objections

Dec. 27,
2017

Cir. Ct. orders
that COA's
approval counts
at court's

Feb.
2018

COA approves
accountings

April
2018

Va. Code § 64.2-1212(B)

“Once objections are filed, ‘the circuit court, after 14 days from the time the report has been filed in its office, shall **examine such exceptions** that have been timely filed ... [and] shall **certify in the order that it has been a personal examination** of the exceptions.

Terry v. Rickett



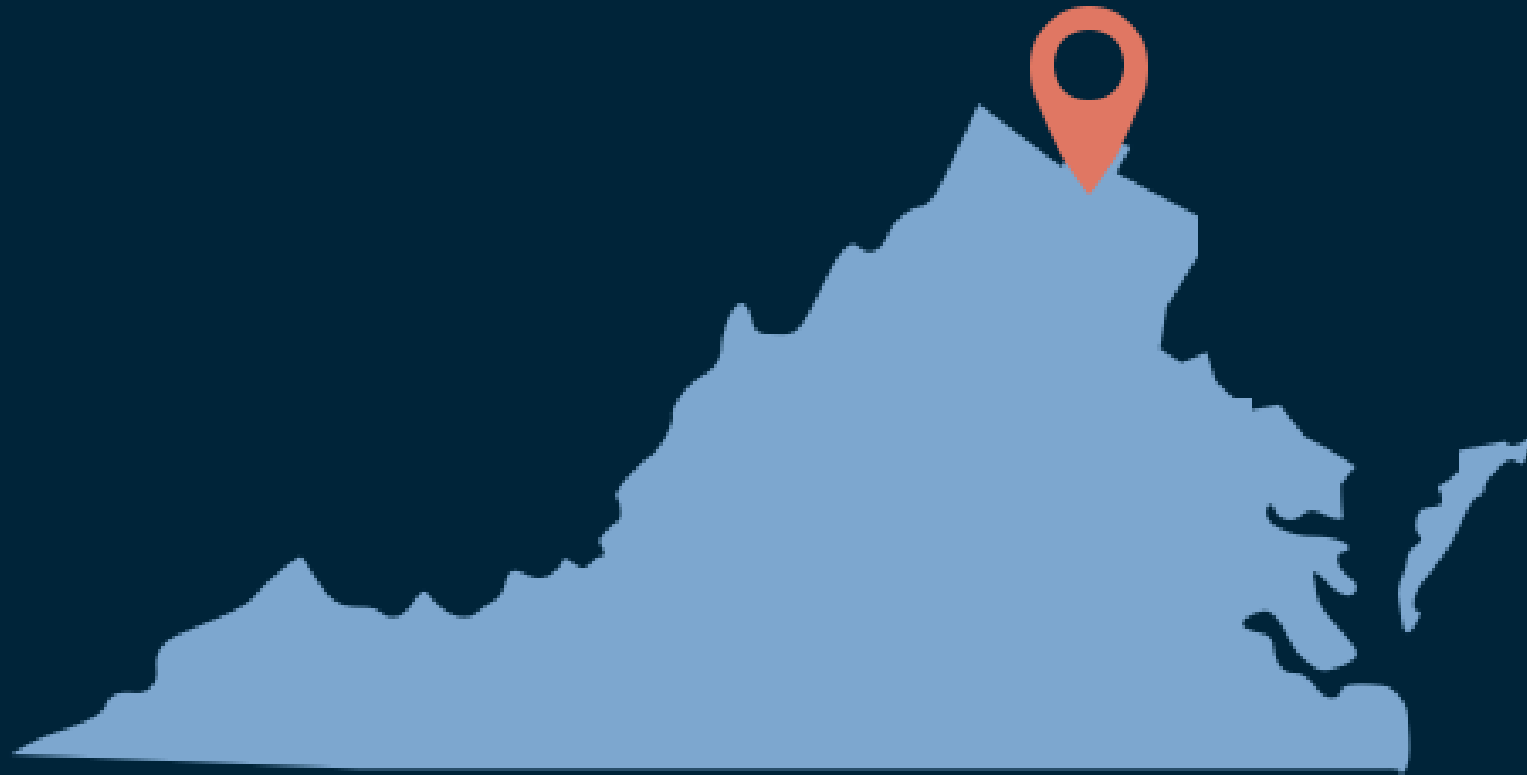
Rule 24

“If an owner of interment rights dies without having transferred unused interment rights ‘either by a specific devise in the Owner’s will or by a written direction furnished to the Cemetery,’ the unused interment rights ‘descend to the heirs at law of the Owner....”

Mercer v. McKinnon



Knop v. Knop



Peter J.
Knop

```
graph TD; A["Peter J.  
Knop"] --- B["Alexandra  
Knop"]; A --- C["Peter R. Q.  
Knop"]; A --- D["William  
Knop"];
```

Alexandra
Knop

Peter R. Q.
Knop

William
Knop

Ticonderoga
Farms
Incorporated

1987

Accountant
instructed to
make gifts of
stock to children

2004

Father changes
his mind...

2015

1982

Children
each own
9.08% of TF

1989-
2004

Children
believe they
each own
14.687% of TF

Sometime
between 2004
and 2015

Father converts
TF to an LLC.

Actual Delivery:

Va. Code § 8.8A-301(a)(1)

“Delivery of a certificated security to a purchaser occurs when ... the purchaser acquires possession of the security certificate.”

Constructive Delivery

Equitable Estoppel

- | | |
|-----------------------|---|
| 1) Representation | ? |
| 2) Reliance | ? |
| 3) Change of position | ? |
| 4) Detriment | x |

The Game Place LLC v. Fredericksburg 35, LLC



VA CODE §§ 55-2, 55-7, 55-76, 55-79, 55-807

Effect of Leasehold Conveyance by Non-Deed

VA CODE – TITLE 55.1

Property & Conveyances

VA CODE § 58.1-302

Definition of Resident Trust

VA CODE § 64.2-1908

UTMA (25)

VA CODE § 58.1-811(K)

Recordation Tax on Deeds of Distribution

VA CODE § 64.2-1614

Power of Attorney Act— Judicial Relief

VA CODE § 64.2-601

Payment or Delivery of Small Asset by Affidavit

VA CODE § 8.01-53

Entitlement to Damages for Wrongful Death

VA CODE § 18.2-369

Abuse of Incapacitated Adults

VA CODE § 63.2-1606

Financial Exploitation of the Elderly

VA CODE § 64.2-2020

Annual Reports by Guardians

VA CODE § 58.1-3

Disclosure of Probate Tax Return Information

VA CODE § 58.1-3210

Property Tax Exemptions-- Elderly and Disabled; Veterans and Spouses

VA CODE § 64.2-409

Wills Lodged for Safekeeping

alvi@ychlaw.com
or
tyates@ychlaw.com



Yates Campbell & Hoeg LLP