

**SURROGATE'S COURT OF THE STATE OF NEW YORK
COUNTY OF KINGS**

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**Proceeding by DORETHA COLLINS, as Administrator
of the Estate of**

MARY OVERTON,

Deceased,

**For Removal Restrictions Regarding the Sale of Real
Property.**

DECISION AND ORDER

File No. 840/C-2012

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JOHNSON, S.

In this miscellaneous proceeding, the decedent owned real property located at 652 Lafayette Avenue, Brooklyn, New York. The administrator, Doretha Collins, has petitioned for permission to sell the aforementioned real property for the sum of \$850,000. Jurisdiction is complete in this matter and no objections have been interposed. Moreover, the guardian ad litem for the distributees who are under a disability has recommended that the petition be granted.

Based upon the record, the petition is granted and the restrictions in the letters of administration are modified to allow the sale of the real property located at 652 Lafayette Avenue, Brooklyn, New York for the sum of no less than \$850,000 upon the posting of a bond in the sum of \$850,000.

The guardian ad litem has submitted her affirmation of legal services requesting compensation for the services rendered. After a careful review of the papers submitted in support of the request for counsel fees, as well as the factors to be considered in the fixation of such fees (*Matter of Morris*,

57 AD3d 674 [2d Dept 2008]), the Court fixes the fair and reasonable value of the legal services of the guardian ad litem in the amount of \$ 1383.33.

This constitutes the decision and order of the court.


HON. DIANA A. JOHNSON
Surrogate

Dated: Brooklyn, New York
January 24, 2014