

Resignation of Informal Personal Representative

A resigning personal representative must give notice to the known interested parties of his/her intent to resign.

Prepare and file the following documents:

- Notice of Intent to Resign
- Affidavit of Mailing Notice of Intent to Resign
- Resignation

Although a date of the resignation may appear in the documents it will **NOT** be effective until a Successor Personal Representative has been appointed, has qualified and the assets of the estate delivered to the successor(s).

The notice period in advance of resignation is 15 days. MN Stat 524.3-610

The resigning personal representative is not required to file any accounting with the court in the informal process.

If Co-Personal Representatives were originally appointed the resignation of one does **NOT** automatically mean letters will re-issue to the remaining personal representative(s). See the tip sheet on appointment of successor personal representative(s) for further direction.

DO NOT E-FILE THE RESIGNATION DOCUMENTS WITHOUT THE SUCCESSOR DOCUMENTS. All documents pertaining to the resignation and the appointment of any successor should be e-filed, **AFTER the 15 day notice period has run**, in the same envelope.