

# Counsel of the Holy Spirit Council #18557

Charity \* Unity \* Fraternity \* Patriotism June 2026



**P**  
**a**  
**r**  
**a**  
**c**  
**i**  
**e**  
  
**e**

## Grand Knight's Message

Brother Knights,  
May was a very busy month. I thank everyone who cooked and cleaned up for the Parrish appreciation Breakfast. I thank everyone who has been helping our new Life Director Steve Brady with the Baby Bottle Drive and baby item collection. I thank all who helped CJ Rogers cook and clean up for the Pentecost picnic. I also want to thank all who were able to make it to the three Memorial day programs and participated in them. And I thank everyone who attends our Corporate Communion Mass.

Vivat Jesu  
*Al Therriault*

### Do you Need a ride to the Council Meeting?



If you need a ride to our meeting, or if you can provide a ride for one of our brother knights; please call Joe Rothenburg (321-289-1764). I am going to coordinate to ensure that any brother that wants to attend the Council meeting, but is having trouble driving at night, has a ride to the meeting.

*Jose M. Santiago*



**Knights of Columbus Corporate Communion**  
1st Sunday of each month 11 AM Mass

# Happy Fathers Day



**Officers**

**Council 18557**

Chaplain .....	Rev Father Andrew Wojtan.....	269-2282
Grand Knight .....	Al Therriault PGK .....	607-1274
Deputy Grand Knight .....	Ricky Trainer (Michele).....	264-9627
Chancellor .....	Rick Fugaro PGK, PFN (Joan).....	412-1862
Recorder .....	Michael Olka PGK, PFN, FDD (Gay)....	684-9491
Fin Secretary .....	Tom Norton PGK, PFN, FDD (Judy).....	264-4962
Treasurer .....	Bob Balke (Marge).....	269-3539
Lecturer .....	C.J.Rogers .....	239-3453
Advocate .....	John Dotson PFN (Laura).....	931-224-6945
Warden .....	Michael Vendlinski PGK (Georgi Ann)....	848-8832
Inside Guard .....	Matthew Pelligrino.....	732-589-3639
Outside Guard .....	Tim Frank (Lori).....	543-6538.
3 Year Trustee .....	Jack Gallagher (Jayne).....	843-271-9793
2 Year Trustee .....	Gene Pichardo.....	213-1078
1 Year Trustee .....	C.J.Rogers.....	239-3453

**Assembly 1851**

Faithful Friar .....	Rev Father Chris Bugno.....	268-3441
Faithful Navigator .....	SK Bob Balke (Marge).....	269-3539
Faithful Captain .....	SK Eric Hoppenbrouwer.....	831-8729
Faithful Pilot .....	SK Joe Kubisky (Mary).....	973-650-5407
Faithful Admiral .....	SK Jesse Lugo PFN (Elizabeth).....	405-609-7305
Faithful Comptroller .....	SK Al Therriault PGK .....	607-1274
Faithful Purser .....	SK Tom Norton PGK, PFN, FDD (Judy)....	264-4962
Faithful Scribe .....	SK Michael Olka PGK, PFN, FDD (Gay)....	684-9491
Faithful Inner Sentinel ...	SK Ricky Trainer (Michele).....	513-417-6350
Faithful Outer Sentinel ...	SK Tom McFadden (Joyce).....	407-580-1894
Faithful 3 Year Trustee...SK	John Dotson PFN (Laura).....	931-224-6945
Faithful 2 Year Trustee ...SK	Rick Fugaro PGK, PFN (Joan).....	412-1862
Faithful 1 Year Trustee ...SK	Paul Abate PGK PFN(Tess).....	269-1818

**District Officers**

District Deputy .....	Will Cosgrove PGK, PFN (Esther)	604-2633
District Warden .....	Kazimierz Cisowski.....	TBD

**K of C Insurance**

Field Agent .....	Eric Monte	407-852-8563
General Agent.....	Sergio Urrutia	855-563-2467

**News Letter Editor**

Editor .....	Michael Olka PGK, PFN, FDD (Gay)...	684-9491
Assistant Editor.....	Jose Santiago (Emma).....	954-441-0825

**Dues**

We still have some brothers who have not submitted their dues. If you are having financial difficulties, Please see me or our Treasurer (Bob Balke) privately. Thank You!

*Tom Norton*



**Adoration of the Blessed Sacrament is every week Tuesday after 8 am Mass until Wednesday at 7pm. Please make an effort to attend.**

**Bulletin**

If you notice errors or omissions please write them down and turn them in to me, or e-mail me at molka@cfl.rr.com so that I may correct the next bulletin. Also if you know some one needing or no longer needing prayers please let me know. After 3 months on the Prayer list I will delete the names unless some one lets me know that prayers are still needed. If you want to receive the bulletin in your e-mail and are not currently getting it, please e-mail me and let me know your correct e-mail address. Thanks

*Mike Olka*

**Calendar of Events**

- Jun 02 Tuesday Council Meeting 7PM @ Emmaus Hall
- Jun 02 Tuesday Exemplification at the start of the meeting
- Jun 15 Monday Assembly Meeting After 5:30 PM Mass @ Emmaus Hall
- Jun 21 Sunday **Happy Fathers Day**
- Jun 23 Tuesday Council Officers Meeting 7PM @ Emmaus Hall
- July 07 Tuesday Council Meeting 7PM @ Emmaus Hall



**Brothers Birthdays**

- |                  |                      |
|------------------|----------------------|
| THOMAS A. GEBERT | JOSE M. SANTIAGO     |
| ALAN MANN        | ALBERT R. THERRIAULT |
| MICHAEL H. OLKA  | JEFFRY URBANO        |
| DAVID RAMIREZ    |                      |

**Those in Need of Prayers**

Richard & Deborah Babine, Clair Bobbit, ,Debbie Bracket, Ana Bravo, Jerry Breault, Loraine Brissette, Faith Chandler, Tom Christiano, Tony Cianciotto, Gary Cosgrove, Lee Crocker, Gail Deboise, Amber Dotson, Tim Frank, Rick & Joan Fugaro, Tom & Cheryl Gebert, Wade Gray, Holly Gilbeau, Hazel Gillooley, Elloyd Gonsalves, Dr. Grissom, Gabriella Grubs, Elaine Haskins, Terrence Jones, Elvis & Luisa Jusino, Sophie Kann, Rick & Tracy Kern, Kathy LaRoque, Liz Lugo, Adam Niehoff family, Tom & Judy Norton, John Norton, Lisa Pack, Chris Parina, Henry Payou, Joe Peake, Terry Pelegrino, Trudy Prosky, Elizabeth Ramirez, Carmon Rodriguez, John Rogers, Joe & Norma Rothenburg, Jose Santiago, Suzzy Sharnsky, Jenny Shoemaker, John Sickle, Mary Spears, Teresa Spring, Ed Stanton, Pete & Joan Taddie, Cathy Taylor, Michele Trainer, Michael & Georgi Ann Vendlinski, Mario & JoAnn Vento, Don Wiggins, Francisco Williams, Shirley Wilson, Diane Zenzis, Bradley Therriault, and the other Military in Harms Way and their Families, Pope Leo XIV, All Seminarians, And all Alzheimer Patients and their care givers.

Repose of the souls of the Christians lost to persecution in Africa.

**Our Lady Queen of the Knights**

Our Lady, Queen of the Knights, bless all the activities of our Order. Keep us true to our pledge, to extend the kingship of your divine son on earth.

Through Your intercession, win for us the grace, ever to exemplify in our public and private lives, the virtues that should characterize those especially dedicated to the service of the heavenly court.

Make us always aware that as your Knights, we are constantly observed, our faith judged, and our Order appreciated. Accept, O Mary, this renewed pledge of fealty and devotion, from Your Servants, the Knights of Columbus.

**Church Websites**

- [www.saintteresatitusville.org](http://www.saintteresatitusville.org)
- [www.holyspiritmims.com](http://www.holyspiritmims.com)

**Free Videos and Bible Study**

<https://watch.heroicmen.com/login> & Amen.com

**Exemplification Tuesday June 2nd**



There will be an exemplification of the Knighthood Degree on Tuesday June 2nd, where we hope to welcome 5 new members of our Council. Please attend. Degree team, be prepared, and proper attire.

*Mike Olka*



**Parish Rosary Challenge** — Do you wish to preserve your religious liberty and freedom, and obtain ALL the graces God wants for you? Pray the rosary with Holy Spirit's daily rosary groups, special sessions, online resources, anywhere! Mary promised graces to ALL who recite the rosary daily. More details to be announced at weekend Masses. This link helps explain to children (and adults) Mary's 15 Promises to those who recite the rosary daily. [http:// saintannparish.org/marys-15-promises](http://saintannparish.org/marys-15-promises). Our parish rosary challenge is led by parishioner Veronica Komar.



### June 2026 Council Meeting Message

Brothers,

Father's Day is June 21. When you think of the qualities of a good father, what comes to mind? You might picture someone who leads by example, works hard, makes sacrifices, and loves unconditionally. I think one of the most important ways a father shows his love is when he protects his family in this world that can be so uncertain. For example, we can't always control what influences the world might have on our family's lives. That's why a father knows it's crucial to guard his family spiritually, leading by example in faith. Similarly, we can't always predict how life circumstances might impact our ability to provide for our families financially. Will our employment remain secure? Will we experience a long-term disability? And, as much as we don't like to think about it, will the Lord call us home at a time we don't expect? There are many unknowns, but there are things you can do to protect your family and build security. For example, you can guard your loved ones through life insurance, long-term care insurance and disability income insurance. If you have any questions, please contact your local agent to schedule a time to meet at [www.kofc.org/faa](http://www.kofc.org/faa).

Thank you!

*\*Life insurance, annuities, long term care insurance and disability income insurance are offered through Knights of Columbus, 1 Columbus Plaza, New Haven, CT 06510. For costs, terms, conditions and complete details regarding these products, please contact your agent directly or the KofC office at 1-800-380-9995. Products may vary by state. Insurance solutions are available to eligible KFC members in the US and Canada.*

**Eric M. Monte, FIC**  
Field Agent

Office: 855-563-2467  
Mobile: 407-852-8563  
eric.monte@kofc.org  
5840 Red Bug Lake Rd #400  
Winter Springs, FL 32708

Life Insurance • Long-Term Care Insurance  
Retirement Annuities • Disability Income Insurance

Protecting Catholic families since 1882.

### Bargains



**W**e are open. There are many great bargains at Holy Spirit's Attic Shop and St. Teresa's Buyers Bargain Shop. The Attic Shop is open Wednesday thru Friday from 10 am to 3 pm. The Bargain shop 10 am to 1 pm Monday, Tuesday, Thursday and Saturday. If you have large furniture donations for the Attic Shop call me at 321-684-9491, so I can be there to help you unload them on to the dock. Thanks.

*Mike Olka*



### B.E.T.A. Birth Education Training and Assistance

**BETA** is always in need of Diapers, High Chairs, and Cribs that are in good condition. I or Mike Olka will even pick them up if you cannot take them to them on Garden Street.

*Bob Balke*

*Note:* On Wednesdays at 12:30 pm. A group of us Knights meet at Dogs Are Us, for lunch and fellowship. All are welcome to join us.

*Bob Balke*



*Counsel of the Holy Spirit Knights of Columbus Council 18557*



**THANK YOU DAD FOR EVERYTHING**  
**MAY 31, 2026 - JULY 11, 2026**

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
<b>MAY 31</b>	<b>JUN 1</b>	<b>JUN 2</b>	<b>JUN 3</b>	<b>JUN 4</b>	<b>JUN 5</b>	<b>JUN 6</b>
		 Council Meeting 7PM Adoration Holy Spirit 9 am Tuesday till 7 pm Wednesday			 Adoration St. Teresas 9 am to 6 pm.	
<b>JUN 7</b>	<b>JUN 8</b>	<b>JUN 9</b>	<b>JUN 10</b>	<b>JUN 11</b>	<b>JUN 12</b>	<b>JUN 13</b>
 Corporate Communion at Holy Spirit 11:00 AM Mass		 Adoration Holy Spirit 9 am Tuesday till 7 pm Wednesday				
<b>JUN 14</b>	<b>JUN 15</b>	<b>JUN 16</b>	<b>JUN 17</b>	<b>JUN 18</b>	<b>JUN 19</b>	<b>JUN 20</b>
	 7:00 PM Assembly Meeting	 Adoration Holy Spirit 9 am Tuesday till 7 pm Wednesday				
<b>JUN 21</b>	<b>JUN 22</b>	<b>JUN 23</b>	<b>JUN 24</b>	<b>JUN 25</b>	<b>JUN 26</b>	<b>JUN 27</b>
 Happy Fathers Day		 7:00 PM Council Officers Meeting Adoration Holy Spirit 9 am Tuesday till 7 pm Wednesday				
<b>JUN 28</b>	<b>JUN 29</b>	<b>JUN 30</b>	<b>JUL 1</b>	<b>JUL 2</b>	<b>JUL 3</b>	<b>JUL 4</b>
		 Adoration Holy Spirit 9 am Tuesday till 7 pm Wednesday			 Adoration St. Teresas 9 am to 6 pm.	
<b>JUL 5</b>	<b>JUL 6</b>	<b>JUL 7</b>	<b>JUL 8</b>	<b>JUL 9</b>	<b>JUL 10</b>	<b>JUL 11</b>
 Corporate Communion at Holy Spirit 11:00 AM Mass		 Council Meeting 7PM Adoration Holy Spirit 9 am Tuesday till 7 pm Wednesday				



**Tentative Calendar of Events 2025-2026**

**July 07 Tuesday** Council Meeting 7PM @ Emmaus Hall  
**July 20 Monday** Assembly Meeting After 5:30 PM Mass @ Emmaus Hall  
**July 28 Tuesday** Council Officers Meeting 7PM @ Emmaus Hall  
**Aug 4 Tuesday** Council Meeting 7PM @ Emmaus Hall  
**Aug 17 Monday** Assembly Meeting After 5:30 PM Mass @ Emmaus Hall  
**Aug 25 Tuesday** Council Officers Meeting 7PM @ Emmaus Hall  
**Sept 1 Tuesday** Council Meeting 7PM @ Emmaus Hall  
**Sept 21 Monday** Assembly Meeting After 5:30 PM Mass @ Emmaus Hall  
**Sept 22 Tuesday** Council Officers Meeting 7PM @ Emmaus Hall

*Program/Activity Chairmen Please provide a date and an article for the bulletin for your function*

Items in **Red** still need some discussion/planning  
*Mike Olka*

**Mass Dates and Times**

For Marie Wojtan  
 8 Jun @ 5:30  
 9 Jul @ 08AM  
 4 Aug @ 8AM  
 20 Sep @ 11AM

For Marie Wojtan  
 5 Oct @ 5:30PM  
 15 Nov @ 08:30  
 27 Dec @ 0830

**Ultreya**

There is an Ultreya meeting the First Wednesday of every month at Holy Spirit Church in Emmaus Hall after the 7:00 PM Mass. This Ultreya serves Mims, Titusville, and Sharps; all Cursiستا's are welcome and encouraged to attend.

*Mike Olka*

**Cursillo Weekends and Events**



**Fall 2026**  
**Men's #113 Oct 1-4, 2026**  
**Women's #121 Oct 15-18, 2026**  
*Mike Olka*

**Thanks**

Brother Knights: I want to extend a HUGE Thank You to those Knights who worked their asses off this weekend to make the Pentacost Picnic a great event for our Holy Spirit Parish! Specifically: (SAT & SUN) - Mike Legler, Steve Brady, Jose M. Santiago, Tim Frank, Don Enos; (SUN) - Tom Marren (+ son Isaac), Neil Ragone, Tim Niehoff, Mike Olka, Matt Pringle, Matt Pelligrino, Rick Kern, Elloyd Gonsalves. Y'all are the BEST!! Special thanks, too, to our good friend Kenny Renolds for supplying the smoker (& ribs!) and Wade Gaudi for lending a hand at the grill in the final hours! This event absolutely would not have happened without all y'all! Vivat Jesus! -

*CJ Rogers*

**Program/Activities**

**Chairman**

<b>Flag Committee</b>	Al Therriault
<b>Knights on Bikes</b>	Al Therriault
<b>Membership/Membership Retention</b>	TBD
<b>4th Degree</b>	Bob Balke
<b>Pall Bearers</b>	Jesse Lugo
<b>Public Relations</b>	TBD
<b>Honor Guard</b>	Mike Olka
<b>Degree Team</b>	Mike Olka
<b>Newsletter</b>	Mike Olka
<b>Beta</b>	Bob Balke
<b>Pro-life</b>	Bob Balke
<b>Faith Director</b>	C. J. Rogers
<b>Family Director</b>	Mike Ramirez
<b>Community Director</b>	C. J. Rogers
<b>Life Director</b>	Steve Brady

**Proposed Slate of Officers for Fraternal year 2026-2027**

Grand Knight Rick Trainer	3 yr Trustee Al Therriault
Deputy Grand Knight CJ Rogers	2 yr Trustee Jack Gallager
Treasurer Bob Balke	1 yr Trustee Gene Piccardo
Recorder Mike Olka	Inside Guard Matt Pelegrino
Advocate Steve Brady	Outside Guard Tim Frank
Warden Mike Liegler	Lecturer CJ Rogers
Chancellor Jose M. Santiago	

*The Grand Knight and all officers of Council 18557 wish all Knights and Fathers a Happy Fathers Day.*



**PARRISH APPRECIATION  
BREAKFAST  
SUNDAY MAY 3RD 2026**





**BABY BOTTLE AND BABY ITEM DRIVE. MOTHERS DAY TILL FATHERS DAY.**



**STATE CONVENTION**



**CORPORATE COMMUNION**



**PENTECOST PICNIC MAY 24TH**





**DAY STREET VA CEMETERY**

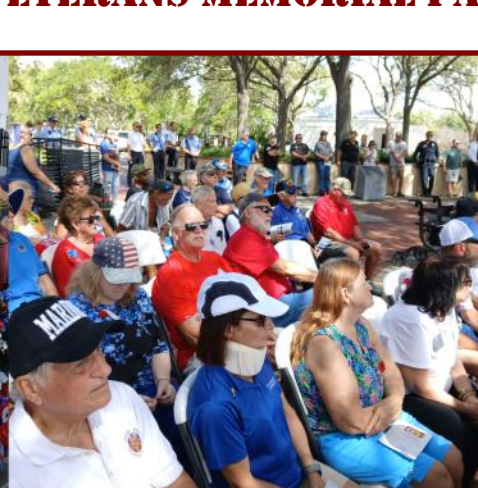


**VETERANS MEMORIAL PARK**





**VETERANS MEMORIAL PARK**





# Planning For Tomorrow

LIFE TODAY, SECURITY TOMORROW

A Guide for Estate Planning  
by Allender & Allender,  
Attorneys at Law



**North Brevard Office**  
719 Garden Street  
Titusville, FL 32796  
Tel: 321.269.1511

**New Oviedo Office**  
2461 W. State Road 426, Suite 1001  
Oviedo, FL 32765  
Tel: 407-542-3965

**Central Brevard Office**  
1485 N. Atlantic Avenue  
Suite 112  
Cocoa Beach, Florida 32931  
Tel: 321.784.5238



# A

## bout the attorneys at Allender & Allender, P.A.



**Jerry W. Allender** graduated from the University of Evansville (Indiana) with a B.S. degree majoring in accounting and received a Juris Doctor degree from Stetson College of Law. He is a member of the Florida and Indiana Bar Associations, and a member of the National Academy of Elder Law Attorneys. For 10 years he was a teacher of real estate license law.

Mr. Allender lives in Titusville and is a former Municipal Judge, past president of the Chamber of Commerce, 4-H Foundation, Titusville Kiwanis Club, Community Services Council, and Brevard Symphony Orchestra. He is active in community, civic and church organizations.



**Steven C. Allender** graduated from Stetson University with a Bachelor of Business Administration and received a Juris Doctor degree from DePaul University College of Law, in Chicago, IL. He is admitted to practice law in the State of Florida and the United States District Court for the Middle District of Florida. He is a member of National Academy of Elder Law Attorneys, the Florida Bar, The Real Property, Probate and Trust Law Section of the Florida Bar, and the Brevard County Bar Association.

Currently, Steve is on the Board of Directions of the Boys & Girls Club of Central Florida, the Brevard Symphony Youth Orchestra, Community Services Council, Retired Senior Volunteer Program, North/Central Brevard Salvation Army, the Heaster Family Foundation and Titusville Rotary (Afternoon Club).



Contents	
Living Wills	2
Durable Power of Attorney	2
Probate in Florida	3
Revocable Living Trust	4
Guardianships	5

## Living Will

The State of Florida recognizes that every **competent** adult has the fundamental right of self-determination regarding the right to choose or refuse medical treatment or procedures that would only prolong life when a terminal illness or condition exists. A Living Will is the legal document that allows every competent adult to set forth their personal, written declaration providing for the withholding or withdrawal of life prolonging procedures in the event one should have a terminal condition. A Living Will also allows the maker to specifically designate the individual or individuals who have the authority to carry out the maker's desires regarding the withholding or withdrawal of life prolonging procedures.

Under Florida law, a Living Will must be signed in the presence of two witnesses, at least one of whom is neither the spouse nor blood relative of the maker. If the maker is physically unable to sign the Living Will, however, one of the witnesses can sign in the presence and at the direction of the maker. Allender & Allender, P.A. recommends that the Living Will also be signed in the presence of a Notary Public.

## Durable Power of Attorney

A Durable Power of Attorney (hereinafter "POA") is a legal document that allows the maker to designate an "attorney-in-fact" to make personal, medical or financial decisions for the maker in the event he or she becomes physically or mentally incapacitated. It is important that the POA be in existence prior to any



incapacity because the maker of the POA must, at the time of signing, understand what he or she is signing, the effect of a POA, who is being appointed attorney-in-fact, and what property may be affected by the POA. In Florida, a POA remains effective even if the maker becomes incapacitated assuming the POA contains the necessary statutory language.

Interestingly, if a spouse or adult child were to become physically or mentally incapacitated, the well-spouse or parent does not have the legal authority to make personal, medical or financial decisions for the incapacitated person. Without a POA, the well-spouse or parent would have to attempt to become the legal Guardian of the incapacitated person, an expensive, time-consuming and difficult process. **That is why Allender & Allender, P.A. is of the opinion that a POA is the most important legal document any adult can have.**

## Probate in Florida

There are two types of probate administrations in Florida: (1) Formal Administration, which typically takes eight months to one year, but certainly can be longer; and (2) Summary Administration, which typically takes four to six months. Florida law also establishes a nonadministration proceeding called “Disposition of Personal Property Without Administration,” when the decedent’s probate assets are below \$1,500.00. One way to avoid the large expense of administering a probate estate in Florida is to create a living trust.

Generally, probate assets are those assets in the decedent’s individual name at death or otherwise owned solely by the decedent and which contain no provision for automatic succession to someone other than the decedent at death. When someone dies owning such probate assets, Florida law provides for all aspects of the probate process, but allows the decedent to make certain decisions by leaving a valid Last Will & Testament, which must satisfy the formal requirements set forth by Florida law. A will usually designates a personal representative (also known as an

For further information, call the Titusville office at: 321.269.1511  
If calling from Central or South Brevard, call the Cocoa Beach office at: 321.784.5238

executor or executrix) and names beneficiaries to receive probate assets. A will can also do other things, including establishing a trust and designating a trustee. However, a will does not avoid probate.

To the extent a will properly devises probate assets and designates a personal representative, the will controls over the automatic provisions set forth under Florida law. In the absence of a valid will, or if the will fails in either respect, Florida law designates the beneficiaries and designates the way to select the personal representative.

In Florida, the person, bank or trust company appointed under the decedent's will or the court to be in charge of the administration of the estate is known as the personal representative. The generic term "personal representative" has replaced such terms as "executor, executrix, administrator and administratrix." The personal representative is directed by the court to administer the estate pursuant to Florida law. As noted, the personal representative, under Florida law can be an individual, who is either a resident of Florida, or is a spouse, sibling, parent, child, or certain other close relative or the decedent, or a trust company that is incorporated under the laws of Florida, or a bank authorized and qualified to exercise fiduciary powers in Florida.

Under Florida law, the personal representative, in almost all instances, must be represented by a Florida attorney. The attorney for the personal representative advises the personal representative on rights and duties under the law, and represents the personal representative in estate proceedings. Remember, the attorney for the personal representative is not the attorney for the beneficiaries.

## Revocable Living Trust

A revocable living trust is a document (the "trust agreement") created by a person to manage assets during his or her lifetime and, like a Last Will and Testament, to distribute their remaining assets after their death. The person who creates a trust is called the "grantor." The person responsible for the management of the trust assets is the "trustee." Often times, the grantor and trustee is one and the same



person, you. Moreover, because the trust is revocable, the grantor, can make amendments or revoke the trust at any time and only the grantor, so long as the grantor is competent.

After the trust is created, assets, such as bank accounts, real estate, including the homestead, and investments, should be transferred to the trust before the grantor's death to get the maximum benefit from the trust. This easy process is referred to as “funding” the trust. This process requires actually changing the ownership of most of the assets to the trust. Although the trust “owns” the assets, the trustee of the trust, continues to manage the assets owned by the trust the same way the grantor did before the trust is created. The assets Allender & Allender, P.A. recommends be transferred should be done as soon as possible after the creation of the trust. Failing to do so may result in the expensive and timely process known as Probate. Certain assets, such as retirement accounts and automobiles, should not be transferred to a trust.

A revocable trust avoids probate, and therefore the large fees and delays associated with probate, by effecting the transfer of assets during the grantor's lifetime to the trustee. So, the trust avoids the need of using the probate process to make the transfer after the grantor's death. The trustee has immediate authority to manage the trust assets at your death and, therefore, appointment by the court is not necessary.

The “funding” of a revocable trust is vital to avoiding probate. Those persons who do not fully fund their trusts often times need both a probate administration for the non-trust assets as well as a trust administration to completely distribute the assets. Because the revocable trust may not completely avoid probate, a simple “pour over” will is needed to transfer any probate assets to the trust after death.

## Guardianships

### Guardians for Adults

A guardianship is a legal process whereby the court appoints a guardian, usually an individual, to care for and make personal,



medical and financial decisions for an incapacitated person and/or that person's assets. Any adult may file a petition with the court to determine another person's incapacity. After the petition has been filed, the court will appoint a committee of two professionals, usually a physician and someone with a medical background, and a lay person to examine the person and report its findings to the court. The court also appoints an attorney to represent the person alleged to be incapacitated, also known as the "Ward." If the examining committee concludes that the alleged incapacitated person is capacitated, the court will dismiss the petition. If, however, the examining committee finds the person to be incapable of exercising certain rights the court will schedule a hearing to determine whether the person is totally or partially incapacitated. A guardian is usually appointed at the end of that hearing.

A guardian of the property of the Ward must make an inventory of the property, invest it prudently, use it for the Ward's support, and account for it by filing detailed annual reports with the court. In addition, the guardian must obtain court approval for certain financial transactions. The guardian of the Ward's person may exercise those rights that have been removed from the Ward and delegated to the guardian, including, but not limited to, providing medical, mental and personal care services and determining the place and kind of residential setting best suited for the Ward. The guardian of the person must also present to the court every year a detailed plan for the Ward's care.

### **Guardians for Minors**

A child's parents are the child's natural guardians and in general may act for the child. In circumstances where one or both parents die or become incapacitated or if a child receives an inheritance or proceeds of a lawsuit or insurance policy exceeding \$15,000, the court must appoint a guardian. Once a guardian for a minor has been appointed, the guardian must essentially meet and adhere to the same requirements as a guardian appointed for an adult.

---

"The hiring of a lawyer is an important decision that should not be based solely upon advertisements. Before you decide, ask us to send you free written information about our qualifications and experience."



Knights of Columbus The Counsel of the Holy Sprit Council #18557  
2309 Holder Road  
Mims, FL 32754

Place  
Postage  
Stamp  
Here



**P**  
**a**  
**r**  
**a**  
**c**  
**i**  
**e**  
  
**e**

*Charity*

*Unity*



*Fraternity*

*Patriotism*