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**PRELIMINARY DRAFT**  
**No. 3204**

**PREPARED BY**  
**LEGISLATIVE SERVICES AGENCY**  
**2014 GENERAL ASSEMBLY**

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DIGEST

**Citations Affected:** IC 29-1-7-18.

**Synopsis:** Notice of will contest. Requires a party contesting the validity of a will to serve a copy of the complaint on the counsel for the personal representative. Provides that the court may not enter a default judgment for the contesting party unless proof of service on the counsel for the personal representative is made to the court.

**Effective:** July 1, 2014.



A BILL FOR AN ACT to amend the Indiana Code concerning probate.

*Be it enacted by the General Assembly of the State of Indiana:*

1           SECTION 1. IC 29-1-7-18 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 18. **(a)** When an action  
3 is brought to contest the validity of any will as provided in this article,  
4 notice is served upon the defendants in the same manner as required by  
5 the Indiana Rules of Trial Procedure.  
6           **(b) A contesting party shall also serve a copy of the complaint**  
7 **on the counsel of record, if any, for the personal representative.**  
8 **The court may not enter a default judgment for the contesting**  
9 **party unless proof of service on the counsel for the personal**  
10 **representative is made to the court.**

