

## (A) TERMINATION OF APPOINTMENT BY REQUEST.

THE FINAL APPROVAL OF THE FINAL ACCOUNT AUTOMATICALLY CLOSES THE ESTATE. IF THE FINAL ACCOUNT SO REQUESTS, IT ALSO AUTOMATICALLY TERMINATES THE APPOINTMENT OF THE PERSONAL REPRESENTATIVE.

## (B) TERMINATION OF APPOINTMENT BY THE COURT.

IF THE APPOINTMENT IS NOT TERMINATED BY THE FINAL ACCOUNT, A PERSONAL REPRESENTATIVE MAY, AFTER THE TIME HAS PASSED FOR PRESENTING CLAIMS WHICH AROSE PRIOR TO THE DEATH OF THE DECEDENT, PETITION THE COURT FOR AN ORDER TO TERMINATE HIS APPOINTMENT AS PERSONAL REPRESENTATIVE. AFTER NOTICE TO ALL INTERESTED PERSONS INCLUDING CREDITORS WHC HAVE PRESENTED THEIR CLAIMS AND LEGATEES WHO HAVE NOT BEEN PAID IN FULL, THE COURT MAY ENTER AN APPROPRIATE ORDER IF A WRITTEN REQUEST FOR A HEARING HAS NOT BEEN FILED WITHIN 20 DAYS.

REVISOR'S NOTE: This section presently appears as Art. 93, §10-101. It is divided into two subsections for organizational purposes. The only other changes are in language and style.

## 10-102. LIABILITY OF HEIR OR LEGATEE TO CREDITOR.

AFTER AN ESTATE HAS BEEN CLOSED, A CLAIM NOT BARRED MAY BE PROSECUTED AGAINST ONE OR MORE OF THE PERSONS TO WHOM PROPERTY HAS BEEN DISTRIBUTED. AN HEIR OR LEGATEE [MAY] SHALL NOT BE LIABLE TO CLAIMANTS FOR AMOUNTS IN EXCESS OF THE VALUE OF HIS DISTRIBUTION, VALUED AT THE TIME OF DISTRIBUTION OR THE TIME OF FILING SUIT, WHICHEVER IS LOWER. AN HEIR OR LEGATEE HAS A RIGHT OF CONTRIBUTION AGAINST OTHER HEIRS AND LEGATEES; BETWEEN THEM EACH SHALL BEAR THE COST OF SATISFACTION OF UNBARRED CLAIMS AS IF THE CLAIM HAD BEEN SATISFIED BEFORE DISTRIBUTION.

REVISOR'S NOTE: This section presently appears as Art. 93, §10-102. The only changes are in style and language.

## 10-103. LIMITATIONS.

## (A) PROCEEDINGS AGAINST PERSONAL REPRESENTATIVE.

IF NO ACTION OR PROCEEDING INVOLVING THE PERSONAL REPRESENTATIVE IS PENDING ONE YEAR AFTER THE CLOSE OF THE ESTATE PURSUANT TO §10-101, THE PERSONAL REPRESENTATIVE SHALL BE DISCHARGED FROM ANY CLAIM OR DEMAND OF ANY INTERESTED PERSON. THE RIGHTS SO BARRED DO NOT INCLUDE RIGHTS TO RECOVER FROM A PERSONAL REPRESENTATIVE FOR FRAUD, MATERIAL MISTAKE, OR SUBSTANTIAL IRREGULARITY.