



SHERRI R. CARTER
EXECUTIVE OFFICER / CLERK

111 NORTH HILL STREET, Room 258
LOS ANGELES, CA 90012-3014

Superior Court of California *County of Los Angeles*

There are several items that you need in order to claim the distribution. Please complete the enclosed Ex Parte Petition Re: Claim of Deposited Money. The facts in the Ex Parte Petition must include how you are related to the decedent. You must also include a copy of your government issued identification.

If you are the person named in the court order for distribution, then you should complete Paragraphs 1 and 4 of the Ex Parte Petition. If you are an heir or beneficiary to the person that was entitled to distribution, but is now deceased, then in addition to paragraphs 1 and 4, you must also complete Paragraphs 2 and 3 of the Ex Parte Petition.

The documents should all be presented as an Ex Parte Petition to Los Angeles Superior Court along with a Court Certificate which will serve as the order for distribution from the County Treasurer. You have two (2) options.

Option 1

You can bring the Ex Parte Petition (plus one additional copy of the documents) to:

Los Angeles Superior Court
111 N. Hill St, Room 429
Los Angeles, CA 90012

A \$60 fee must be paid in Room 429 before 8:30am. Then you must bring the Ex Parte Petition to Room 260 between 8:00-8:30am. You will wait while the Petition is reviewed.

A determination will be made regarding the Petition that day - it may be approved, denied or set for a hearing date for additional review.

Option 2

You can bring the Ex Parte Petition (plus one additional copy of the documents) to the Court's address above anytime during the Court's operating hours OR you can mail the documents to the address above. You will pay a \$60 fee in Room 429 (or if mailing send a check in the amount of \$60) and leave the Ex Parte Application with the accompanying documents and a self-addressed stamped envelope with the Clerk's Office. The Application will be reviewed and a determination will be made within a few weeks.

If the petition is granted, the Court Certificate will be completed. You must then obtain a certified copy of the certificate and send it to the County Treasurer to distribute the funds on deposit.

NAME AND ADDRESS OF ATTORNEY OR PARTY WITHOUT ATTORNEY:	STATE BAR NUMBER	FOR COURT USE ONLY
TELEPHONE NO.:		
E-MAIL ADDRESS (Optional):		
ATTORNEY FOR (Name):		
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES		
COURTHOUSE ADDRESS:		CASE NUMBER:
CASE NAME:		
EX PARTE PETITION TO CLAIM FUNDS ON DEPOSIT WITH THE COUNTY TREASURY (Probate Code Section 11854)		

- This ex parte petition is intended for a party to claim money on deposit with the Los Angeles County Treasurer that was deposited there by prior court order. The petition must be filed by the person whose money was deposited with the County Treasurer or an heir or beneficiary of that person. There are areas of the petition below to specify that information.
- Before filing the petition with the court, you must check with the County Treasurer to confirm that the funds are on deposit there. Funds get transferred to the State of California over time and may no longer be on deposit with the County Treasurer if time has passed since the deposit there. If the funds have transferred to the State of California then this petition should not be filed with the court and instead a party seeking those funds must apply to the California State Controller-Unclaimed Property to claim the funds.
- A hearing will not be set when this petition is filed with the court. The petition will be considered by the court and ruled upon without hearing.
- If the court is satisfied that the claimant has a right to the property claimed, the court will make an order establishing the right to a claim. A certified copy of that order then can be presented to the County Treasury for recovery of the funds on deposit there.

Petitioner(s) alleges(s):

1. Petitioner(s) name _____
(Your Name)
2. ☐ A copy of a government ID for each applicant is attached to this petition.
3. The court previously made the following order to deposit money to the County Treasurer that otherwise would have been distributed to a missing heir or beneficiary:
 - a. Case Name: _____
 - b. Case Number: _____
 - c. Date of Prior Order: _____
 - d. Amount to be Distributed per Prior Order: _____
 - e. Person Whose Money Was Deposited with County Treasurer per Prior Order: _____

EX PARTE PETITION TO CLAIM FUNDS ON DEPOSIT WITH THE COUNTY TREASURY

☐ A copy of the prior order is attached to this petition (required).

☐ The documents required by the prior order (if any) are attached to this petition.

4. Petitioner(s) are entitled to release of the funds on deposit with the County Treasurer on the following basis (complete Paragraph 5):

5. Check one (a, b, or c):

a. ☐ I am the heir or beneficiary named in paragraph 1 of this petition;

b. ☐ I am the appointed personal representative of the estate of the heir or beneficiary named in paragraph 1 of this petition (certified copy of letters are attached);

c. ☐ I/we am/are the successor(s) to the deceased heir or beneficiary named in paragraph 1 of this petition (complete the remainder of this section below).

i. ☐ Relationship of each petitioner to the heir or beneficiary named in paragraph 1 of this petition:

ii. ☐ If you are NOT the heir or beneficiary listed in paragraph 1 who is entitled to distribution, a copy of the death certificate of the deceased heir or beneficiary named in paragraph 1 is attached to this petition.

iii. There ☐ is ☐ is not a current probate proceeding commenced for the deceased heir or beneficiary named in paragraph 1. If so, a certified copy of the letters issued to Petitioner(s) as the personal representative is attached to this petition.

6. Petitioner(s) claim(s) \$_____ (AMOUNT) of said sum based upon the following facts: *

EX PARTE PETITION TO CLAIM FUNDS ON DEPOSIT WITH THE COUNTY TREASURY

**Set forth facts that establish your right to receive the money claimed. Attach extra pages and/or exhibits if necessary. You must also submit certified copies of birth certificates, death certificates and marriage certificates or other documentary evidence that may be required to prove your relationship to the deceased and/or to prove you are the person(s) you claim to be. See the complete list of required facts in the information box at the end of this document.*

7. Petitioner requests that the Court issue an order releasing funds on deposit with the County Treasurer to the Petitioner(s). The address of the warrant is to be mailed to is as follows (address must match the address on identification):

I/We declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed this ____ day of _____, 20 ____, at _____.
(City and State)

Petitioner

Petitioner

EX PARTE PETITION TO CLAIM FUNDS ON DEPOSIT WITH THE COUNTY TREASURY

THE FOLLOWING FACTS ARE REQUIRED TO CLAIM FUNDS ON DEPOSIT AS A SUCCESSOR TO THE ORIGINAL HEIR OR BENEFICIARY (Probate Code section 11854(a), Code of Civil Procedure section 1355):

- The full name, and the place and date of birth of the decedent whose estate, or any part thereof, is claimed.
- The full name of such decedent's father and the maiden name of his mother, the places and dates of their respective births, the place and date of their marriage, the full names of all children the issue of such marriage, with the date of birth of each, and the place and date of death of all children of such marriage who have died unmarried and without issue.
- Whether or not such decedent was ever married, and if so, where, when and to whom.
- How, when and where such marriage, if any, was dissolved.
- Whether or not said decedent was ever remarried, and, if so, where, when and to whom.
- The full names, and the dates and places of birth of all lineal descendants, if any, of said decedent; the dates and places of death of any thereof who died prior to the filing of such petition; and the places of residence of all who are then surviving, with the degree of relationship of each of such survivors to said decedent.
- Whether any of the brothers or sisters of such decedent ever married, and, if so, where, when and whom.
- The full names, and the places and dates of birth of all children who are the issue of the marriage of any such brother or sister of the decedent, and the date and place of death of all deceased nephews and nieces of said decedent.
- Whether or not said decedent, if of foreign birth, ever became a naturalized citizen of the United States, and, if so, when, where, and by what court citizenship was conferred.
- The post-office names of the cities, towns or other places, each in its appropriate connection, wherein are preserved the records of the births, marriages and deaths hereinbefore enumerated, and, if known, the title of the public official or other person having custody of such records.
- The nationality of each of the heirs of the decedent.
- The street address of each of the heirs of the decedent.

EX PARTE PETITION TO CLAIM FUNDS ON DEPOSIT WITH THE COUNTY TREASURY

NAME AND ADDRESS OF ATTORNEY OR PARTY WITHOUT ATTORNEY:		STATE BAR NUMBER	FOR COURT USE ONLY
TELEPHONE NO.:			
E-MAIL ADDRESS (Optional):			
ATTORNEY FOR (Name):			
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES			
COURTHOUSE ADDRESS:			
CASE NAME:			
EX PARTE ORDER TO CLAIM FUNDS ON DEPOSIT WITH THE COUNTY TREASURY (Probate Code Section 11854)			CASE NUMBER:

1. The Petition to Claim Funds on Deposit with the County Treasury filed _____ by petitioner(s):
(date)

_____ was presented ex parte ☐ came on regularly for hearing on _____ in
(Date)
Department _____, of the above-titled court, the Honorable _____
(Judge's Name)
presiding.

2. The petition has been:

☐ Granted _____
☐ Granted in Part: _____
☐ Denied on Basis: _____

EX PARTE PETITION TO CLAIM FUNDS ON DEPOSIT WITH THE COUNTY TREASURY

LASC PRO 095 NEW 09/24

For Mandatory Use

Probate Code Section 11854

IT IS SO ORDERED that:

Petitioner(s) has/have a right to funds previously deposited with the County Treasurer of Los Angeles County on behalf of _____ . It now appearing from the verified petition of petitioner(s) establishing a right to those funds, the County Auditor of Los Angeles County is hereby directed to draw his warrant on the County Treasurer of Los Angeles County for payment of \$_____ (or the residue thereof if any portion has been deducted for taxes of any kind) in favor of _____ .

The warrant should be mailed to the party as follows (address must match the address on identification):

Name: _____

Address: _____

Date: _____

Judge of the Superior Court

EX PARTE PETITION TO CLAIM FUNDS ON DEPOSIT WITH THE COUNTY TREASURY

LASC PRO 095 NEW 09/24

For Mandatory Use

Probate Code Section 11854