

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF: \_\_\_\_\_ )  
 )  
IN THE MATTER OF: )  
 )  
\_\_\_\_\_  
(Decedent) )

IN THE PROBATE COURT

CASE NUMBER: \_\_\_\_\_

\_\_\_\_\_  
Petitioner(s)  
vs.  
\_\_\_\_\_  
Respondent(s)

**\*PETITION FOR OMITTED CHILD SHARE**

The undersigned hereby alleges:

1. I am  an adult child of the Decedent.  
 the parent of \_\_\_\_\_ who is a minor child (Date of Birth: \_\_\_\_\_) of the Decedent.
2. To my knowledge, a Will executed by Decedent on \_\_\_\_\_ is being probated in this County.
3. My date of birth is \_\_\_\_\_, which is after the execution of Decedent's Will.
4. The undersigned hereby elects an omitted child's share of the Decedent's Estate for himself/herself or the undersigned hereby elects an omitted child's share of the Decedent's estate for the above minor child.
5. This election is made within the later of (a) eight (8) months after the date of the Decedent's death, (b) six (6) months after the informal or formal probate of the Decedent's Will, or (c) thirty (30) days after I was served with a Summons and Petition to set aside an informal probate or to modify or vacate an order for formal probate of the Decedent's Will.

Executed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

Signature: \_\_\_\_\_

Print Name: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone (Work): \_\_\_\_\_

(Home): \_\_\_\_\_

(Cell): \_\_\_\_\_

Email: \_\_\_\_\_

Attorney: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone: \_\_\_\_\_

Email: \_\_\_\_\_

**\*NOTE: THIS IS A FORMAL ACTION. IN ADDITION TO A PETITION, YOU MUST ALSO FILE A SUMMONS (FORM SCCA 401PC) AND PAY THE STATUTORY FILING FEE OF \$150.00. A HEARING IN THE PROBATE COURT ON THE PETITION MAY BE REQUIRED.**