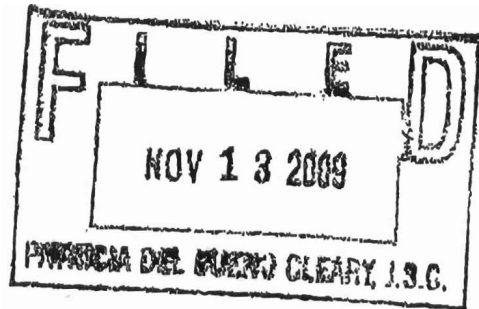


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SUPERIOR COURT OF NEW JERSEY  
CHANCERY DIVISION - PROBATE PART  
MONMOUTH COUNTY  
DOCKET NO. MON-P-178-09; #217694

IN THE MATTER OF THE TRUSTS )  
TO BE ESTABLISHED IN THE )  
MATTER OF THE ESTATE OF )  
MARGARET A. FLOOD, DECEASED )

Civil Action

- ) ORDER AMENDING THE JULY 10, 2009
- ) ORDER AUTHORIZING CREATION AND
- ) FUNDING OF SUPPLEMENTAL BENEFITS
- ) TRUSTS TO REQUIRE ADDRESSING OF
- ) DDD LIEN AND CREATION OF SELF-
- ) FUNDED TRUSTS

DENIED

RECEIVED  
DIVISION OF LAW  
CHILDREN'S SECTION

2009 NOV 18 PM 4:06

This matter having been opened to the Court by Anne Milgram, Attorney General (Deputy Attorney General Dianna Rosenheim appearing), attorney for the State of New Jersey, Department of Human Services, Division of Developmental Disabilities and Division of Medical Assistance and Health Services, and upon notice to the defendant through its attorney Donald D. Vanarelli, Esq., and the Court having considered the papers submitted in support of the motion, *and having heard oral argument* and in opposition to the motion, and good cause appearing;

It is on this *13* day of *November*, 2009;

ORDERED that the Order Authorizing Creation and Funding

of Supplemental Benefits Trusts filed July 10, 2009, is vacated;  
and

IT IS FURTHER ORDERED that the inheritances of the disabled daughters in this matter, J.F. and K.F., belong to those individuals; and


IT IS FURTHER ORDERED that the inheritance of K.F. be paid to the Division of Developmental Disabilities unless K.F. engages in the compromise process pursuant to N.J.S.A. 30:4-80.6.c; and

IT IS FURTHER ORDERED that if K.F. elects to apply her inheritance funds to the lien, the Estate Administrator should make the check directly payable to "Treasurer, State of New Jersey" and mail it to N.J. Dept of Human Services, Bureau of Financial Reporting, P.O. Nox 15280, Newark, NJ 07192 within 90 days; and

IT IS FURTHER ORDERED that if K.F. elects to engage in the DDD lien compromise process, she should do so within 60 days of the date of this order by sending the letter with details of the inheritance amount and the reasons for compromise to Jim Wolfe, NJDHS, P.O. Box 700, Trenton, NJ 08625-0700; and

IT IS FURTHER ORDERED that if K.F. establishes a trust, DDD shall be a remainderman of said trust after all Medicaid agencies; and

IT IS FURTHER ORDERED that a copy of this Order be served on all counsel and interested parties within 7 days from the date hereof.

  
Patricia Del Bueno Cleary, J.S.C.

In accordance with the required statement of R. 1:6-2(a),  
this motion was:   X   opposed        unopposed.