

IN THE SUPREME COURT OF THE VIRGIN ISLANDS

IN RE: ORDER AMENDING)	
THE RULES OF THE SUPERIOR)	PROMULGATION ORDER
COURT OF THE U.S. VIRGIN ISLANDS)	NO. 07-00 <u>7</u>
_____)	

ORDER

Pursuant to the provisions of Section 21(c) of the Revised Organic Act of 1954, as amended, (48 U.S.C. § 1611(c)) and 4 V.I. Code Ann. §§ 32(f), 34, 76 and 83, regarding the Rules governing the practice and procedure in the Courts established by local law, it is hereby

ORDERED that the Rules of the Superior Court be amended to include in “PART VIII. PROBATE AND FIDUCIARY PROCEEDINGS” a new Rule to be titled “Rule 213. Disclaimer Interest in Decedent’s Estate” and placed subsequent to Superior Court Rule 212 which shall read as follows:

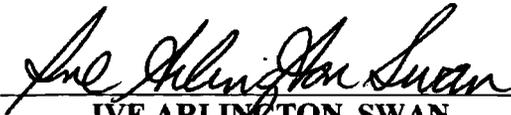
Rule 213. Disclaimer of Interest in Decedent’s Estates

(a) A person or the representative of an incapacitated or protected person, who is an heir, devisee, person succeeding to a renounced interest, beneficiary under a testamentary instrument, or appointee under a power of appointment exercised by a testamentary instrument, may renounce, in whole or in part, the right of succession to any property or interest therein, including a future interest, by filing a written renunciation under this Rule. The right to renounce does not survive the death of the person having it. The instrument shall (1) describe the property or interest renounced, (2) declare the renunciation and extent thereof, and (3) be signed by the person renouncing.

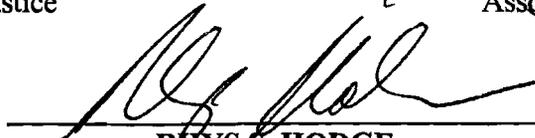
(b)(1) An instrument renouncing a present interest shall be filed not later than twelve (12) months after the issuance of letters testamentary or letters of administration. (2) An instrument renouncing a future interest may be filed no later than twelve (12) months after the event determining that the taker of the property or interest is finally ascertained and his interest is indefeasibly vested. (3) The renunciation shall be filed in the Superior Court of the division in which proceedings have been commenced for the administration of the estate of the deceased owner or deceased donee of the power or, if they have not been

(2) If executed within the United States Virgin Islands: "I declare (or certify, verify, or state) under penalty of perjury that the foregoing is true and correct. Executed on (date). (Signature)".

DONE AND SO ORDERED this 9 day of August, 2007.

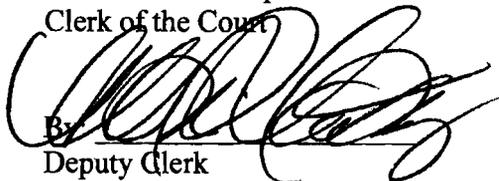

IVE ARLINGTON SWAN
Associate Justice


MARIA M. CABRET
Associate Justice


RHYSS S. HODGE
Chief Justice

ATTEST:

Venetia H. Velazquez
Clerk of the Court


By: _____
Deputy Clerk

Dated: 8/9/07