## SUPERIOR COURT OF THE DISTRICT OF COLUMBIA ADMINISTRATIVE ORDER 25-20

## **New Panel Members Added to the Existing Probate Fiduciary Panel**

WHEREAS, by Administrative Order 04-06, issued on April 28, 2004, the Probate Fiduciary Panel (the "Panel") was established as a permanent, standing panel of attorneys from which judicial officers of the Superior Court of the District of Columbia select attorneys for appointment in any capacity in guardianship, conservatorship, and all other Probate Division proceedings; and

WHEREAS, by Administrative Order 22-06, issued on May 25, 2022, the Presiding Judge of the Probate Division may accept, at any time, applications to the Probate Fiduciary Panel from qualified attorneys, and make recommendations to the Chief Judge to add such qualified individuals to the Probate Fiduciary Panel as the Committee deems appropriate in accordance with the needs of the Court; and

**WHEREAS**, pursuant to Administrative Order 25-12, all attorneys interested in serving as a new member of the Panel, were required to submit an application as well as supporting documentation on or before July 23, 2025; and

WHEREAS, Administrative Order 22-06 established the Probate Panel Implementation Committee (the "Committee") and directed the Committee to review the applications of all interested attorneys and submit a report determining which applicants should be permitted to serve as new members of the Panel; and

**WHEREAS,** the Committee submitted its Final Report on its procedures for evaluating applications and the recommended additional names of attorneys to be appointed to the Panel as Fiduciary Members; and

WHEREAS, the Chief Judge is satisfied that the recommendations of the Committee with respect to the new attorneys to be added to the existing Panel have been made after careful study and consideration of each attorney eligible to be considered and should be accepted in their entirety without change; and

**WHEREAS**, it is in the best interest of the administration of justice for the Probate Fiduciary Panel to add new members at this time;

**NOW, THEREFORE**, it is hereby

**ORDERED** that the attached list of five (5) new members are added to the Probate

Fiduciary Panel Administrative Order 23-01 from this day forward, and attorneys listed are appointed as Full or Provisional Members as set forth in the attached list; and it is further

**ORDERED** that, absent suspension or removal, and except as otherwise stated hereafter, the attorneys listed are appointed to the Panel for a period of three (3) years, at which time they must submit an application for re-appointment during the reconstitution of the panel as provided in Administrative Order 23-01 (Re-establishment of the Probate Fiduciary Panel), pending the determination of which they may remain Panel members; and it is further

**ORDERED** that newly appointed Provisional Attorneys are appointed for a term not to exceed one year, during which time they must apply to be a Full Member provided that the Committee, in consultation with the Probate Panel Advisory Committee, recommends the attorney for appointment as a Full Member; and it is further

**ORDERED** that an attorney's membership on the Panel is conditioned upon his or her compliance with all Administrative Orders setting an annual cap for attorney compensation for appointed representation; and it is further

**ORDERED** that newly appointed attorneys are eligible to receive Court appointments upon notification of the Court's Probate Panel Advisory Committee to the Chair of the Probate Panel Implementation Committee that the attorney has received the necessary training; and it is further

**ORDERED** that attorneys appointed pursuant to this Administrative Order must fully comply with all terms set forth in Administrative Order 23-01; and it is further

**ORDERED** that the application acceptance time frame established in Administrative Order 25-12 is amended to permit the continuous acceptance for consideration of applications by attorneys that meet all other qualifications set out in Administrative Order 25-12; and it is further

**ORDERED** that this Order shall take effect immediately.

SO ORDERED.

Date: October 9, 2025

Milton C. Lee, Jr.
Chief Judge

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# REPORT OF THE SUPERIOR COURT PROBATE PANEL IMPLEMENTATION COMMITTEE TO CHIEF JUDGE MILTON C. LEE, JR.

#### September, 2025

The Probate Fiduciary Panel (the "Panel") was originally created by Administrative Order 04-06, issued on April 28, 2004. The Panel was established as a permanent, standing panel of attorneys from which judicial officers of the Superior Court of the District of Columbia (the "Superior Court") could select attorneys for appointment in any capacity in guardianship, conservatorship, and all other proceedings from the Probate Division of the Superior Court (the "Probate Division").

On February 12, 2015, the Honorable Lee F. Satterfield, former Chief Judge for the Superior Court, issued Administrative Order 15-01, which established a process for reviewing members of the Panel.

Administrative Order 25-12, invited all attorneys interested in serving as a new member of the Panel, to submit an application as well as supporting documentation on or before July 23,2025. Additionally, Administrative Order 22-06 established the Probate Panel Implementation Committee (the "Committee"). The Committee was charged with reviewing all applications for membership on the Panel and presenting to the Chief Judge the qualified applicants for the Panel.

The Committee received 8 applications from attorneys seeking to become members of the Panel. This Report summarizes the Committee's process and recommendations.

### The Application Process

Information about the application process and a copy of the application were included as part of Administrative Order 22-06. A copy of the application was also included on the Superior Court's website.

The application requested information concerning the applicant's educational background, work experience, relevant training, and trial experience. The application asked for the names of Superior Court judicial officers familiar with the applicant's work and a description of significant cases handled by the applicant. Applicants were asked to detail any criminal history and/or history with the Office of Bar Counsel and to provide a Certificate of Good Standing from the District of Columbia Bar. In addition, because the applicants would potentially serve as fiduciaries over the property of incapacitated or deceased individuals, the application requested current credit scores and evidence of malpractice insurance as required by the Guardianship Amendment Act of 2014 and the 2013 National Probate Court Standards.

#### The Committee

Ultimately, four Associate Judges and one Magistrate Judge participated in the Committee deliberations. Each member of the committee had extensive experience in the Probate Division, including interactions with the attorneys seeking appointment as members of the Panel. The Committee consisted of the following Judges:

- 1. The Honorable Erik P. Christian, Presiding Judge, is the current Presiding Judge of the Probate and Tax Division.
- 2. The Honorable Michael O'Keefe, Deputy Presiding Judge is the current Deputy Presiding Judge of the Probate and Tax Division.
- 3. The Honorable Maurice Ross, Associate Judge, has been assigned to the Probate and Tax Division.
- 4. The Honorable Kimberly Knowles, Associate Judge, has been assigned to the Probate and Tax Divisions.
- 5. The Honorable Charmetra Jackson Parker, Magistrate Judge, has been assigned to the Probate and Tax Division.

The Committee employed procedures for adding new members to existing Superior Court panels. The Committee reviewed the following materials for each attorney applicant:

- 1. The responses provided by the applicants to the questions set out in the application form;
- 2. Attachments that accompanied the application;
- 3. Input from Superior Court judicial officers including those whom the applicant identified as references;
- 4. Input from references outside of the Superior Court whose names an applicant provided; and
- 5. Knowledge of the applicants derived from the Committee members themselves

#### Consideration of Applicants by the Committee

Administrative Order 22-06 requires that no attorney will be considered for the Panel unless he or she has the following qualifications:

- 1. An office within the Washington Metropolitan Area;
- 2. A commitment to complete six hours of Fiduciary Credits towards Fiduciary Panel Education Requirements each year as may be required by the Court;

- 3. A commitment to perform annually 10 hours of pro bono service in the Probate Division's Self-Help Center;
- 4. A commitment to comply with all applicable Administrative Orders setting an annual cap on attorney compensation for appointed representation; and
- 5. A commitment to comply with Superior Court Attorney Practice Standards.

Pursuant to Administrative Order 22-06, the Committee was permitted to seek out the recommendations of other judicial officers. Further, the Committee was directed to seek views of the members of the Advisory Committee. The Advisory Committee is an independent committee of experienced probate attorneys who are familiar with the role of the Panel and the operations of the Probate Division. The members of the Advisory Committee also serve on the Probate Education Committee.

### Recommendation of Full Panel Members

The Committee is recommending only attorneys who were highly-rated according to the input of judicial officers or who have demonstrated an exceptional degree of professionalism in their practice of law, in particular, in their representation of incapacitated individuals and their serving as either counsel or personal representative in the administration of decedent's estates.

All applicants were required to have, and to provide a copy of, the declarations page of a current malpractice insurance policy, if they were seeking to be appointed as conservator, special conservator, personal representative, guardian of the estate of a minor, or trustee. That is because Panel members serving as guardians are authorized to handle a ward's finances if the Ward's assets are limited. Those applicants who did not have sufficient credit scores or who indicated that they did not wish to serve as a financial fiduciary were still considered for membership on the Panel, but if selected they will not be permitted to serve as conservator, special conservator, personal representative, guardian of the estate of a minor, or trustee, and their management of funds as guardian will be closely monitored.

#### Recommendation of Provisional Attorneys

Pursuant to the application materials, applicants were asked to indicate if they would be interested in being named as a Provisional Member of the Panel. As outlined in Administrative Order 22-06, the Committee was authorized to recommend attorneys with excellent credentials but less Superior Court experience if they have demonstrated an interest in representing persons in need of fiduciary assistance and willing to serve as Provisional Members of the Panel. The Committee advocates the addition of Provisional Members to the Panel, regardless of the number of attorneys on the Panel, as experience has demonstrated that including new members strengthens the panel by allowing attorneys with a significant commitment to representing underserved populations an opportunity to contribute to the work of the Court. With respect to Provisional Members, the Committee recommended only attorneys with excellent credentials, who had demonstrated interest in representing incapacitated persons in guardianship proceedings and who were willing to serve on the Provisional Panel. As the needs of the Panel arise, the Committee may request that the Provisional Members be named Full Members of the Panel.

#### The Committee's Recommendations

The Committee recommends five (5) attorneys as Provisional Members as set forth in the Appendix.

## 1. Compliance with Panel Obligations

In their applications, the applicants specifically affirmed their commitment to comply with the annual cap on attorney compensation for payment from the Guardianship Fund. Pursuant to the Consolidated Appropriations Act, 2023, Attorneys serving as guardians, visitors, conservators, guardians ad litem, and counsel may only seek a rate of \$110.00 per hour. The hourly compensation rate for attorneys applies to cases and proceedings initiated on or after January 1, 2023. Attorneys seeking compensation from the Superior Court are only permitted to receive \$190,000.00 combined from the Guardianship Fund, CJA vouchers, CCAN vouchers, and other funds of the Superior Court.

The applicants also specifically affirmed their commitment to timely satisfy their Fiduciary Panel Education requirements. Pursuant to Administrative Order 22-06, members of the Panel are expected to satisfy six (6) hours of Fiduciary Credits towards the Fiduciary Panel Education Requirements each year. The applicants also informed the Committee as to their availability to serve as volunteers at the Probate Self-Help Center. Finally, the applicants also informed the Committee as to their availability for emergency appointments on weekends and holidays.

## 1. Training and Necessary Actions

All new members of the Panel, whether Full or Provisional, must complete the training program being offered by the Probate Education Committee before becoming eligible for appointments. In addition, it is the responsibility of members of the Panel to take all actions necessary to become familiar with the appointment and fee petition process in accordance with Administrative Order 23-20 Probate Division Fee Guidelines for Court-Appointed Fiduciaries.

#### 2. Re-Application Time Period

To bring regularity to the process and ensure that attorneys re-applying have sufficient time to demonstrate additional circumstances warranting reconsideration of their applications, the Committee recommends that any eligible applicant who is not appointed to the Panel must wait at least one year after the issuance of the Administrative Order announcing appointments to the Panel before re-applying.

#### 3. Effective Date

The Committee recommends that the effective date of the changes to the Panel be the date of the issuance of the Administrative Order, or as soon thereafter as practicable.

Respectfully Submitted:

The Members of the Probate Panel Implementation Committee

<u>/s/</u>

Presiding Judge Erik P. Christian Deputy Presiding Judge Michael O'Keefe Associate Judge Maurice Ross Associate Judge Kimberly Knowles Magistrate Judge Charmetra Jackson Parker

# PROBATE PANEL IMPLEMENTATION COMMITTEE RECOMMENDATIONS FOR NEW MEMBERS ADDED TO THE EXISTING PROBATE FIDUCIARY PANEL

# September 2025

# **Provisional Panel Members:**

- 1. Alecia Watson Cheeks
- 2. John Travis McBride
- 3. Chimaeze Odilichukwu Okoli
- 4. Conan Noel Louis
- 5. Lizamarie Mohammed