

Trust, Estate & Fiduciary Litigation

Trust and estate litigation is where a myriad of issues intersect, including fiduciary duties, tax law, real estate, family businesses, bankruptcy, and creditors rights. As a result, it is critical that clients have a team of trust and estate litigators who not only have the dedication, but also the expertise, to effectively resolve the most complex of trust and estate contests. Whatever the nature of the conflict, Clark Hill's trust and estate litigators will bring together a team of attorneys with the appropriate experience to ensure our clients receive the highest quality legal services to effect the best possible outcome.

Clark Hill's trust and estate litigation attorneys handle complex will and trust contests for a broad range of clients. We have experience representing individual and institutional trustees, executors, personal representatives, and beneficiaries of trusts and estates. Additionally, our litigators regularly represent the trust departments of banks and financial institutions. We have successfully litigated claims involving:

- Breach of fiduciary duty for or against fiduciaries and their agents
- Removal of fiduciaries
- Will and trust interpretation, construction and reformation
- Charitable gifts
- The prudent investor rule
- Attorney and fiduciary fee disputes
- Disputed claims for and against estates and trusts
- Lack of mental capacity
- Fraud, duress and undue influence
- Spousal rights and elective share proceedings
- Determination of, and challenges to, heirship
- Actions or citations to recover assets.



Tax & Estate Planning Leaders

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Tax & Estate Planning Areas of Practice

Elder Law

Estate Planning & Probate

General Tax Planning

Guardianship & Conservatorship Administration

Guardianship & Conservatorship Litigation

International Tax

State & Local Tax

Tax Controversy & Litigation

Tax Exempt and Charitable Organizations

Wealth Transfer & Business Succession Planning