

IN THE CHANCERY COURT OF COUNTY, MISSISSIPPI

IN THE MATTER OF , A MINOR
BY: , NATURAL FATHER/MOTHER AND
NEXT FRIEND OF , A MINOR

DECREE GRANTING AUTHORITY TO COMPROMISE AND
SETTLE CLAIM OF A MINOR WITHOUT GUARDIANSHIP

THIS DAY there came on for hearing the sworn petition of , a Minor, by and through , natural father/mother and next friend of said Minor, pursuant to the language and legislative intent of Miss. Code Ann. seeking a Decree authorizing him/her to compromise and settle a doubtful money to him/her for said Minor's use and being benefit without guardianship. The duly and sufficiently advised in the premises and hearing proof adduced hereon, finds as follows:

1.

Petitioner, , is an adult resident citizen of County, Mississippi, and he/she is the natural father/mother of , a Minor, the -year-old child whose date of birth is , .

was divorced from , said Minor's natural father/mother, in or , , and at that time was awarded joint custody of the Minor by the County Chancery Court; however, in , , the County Chancery Court awarded full custody and control of the Minor. See copy of Decree attached to the Petition filed herein as Exhibit " ".

Said Minor resides with his/her natural father/mother at their residence located at , County, Mississippi .

2.

The Court has jurisdiction over the parties and the subject matter of these proceedings.

3.

, a Minor, has a contingent and unliquidated claim for personal injuries and damages against , and on account of an accident which occurred on or about , in County, Mississippi. The Minor was a passenger in a truck driven by , an insured driver under a policy of insurance issued to by , which truck collided with the rear end of a vehicle driven by , whose vehicle was stopped in the street while waited to make a -hand turn. As a result of this accident, the Minor was injured. Petitioner alleges the accident was the result of 's negligence.

4.

The Minor was examined, diagnosed with various cuts and contusions, including a over his/her right eye and eyebrow which extended to his/her forehead, treated appropriately, and released on _____, by _____. As a result, the Minor incurred medical bills in the following amounts:

-	\$
-	\$
-	\$
TOTAL:	\$

\$ _____ of this amount has been paid by _____, who seeks reimbursement for this payment. \$ _____ of this amount has been paid by _____, the Petitioner's group carrier, which seeks reimbursement for said payment. The \$ _____ outstanding balance will be paid from the settlement funds.

5.

_____ represents that _____ is legally obligated to pay sums to the Minor as a result of the injuries described above, with said legal liability being disputed and denied. Due to the hazards of litigation inherent in any lawsuit and the unpredictability of a jury verdict under the circumstances in question, the claims of said Minor are of a doubtful nature.

6.

_____ has offered to pay _____ and _____ Dollars (\$ _____) in full and final settlement of any and all liability on account of the personal injuries and other damages allegedly sustained by _____, a Minor, in the accident of _____, _____.

7.

_____ requests that he/she be allowed to accept the amount offered by _____ in full and final settlement of the claims of the Minor child resulting from the above described accident.

_____ requests that he be allowed to make the following disbursements to the following parties in the following amounts from the settlement funds, via the trust account of _____:

-	- \$
-	\$
-	\$
-	\$
-	\$
TOTAL:	\$

_____ requests that he/she be authorized, empowered, and directed to hold the remainder of the settlement funds \$ _____, for and on behalf of the Minor child without guardianship.

8.

The said offer of settlement to the Minor, _____, is conditioned upon and cannot be completed without the approval of said settlement by this Court; authorization for the payment by _____ of the settlement amount; acceptance of said settlement by _____, next friend, with Petitioner being allowed to make disbursements to the parties and in the amounts described above, with the remainder of the settlement funds to be held by _____, without guardianship, for the use and benefit of said Minor; execution by _____ of a full, complete, and sufficient Release and Indemnity Agreement, a copy of which is attached to the Petition filed herein as Exhibit " _____", being made a part thereof as if fully copied at length therein, discharging, acquitting, and indemnifying _____, _____ and _____, and their associated companies of and from any and all claims, demands, losses, damages, actions, causes of action or suits at law or equity of whatsoever kind or nature that may now exist or may hereafter accrue based upon the alleged injuries to _____, a Minor, on account of the accident described above.

9.

Petitioner, _____, recommends to this Court that the settlement be approved and states that he/she is of the opinion that it is in the best interest and welfare of _____, a Minor, that said settlement be consummated as set forth hereinabove.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that:

1. This Court has made a full and complete investigation into the facts pertaining to the accident in which _____ was injured;

2. From its investigation, the Court is satisfied that the proposed offer of settlement is a fair and reasonable offer and that it is in the best interest and welfare of said Minor that the settlement be made and that a decree be and hereby is granted accordingly, approving and authorizing such settlement;

3. Petitioner is authorized to receive and accept the settlement in the sum of _____ and _____ Dollars (\$ _____), and out of that amount _____ is authorized, empowered and directed to pay the following, via the trust account of _____:

- \$
- \$
- \$
- \$
- \$

TOTAL: \$ _____

Respectfully submitted,

Attorney for

Of Counsel:

Telephone:
MSB #
Attorney for