

**ESTATE PLANNING
WITH  trustate**

**Information and
Support Session**

About me



Leah Del Percio, Esq.

Founder and CEO,  trustate

- Settled **hundreds** of estates, nationwide.
- Administered over **\$50B** via estate administrations.
- **15+ years experience** as estate attorney (JD & LLM) with multi-jurisdictional estate/trust admin practice.
- Learn more: trustate.com



The benefits and drawbacks of the following types of trusts:

- **Joint Revocable Trust vs. Individual Revocable Trusts for Married Couples.**
- **The difference between a marital trust plan in a state with estate tax vs. one without.**
- **The benefits of a disclaimer planning language vs. outright distributions.**



Estate Planning Document Menu

Wills

✔ Pour Over Wills

✔ Non-Pour Over Wills

➤ For unmarried clients

- Options for beneficiaries:
 - Separate lifetime trusts
 - Separate trusts that distribute $\frac{1}{3}$ at 25, the remaining $\frac{1}{3}$ at 30, and the balance at 35
 - Outright / no trusts
 - In trust for the specific beneficiary; outright to descendants/heirs

➤ For married clients:

- Sweetheart Wills (outright to spouse) & Disclaimer Wills
- Options for beneficiaries after the second spouse's death:
 - Separate lifetime trusts
 - Separate trusts that distribute $\frac{1}{3}$ at 25, the remaining $\frac{1}{3}$ at 30, and the balance at 35
 - Outright / no trusts
 - In trust for the specific beneficiary; outright to descendants/heirs



Estate Planning Document Menu

Trusts

✔ Revocable Living Trusts - Married Couple Joint Trust or Single Trusts

- Outright Distribution Plan
- Disclaimer Trust Plan
- Marital Trust Plan (with State Estate Tax)
- Marital Trust Plan (No State Estate Tax)
- Options for Beneficiaries (descendants, heirs, etc)
 - Outright
 - Separate Lifetime Trusts
 - Options for Lifetime Trust Beneficiaries
 - POA: Broadest
 - POA: Broad
 - POA: Standard

✔ Revocable Living Trusts - Single Person

- Trust for specific beneficiary, followed by separate trusts for desc of nearest ancestor
- Options for Beneficiaries (descendants, heirs, etc)
 - Outright
 - Lifetime Trusts
 - Options for Lifetime Trust Beneficiaries
 - POA: Broadest
 - POA: Broad
 - POA: Standard

✔ Irrevocable Life Insurance Trusts

- Single Life
- Second to Die



The difference between a "Disclaimer Will" and a "Sweetheart Will"



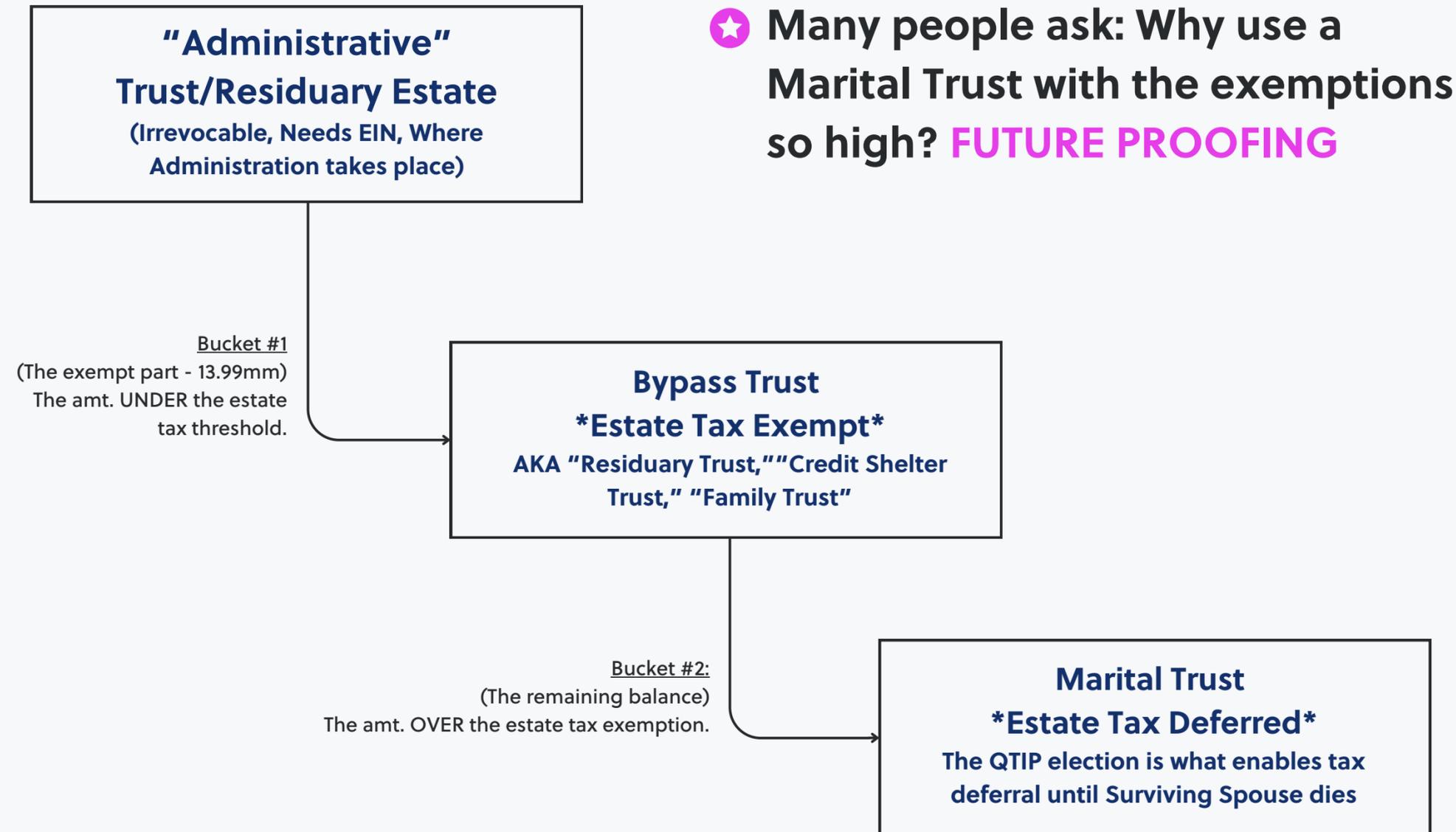
The difference between "3 box plans" & "2 box plans"



Note on Trust Formula Funding

Demystifying Sub-Trust Funding - Marital Trust(s)

States with no estate tax - 2 Box Planning

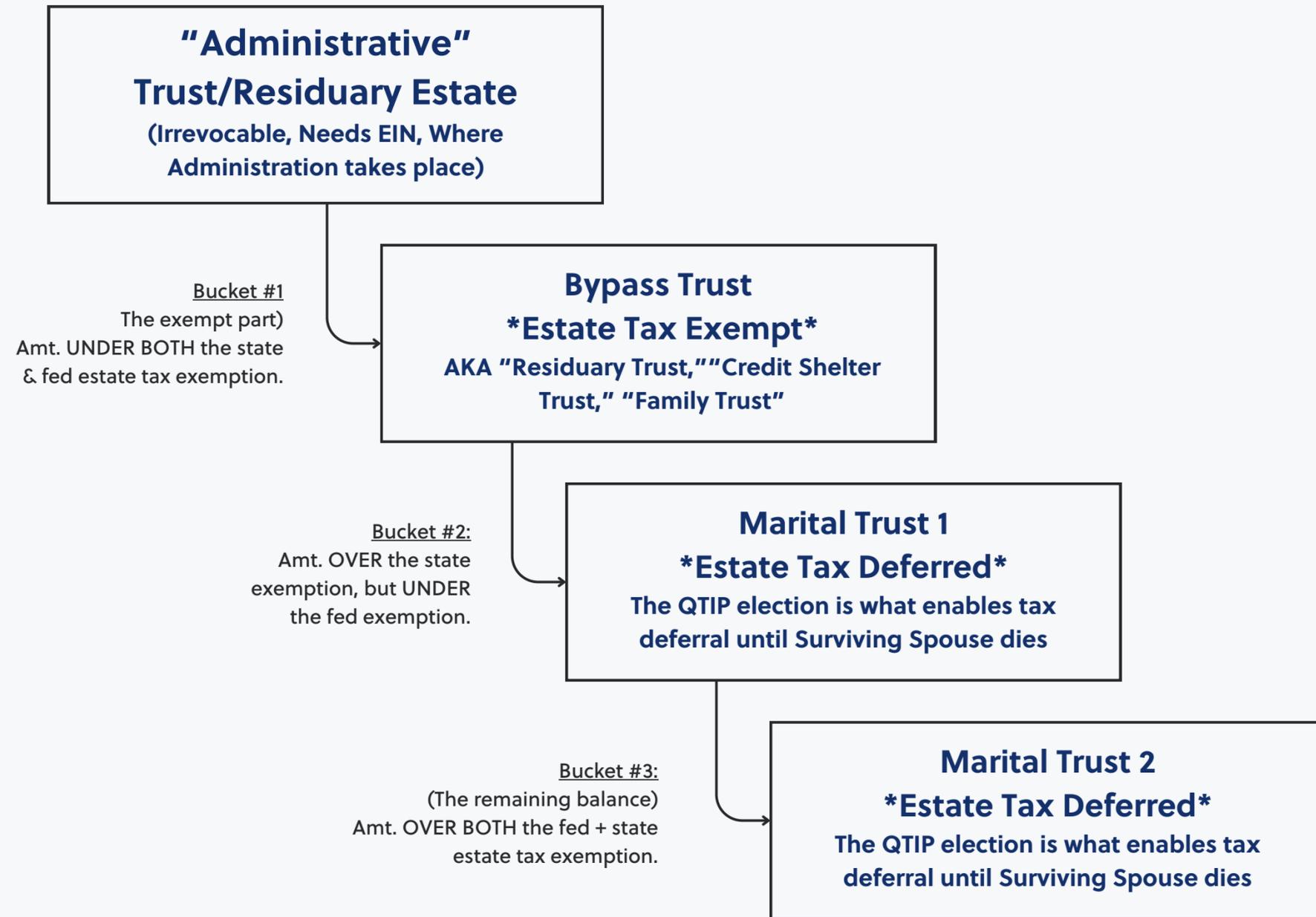


★ Many people ask: Why use a Marital Trust with the exemptions so high? **FUTURE PROOFING**

Note on Trust Formula Funding

Demystifying Sub-Trust Funding - Marital Trust(s)

States with estate tax - 3 Box Planning



Situations when outright distributions might be best.



Various "catchall" provisions.

Fiduciary powers embedded in all of Trustate's documents, both wills and trusts.

Congratulations!
A document has been generated for your review.

**Last Will and Testament
of
Jane A Doe**

I, Jane A Doe, of New York County, NY, hereby revoke all my prior wills and codicils and declare this to be my Last Will and Testament.

SECTION ONE – Funeral Expenses

I authorize my Executor to pay all expenses for the disposition of my body and for my funeral, the cost of a burial plot, burial, an appropriate marker for my grave, any gathering or meal in my memory (including food and beverages), and/or any reasonable related expenses according to my condition and circumstances, without order of or ratification by any court.



 **trustate** ILITS

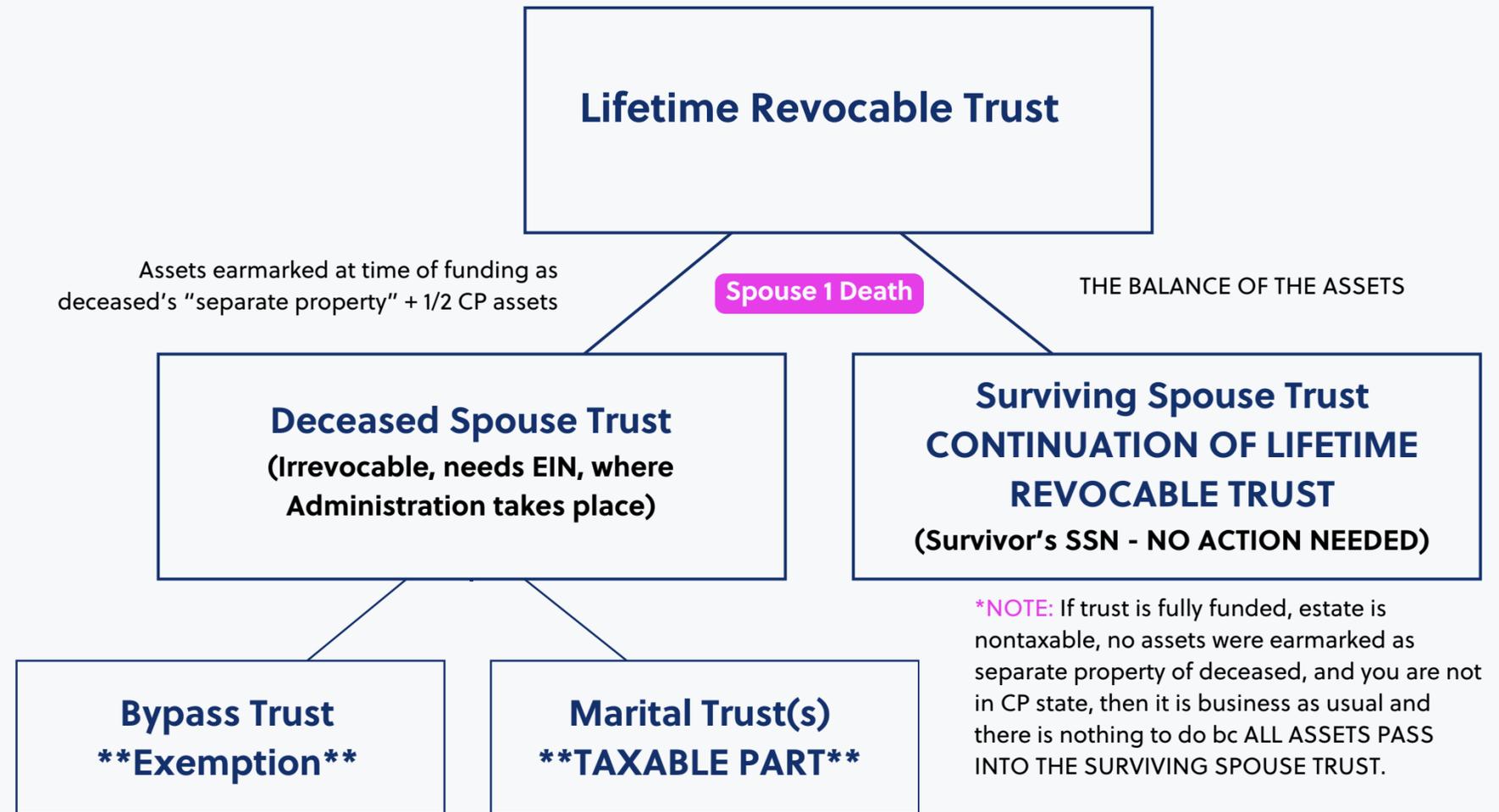
The "Single Life" option vs. "Second to Die" option



Note on Trust Formula Funding

Demystifying Sub-Trust Funding - Joint Revocable Trust

One Trust Document



If you ARE in CP state and/OR there are assets that were earmarked as the deceased's separate property when they funded the trust, you have A LOT TO DO.

***NOTE:** If trust is fully funded, estate is nontaxable, no assets were earmarked as separate property of deceased, and you are not in CP state, then it is business as usual and there is nothing to do bc ALL ASSETS PASS INTO THE SURVIVING SPOUSE TRUST.

******Though you still might want to file a portability return depending on their net worth.

Resources



Follow Trustate on [LinkedIn](#) for tips and updates.



Visit Trustate's [website](#) to explore subscription options and start streamlining estate planning, trust funding, and administration for all your estates today.



Email info@trustate.com with questions.



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