

PROBATE COURT OF SUMMIT COUNTY, OHIO

CASE NO. \_\_\_\_\_

\_\_\_\_\_  
Plaintiff

V.

**MOTION TO FIX PRICE**

\_\_\_\_\_  
Defendant(s)

Now comes the (executor/administrator) of the estate of \_\_\_\_\_, deceased, (or guardian of the Person and estate of \_\_\_\_\_ a minor or an incompetent person), and represents to the Court that on \_\_\_\_\_, 20\_\_\_\_, he/she was ordered to sell the real estate described in the complaint at private sale at not less than \$ \_\_\_\_\_, being the appraised value thereof; that he/she has made one bona fide effort to sell the real estate at not less than the appraised value, but has been unable to effect a sale of the real estate at the appraised value, as shown by this return of sale filed on \_\_\_\_\_, 20\_\_\_\_.

Complainant further represents (state all specific facts necessary to substantiate the sale at a lower price, i.e., length of time on the market, number of showings, number of real estate agents, urgency if any, etc.).

Complainant further represents to the Court that he/she believes that he/she will be able to sell the real estate at private sale at not less than the sum of \$ \_\_\_\_\_, which is the highest price that can be obtain for the real estate.

Wherefore, complainant asks the Court to fix the price at \$ \_\_\_\_\_, for which the real estate may be sold.

\_\_\_\_\_  
Attorney for Plaintiff

\_\_\_\_\_

\_\_\_\_\_

**NOTE TO ATTORNEY:**

If all defendants do not file written consents to the sale at fixed price, they must be sent notice w/motion attached of hearing date to be set. (Seven days' notice prior to hearing required.)