

IN THE ESTATE OF § IN THE PROBATE & COUNTY COURT  
MURIEL LUBA MINTZ, § NO. TWO (2) OF  
DECEASED § BRAZORIA COUNTY, TEXAS

**APPLICATION TO APPOINT TEMPORARY ADMINISTRATOR  
PENDING CONTEST SUBJECT TO MOTION TO TRANSFER VENUE**

TO THE HONORABLE JUDGE OF SAID COURT:

**NOW COMES**, Donald M. Mintz furnishes the following information to the Court concerning the Estate of Muriel Luba Mintz, ("Decedent") for the appointment of a third party as Dependent Administrator Pending Contest Subject to Motion to Transfer Venue and issuance of Letters of Dependent Administration Pending Contest:

1. Applicant, Donald M. Mintz ("Donald") is an individual interested in this Estate, he is the son of the Decedent, and he is domiciled in and residing at 3519 Yupon St., Houston, Texas, 77006. Donald requests that this Court appoint a third party Dependent Administrator.
2. Decedent died testate on December 24, 2017 in Houston, Harris County, Texas, at the age of 92.
3. On January 9, 2018, Barbara Latham, the Decedent's daughter and named Independent Executor, filed her Application to Probate the Will of Muriel Mintz.
4. In response, Donald filed his Verified Motion to Transfer Venue and Original Petition Contesting Barbara Latham's Suitability to Serve as Personal representative.
4. Decedent owned property described generally as real estate, personal effects and household goods of a probable value in excess of \$10,000.00.
5. The name, address, and relationship to the Decedent of each heir to the Decedent

is:

Name: Donald M. Mintz  
Address: 3519 Yupon St.  
Houston, TX 77006  
Relationship to Proposed Ward: Son

Name: Barbara Latham  
Address: 1022 Northwick Dr.  
Pearland, TX 77584  
Relationship to Proposed Ward: Daughter


Name: Estelle Claire Mintz Nelson  
Address: 1333 Eldridge Pkwy. #816  
Houston, TX 77077  
Relationship to Proposed Ward: Daughter

6. All children born to or adopted by Decedent have been listed.
7. At the time of her death, Decedent was not married.
8. A necessity exists for the administration of this Estate.
9. There is no need for the appointment of appraisers.
10. Applicant is seeking the appointment of a third party as Dependent Administrator because the Estate has limited assets and the costs of a trial on Barbara Latham's suitability would leave the Estate insolvent.

WHEREFORE, Donald prays that citation issue as required by law to all persons interested in this Estate; that this Court appoint a third party as Dependent Administrator; that Letters of Administration be issued to said Dependent Administrator; that appraisers not be appointed; and that all other Orders be entered as the Court may deem proper.

Respectfully Submitted,

ostrommorris, LLP

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ATTORNEYS FOR DONALD M. MINTZ

**CERTIFICATE OF SERVICE**

I hereby certify that on this 2nd day of March, 2018, a true and correct copy of the foregoing has been served on all the parties of record in this cause according to the Texas Rules of Civil Procedure by hand delivery, electronic mail, first class mail, certified mail return receipt requested or facsimile:

**VIA EMAIL:**

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