

**CASE**

**VOL.**

IN THE MATTER OF:

The Estate of Hilda Winter

- and -

An application pursuant to Section 31 (2) of the *Probate Act*  
for an Order Removing Ivo Winter as Executor of the Estate  
of Hilda Winter and Appointing an Administrator

**JUSTICE SUZANNE HOOD**

**HALIFAX, NS**

**PROBATE NO. 5348**

[Cite as: *Winter Estate, Re, 2001 NSSC 121* ]

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**LIBRARY HEADING**

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**HEARD:** April 25, 27 and 30, 2001

**DECISION:** May 25, 2001

**WRITTEN RELEASE**

**OF ORAL:** October 15, 2001

**SUBJECT:** Probate; removal of executor

**SUMMARY:** Ivo Winter was named as executor in his mother's will. One of his siblings sought to have him removed.

**ISSUE:** Should the executor be removed?

**RESULT:** Law with respect to removal of executors reviewed, especially re conflicts of interest. No findings of credibility made on chambers application. Application dismissed.

***THIS INFORMATION SHEET DOES NOT FORM PART OF THE COURT'S DECISION.  
QUOTES MUST BE FROM THE DECISION, NOT THIS COVER SHEET.***