

Title

FREQUENTLY ASKED ^ QUESTIONS

July 2015

Q Our seller is the executor of the estate of the vested owner. She can't make it to the closing and wants to use a Power of Attorney to authorize the estate's attorney to sign everything. Is that ok?

A No.

It is generally unacceptable for a fiduciary to delegate his or her powers or authority; they are personal to him or her.

If the will states that the executor may delegate his/her authority by power of attorney, assistance from a member of our underwriting staff should be sought prior to accepting it.

If there are multiple (2 or more) personal representatives appointed and they wish to have one sign at closing by power of attorney from the other(s), assistance from a member of our underwriting staff should be sought.

As always, feel free to address any questions to a member of our underwriting staff.