

SURROGATE'S COURT OF THE STATE OF NEW YORK
COUNTY OF **DUTCHESS**

-----X
PROBATE PROCEEDING,
WILL OF

File No. _____

a/k/a

Deceased.

-----X
**NOTICE OF COMMENCEMENT OF PROCEEDING
SUBJECT TO MANDATORY ELECTRONIC FILING**

PLEASE TAKE NOTICE that the proceeding captioned above has been commenced as an electronically filed proceeding in the New York State Courts Electronic Filing System ("NYSCEF") as required by CPLR § 2111 and Uniform Rule § 207.4-aa (mandatory electronic filing). This notice is being served as required by that rule.

NYSCEF is designed for the electronic filing of documents with the court and for the electronic service of those documents, court documents, and court notices upon counsel and unrepresented litigants who have consented to electronic filing.

Electronic filing offers significant benefits for attorneys and litigants, permitting papers to be filed with the court and served on other parties simply, conveniently, and quickly. NYSCEF case documents are filed with the court by filing on the NYSCEF Website, which can be done at any time of the day or night on any day of the week. The documents are served automatically on all consenting e-filers as soon as the document is uploaded to the website, which sends out an immediate email notification of the filing.

The NYSCEF System charges no fees for filing, serving, or viewing the electronic case record, nor does it charge any fees to print any filed documents. Normal filing fees must be paid, but this can be done on-line.

Parties represented by an attorney: Counsel for parties served with this notice must either: 1) immediately record their representation within the e-filed proceeding on the NYSCEF site; or 2) file the Notice of Opt-Out form with the clerk of the court where this proceeding is pending. Exemptions from mandatory e-filing are limited to attorneys who certify in good faith that they lack the computer hardware and/or scanner and/or internet connection or that they lack (along with all employees subject to their direction) the operational knowledge to comply with e-filing requirements. [Section 207.4-aa(e)]

Parties not represented by an attorney: Unrepresented litigants are exempt from e-filing. They can serve and file documents in paper form and must be served with documents in paper form. However, an unrepresented litigant may participate in e-filing.

For information on how to participate in e-filing, unrepresented litigants should contact the appropriate clerk in the court where the proceeding was filed or visit www.nycourts.gov/efile-unrepresented. Unrepresented litigants also are encouraged to visit www.nycourthelp.gov or contact the Help Center in the court where the proceeding was filed. An unrepresented litigant who consents to e-filing may cease participation at any time. However, the other parties may continue to e-file their court documents in the proceeding.

For additional information about electronic filing and to create a NYSCEF account, visit the NYSCEF website at www.nycourts.gov/efile or contact the NYSCEF Resource Center (phone: 646-386-3033; e-mail: efilenycourts.gov).

Dated: _____, 2017

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