

PROBATE COURT OF BUTLER COUNTY, OHIO
JOHN M. HOLCOMB, JUDGE

ESTATE OF _____, DECEASED

CASE NO. _____

**APPLICATION TO RELEASE MEDICAL RECORDS AND MEDICAL
BILLING RECORDS**

[R.C. 2113.032]

Now comes _____ the _____ of the
(Applicant's Name) (Relationship)

above named decedent who died on _____ and resided at _____
_____ whose last four (4) digits of his/her
social security number are _____, and hereby requests authority to obtain information
regarding decedent's medical records and medical billing records for the purpose of evaluating a
potential wrongful death, personal injury, or survivorship action on behalf of the decedent.

Applicant states the following:

- ☐ Applicant is an individual who is eligible to be appointed as a personal representative of the
above named decedent's estate under Ohio law; or
- ☐ Applicant is named as executor in the above named decedent's will, and Applicant has filed a
copy of decedent's will with this Application.

Applicant has attached Form 1.0 – Surviving Spouse, Children, Next of Kin, Legatees
and Devisees.

Applicant acknowledges that an order shall not be issued until ten days following the probate
court's transmission of a copy of this application to those persons listed on the Form 1.0
who have not filed a signed Waiver of Notice/Consent.

Signature

Printed Name of Applicant

Address

City/State/Zip

Phone Number

PROBATE COURT OF BUTLER COUNTY, OHIO
JOHN M. HOLCOMB, JUDGE

ESTATE OF _____, DECEASED

CASE NO. _____

**NOTICE OF APPLICATION TO RELEASE MEDICAL RECORDS AND
MEDICAL BILLING RECORDS**

[R.C. 2113.032]

To the following persons:

Name	Address
	City/State/Zip
Name	Address
	City/State/Zip
Name	Address
	City/State/Zip
Name	Address
	City/State/Zip

_____ has filed an application in this Court, seeking the release of the decedent's medical records and medical billing records for use in evaluating a potential wrongful death, personal injury, or survivorship action on behalf of the decedent.

You are one of the above named decedent's next of kin and are therefore entitled to notice of the pending Application to Release Medical Records and Medical Billing Records. The Court shall issue an order not earlier than ten (10) days of the transmission of this Notice.

The Application to Release Medical Records and Medical Billing Records shall be heard before the _____ County Probate Court, located at _____, Suite _____, Ohio _____ on the _____ day of _____, 20____ at o'clock ____ M.

**PROBATE COURT OF BUTLER COUNTY, OHIO
JOHN M. HOLCOMB, JUDGE**

ESTATE OF _____, DECEASED

CASE NO. _____

**WAIVER OF NOTICE/CONSENT
[R.C. 2113.032]**

Application of _____ for release of medical records and medical
billing records of the above named decedent.

The undersigned, being the next of kin of the above named decedent, hereby waive notice and
consent to the release of medical records and medical billing records of the above named
decedent.

PROBATE COURT OF BUTLER COUNTY, OHIO
JOHN M. HOLCOMB, JUDGE

ESTATE OF _____, DECEASED

CASE NO. _____

**ENTRY AUTHORIZING RELEASE OF MEDICAL RECORDS AND
MEDICAL BILLING RECORDS**

[R.C. 2113.032]

For good cause shown, all medical providers that provided medical care or treatment to the above named decedent shall release those medical records and medical billing records to the Applicant for the limited purpose of deciding whether or not to file a wrongful death, personal injury, or survivorship action.

The medical records and medical billing records are confidential and shall not be made available for public viewing, unless otherwise provided for by law or subsequent court order.

Applicant shall file a report with the court certifying that all medical records and medical billing records have been received and shall indicate whether an administration of the decedent's estate will be filed before the expiration of the applicable statute of limitations.

Date

John M. Holcomb, Probate Judge

PROBATE COURT OF BUTLER COUNTY, OHIO
JOHN M. HOLCOMB, JUDGE

ESTATE OF _____, DECEASED

CASE NO. _____

**REPORT ON RECEIPT OF MEDICAL RECORDS AND MEDICAL
BILLING RECORDS**

[R.C. 2113.032]

Now comes _____, who was authorized to receive the decedent's medical records and medical billing records, and hereby certifies that all requested medical records and medical billing records have been received.

☐ An application to administer decedent's estate will not be filed.

☐ An application to administer decedent's estate will be filed prior to the expiration of the applicable statute of limitations.

Signature

Printed Name

Address

City/State/Zip

Phone Number

CASE NO. _____

The following are the vested beneficiaries named in the decedent's will:

[illegible]

[Check whichever of the following is applicable]

- ☐ This will contains a charitable trust or a bequest or devise to a charitable trust, subject to R.C. 109.23 to 109.41.
- ☐ The will is not subject to R.C. 109.23 to 109.41 relating to charitable trusts.

Date _____

Applicant (or give other title)