

Deceased Employee Wage Collection Form - Sample

To be completed by the surviving spouse, registered domestic partner, guardian or conservator of the estate of the surviving spouse or registered domestic partner of the Decedent. Requires reasonable proof of identity.

To collect salary or other compensation of a deceased spouse or registered domestic partner, a surviving spouse, registered domestic partner, guardian or conservator of the estate of the surviving spouse or registered domestic partner of the Decedent must complete this Affidavit under penalty of perjury under the laws of the State of California. Please consult legal counsel if the amount owed is more than \$20,875.00 net.

I, _____ (name), declare:

1. On _____ (date), _____, hereinafter referred to as "Decedent", died in _____ County, California.

2. Fill in the applicable statement:

I, _____, am the surviving spouse or registered domestic partner of the Decedent, hereinafter "Affiant."

Or

I, _____, am the guardian or conservator of the estate of the surviving spouse or registered domestic partner of the Decedent, hereinafter "Affiant."

3. The Affiant is entitled to the Decedent's earnings under the Decedent's will or by intestate succession and no one else has a superior right to the earnings.

4. No proceeding is now being, or has been, conducted in California for administration of the Decedent's estate.

5. California Probate Code sections 13600 to 13605 require that the earnings of the Decedent, including compensation for unused vacation, not in excess of \$20,875.00 net, be paid promptly to the Affiant.

6. Neither the surviving spouse/registered domestic partner, nor anyone acting on behalf of the surviving spouse/registered domestic partner, has a pending request to collect compensation owed by another employer for personal services of the Decedent, pursuant to California Probate Code sections 13600 to 13605.

7. Neither the surviving spouse/registered domestic partner, nor anyone acting on behalf of the surviving spouse/registered domestic partner, has collected any

compensation owed by an employer for personal services of the Decedent, pursuant to California Probate Code sections 13600 to 13605, *except* the sum of _____ dollars (\$_____), which was collected from _____.

8. The Affiant requests that he or she be paid the salary or other compensation owed by _____ (the Company) for personal services of the Decedent, including compensation for unused vacation or paid time off, not to exceed \$20,875.00, less the amount of _____ dollars (\$_____), which was previously collected.

I, _____, affirm under the penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Signature of Affiant

Date