

PROBATE COURT OF STARK COUNTY **FILED**  
OHIO

DEC 15 2023

ESTATE OF MARK L. ROCHESTER, DECEASED  
CASE NO. 243366 JUDGE DIXIE PARK  
STARK COUNTY PROBATE COURT

**APPLICATION FOR PARTIAL ATTORNEY FEES AND  
PARTIAL FIDUCIARY FEES**

Now comes Patricia A. Fonda, Administrator of the Estate of Mark L. Rochester, by and through counsel, respectfully requests that Court grant the authority to pay initial, partial attorney fees in the amount of \$145,016.63 per the Court guidelines, as shown on the attached computation. The \$5,160,665.42 is based on the \$1,600,665.42 of total disbursements from the date of death through July 31, 2023, as shown on the filed First Fiduciary's Account, plus an anticipated \$4,000,000 distributions to intestate heirs before the end of the year. Attorney John D. Clark has now been working for eighteen (18) months without any compensation from the Estate for representing Administrator Patricia A. Fonda. Attorney Clark and his employees have spent hundreds of hours administering land sales, vehicle sales, liquidation of investments, collecting unclaimed funds, working with appraisers and accountants.

In addition to permission to pay initial, partial attorney fees, Patricia A. Fonda, Administrator, respectfully requests authority to pay herself an initial, partial commission for her services in the amount of \$117,013.31. Ms. Fonda has also worked for hundreds of hours to sell and liquidate assets owned by Mark L. Rochester without any compensation paid thus far. These administrative services include the coordination of the selling the inventory of Victorian Rose Antiques, Inc. without any compensation from that corporation, which she became the sole owner at her death.

Counsel for the intestate heirs have consented to these applications for initial, partial attorney fees and Administrator's commission; please see attached signed consents. Further, these payments will help reduce income taxes to the Estate if paid during this calendar year.

Respectfully submitted,

  
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**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the within Motion has been mailed by US Mail this 7<sup>th</sup> day of December, 2023, to the following:

Attorney Gerald L. Baker  
3711 Whipple Avenue N.W.  
Canton, Ohio 44718

Counsel for heirs: Glenn Rochester, Melita Wright, Deborah Jones, Loretta Womble, Robert Rochester, Edie Yates, Darlene Rochester, Darryl Rochester, Connie Morrow, Sherry Rochester, Alicia Davis, Nikki Terrell, Dylan Boyd, Leslie Mauldin, Alexis Maudlin, Laura Cox, Bart Cash, Mark Hayes, Michael Hayes, Lanette McNutt, Brett Hayes, Brenda Kiddy, Joel Newton, William Byron Newton, Pat McDougal, Susan Lauderdale, Chris Rochester, Michael Rochester, Bobby Gene Rochester, Royce Rochester, and Karen Haynes

Attorney Greg T. Stralka  
5005 Rockside Rd # 600,  
Independence, OH 44131

Counsel for heirs: Vicki Sumlin, Seconda Dake, Michelle Morales, Dolesa Purvis, Damon Quintanilla, and Heather Mayo

Kevin L. Rochester  
21 Walnut St.  
Albion PA 16401

  
John D. Clark, Esq. (0068809), of  
LAW OFFICE OF JOHN D. CLARK  
ATTORNEY FOR ADMINISTRATOR