

Date: [Insert Date]

To: [Insert Name of Fiduciary/Trustee/Executor]

From: [Insert Name of Beneficiary]

Subject: Mutual Consent Beneficiary and Fiduciary Conflict Waiver Letter

Dear [Insert Name],

This letter serves to formally acknowledge and address a potential or actual conflict of interest regarding the administration of [Insert Name of Estate or Trust].

1. Disclosure of Conflict: It has been disclosed that a conflict of interest exists because [Insert Description of Conflict, e.g., the Fiduciary is also a beneficiary or has a business interest in estate assets].

2. Acknowledgment of Rights: I, [Insert Beneficiary Name], acknowledge that I have been informed of my right to seek independent legal counsel regarding this matter and the implications of waiving this conflict.

3. Waiver and Consent: By signing this letter, I hereby waive any claim of breach of fiduciary duty solely based on the specific conflict described above. I consent to [Insert Name of Fiduciary] continuing to act in their fiduciary capacity despite this conflict.

4. Mutual Agreement: The Fiduciary agrees to continue acting in the best interests of the estate and all beneficiaries, maintaining full transparency and providing regular accountings as required by law.

5. Revocation: This waiver is limited to the specific circumstances described herein and does not apply to any future or undisclosed conflicts of interest.

Sincerely,

[Insert Beneficiary Name]

Date: [Insert Date]

Acknowledged and Agreed by:

[Insert Fiduciary Name]

Date: [Insert Date]