

# SUPREME COURT OF VIRGINIA



SUPREME COURT BUILDING  
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## **Granted Appeal Summary**

### **Case**

STAVROS P. GALIOTOS, A/K/A STEVE P. GALIOTOS, CO-EXECUTOR OF THE ESTATE OF IRENE A. GALIOTOS v. TASOS A. GALIOTOS, CO-EXECUTOR OF THE ESTATE OF IRENE A. GALIOTOS, ET AL.

(Record Number 200504)

### **From**

The Circuit Court of the City of Virginia Beach; T. Padrick, Judge.

### **Counsel**

Monica T. Monday and David R. Berry (Gentry Locke LLP) for appellants.

John C. Lynch and Megan E. Burns (Troutman Sanders) for appellees.

### **Assignment of Error**

1. The trial court erred in removing Steve Galiotos as Co-Executor of the Estate of Irene A. Galiotos.
  - a. The trial court failed to apply the correct legal standard in considering whether to remove Steve Galiotos; the court failed to make a finding that he was guilty of fraud, breach of trust, gross neglect or breach of fiduciary duty in his capacity as Co-Executor of the Estate.
  - b. The trial court erred in finding that Steve Galiotos, as Co-Executor, should have held off on cashing a CD that is not part of the Estate.
  - c. The trial court erred in removing Steve Galiotos as Co-Executor of his mother's Estate on the basis that there was "deadlock" in administering the Estate and friction between the Co-Executors.
  - d. The trial court erred in removing Steve Galiotos as Co-Executor and appointing an administrator of the Estate of Irene A. Galiotos.
  - e. The trial court erred in finding that Steve Galiotos acted in his self-interest
2. The trial court erred in denying Steve Galiotos' request for reimbursement of legal fees and costs incurred in his capacity as fiduciary, including those incurred in defending the suit to have him removed as Co-Executor of the Estate of Irene A. Galiotos, and erred in refusing his request for fiduciary compensation.

3. The trial court erred in refusing to set aside the redemption by Executive Cove, LLC of the Estate's interest in Executive Cove, LLC.