

Bibliography of Articles on Directed Trusts, Trust Protectors and Open Architecture Trust Designs

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Adams, Roy M., *Delegating*, Trusts & Estates, June 2003, at p. 80.

Alexander, *Trust Protectors: Who Will Watch the Watchmen?*, 27 Cardozo L. Rev. 2807 (2006)

Armstrong, Christopher S., *Investment Directions, Rights and Powers -- Potential Pitfalls and Unanswered Questions (The American Perspective)*, www.rmstrnglaw.com

Armstrong, Christopher S., *The Private Trust Company: Can It Reconcile The Competing Imperatives of the Prudent Investor Rule and the Settlor's Direction to Retain?*, www.rmstrnglaw.com

Belcher, Dennis, *Not My Fault - The Devil Made Me Do It! Responsibilities and Duties of a Delegating or Directed Trustee*, Section 11, 2007 University of Miami School of Law: Heckerling School on Estate Planning

Belcher, Pankey, Wernz, *Directed Trustees, Co-Trustees, and Successor Trustees - Fiduciary and Regulatory Issues*, Section III-C, 2007 University of Miami School of Law: Heckerling School on Estate Planning

Bove, Jr., Alexander A., *The Trust Protector: Trust(y) Watchdog or Expensive Exotic Pet?*, Est. Plan. J. (Aug. 2003)

Bove, Jr., Alexander A., *Trust Protectors*, November, 2005 Trusts & Estates at 28

Brescher, Jr., John B., *Fiduciary Duties of Directed Trustees (ERISA)*, Probate & Property at 50 (July/August 2002)

Campisi, Dominic J. and Zabronsky, Andrew, *Of Delegating and Double Dipping*, Trusts & Estates at 61 (April 2003)

Curtis, Jr., Jerome J., *The Transmogrification of the American Trust*, 31 Real Property, Probate and Trust Journal 251 (Summer 1996)

Duckworth, Anthony, *Protector-Fish or Fowl Part II*, 5 Journal of International Trust & Corporate Planning 1, 32 (1996)

Engelhardt, Jo Ann, and Hayes, Philip J., *Choice of Situs for Itinerant Trustees and Peripatetic Beneficiaries*, SL003 ALI-ABA 395 (July 2005)

Goodwin, Iris J., and McDowell, III, Pierce, H., *Delegating Responsibility: Trustees Explore the Once Taboo*, *Trusts & Estates*, March 1999, at pp.10-14

Gordon, *Directed Trusts: The Use of Trust Advisors and Protectors: Can Fiduciaries Limit Liability Through Directed Trusts? Empowering Trust Protectors While Minimizing Their Liability, or Can A House Divided Long Stand?*, §18, 2006 Notre Dame Tax Estate Planning Institute

King, III, Al W. and McDowell, III, H., *Delegated vs. Directed Trusts*, July, 2006 *Trusts & Estates* at 26

Kozusko, Don and Padgett, Miles, *Private Trust and Protector Companies: How Much Family Control?*, 2002 *Tax Management Memorandum* 443 (September 2002)

Kurlander, Glenn, and Orazam, Edward J., *The Shrinking Trustee*, *Trusts & Estates* at 33 (June 2004)

Lahey, John J., *Open-Architecture Trusts: The Wiser Choice*, August, 2003 *Trusts & Estates* at 44

Minnigh, Elizabeth Carrott, *Using Trust Protectors in Domestic Estate Planning*, *Tax Management Memorandum* (2007)

Nenno, Richard, *Directed Trusts: Can Directed Trustees Limit Their Liability?*, Chapter RWN-18, 2006 Notre Dame Tax and Estate Planning Institute

Sarafa, Anita M., and Duncan, John P.C., *The Coordination Gap: Ordering Relationships Among Trustees, Co-Trustees, Protectors, Advisors and Other Trust Participants*, 33rd Annual Notre Dame Tax & Estate Planning Institute, available at duncancounsel.com (registration required)

Silverman, Rachel, *How Many Trustees Do You Need?*, *Wall Street Journal* (July 12, 2007) at B5

Stake, *A Brief Comment on Trust Protectors*, 27 *Cardozo L. Rev.* 2813, 2814 (2006)

Sterk, Stewart E., *Trust Protectors, Agency Costs, and Fiduciary Duty*, 27 *Cardozo L. Rev.* 2761, 2770 (2006)

Trust Advisors, 78 *Harvard Law Review* 1230 (1965)

Wernz, Ann Hart, *Directed Trustees: Between a Rock and a Hard Place: Issues of Liability of Co-Trustees and Successor Trustees*, Section 30, 2005 Notre Dame Tax and Estate Planning Institute