RECORD NO. 082280

DEBRA KEENER,

***Appellant*,**

v.

HOLLIS GRANT KEENER, JR., *et al.*,

Appellees.

ASSIGNMENTS OF ERROR

1. The trial Court erred when it expanded the language of a Trust provision that states forfeiture will occur if a beneficiary of that Trust objects to or contests any provision of the Trust, to include the beneficiary's act of opening probate as a contest of a Trust provision because as a matter of law probate does not constitute a will contest, let alone the contest of a separate Trust document.

2. The trial Court erred when it expanded the language of a Trust provision that states forfeiture will occur if a beneficiary of that Trust objects to or contests any provision of the Trust, to include the beneficiary's act of opening probate as contesting a Trust Provision because the express language of the Trust's forfeiture clause must be strictly construed and cannot be interpreted to encompass the act complained of.