



ATTENTION

Probate cases on this calendar are currently under review by the probate examiners. Review of some probate cases may not be completed and therefore have not been posted.

If your probate case has not been posted please check back again later.

Thank you for your patience.

(1) Second Account Current and Report of Conservator and (2) Petition for Allowance of Compensation to Conservator and Attorney (Prob. C. 2620, 2623, 2942)

Age: 81		NEEDS/PROBLEMS/COMMENTS: <u>OFF CALENDAR</u> Second Acct. settled and approved on 12/03/12
Cont. from		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
	Reviewed by: JF	
	Reviewed on: 12/18/12	
	Updates:	
	Recommendation:	
	File 1 - Poff	

Atty Roberts, David A. (for Joan St. Louis – Petitioner)
 Atty Boyett, Deborah K. (Court-appointed for Conservatee)

Petition for Appointment of Successor Probate Conservator of the Person and Estate (Prob. C. 1820, 1821, 2680-2682)

Age: 87		TEMPORARY EXPIRES 1-9-13	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Note:</u> According to previously filed documents, the purpose of the conservatorship of the estate was so that Mr. St. Louis could file Mrs. Bingham's tax returns. The bulk of the assets are held in trust. It was later determined that approx. \$324,000.00 was held outside of trust, and that amount has been blocked pursuant to receipt filed 5-22-12.</p> <p><u>Note:</u> Court Investigator advised rights on 11-13-12.</p> <p>1. Petitioner requests appointment without bond because funds are blocked; however, Petitioner also states that she intends to request release of some of the blocked funds. Need clarification: Is Petitioner requesting such release at this time? If so, how much? The Court may require bond, including cost of recovery, and the Court may require clarification with reference to the trust.</p> <p><u>Note:</u> The Court will set status hearings as follows:</p> <ul style="list-style-type: none"> Friday 4-5-13 for the filing of the Inventory and Appraisal Friday 4-4-14 for the filing of the first account.
		<p>JOAN ST. LOUIS, close friend, is Petitioner and requests appointment as Successor Conservator of the Person with medical consent and dementia medication and placement powers, and as Successor Conservator of the Estate without bond (money in blocked account).</p> <p>DAVID J. ST. LOUIS was appointed Conservator of the Person on 11-22-11 with medical consent powers and dementia medication and placement powers, and was appointed Conservator of the Estate on 4-24-12 without bond, funds to be blocked.</p> <p>Petitioner states she is the wife of former Conservator DAVID J. ST. LOUIS, who passed away recently. Petitioner states she shared the same close relationship with the Bingham family for many years that Mr. St. Louis shared, and has knowledge of all of the assets and financial information. The Conservatee's condition remains the same. This petition is due to the death of the Conservator.</p> <p>Nomination of Petitioner as Successor Conservator is signed by Attorney Deborah Boyett for the Conservatee Wanda Bingham.</p> <p>Estimated Value of Estate: Personal property: \$329,000.00 Annual income: Unknown</p>	
	Aff.Sub.Wit.		
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
✓	Notice of Hrg		
✓	Aff.Mail	W	
	Aff.Pub.		
	Sp.Ntc.		
✓	Pers.Serv.	W	
✓	Conf. Screen		
✓	Letters		
✓	Duties/Supp		
	Objections		
✓	Video Receipt		
	CI Report		
	9202		
	Order	X	
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
			<p>Reviewed by: skc</p> <p>Reviewed on: 12-19-12</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 2 - Bingham</p>

(1) First and Final Account and Report of Conservator and (2) Petition for Order Approving, Allowing and Settling Account and Report of Conservator and (3) Petition for Order Allowing Payment of Costs and Order Terminating Conservator

Age:	PATRICIA A. GAZDA, Sister and Conservator, is Petitioner.		NEEDS/PROBLEMS/COMMENTS: Note: On 9-6-12, the Court approved the establishment of a Special Needs Trust for the Conservatee with Inland Counties Regional Center, Inc., as Trustee. 1. Petitioner states the Beginning Property on Hand was \$0.00; however, I&A filed 7-31-12 indicates Beginning POH was \$98,846.00. 2. The title of the filing indicates that this is a petition to terminate the conservatorship; however, termination is not in the prayer or the order. Need clarification. Additional Note: Although a receipt was filed in this case for the deposit to the special needs trust, no I&A has yet been filed in 12CEPR00826.
DOD:	Account period: 1-1-12 through Sept. 2012		
	Accounting: \$98,965.57		
	Beginning POH: \$0.00		
	Ending POH: \$2,111.00		
<input type="checkbox"/> Aff.Sub.Wit.	Conservator: Not requested		
<input checked="" type="checkbox"/> Verified	Attorney: Not requested		
<input type="checkbox"/> Inventory	Costs: \$2,111.00 (filing, investigation, certified letters)		
<input type="checkbox"/> PTC	Petitioner requests:		
<input type="checkbox"/> Not.Cred.	1. Notice of hearing of this account, report, and petition be given as required by law;		
<input checked="" type="checkbox"/> Notice of Hrg	2. An order approving, allowing and settling the attached account and report;		
<input checked="" type="checkbox"/> Aff.Mail	w	3. The Court authorize reimbursement of costs advanced by Attorney Flanigan;	
<input type="checkbox"/> Aff.Pub.		4. The Court grant such other relief as it considers just and proper.	
<input type="checkbox"/> Sp.Ntc.		Attorney Flanigan also filed a declaration containing a receipt from the master trust for funds in the amount of \$96,854.57 deposited in connection with the Special Needs Trust which has been assigned Case No. 12CEPR00826.	
<input type="checkbox"/> Pers.Serv.			
<input type="checkbox"/> Conf. Screen			
<input type="checkbox"/> Letters			
<input type="checkbox"/> Duties/Supp			
<input type="checkbox"/> Objections			
<input type="checkbox"/> Video Receipt			
<input type="checkbox"/> CI Report			
<input checked="" type="checkbox"/> 2620(c)			
<input checked="" type="checkbox"/> Order			
<input type="checkbox"/> Aff. Posting			
<input type="checkbox"/> Status Rpt			
<input type="checkbox"/> UCCJEA			
<input type="checkbox"/> Citation			
<input type="checkbox"/> FTB Notice			
			Reviewed by: skc
			Reviewed on: 12-20-12
			Updates:
			Recommendation:
			File 3 – Allen

Petition for Letters of Administration; Authorization to Administer Under IAEA (Prob. C. 8002, 10450)

DOD: 04/15/2012	DAWNETTE MYERS , spouse is petitioner and request appointment as Administrator without bond.	NEEDS/PROBLEMS/COMMENTS: 1. Item 5B of the petition is incomplete regarding stepchild or foster child. Note: If the petition is granted status hearings will be set as follows: <ul style="list-style-type: none"> • Friday, 06/07/2013 at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal <u>and</u> • Friday, 03/07/2014 at 9:00a.m. in Dept. 303 for the filing of the first account and final distribution. Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.
Cont. from	All heirs waive bond.	
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified	Full IAEA – o.k.	
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.	Decedent died intestate.	
<input checked="" type="checkbox"/> Notice of Hrg		
<input checked="" type="checkbox"/> Aff.Mail	Residence: Fresno Publication: The Business Journal	
<input checked="" type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.	Estimated value of the Estate: Real Property - \$230,000.00	
<input type="checkbox"/> Conf. Screen		
<input checked="" type="checkbox"/> Letters	Probate Referee – Steven Diebert	
<input checked="" type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed by: LV
		Reviewed on: 12/18/2012
		Updates:
		Recommendation:
		File 7 - Myers

Age: 68	TEMPORARY CONSERVATORSHIP EXPIRES 1-9-13	NEEDS/PROBLEMS/COMMENTS:
	PUBLIC GUARDIAN was appointed Temporary Conservator on 5-18-11. At hearing on 6-29-11, Ms. Slaughter objected to the conservatorship and trial was set.	<u>Continued from 11-14-12</u>
Cont. from 111412	At trial on 11-15-11 , the parties reached agreement for temporary conservatorship to remain in place for one year with this review hearing set for status. The order signed 12-6-11 indicates that there will be three caregivers providing meals, overseeing appointments, and physically being present at least twice per day.	1. The Court may require proof of service of Status Report on Mary Slaughter and her court-appointed counsel.
Aff.Sub.Wit.		2. Public Guardian originally requested appointment as Conservator of the Person with medical consent powers. Two capacity declarations have been filed by counsel for the proposed Conservatee that <u>do not support</u> the request for medical consent powers.
✓ Verified		If medical consent powers are requested at this time, need Capacity Declaration in support.
Inventory		3. Need order, letters.
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail X	Status report filed 11-7-12 by Public Guardian states that since February 2012, Deputy Public Guardian Anita Harper, along with another deputy, made a few unannounced home visits. On 2-22-12, Jeff, a friend and handyman, was at the property with Ms. Slaughter. He indicated that she was not doing well; specifically that she had "gotten into her pills" and had "passed out." She fell out of her wheelchair onto the kitchen floor. She was still sleeping during the visit (around 1:00 pm). The IHSS main caretaker Frances also arrived and reported the same information. The house was neat, but the previous night's dinner was still by her bed. Frances reported that she tries to hide the medication, but Ms. Slaughter gets upset when she can't find it. Jeff and Frances agreed that she had done well until the beginning of February; however, not all of the people who had offered to help were actually helping.	
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
✓ Status Rpt	On 2-24-12, at another unannounced visit, no one answered the first time, and when they returned later Ms. Slaughter was alone, and the deputies had her 5150'd due to her altered mental status. She was admitted to Community Hospital, and later moved to Rehab Centre of Fresno. At a care conference in March, she appeared to be doing well.	
UCCJEA		
Citation		
FTB Notice	The Public Guardian has received information about her status at care conferences with the Centre. She is reportedly doing well, enjoys reading and smoking, and indicated interest in starting a winter garden with staff. She did not like where she was living, but did not give any suggestions for alternative placement.	
	It is the Public Guardian's assertion that the Conservatee has demonstrated that she cannot provide for her own needs and health and the people she chose to assist her have not done so. Therefore, it appears a general conservatorship of the Person is necessary, and the Public Guardian requests that it be granted.	
		Reviewed by: skc
		Reviewed on: 12-20-12
		Updates:
		Recommendation:
		File 10 - Slaughter

**Petition for Amended Letters of Conservatorship Granting Conservator Powers
Under Probate Code Section 2591**

Age: 52	<p>JOANNA REJNIAK, Co-Conservator, is Petitioner.</p> <p>JOANNA REJNIAK, Ex-wife, and DIANA FATYGA, Daughter, were appointed Co-Conservators of the Person and Estate without bond on 8-25-11.</p> <p>Petitioner states The Conservatee is the sole borrower on the house where he lives, although title is held as Marek Fatyga and Joanna Fatyga, husband and wife as joint tenants. Petitioner is Conservatee's sole caregiver.</p> <p>Petitioner has been negotiating terms with Bank of America and also attempting to find another lender who may offer better terms on the mortgage. There is a lender willing to refinance the debt, but the title company requires amended Letters of Conservatorship in order to execute the necessary documentation. Although Bank of America did preapprove a loan modification, a foreclosure date is set for 11-21-12. Petitioner hopes that filing this petition will enable her to postpone the foreclosure and reinstate the loan.</p> <p>Petitioner states the current balance of the mortgage is \$75,331.35 and closing costs are anticipated at \$1,000.00. Co-Conservator Diana Fatyga is studying medicine in Poland and is not easily able to attend to these duties at this time.</p> <p>Attached is a letter dated 11-6-12 from Chicago Title Company requiring amended letters of conservatorship granting Petitioner full authority to execute all necessary documentation for the refinance.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need Notice of Hearing. 2. Need proof of service of Notice of Hearing at least 15 days prior to the hearing pursuant to Probate Code §§ 2592 and 1460 on: <ul style="list-style-type: none"> - Diana Fatyga (Co-Conservator) - Marek Fatyga (Conservatee) 3. It appears the Court previously dispensed accountings due to the nature of the conservatee's income (SSI). However, at this time, the Court may require accounting or other status report for clarification regarding the circumstances that led to the current situation. 4. Petitioner states the foreclosure date was 11-21-12. Has the date been postponed? 5. Proposed order is blank. The Court may require a revised proposed order, along with proposed Letters. Alternatively, Examiner may prepare after hearing based on the court's order. 	
DOB: 7-10-60			
Aff.Sub.Wit.			
<input checked="" type="checkbox"/> Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			X
Aff.Mail			X
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
<input checked="" type="checkbox"/> Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
<p>Reviewed by: skc</p> <p>Reviewed on: 12-20-12</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 9 - Fatyga</p>			

DOD: 11-19-11		<p>ROSALINDA LEON, Surviving Spouse, is Petitioner.</p> <p>No other proceedings</p> <p>Decedent died intestate</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: Page 15 B is Petitioner's Request for Hearing about Court Fee Waiver Order.</p> <p>1. Filing fee of \$435 is due prior to distribution of property to Petitioner.</p>
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail <small>W</small>		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.	<p>Petitioner states she and the Decedent were married on 8-20-78 and were married at the time of Decedent's death. They acquired the real property during the marriage on 6-21-00 with earnings acquired during the marriage, and intended it to be community property. The real property was the personal residence of the Decedent and is currently the personal residence of Petitioner.</p> <p>Petitioner states the property was conveyed to the Decedent as his sole and separate property on 6-22-06 solely for refinance purposes based on his more favorable credit history. There was no intention to transmute the property from community to separate property.</p> <p>Petitioner requests court confirmation that a one-half interest in the property belongs to her and Decedent's one-half interest passes to her.</p> <p>Attached are declarations from Decedent's three children in support of this petition.</p>	<p>Reviewed by: skc</p> <p>Reviewed on: 12-20-12</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 15A - Leon</p>
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		

Request for Hearing about Court Fee Waiver Order

		<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>CONFIDENTIAL</u></p>
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: skc
		Reviewed on: 12-20-12
		Updates:
		Recommendation:
		File 15B - Leon