

1 Lee Offield aka Lee James Offield (Estate) Case No. 0316129

Attorney Shahbazian, Steven (for Larry Offield – Executor)

Status Hearing for Failure to File a First Account or Petition for Final Distribution.

DOD: 07/27/1984	<p>LARRY OFFIELD, was appointed Executor with full IAEA authority without bond on 09/11/1984.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p>
	<p>Letters issued on 09/14/1984.</p>	<p>2. Need First Account or Petition for Final Distribution or current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.</p>
Cont. from	<p>Inventory and Appraisal, Partial No. 1 filed 09/26/1985 shows an estate valued at \$32,500.00.</p>	
Aff.Sub.Wit.	<p>Final Inventory and Appraisal was due 02/1985.</p>	<p>Reviewed by: LV</p> <p>Reviewed on: 01/11/2016</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 1- Offield</p>
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg	<p>First Account and/or Final Distribution was due 11/1985.</p>	
Aff.Mail	<p>Notice of Status Hearing filed 10/14/2015 set this Status Hearing for Failure to File a First Account and/or Petition for Final Distribution.</p>	
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		

Probate Status Hearing RE: Receipt of Transfer

	On 7/2/15, this Court ordered proceedings transferred to the Superior Court of California, County of Santa Barbara.	NEEDS/PROBLEMS/COMMENTS: 1. Need receipt from Santa Barbara County Superior Court showing file received, case created.
Cont. from 090915, 100715	Notice of Transfer of Papers and Pleadings indicates mailing on 7/23/15.	
Aff.Sub.Wit.		
Verified	Certified mail return receipt filed 7/30/15 indicates receipt by Santa Barbara Superior Court on 7/27/15; however, no receipt has been received from the Probate Department indicating that the file has been received and a new case created there.	
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: 1/11/16
		Updates:
		Recommendation:
		File 2 - Chapman

3A Lois Elaine Frame (Estate)

Case No. 06CEPR01232

Attorney Matsumoto, Russell D. (for Ted R. Frame – Executor)

Probate Status Hearing for Failure to File a First Account or Petition for Final Distribution

DOD: 05/27/1999	TED R. FRAME , was appointed Executor with full IAEA authority without bond on 01/23/2007.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>3B is the Petition for Probate of Letters.</p> <p>Minute Order of 12/02/2015: Trailing the petition for successor representative.</p> <p>Minute Order of 09/16/2015: Counsel will be filing a new petition for appointment of a Successor Representative. If a new petition is filed at least two court days prior to 12/02/2015, the status hearing for the filing of said petition will go off calendar, and the status hearing for filing of the first and final account will advance to that date given to the new petition so that no appearance would be necessary on 12/02/2015.</p> <p>1. Need First Account for Ted R. Frame, former Personal Representative or current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.</p>
	Letters issued on 01/23/2007	
Cont. from 091615, 120215	Final Inventory and Appraisal was filed on 07/12/2007 showing an estate valued at \$84,100.00.	
Aff.Sub.Wit.	First Account and/or Final Distribution was due on 03/2008.	
Verified	Notice of Status Hearing set this matter for the failure to file a First Account or Petition for Final Distribution. Notice was mailed to Russell Matsumoto and Ted R. Frame on 07/16/2015.	
Inventory	<p>Status Hearing Declaration by Attorney for Deceased Personal Representative filed 09/03/2015 states the executor serves as executor of the Decedent's Will and personal representative of the Decedent's Estate until his death on 04/24/2015, and the administration of the estate was left incomplete, matters involving the administration of the executor's estate and related affairs are in the process of being resolved. Probate code § 8522 provides for the appointment of a successor personal representative when there are no other personal representatives, by petition and service on interested persons in the manner provided in Article 2 (commencing with Section 8110) of Chapter 2 of the Probate code. Mr. Matsumoto is informed and believes Bertha A. Frame, the spouse of Executor at the time of Executor's death, intends to file a Petition for Letters of Administration with Will Annexed, and further informed and believe that such petition is currently in the process of being prepared. Mr. Matsumoto respectfully requests this status hearing be continued for 60 days, during which time, he is informed and believes such petition for appointment of a successor personal representative would be filed.</p> <p style="text-align: center;"><u>Please see additional page</u></p>	
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		
<u>Please see additional page</u>		

Reviewed by: LV

Reviewed on: 01/11/2016

Updates:

Recommendation:

File 3A - Frame

Status Hearing Declaration by Attorney for Deceased Personal Representative filed 12/01/2015 states a petition for probate to appoint a Successor Personal Representative is being submitted for filing concurrently with this Declaration. It will be set for hearing in due course by the Clerk of this Court, allowing for sufficient time for Notice of Petition to Administer to be given and published. The continued Status Hearing on 12/02/2015, should therefore be continued to the date of hearing of the Petition for Probate. Attorney Matsumoto is informed and believes that within ninety days of hearing of the Petition for Probate a Waiver of Accounting by all beneficiaries will be filed accompanied by a Petition for Final Distribution. Following which the administration of this estate will be concluded.

3B Lois Elaine Frame (Estate) Case No. 06CEPR01232

Attorney Matsumoto, Russell D (for Bertha A. Frame – Petitioner)

Petition for Letters of Administration with IAEA

DOD: 06/08/2006	BERTHA A. FRAME , current spouse of former Executor, requests appointment as Administrator with Will Annexed without bond.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need Order. 2. Need Letters. 3. Petition requests appointment as Administrator with Will Annexed without bond however the Will waives bond only to the named Executor. Need waiver of bond from all beneficiaries or in the alternative bond in the amount of \$84,100.00. 4. Petition estimates the value of the estate at zero however the Final Inventory and Appraisal filed 07/12/2007 shows an estate valued at \$84,100.00. Need clarification. <p>Note: Final Inventory and Appraisal filed 07/12/2007 shows an estate valued at \$84,100.00.</p> <p>Note: If the petition is granted status hearings will be set as follows:</p> <ul style="list-style-type: none"> • Wednesday, 03/15/2017 at 9:00a.m. in Dept. 303 for the filing of the Final Account and Distribution. <p>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.</p>
Cont. from	Ted R. Frame, decedent's spouse, was appointed Executor with full IAEA without bond on 01/23/2007. Letters issued on 01/23/2007. Executor passed away on 04/24/2015.	
Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
Inventory		
PTC		
Not.Cred.	Russell Matsumoto, named alternate Executor, declines to act and nominates petitioner.	
<input checked="" type="checkbox"/> Notice of Hrg		
<input checked="" type="checkbox"/> Aff.Mail	Full IAEA – o.k.	
<input checked="" type="checkbox"/> Aff.Pub.	Will dated: 05/27/1999	
Sp.Ntc.		
Pers.Serv.	Residence: Coalinga Publication: The Business Journal	
Conf. Screen		
Letters	<input checked="" type="checkbox"/> x	
<input checked="" type="checkbox"/> Duties/Supp	Estimated value of the Estate: Personal property - \$0 Real property - \$0	
Objections		
Video Receipt	Probate Referee: Steven Diebert	
CI Report		
9202		
Order	<input checked="" type="checkbox"/> x	
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: LV
		Reviewed on: 01/11/2016
		Updates:
		Recommendation:
		File 3B- Frame

Status Hearing re: Filing of the Fourth Account

	PUBLIC GUARDIAN is Conservator.	NEEDS/PROBLEMS/COMMENTS:
	The Third Account for the account period ending 7/31/13 was approved on 10/15/13.	
Cont. from 100915		
Aff.Sub.Wit.	Property on hand at the end of the third account was \$1,982,272.80.	
Verified		
Inventory	This status hearing was set for the filing of the fourth account.	
PTC		
Not.Cred.		
Notice of Hrg	Status Report filed on 1/5/16 states as the Public Guardian went to work on the documents necessary to do the fourth account, she discovered there was more to do than was anticipated. Wells Fargo does not send account statements at regular intervals, and she does not anticipate receiving another statement until approximately January 12, 2016.	
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen	Therefore, it is respectfully requested that the next status hearings for this matter be set no sooner than 30 days from the date of this status hearing.	
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: KT
		Reviewed on: 1/8/16
		Updates:
		Recommendation:
		File 4 – Amelino

First and Final Account and Petition for Settlement

DOD: 06/22/07		<p>LARRY DONALDSON, former personal representative, is Petitioner.</p> <p>Account period: 06/22/07 - 07/26/13</p> <p>Accounting: \$1,622,112.59 Beginning POH: \$1,619,273.76 Ending POH: \$ 25,286.68</p> <p>Petitioner states: Pursuant to the provisions of decedent's will, Petitioner distributed assets of the estate to himself as Trustee of the 2007 Paul Harvey Wallace Family Trust dated May 2, 2007 (the "Trust"). In his capacity as trustee, Petitioner deposited refund checks received in the name of the Estate of Paul Harvey Wallace directly into accounts for the Trust. Petitioner executed a deed and conveyed title to the decedent's residence to the Trust. Various bank accounts standing in the name of Paul Harvey Wallace were closed and the monies were transferred into accounts held in the name of the Trust. All debts of the deceased were paid by Petitioner in his capacity as trustee of the Trust.</p> <p>Petitioner has paid probate costs and expenses directly from the Trust, including fees for attorney services related to legal work required for this probate proceeding.</p> <p>Petitioner prays for an Order settling the First and Final Account.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Please see related matter on page 15.</p> <ol style="list-style-type: none"> Petitioner states he distributed assets of the trust to himself as Trustee of the 2007 Paul Harvey Wallace Family Trust. This appears to be in violation to Probate Code §11640 which requires a court order to make distribution of estate assets. Petitioner states that he paid attorney's fees for legal work required for this estate from the Paul Harvey Wallace Family Trust. This appears to be in violation of Probate Code §10501(a)(1) and California Rules of Court, Rule 7.700. The Petition does not address whether Notice to Creditor's was sent. Petition does not contain a statement regarding Probate Code §216 and 9202(b) re: notice to the Director of Victims Compensation and Government Claims Board. Petition does not contain a statement regarding Probate Code §216 and 9202(a) re: notice to the Director of Health Care Services.
Cont. from 090915, 102815			
Aff.Sub.Wit.			
✓ Verified			
✓ Inventory			
✓ PTC			
Not.Cred.	X		
✓ Notice of Hrg			
✓ Aff.Mail	w/		
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters	06/18/08		
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202	X		
✓ Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice	n/a		
		<p>Reviewed by: JF / KT</p> <p>Reviewed on: 1/11/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 5A – Wallace</p>	

5A Paul Harvey Wallace (Estate) Case No. 08CEPR00294

Declaration of Larry A. Donaldson in Support of First and Final Account filed on 1/11/16 states he mistakenly believed he had the authority as executor to make distributions to the 2007 Paul Harvey Wallace Trust. He did not realize that he needed a court order to make distributions. The account shows all inventoried items were distributed to the 2007 Paul Harvey Wallace Trust. The trust accounting shows how those assets were administered.

As reflected in the accounting for the trust, Petitioner in his capacity as trustee of the 2007 Paul Harvey Wallace Trust paid himself compensation for trustee fees/legal fees in the amount of \$53,071.57. Checks were written to Koczanowicz & Donaldson, a firm Petitioner was associated with at the time the services were rendered. Checks were also written to Cota Cole & Associates for services of Petitioner while he was associated with that firm. Other checks were written directly to Larry Donaldson for his services. As shown in the estate accounting Petitioner did not pay himself any compensation from the probate estate. Rather all payments were made to Petitioner from accounts held in the name of the 2007 Paul Harvey Wallace Trust after assets were distributed from the probate estate.

Based on the fee base the statutory compensation in this matter would be \$27,638.96.

Petitioner served not only as the probate personal representative but also served as the trustee of the 2007 Paul Harvey Wallace Trust. The trust provides reasonable compensation for services as trustee. A significant amount of time was spent by Petitioner in providing these services. Petitioner worked on resolving issues related to the income taxes, sales of assets, and ancillary proceedings for a condominium in Thailand.

The court indicated that it would be considering a possible surcharge in this matter. Petitioner believes that a surcharge is not justified because the beneficiaries, Laura Leonard and Timothy Leonard, have already been paid \$300,000 as settlement of their claims against Larry Donaldson, Koczanowicz & Donaldson and Cota Cole & Associates in Fresno County Superior Court case no. 13CECG02129.

The beneficiaries named above released Petitioner from any and all claims as part of that settlement. Any additional surcharge of Petitioner would duplicate damages from claims already settled.

Confidential Declaration of Larry A. Donaldson Regarding Settlement with Beneficiaries filed on 1/11/16. Declaration includes a copy of the Confidential Settlement Agreement.

5B Paul Harvey Wallace (Estate)

Case No. 08CEPR00294

Attorney: Curtis Rindlisbacher (for former Executor Larry A. Donaldson)

Attorney: Kruthers, Heather H. (for Successor Administrator, Public Administrator)

Order to Show Cause Re: Failure to Appear; Imposition of Sanctions in the Amount of \$600.00

DOD: 06/22/07	<p>LARRY A. DONALDSON, friend, was appointed as Executor without bond on 05/27/08 and Letters were issued on 06/18/08.</p> <p>On 07/26/13, LARRY DONALDSON resigned as Executor and the PUBLIC ADMINISTRATOR, was appointed as Administrator. Letters of Administration were issued to the Public Administrator on 08/01/13.</p> <p>Minute order from 12/05/13 set this matter for an Order to Show Cause and states: The Court sets the matter for an Order to Show Cause on 01/02/14 regarding Larry Donaldson's failure to appear and imposition of sanctions in the amount of \$600.00. The Court sets a further Order to Show Cause on 01/02/14 regarding Larry Donaldson's failure to provide information to the successor administrator timely and imposition of sanctions in the amount of \$600.00. Larry Donaldson is ordered to be personally present on 01/02/14.</p> <p>Minute Order from 06/24/15 states: The Court imposes the previously ordered \$600.00 sanction as to Mr. Donaldson and orders that it be paid within one week. Subsequent Minute Order dated 06/25/15 states: After Court was adjourned, the Court reconsidered its decision from chambers on 06/25/15 and vacates its order imposing sanctions at this time, reserving the issue until the case is concluded.</p>	NEEDS/PROBLEMS/COMMENTS:
		Continued from 10/28/15. Minute order states Court indicates that it will be looking at the issue of surcharge and imposition of sanctions on 1/13/16. Mr. Rindlisbacher advises that there is a confidential settlement in a separate malpractice matter; the Court wants the information filed confidentially into this matter for reference.
Cont. from 010214, 013014, 022014, 041714, 050514, 070714, 090814, 102314, 012115, 032515, 062415, 072915, 090915, 102815		
Aff.Sub.Wit.		
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Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
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Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: JF /KT
		Reviewed on: 1/11/16
		Updates:
		Recommendation:
		File 5B – Wallace

5C Paul Harvey Wallace (Estate)

Case No. 08CEPR00294

Attorney: Curtis Rindlisbacher (for former Executor Larry A. Donaldson)

Attorney: Kruthers, Heather H. (for Successor Administrator, Public Administrator)

**Order to Show Cause Re: Failure to Provide Information to the Successor Administrator
Timely; Imposition of Sanctions in the Amount of \$800.00**

DOD: 06/22/07	<p>LARRY A. DONALDSON, friend, was appointed as Executor without bond on 05/27/08 and Letters were issued on 06/18/08.</p> <p>On 07/26/13, LARRY DONALDSON resigned as Executor and the PUBLIC ADMINISTRATOR, was appointed as Administrator. Letters of Administration were issued to the Public Administrator on 08/01/13.</p> <p>Minute order from 12/05/13 set this matter for an Order to Show Cause and states: The Court sets the matter for an Order to Show Cause on 01/02/14 regarding Larry Donaldson's failure to appear and imposition of sanctions in the amount of \$600.00. The Court sets a further Order to Show Cause on 01/02/14 regarding Larry Donaldson's failure to provide information to the successor administrator timely and imposition of sanctions in the amount of \$800.00. Larry Donaldson is ordered to be personally present on 01/02/14.</p> <p>Minute Order from 06/24/15 states: The Court imposes the previously ordered \$800.00 sanction as to Mr. Donaldson and orders that it be paid within one week. Subsequent Minute Order dated 06/25/15 states: After Court was adjourned, the Court reconsidered its decision from chambers on 06/25/15 and vacates its order imposing sanctions at this time, reserving the issue until the case is concluded.</p>	NEEDS/PROBLEMS/COMMENTS:
		Continued from 10/28/15. Minute order states Court indicates that it will be looking at the issue of surcharge and imposition of sanctions on 1/13/16. Mr. Rindlisbacher advises that there is a confidential settlement in a separate malpractice matter; the Court wants the information filed confidentially into this matter for reference.
Cont. from 010214, 013014, 022014, 050514, 070714, 090814, 102314, 012115, 032515, 062415, 072915, 090915, 102815		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
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Notice of Hrg		
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Aff.Pub.		
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Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: JF /KT
		Reviewed on: 1/11/16
		Updates:
		Recommendation:
		File 5C – Wallace

Attorney: Linda K. Durost (for Administrator Toni Richardson)

Attorney: David M. Huynh (for beneficiary/Objector Bill Richardson)

Notice of Motion and Motion to be Relieved as Counsel

DOD: 6/2/11		<p>DAVID M. HUYNH, attorney for Objector/Beneficiary, BILL RICHARDSON, is petitioner.</p> <p>Petitioner states Mr. Richardson has ceased communicating and cooperating with his counsel, which has hindered counsel's ability to best represent him. By this conduct, Mr. Richardson has rendered it unreasonably difficult, if not impossible, for Attorney to carry out the representation. Additionally, Mr. Richardson has breached his agreement with counsel as to expenses and fees.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: The next hearing in this matter is scheduled for 2/4/16 for continued hearing for the Amended First and Final Report and Account of Administrator.</p> <p>1. Declaration in Support of Motion to Be Relieved as Counsel states the attorney has been unable to confirm that the address is current or to locate a more current address for the client after calling the client's last known telephone number and E-Mail to the client's last known E-Mail address. The Court may require the attorney to mail the motion papers to the client's last known address, return receipt requested.</p>	
Cont. from				
<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 type="checkbox"/>	Notice of Hrg			
<input checked="" type="checkbox"/>	Aff.Mail			W/
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<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 type="checkbox"/>	9202			
<input checked="" type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
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<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
Reviewed by: KT				
Reviewed on: 1/11/16				
Updates:				
Recommendation:				
File 6- Bonham				

Attorney Gin, Robert W. (for Terri Denise Gill, Executor)
 Attorney Pape, Jeffrey B. (for Robert Hanggi, estranged spouse)

First and Final Account and Report of Administration, Petition for Settlement, for Allowance of Statutory Compensation to Executor and to Attorneys, and for Final Distribution

DOD: 4/14/2012	TERRY DENISE GILL , daughter and Executor, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
		Continued from 10/14/2015. Minute Order states Mr. Lee is appearing for Mr. Gin.
	Account period: 2/19/2013 – 4/29/2015	
Cont. from 072915, 101415	Accounting - [\$158,079.19?]	<p>The following issues from the last hearing remain:</p> <ol style="list-style-type: none"> 1. <i>Summary of Account</i> lists charges as \$158,079.10, while credits are listed as \$159,686.59, resulting in an unexplained difference of \$1,607.49, causing the accounting not to balance. Charges must equal credits as provided by Probate Code § 1061(c). Need clarification and/or amended account pursuant to Probate Code § 1060 et seq. 2. Need itemization of \$1,347.42 costs requested for reimbursement as required by Local Rule 7.17(C) for the Court in its discretion to consider and approve reimbursement to attorney of allowable costs advanced. <p>~Please see additional page~</p>
Aff.Sub.Wit.	Beginning POH - \$137,079.10	
<input checked="" type="checkbox"/> Verified	Ending POH - \$113,058.83 (\$4,057.43 cash)	
<input checked="" type="checkbox"/> Inventory		
<input checked="" type="checkbox"/> PTC	Executor - [\$5,112.37?] <i>(statutory)</i>	
<input checked="" type="checkbox"/> Not.Cred.	Attorney - [\$5,112.37?] <i>(statutory)</i>	
<input checked="" type="checkbox"/> Notice of Hrg		
<input checked="" type="checkbox"/> Aff.Mail	Attorney XO - \$12,290.30 <i>(per Declaration in Support of Request filed 7/29/2015 and itemization in Exhibit C; for obtaining family law attorney records related to Decedent's dissolution; for petition for a probate homestead over Decedent's residence owned by Decedent and Robert Hanggi, and settlement agreement preparation resulting in resolution of dispute; for obtaining survey of property for fence; for assistance with determining available well water on acreage; [un-totaled hours] @ attorney rates of \$225/hr and \$250/hr;)</i>	
Aff.Pub.		
<input checked="" type="checkbox"/> Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters 021913		
Duties/Supp		
Objections		
Video Receipt		
CI Report	Costs - \$1,347.42 <i>(not itemized)</i>	
<input checked="" type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order	Closing - \$2,000.00	
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
<input checked="" type="checkbox"/> FTB Notice		
	~Please see additional page~	<p>Reviewed by: LEG</p> <p>Reviewed on: 1/11/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 7 – Hanggi</p>

Distribution pursuant to Decedent's Will and to Order Approving Settlement filed 4/29/2015 is to:

- **DARLENE HANGGI LIVING TRUST** – entire estate valued at **[\$88,762.49?]**, consisting of **\$5,000.00** payment from estranged spouse **ROBERT HANGGI** to the Estate of Darlene Kaye Hanggi in settlement of the saddle dispute and other monetary issues; award to **ROBERT HANGGI** of a Probate Homestead in the community property interest which the Estate has in the residence with Robert responsible for repairs, maintenance, taxes and insurance of residence; relinquishment of **ROBERT HANGGI'S** license to use the road on the Decedent Darlene Hanggi's property; relinquishment of **ROBERT HANGGI'S** license to use a water pipeline crossing Decedent Darlene Hanggi's property; **ROBERT HANGGI** will at his sole expense install a new water meter as specified in **Order Approving Settlement filed 4/29/2015**, and Estate of Darlene Hanggi will install a new water meter as specified in **Order Approving Settlement filed 4/29/2015**.

Petitioner prays for an Order:

1. Approving, allowing and settling the First and Final account;
2. Ratifying, confirming and approving all acts and transactions of the Petitioner relating to matters set forth in the account;
3. Authorizing payment of the Executor and Attorney fees and commissions and closing reserve;
4. Authorizing payment of the Extraordinary Attorney fees; and
5. Distributing the estate of the Decedent remaining in Petitioner's hands to the Trustee of the **DARLENE HANGGI LIVING TRUST**.

NEEDS/PROBLEMS/COMMENTS, continued:

3. *Schedule F Disbursements* shows payments from the estate made to the Attorney. Paragraph 18 of the *Petition* states the Executor on behalf of the Trustee of the **DARLENE HANGGI LIVING TRUST** has paid to the law firm the sum of **\$3,453.62**, which is credited against the costs of administration advanced and attorney's fees, leaving unpaid the sum of **\$3,006.17**. CA Rule of Court 7.700 provides the personal representative must not pay and the attorney must not receive statutory fees or fees for extraordinary services in advance of a court order authorizing their payment, and the court may impose sanctions against the personal representative or attorney, and surcharge with interest from the date of payment, the personal representative for payment of the fees in advance of court order.
4. *Exhibit A, Computation of Statutory Compensation* does not account for the **\$18,204.50** "loss on other disposition" described in *Schedule G* which assets were concluded to be the separate property of Decedent's spouse and thus not part of the Decedent's estate. Therefore, the statutory fee base should be **\$118,874.60** and the fee calculates as **\$4,566.24** rather than **\$5,112.37**.
5. Need clarification regarding the source of payment for the attorney fees and cost reimbursement based upon statement in Paragraph 21 of the *Petition* stating that the sum of **\$0.00** cash will remain in the estate less payments for commissions and fees, costs and closing reserve.
6. Need revised proposed order based upon the issues raised regarding incorrect calculations.

DOD: 7/4/12		<p>WILLIAM MARTIN (MARTY) SHIBA, Executor with Full IAEA without bond, is Petitioner.</p> <p>Account period: 7/4/12 through 5/15/15 Accounting: \$74,985.35 Beginning POH: \$70,121.84 Ending POH: \$10,189.30</p> <p>Executor (Statutory): \$2,859.41</p> <p>Attorney (Statutory): \$2,859.41 (Payable \$750.00 to Dean Hiyama and \$2,109.41 to Executor's former attorney, G. L. Motsenbocker)</p> <p>After payment of fees, costs, reimbursement of costs and expenses, there will be one creditor's claim from the Dept. of Healthcare Services with a balance remaining of \$495,569.42. Petitioner requests to pay the remaining \$2,970.48 to DHS with the first \$492,548.94 of any thereafter discovered property until the claim is satisfied in full.</p> <p>After said claim is satisfied, any other property of the estate not now known or discovered should be distributed to the four heirs in ¼ shares each pursuant to Decedent's will.</p> <p style="text-align: center;"><u>SEE PAGE 2</u></p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Disbursements schedule includes payments related to real property (mortgage, util, maintenance); however, no real property was inventoried in this estate. Need clarification.</p> <p><i>Declaration filed 8/10/15 by Attorney Hiyama states the real property is held in the Shiba Family Trust. Because the trust did not have any accounts, maintenance expenses were paid from the estate.</i></p> <p><i>See Page 2 re status of DHS negotiations.</i></p>	
Cont. from 081215, 101415				
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input checked="" type="checkbox"/>	Inventory			
<input checked="" type="checkbox"/>	PTC			
<input checked="" type="checkbox"/>	Not.Cred.			
<input checked="" type="checkbox"/>	Notice of Hrg			
<input checked="" type="checkbox"/>	Aff.Mail			W
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input type="checkbox"/>	Pers.Serv.			
<input type="checkbox"/>	Conf. Screen			
<input checked="" type="checkbox"/>	Letters			3/29/13
<input type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input type="checkbox"/>	CI Report			
<input checked="" 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 checked="" type="checkbox"/>	FTB Notice			
		<p>Reviewed by: skc</p> <p>Reviewed on: 1/11/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 8 – Shiba</p>		

Page 2

Status Report filed 10/9/15 states Attorney Hiyama has been in contact with the Dept. of Health Care Services with regard to objections they may have and to getting a written statement that they do not object to the final distribution payout. There remain some minor issues re DHS' concerns with payments made from the estate and DHS is requesting some documentation. The Executor is gathering any and all necessary documents. Therefore at this time it is requested that hearing be continued for 60 days to allow time to reach agreement with DHS.

Status Report filed 12/30/15 states DHS requested documentation on payments made by the estate, which was been provided. At this time Attorney Hiyama and a representative for DHS are in negotiations in order to reach an amicable settlement. An additional 45 days is requested to allow time to reach a mutual agreement with DHS.

Probate Status Hearing Re: Filing First Account or Final Distribution.

DOD: 1/13/13	<p>KENNETH W. PRICE was appointed Administrator with Full IAEA with bond of \$80,000.00 on 4/2/13.</p> <p>Bond was filed and Letters issued on 4/16/13.</p> <p>I&A shows the value of the estate at \$423,772.21.</p> <p>Minute Order dated 4/2/13 set this status hearing for the filing of the first account.</p> <p>Status Report filed on 10/1/15 states since the last status hearing the estate received a large payment of \$171,713.42 representing an inheritance from the state of Madeline Scheppner,</p> <p>A petition for final distribution is being prepared, however the attorney is waiting for the administrator to supply his office with the Estate's most current bank statements.</p> <p>Therefore, at this time, it is requested that a status hearing be set for an additional 45 days, in order to allow time for the Administrator to prepare and submit a petition for final distribution.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need First Account or Petition for Final Distribution.</p>		
Cont. from 051315, 081915, 101415				
Aff.Sub.Wit.				
<input checked="" type="checkbox"/> 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: KT	
			Reviewed on: 1/8/16	
			Updates:	
		Recommendation:		
		File 9 - Straight		

Petitioner: Vanessa A. Artigas (pro per)

Petition for Termination of Guardianship

		VANESSA A. ARTIGAS, mother, is petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Continued from 11/17/15. As of 11/16/15 the following issues remain:</p> <ol style="list-style-type: none"> 1. Petition does not include the names and current addresses of the father and paternal grandparents. 2. Need proof of service of the Notice of Hearing on: <ol style="list-style-type: none"> a. Joseph Emmanuel Artigas (minor) b. Dale A. Verduzco (father) c. Dale A. Verduzco (paternal grandfather) d. Paternal grandmother.
		ANGELICA A. ARTIGAS, maternal grandmother, was appointed guardian on 10/8/13.	
Cont. from 100515, 111715		Please see petition for details.	
	Aff.Sub.Wit.	Court Investigator Report filed on 9/28/15.	
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
✓	Notice of Hrg		
	Aff.Mail	X	
	Aff.Pub.		
	Sp.Ntc.		
✓	Pers.Serv.	W/	
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
			Reviewed by: KT
			Reviewed on: 1/8/16
			Updates:
			Recommendation:
			File 10 – Artigas

Probate Status Hearing RE: Filing of the Inventory and Appraisal

	<p>SHELIA STEARNS was appointed Conservator of the Person and Estate with bond of \$50,000.00 and \$425,000.00 to be placed into blocked accounts pursuant to Evidentiary/Settlement Conference Minute Order dated 2-25-14. The Order was signed on 3-5-14.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p>			
<p>Cont. from 040215, 052815, 062515, 072315, 090315, 091015, 102915</p>	<p>Ms. Stearns was formerly represented by Attorney Sheldon Feigel, who is no longer eligible to practice law. Mr. Rindlisbacher appeared for the conservator on 7-21-14.</p>	<p><u>CONTINUED FROM 10/29/15</u></p>			
<table border="1"> <tr><td>Aff.Sub.Wit.</td><td></td></tr> </table>	Aff.Sub.Wit.		<p>On 8-13-14, bond of \$50,000.00 was filed. Thereafter, Letters were issued on 8-25-14.</p>	<p>1. Need Final Inventory & Appraisal and/or current verified status report.</p>	
Aff.Sub.Wit.					
<table border="1"> <tr><td>Verified</td><td></td></tr> </table>	Verified		<p>At a Status Hearing on 01/29/15, the Court set this matter for a status hearing regarding filing of the Inventory & Appraisal.</p>		
Verified					
<table border="1"> <tr><td>Inventory</td><td></td></tr> </table>	Inventory		<p>Order Increasing Bond filed 06/26/15, increased bond to \$373,717.86.</p>	<table border="1"> <tr><td>Reviewed by: JF</td></tr> </table>	Reviewed by: JF
Inventory					
Reviewed by: JF					
<table border="1"> <tr><td>PTC</td><td></td></tr> </table>	PTC		<p>Bond of \$373,718.00 filed 09/08/15.</p>	<table border="1"> <tr><td>Reviewed on: 01/08/16</td></tr> </table>	Reviewed on: 01/08/16
PTC					
Reviewed on: 01/08/16					
<table border="1"> <tr><td>Not.Cred.</td><td></td></tr> </table>	Not.Cred.		<p>Inventory & Appraisal, partial no. 1, filed 10/28/15 - \$429,743.51</p>	<table border="1"> <tr><td>Updates:</td></tr> </table>	Updates:
Not.Cred.					
Updates:					
<table border="1"> <tr><td>Notice of Hrg</td><td></td></tr> </table>	Notice of Hrg		<p>Petition for Authority to Sell Residence of Conservatee was approved on 12/14/15. Minute Order from 12/14/15 [Judge Snauffer] states: Counsel represents that he should have the Inventory & Appraisal back in the next couple of weeks. The Court grants the petition with the condition that the property is to be inventoried and appraised by the previously set 01/13/16 status hearing.</p>	<table border="1"> <tr><td>Recommendation:</td></tr> </table>	Recommendation:
Notice of Hrg					
Recommendation:					
<table border="1"> <tr><td>Aff.Mail</td><td></td></tr> </table>	Aff.Mail			<table border="1"> <tr><td>File 11A - Cook</td></tr> </table>	File 11A - Cook
Aff.Mail					
File 11A - Cook					
<table border="1"> <tr><td>Aff.Pub.</td><td></td></tr> </table>	Aff.Pub.				
Aff.Pub.					
<table border="1"> <tr><td>Sp.Ntc.</td><td></td></tr> </table>	Sp.Ntc.				
Sp.Ntc.					
<table border="1"> <tr><td>Pers.Serv.</td><td></td></tr> </table>	Pers.Serv.				
Pers.Serv.					
<table border="1"> <tr><td>Conf. Screen</td><td></td></tr> </table>	Conf. Screen				
Conf. Screen					
<table border="1"> <tr><td>Letters</td><td></td></tr> </table>	Letters				
Letters					
<table border="1"> <tr><td>Duties/Supp</td><td></td></tr> </table>	Duties/Supp				
Duties/Supp					
<table border="1"> <tr><td>Objections</td><td></td></tr> </table>	Objections				
Objections					
<table border="1"> <tr><td>Video Receipt</td><td></td></tr> </table>	Video Receipt				
Video Receipt					
<table border="1"> <tr><td>CI Report</td><td></td></tr> </table>	CI Report				
CI Report					
<table border="1"> <tr><td>9202</td><td></td></tr> </table>	9202				
9202					
<table border="1"> <tr><td>Order</td><td></td></tr> </table>	Order				
Order					
<table border="1"> <tr><td>Aff. Posting</td><td></td></tr> </table>	Aff. Posting				
Aff. Posting					
<table border="1"> <tr><td>Status Rpt</td><td></td></tr> </table>	Status Rpt				
Status Rpt					
<table border="1"> <tr><td>UCCJEA</td><td></td></tr> </table>	UCCJEA				
UCCJEA					
<table border="1"> <tr><td>Citation</td><td></td></tr> </table>	Citation				
Citation					
<table border="1"> <tr><td>FTB Notice</td><td></td></tr> </table>	FTB Notice				
FTB Notice					

12A Destiny Luz Amarillas (GUARD/P) Case No. 13CEPR01100

Petitioner Amarillas, Luz (Pro Per – Petitioner – Guardian)

Petition for Termination of Guardianship

Age: 9	<p>LUZ AMARILLAS, paternal grandmother/Guardian, is petitioner. She was appointed guardian on 02/20/2014.</p> <p style="text-align: center;"><u>Please see petition for details</u></p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Page 12B is the Petition for Guardianship filed by Yesenia Haro, paternal aunt.</p> <p>Note: A Petition for Termination was filed by Heather Salen, mother, on 12/21/2015. The hearing is set for 02/22/2016.</p> <ol style="list-style-type: none"> 1. Need Notice of Hearing. 2. Need proof of service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Termination of Guardianship for: <ul style="list-style-type: none"> • Raymundo Amarillas (Father) • Heather Salen (Mother) • Maternal Grandparents (Unknown) 	
Cont. from			
<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 type="checkbox"/> Notice of Hrg			x
<input type="checkbox"/> Aff.Mail			x
<input type="checkbox"/> Aff.Pub.			
<input type="checkbox"/> Sp.Ntc.			
<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 checked="" 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: 01/11/2016	
		Updates:	
		Recommendation:	
		File 12A- Amarillas	

12B Destiny Luz Amarillas (GUARD/P)

Case No. 13CEPR01100

Petitioner Haro, Yesenia (Pro Per – Petitioner – Paternal Aunt)

Petition for Appointment of Guardian of the Person

Age: 9	YESENIA HARO , paternal aunt, is petitioner, and requests appointment as successor guardian.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: A Petition for Termination was filed by Heather Salen, mother, on 12/21/2015. The hearing is set for 02/22/2016.</p> <ol style="list-style-type: none"> 1. Need Notice of Hearing. 2. Need proof of personal service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Guardian or consent and waiver of notice or declaration of due diligence for: <ul style="list-style-type: none"> • Raymundo Amarillas (Father) • Heather Salen (Mother) 3. Need proof of service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Guardian or consent and waiver of notice or declaration of due diligence for: <ul style="list-style-type: none"> • Maternal Grandparents (Unknown)
Cont. from	LUZ AMARILLAS , paternal grandmother, was appointed guardian on 02/20/2014. Luz Amarillas consents and waives notice.	
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.	x	
<input checked="" type="checkbox"/> Conf. Screen		
<input checked="" type="checkbox"/> Letters		
<input checked="" type="checkbox"/> Duties/Supp		
Objections		
Video Receipt		
<input checked="" type="checkbox"/> CI Report		
9202		
<input checked="" type="checkbox"/> Order		
Aff. Posting		
Status Rpt		
<input checked="" type="checkbox"/> UCCJEA		
Citation		
FTB Notice		
<u>Please see petition for details</u>		
Reviewed by: LV		
Reviewed on: 1/11/2016		
Updates:		
Recommendation:		
File 12B- Amarillas		

First and Final Account and Report of Conservator, Petition for Allowance of Fees to Conservator and Attorney, and Petition for Distribution

DOD: 09/03/15	MARIA DE LOS ANGELES RODRIGUEZ, Conservator, is Petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need copy of Letters of Administration showing that Petitioner has been appointed as Administrator of the Estate of Polina Church Arevalo.</p>	
	Account period: 07/25/14 – 09/30/15		
Cont. from	Accounting: \$179,489.26		
<input type="checkbox"/> Aff.Sub.Wit.	Beginning POH: \$173,956.68		
<input checked="" type="checkbox"/> Verified	Ending POH: \$158,860.54		
<input type="checkbox"/> Inventory	Conservator: \$2,445.00 (144 hours @ \$5.00/hr. for travel time; 60 hours @ \$15.00/hr. for home maintenance; 30 hours @ \$15.00/hr. for sale or donation of household items; 25 hours @ \$15.00/hr. for the sale of real property)		
<input type="checkbox"/> PTC	Attorney: \$7,182.50 (itemized by date for 26.3 hours @ \$275/hr.)		
<input type="checkbox"/> Not.Cred.	Costs: \$2,871.38 (filing fees, service of process, probate referee, publication, federal express)		
<input checked="" type="checkbox"/> Notice of Hrg	Petitioner states that she has filed a Petition for Probate in Monterey County and requests that the Conservatorship estate be distributed to the probate estate.		
<input checked="" type="checkbox"/> Aff.Mail w/	Petitioner prays for an Order:		
<input type="checkbox"/> Aff.Pub.	1. Approving, allowing and settling the First & Final Account;		
<input type="checkbox"/> Sp.Ntc.	2. Authorizing the Conservator fees;		
<input type="checkbox"/> Pers.Serv.	3. Authorizing the attorney fees and costs; and		
<input type="checkbox"/> Conf. Screen	4. Authorizing Petitioner to distribute the remaining property on hand to the Administrator of the Estate of Polina Church Arevalo.		
<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: JF
			Reviewed on: 01/11/16
		Updates:	
		Recommendation:	
		File 13- Arevalo	

14A **Robert Dean Snavely, Sr. (CONS/P)** **Case No. 14CEPR00078**
 Attorney Amador, Catherine A. (for Bryan Snavely – Co-Conservator of the Person)
 Attorney Teixeira, J. Stanley (for Brad Snavely – Co-Conservator of the Person)
 Attorney Bagdasarian, Gary G. (Court appointed for Conservatee, also representing
 Bruce Bickel as Conservator of the Estate per Substitution filed 8/27/15)
 Attorney Kruthers, Heather (for Public Guardian)

Probate Status Hearing Re: Filing Inventory and Appraisal

	BRUCE BICKEL was appointed as Conservator of the Estate on 6/18/15 with bond of \$130,000.00.	NEEDS/PROBLEMS/COMMENTS:
	Bond was filed 8/5/15 and Letters issued 9/3/15.	
Cont. from 102815, 120215		Minute Order 12/2/15: The Court accepts the resignation of Bruce Bickel as Conservator of the Estate and as Trustee. The Court appoints the Public Guardian as Conservator of the Estate; Letters are to issue forthwith from the minute order. It is the Court's intention to also appoint the Public Guardian as trustee upon filing of documents that open the trust matter.
Aff.Sub.Wit.	At the hearing on 6/18/15, the Court set this status hearing for the filing of the Inventory and Appraisal.	
Verified		Status re Filing I&A continued to 1/13/16; Status re Filing Final Account of Mr. Bickel set on 1/13/16 (Page B).
Inventory		
PTC		Note: Letters of Conservatorship of the Estate issued to the Public Guardian on 12/17/15.
Not.Cred.	Status Report filed 10/26/15 by Attorney Bagdasarian, for Conservator of the Estate Bruce Bickel, states the I&A has been submitted to Probate Referee Steven Diebert and they are awaiting the completion of same for filing. A continuance of 30 days is requested.	
Notice of Hrg		1. Need Final Inventory and Appraisal or written status report per Local Rule 7.5.
Aff.Mail		
Aff.Pub.		Reviewed by: skc
Sp.Ntc.		
Pers.Serv.	I&A Partial No. 1 was filed 11/18/15.	Reviewed on: 1/12/16
Conf. Screen	I&A Partial No. 2 was filed 1/11/16.	
Letters		Updates:
Duties/Supp		
Objections		Recommendation:
Video Receipt		
CI Report		File 14A – Snavely
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		

14B	Robert Dean Snavely, Sr. (CONS/P)	Case No. 14CEPR00078
Attorney	Amador, Catherine A. (for Bryan Snavely – Co-Conservator of the Person)	
Attorney	Teixeira, J. Stanley (for Brad Snavely – Co-Conservator of the Person)	
Attorney	Bagdasarian, Gary G. (Court appointed for Conservatee, also representing Bruce Bickel as Conservator of the Estate per Substitution filed 8/27/15)	
Attorney	Kruthers, Heather (for Public Guardian)	

Probate Status Hearing Re: Filing of the Final Account of Mr. Bickel

	<p>BRUCE BICKEL was appointed as Conservator of the Estate on 6/18/15 with bond of \$130,000.00.</p> <p>Bond was filed 8/5/15 and Letters issued 9/3/15.</p> <p>On 12/2/15, the Court accepted Mr. Bickel's resignation and set this status hearing for the filing of his final account.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Minute Order 12/2/15: The Court accepts the resignation of Bruce Bickel as Conservator of the Estate and as Trustee. The Court appoints the Public Guardian as Conservator of the Estate; Letters are to issue forthwith from the minute order. It is the Court's intention to also appoint the Public Guardian as trustee upon filing of documents that open the trust matter.</p>
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: skc
		Reviewed on: 1/12/16
		Updates:
		Recommendation:
		File 14B- Snavely

Attorney: **Curtis D. Rindlisbacher (for Larry Donaldson – former trustee/Petitioner)**

Attorney: **Heather Kruthers (for Public Administrator/current Trustee)**

Trustee's Report and Account and Petition for Settlement

DOD: 06/22/07	LARRY DONALDSON , former Trustee, is Petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> It appears from the accounting that Mr. Donaldson while representing himself was taking trustee's fees and attorney fees in violation of Probate Code §15687 (dual compensation) Disbursement schedule includes several disbursements that are not clearly identified. For example there reimbursements listed that do not identify what is being reimbursed. Disbursement schedule includes unidentified wire transfers, payments for Big Lots, Winco, Best Buy, Bangkok Natural Spa, Elaine's Animal Inn, ATM and Cash withdrawals, etc. Court may require revised disbursement schedule and explanation of all unusual expenditures.
	Account period: 06/22/07 – 04/15/13	
Cont. from 090915, 102815	Accounting: \$1,641,904.34 Beginning POH: \$1,315,830.00 Ending POH: \$259,815.98	
<input type="checkbox"/> Aff.Sub.Wit.	Account period: 04/16/13 – 04/13/15	
<input checked="" type="checkbox"/> Verified	Accounting: \$262,846.77 Beginning POH: \$259,815.98 Ending POH: \$251,069.26	
<input type="checkbox"/> Inventory	<p>Petitioner states, at the time of his death, decedent's assets were not titled in the name of the Trust and a probate proceeding was commenced. After being appointed personal representative of the estate, Petitioner believed, incorrectly, that he had authority to transfer assets from the probate estate to the Trust without court authorization and Petitioner took steps to transfer the probate assets to the Trust.</p> <p>At the time of his death, decedent had an ownership interest in a condo in Thailand. Before his death, Decedent told his step-daughter, Laura Pattillo, and Petitioner, that he had made a Thai Will naming Laura Pattillo and Timothy Leonard (step-son) as beneficiaries of that will so that they could inherit the condo under the laws of Thailand. Unfortunately, no such will could be located after decedent's death.</p>	
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg		
<input checked="" type="checkbox"/> Aff.Mail w/		
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<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 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		
Continued on Page 2		
		<p>Reviewed by: JF / KT</p> <p>Reviewed on: 1/11/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 15 - Wallace</p>

Under Thai laws, only a blood relative can inherit an interest in real property without a will describing otherwise. Decedent had an estranged daughter, Christina Wallace, but she was only to receive \$10,000.00 as an inheritance.

Petitioner made a trip to Thailand to try to locate the will, check on the condition of the condo, and to hire a Thai attorney to assist with the transfer of the condo to the Trust so that it could then be transferred to the decedent's step-children as he desired. Unfortunately the Thai will could not be located. The attorney hired indicated that the only way to transfer the condo to the Trust would be for the decedent's daughter to take possession of the condo and transfer it to the Trust. An agreement was made with Christina Wallace to travel to Thailand to appear in court to accomplish the transfer. Instead of transferring the property to the Trust, however, the property was put up for sale. A buyer was located after 1 year, but due to the length of time since the sale was authorized by the court, the Thai Land Authority would not allow the sale to go through without Christina Wallace again travelling to Thailand and obtaining court authority. Christina refused to cooperate again and therefore the sale did not go through. The decedent still owns the condo in Thailand.

Petitioner states that he incorrectly paid himself for his duties as personal representative of the estate before he realized that payment required court approval.

Petitioner performed duties as trustee and made distributions as outlined in the Trust.

Petitioner prays for an Order settling the account for the periods from 06/22/07 to 04/15/13 and from 04/16/13 to 04/13/15.

Order to Show Cause RE: Failure to Appear and Failure to File the First or Final

Account

DOD: 3/19/14	<p>HENRY BARIGIAN, brother, was appointed Executor with full IAEA and without bond on 10/15/14.</p> <p>Letters Testamentary were issued on 10/16/14.</p> <p>Inventory & Appraisal, Final filed 06/25/15-\$45,000.00</p> <p>Minute Order from 10/15/14 set a status hearing regarding filing of the First/Final Account and Petition for Distribution.</p> <p>Minute Order dated 12/2/15 states The Court issues and Order to Show Cause to Steven Paganetti and Henry Barigian for failure to appear and failure to file the first or final account; both are ordered to be personally present or appear by CourtCall on 1/13/16.</p> <p>Declaration of Steven E. Paganetti filed on 1/8/16 states in September 2015 he resigned as a member of the law firm of Wild, Carter & Tipton. In September 2015 he joined the law firm of Mahaffey Law Group. During this transition regrettably the prior hearing which is the subject of the order to show cause on 12/2/15, was not calendared and therefor he did not appear at the time of the hearing. If the hearing had been calendared, Mr. Paganetti states he would have appeared with the executor Henry Banigan. Mr. Paganetti apologizes to the court if his nonappearance has caused the necessity for further court hearing on this matter.</p> <p style="text-align: center;">Please see additional page.</p>	NEEDS/PROBLEMS/COMMENTS:
Cont. from		<p>1. Need proof of service of the Status Report on all interested parties. Local Rule 7.5 B.</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: KT
		Reviewed on: 1/11/16
		Updates:
		Recommendation:
		File 16- Barigian

Status Report filed on 1/8/16 states the inventory and appraisal consists of an undivided ½ interest in two parcels of real property located in Fowler appraised at \$45,000.00

The other asset of the estate is a judgment against Craig Burchfiel and All Encompass Financial, in the sum of \$132,210.75 rendered in Fresno County Superior Court Case no. 08CECG02829 which was appraised at no value.

Subsequent to the last Status Conference Statement filed on 2/27/15, the real property was sold a judicial foreclosure sale. The estate realized no funds as a result thereof. The creditor obtained a deficiency judgment in the amount of \$340,203.29 against the estate.

The executor and counsel request a reasonable amount of time to investigate whether either of the judgment debtors can be located and/or have any assets from which to stratify the judgment.

Petitioner request the court set a future status hearing for 180 days in order to further investigate the judgment and whether it is collectable. If it is not, or if it is determined that he costs would exceed any potential for recovery, the estate will file a petition to close the estate as insolvent.

Order to Show Cause RE: Failure to File the Inventory and Appraisal and Failure to Appear

DOD: 3/15/15	<p>MICHELLE NEAL, daughter, was appointed executor with full IAEA without bond on 6/8/15.</p> <p>Letters issued 7/10/15.</p> <p>At the hearing on 6/8/15, the Court set a status hearing for the filing of the Inventory and Appraisal.</p> <p>At the status hearing on 11/18/15 there were no appearances and the court set this Order to Show Cause to Michelle Neal as to why she should not be removed for failure to file the inventory and appraisal and for failure to appear in court. Michelle Neal was ordered to be personally present in court or by court call on 1/13/16.</p> <p>Inventory and appraisal filed on 11/25/15 shows the value of the estate at \$166,804.88.</p>	NEEDS/PROBLEMS/COMMENTS:				
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						
	<table border="1"> <tr> <td>Reviewed by: KT</td> </tr> <tr> <td>Reviewed on: 1/11/16</td> </tr> <tr> <td>Updates:</td> </tr> <tr> <td>Recommendation:</td> </tr> <tr> <td>File 17- Prezioso</td> </tr> </table>	Reviewed by: KT	Reviewed on: 1/11/16	Updates:	Recommendation:	File 17- Prezioso
Reviewed by: KT						
Reviewed on: 1/11/16						
Updates:						
Recommendation:						
File 17- Prezioso						

18 Mason Lewis (GUARD/P)

Case No. 15CEPR00484

Guardian: Stephanie Rogers Harlow (pro per)

Mother: Brittany Lewis (pro per)

Stipulation for Visitation

		<p>STEPHANIE LEWIS, maternal grandmother, was appointed as guardian on 7/8/15.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need Notice of Hearing. 2. Need proof of service of the Notice of Hearing on: <ol style="list-style-type: none"> a. Brandon Harlow (maternal step-grandfather) b. Matthew Lewis (maternal grandfather) c. Laurel "Jan" Lewis (maternal great-grandmother) <p>Note: Mother, Brittany Lewis, has filed a Petition to Terminate the Guardianship which is set for hearing on 2/22/16.</p>
Cont. from		<p>On 11/23/15 a Stipulation was filed.</p>	
<input type="checkbox"/>	Aff.Sub.Wit.		
<input type="checkbox"/>	Verified	<p>Upon presentation to the Court the Court ordered the Stipulation set for a noticed hearing on 1/13/16. Notice shall be served on all interested parties no later than 15 days prior to the hearing.</p>	
<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		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<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 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		
		<p>Reviewed by: KT</p>	
		<p>Reviewed on: 1/11/16</p>	
		<p>Updates:</p>	
		<p>Recommendation:</p>	
		<p>File 18- Lewis</p>	

Probate Status Hearing RE: Filing of the Inventory and Appraisal

DOD: 12/25/13	<p>SHANNON SCOGGINS was appointed Executor with full IAEA Authority and without bond on 7/23/15.</p> <p>Letters issued on 7/27/15.</p> <p>Corrected Inventory and Appraisal filed on 12/9/15 shows a portion of the estate valued at \$385,000.00</p> <p>Minute Order dated 7/23/15 set this status hearing for the filing of the Inventory and appraisal.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Corrected Inventory and Appraisal filed on 12/9/15 indicates it is a partial inventory and appraisal. Need final inventory and appraisal or current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.</p>
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: KT
		Reviewed on: 1/11/16
		Updates:
		Recommendation:
		File 19- Jennings

Probate Status Hearing Status Re: Filing Inventory & Appraisal

DOD: 10/18/08	<p>GEORGE E. BERZ was appointed Executor with full IAEA Authority and without bond on 8/6/15.</p> <p>Letters issued on 8/14/15.</p> <p>Inventory and Appraisal, partial no. 1 filed on 10/30/15 shows a portion of the estate valued at \$225,000.00</p> <p>Minute Order dated 8/6/15 set this status hearing for the filing of the Inventory and appraisal.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>2. Inventory and Appraisal filed on 10/30/15 indicates it is a partial inventory and appraisal. Need final inventory and appraisal or current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.</p>
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: KT
		Reviewed on: 1/11/16
		Updates:
		Recommendation:
		File 20- Berz

Probate Status Hearing RE: Filing of the Inventory and Appraisal

DOD: 4/19/14	<p>ANN ELIZABETH VAN DEUSEN BEACH was appointed Executor with full IAEA Authority and without bond on 7/30/15.</p> <p>Letters issued on 7/30/15.</p> <p>Minute Order dated 7/30/15 set this status hearing for the filing of the Inventory and appraisal.</p> <p>Status Report filed on 12/28/15 states the only asset of this probate are parcels of real property located in the State of Connecticut which are subject to Ancillary Probate. Pursuant to the Connecticut Probate Court notice, the Ancillary Petition will be granted on 1/5/16, unless an interested party requests a hearing by 1/4/16.</p> <p>As it is unknown how long it will take to complete the Connecticut Ancillary Probate, Attorney Koligian requests a continued status hearing no sooner than 9/6/16.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need proof of service of the Status Report on all interested parties. Local Rule 7.5 B.</p>
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		
	<p>Reviewed by: KT</p> <p>Reviewed on: 1/11/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 21- Beach</p>	

Petitioner: Maria Alegre Nunuz (pro per)

Petition for Appointment of Guardian of the Person

		TEMPORARY EXPIRES 1/13/16	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Continued from 12/2/15.</p> <p>1. UCCJEA is incomplete. Need the minor's residence information from 2010 – 8/2014.</p>
		MARIA ALEGRE NUNEZ , cousin, is petitioner.	
		Please see petition for details.	
		Court Investigator Report filed on 8/20/15	
	Cont. from 082615, 100715, 110415, 120215		
	Aff.Sub.Wit.		
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
✓	Notice of Hrg		
	Aff.Mail	X	
	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: KT
			Reviewed on: 1/11/16
			Updates:
			Recommendation:
			File 22 – Nunez

Petition for Appointment of Guardian of the Person

Ayden, 5	<u>TEMPORARY AS TO AYDEN ONLY EXPIRES 01/13/16; NO TEMPORARY IN PLACE FOR</u>		NEEDS/PROBLEMS/COMMENTS:
Alijah, 1	<u>ALIJAH</u>		
	JEANETTE MARTINEZ, maternal grandmother, is Petitioner.		CONTINUED FROM 11/18/15 Minute Order from 11/18/15 states: For the record, Eleanor Cantu is Alijah's paternal grandmother and Paul Cuadros is Ayden's paternal grandfather. The paternal grandfather of Alijah is John Gonzales, who is deceased. Veronica Valenzuela represents that she last used meth in June or July, but refuses to state to the Court the amount she used. The Court orders Ms. Valenzuela to report to Avertest forthwith and submit to a urine drug test to be paid for by Petitioner. The test results are to be brought to the hearing on 01/13/16. The Court further orders that Ms. Valenzuela is not to smoke in the home or anywhere near the minors. The Court grants temporary orders as to Ayden only, without prejudice, to preserve the status quo.
Cont. from 111815	Father (Ayden): DUSTIN CUADROS – currently incarcerated; personally served on 10/27/15		
Aff.Sub.Wit.	Father (Alijah): JOSHUA GONZALES – personally served on 10/02/15		
✓ Verified	Mother: VERONICA VALENZUELA – personally served on 09/23/15		
Inventory	Ayden:		
PTC	Paternal grandfather: PAUL CUADROS – served by mail on 10/08/15		
Not.Cred.	Paternal grandmother: MARSHA CUADROS – served by mail on 10/08/15		
✓ Notice of Hrg	Alijah:		
✓ Aff.Mail w/	Paternal grandfather: JOHN GONZALES – deceased		
Aff.Pub.	Paternal grandmother: ELEANOR CANTU – served by mail on 10/08/15		
Sp.Ntc.	Maternal grandfather: JAIME VALENZUELA – served by mail on 10/08/15		
✓ Pers.Serv. w/	Petitioner states: [see file].		
✓ Conf. Screen	Court Investigator Dina Calvillo filed a report on 11/12/15.		
✓ Letters	DSS Social Worker Irma Ramirez filed a report on 01/07/16.		
✓ Duties/Supp	Court Investigator Dina Calvillo filed a supplemental report on 01/07/16.		
Objections			
Video Receipt			
✓ CI Report			
9202			
✓ Order			
Aff. Posting Status Rpt			
✓ UCCJEA			
Citation			
FTB Notice			
	Reviewed by: JF		
	Reviewed on: 01/08/16		
	Updates:		
	Recommendation:		
	File 23 – Gonzales/Martinez		

24 Allianna Reinke, Jeremiah Smith, Michael Reinke (GUARD/P)

Case No. 15CEPR01091

Petitioner Emerson, Heather Raychelle (Pro Per – Petitioner – Maternal Aunt)

Petitioner Emerson, Garette (Pro Per – Petitioner – Maternal Uncle)

Petition for Appointment of Guardian of the Person

Allianna Age: 8	<p>HEATHER RAYCHELLE EMERSON, maternal aunt, and GARETTE EMERSON, maternal uncle, are petitioners.</p> <p style="text-align: center;"><u>Please see petition for details</u></p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need Notice of Hearing. 2. Need proof of personal service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Guardian or consent and waiver of notice or declaration of due diligence for: <ul style="list-style-type: none"> • Anthone Reinke (Father of Allianna & Michael) • Raul Rosales (Father of Jeremiah) • Breanna Smith (Mother) 3. Need proof of service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Guardian or consent and waiver of notice or declaration of due diligence for: <ul style="list-style-type: none"> • Paternal Grandparents of Allianna & Michael (Not Listed) • Paternal Grandparents of Jeremiah (Not Listed) • Jeff Thompson (Maternal Grandfather) • Jennifer Bain (Maternal Grandmother)
Michael Age: 7		
Jeremiah Age: 10		
Cont. from		
<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 type="checkbox"/> Notice of Hrg		
<input type="checkbox"/> Aff.Mail	x	
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.	x	
<input checked="" type="checkbox"/> Conf. Screen		
<input checked="" type="checkbox"/> Letters		
<input checked="" type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input checked="" type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input checked="" type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed by: LV
		Reviewed on: 01/11/2015
		Updates:
		Recommendation:
		File 24- Reinke & Smith

Petitioner Maria Dominguez Guillen (Pro Per)

Petition for Appointment of Probate Conservator

		NO TEMPORARY REQUESTED	NEEDS/PROBLEMS/COMMENTS:
Cont. from		<p>MARIA (aka CLAUDIA) DOMINGUEZ GUILLEN, sister, is Petitioner and requests appointment as Conservator of the Person with medical consent powers.</p> <p style="text-align: center;">~Please see Petition for details~</p> <p>Court Investigator's Report was filed on 1/4/2016.</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		
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<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input checked="" type="checkbox"/>	Pers.Serv.		
<input checked="" type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters		
<input checked="" type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input checked="" type="checkbox"/>	Video Receipt		
<input checked="" 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 checked="" type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
			Reviewed by: LEG
			Reviewed on: 1/11/16
			Updates:
			Recommendation:
			File 25- Dominguez

Guardian Roseman, Jonathan Perry (pro per)
 Guardian Roseman, Bethany (pro per)
 Father DePastene, Jarod (pro per)

Probate Status Hearing Re: Visitation

Sophie, 12	JONATHAN ROSEMAN and BETHANY ROSEMAN , non-relatives, were appointed Co-Guardians of the Person on 09/23/15.	NEEDS/PROBLEMS/COMMENTS:
Savanna, 11		
	Minute Order from 09/23/15 set status hearing and states: The Court orders supervised visitation for Jarod DePastene as follows: 09/25/15 at 5pm at Texas Roadhouse, with one guardian in eyesight to supervise but not at the same table, 09/26/15 from 1:30pm to 7:0pm at the brother's home, with the brother supervising and the guardian dropping off and picking up the minors, and 12/19/15 and 12/20/15 from 10am to 5pm on each day, at the father's home, with one guardian present. Mr. Roseman agrees to drive the minors to Las Vegas on 12/18/15. The Court orders that there is to be no discussions with the minors by either party about this matter or about the other parties. Additionally, the guardians are not to refer to themselves as the parents or make any additional vacation plans that might exclude the father. Parties are to submit written visitation proposals for Spring Break by 01/06/16.	
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	Declaration filed 01/06/16 [see file].	
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: JF
		Reviewed on: 01/08/16
		Updates:
		Recommendation:
		File 26- DePastene

Attorney: Jonathon L. Petty (for Petitioner Tariq A. Fattaah)

Petition to Determine Succession to Real Property

DOD: 12/2/14		<p>TARIQ A. FATTAAH, son/sole heir, is petitioner.</p> <p>40 days since DOD.</p> <p>No other proceedings.</p> <p>Decedent died intestate.</p> <p>I & A - \$148,000.00</p> <p>Petitioner requests Court determination that Decedent's 100% interest in real property passes to him pursuant to intestate succession.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: This matter was originally set for 2/8/16. Order Shortening Time for the Hearing advanced the hearing to 1/13/16. Notice of Hearing filed on 12/30/15 shows the hearing date as 1/15/16. This appears to be a non-issue as the petitioner is the sole heir and only person noticed.</p>
Cont. from			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input checked="" 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 W/		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<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 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		
		<p>Reviewed by: KT</p> <p>Reviewed on: 1/11/16</p> <p>Updates:</p> <p>Recommendation: SUBMITTED</p> <p>File 27- Brice</p>	

Attorney: David M. Gilmore (for Petitioner Melanie Horne)

Ex Parte Application to Determine Validity of Lease or Order Shortening Time for a Hearing Thereon Pursuant to Probate Code 17200

		<p>MELANIE HORNE, Successor Trustee, is petitioner.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Petition for Instructions is set for hearing on 2/11/16.</p> <ol style="list-style-type: none"> 1. Proof of service indicates the Notice of Hearing and moving papers were mailed on 1/4/16 and not 12/30/15 as required by the Order on Ex Parte Application signed on 12/29/15. 2. Ex Parte Application was not verified. Probate Code §1021. 3. Need Order.
		<p>Petitioner states the Trust should have been terminated years ago. However, it entered into a Lease with Respondents for certain parcels of real property that had an outside term of 15 years. The Lease could be terminated, however, at any time if there was a sale of the property. If the Lease was terminated in the first three years (2008, 2009 or 2010), there was a set amount that had to be paid to the tenant. IN all cases, if the property was sold, the tenant, Respondents, had the right of first refusal as to the sale.</p>	
Cont. from		<p>In early 2015, Petitioner, who is a senior citizen, decided it was time to close the Trust. A decision was made to sell the property and a bona fide offer was received from a third party purchaser. The offer was acceptable to the Trust. In March of 2015, a notice was sent to the Respondents that the Lease was being terminated at the end of 2015 and providing Respondents with the opportunity to exercise the right of first refusal.</p>	
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified	<p>Respondents did not exercise the right of first refusal but they have refused to recognize the termination of the lease and have given every indication that they intend on staying on the property for what they consider the remaining term of the Lease. That would mean the Lease would continue until 2013 and the Trust could not be terminated or close until that date.</p>	
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC	<p>Please see additional page</p>	
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<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 type="checkbox"/>	9202		
<input type="checkbox"/>	Order	X	
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
		<p>Reviewed by: KT</p> <p>Reviewed on: 1/12/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 28- Rowland</p>	

Petitioner now has been informed that the buyer is considering withdrawing the purchase of the property. The Petitioner considers the purchase to be favorable to the Trust. The fact that the Respondents refuse to meet the offer speaks volumes as to its value to the Trust.

The court has the inherent discretion to rule on this request to either provide instructions to the Petitioner to proceed with the sale and consider that the Lease is terminated or to shorten the time to determine this issue to avoid the risk of the loss of the sale. Since the property involves farming, the resolution should be made before there is substantial work being done on the 2016 crop.

Order On Ex Parte Application for Instructions to Terminate Lease or in the Alternative Shortening Time for Hearing on Said Petition was signed on 12/29/15 and states The Petition is not granted but the Court order that the matter be heard on shortened time with the hearing on the Petition to take place on January 13, 2016. Petitioner is ordered to complete service of all moving and supporting papers on Respondents, if not already completed, by no later than December 30, 2015.

Petition to Enforce Judgment Against Beneficiary's Trust Interest

	<p>COLLEEN E. DEMPSEY and JOHN P. MCCANN, Co-Trustees, are Petitioners.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p>		
<table border="1"> <tr> <td>Aff.Sub.Wit.</td> <td></td> </tr> </table>	Aff.Sub.Wit.		<p>Petitioners provide background and state a 22-day trial began 9/16/14 and culminated in a ruling that, among other things, Daniel J. McCann was liable to the Co-Trustees (and thus the beneficiaries of the trust) for \$2,050,831.76, plus fees, costs, and interest.</p>	<p>Note: This petition will be heard at 3:30 pm in Dept. 502.</p>
Aff.Sub.Wit.				
<table border="1"> <tr> <td>Verified</td> <td>X</td> </tr> </table>	Verified	X	<p>This decision was based in part on a finding that Dan breached his fiduciary duties as a co-trustee by misappropriating various trust assets, including real property, cash and vehicles. Judgment against Dan was entered 6/4/15. Although Dan filed Notice of Appeal on 8/4/15, he has not sought a stay of enforcement nor has he posted an appellate bond. He has also failed to file a designation of record on appeal, prompting the court to issue a 15-day notice to him on 8/31/15.</p>	<p>1. The petition is not verified by either petitioner pursuant to Probate Code §§ 1020; 1023.</p>
Verified	X			
<table border="1"> <tr> <td>Inventory</td> <td></td> </tr> </table>	Inventory		<p>Petitioners now seek to enforce the 6/4/15 judgment against Dan's beneficial interest in the trust and associated sub-trusts, specifically the Surviving Trustor's Trust, the Marital Trust, and the Unified Credit Trust.</p>	<p>2. Need order. Local Rule 7.1.1.F.</p>
Inventory				
<table border="1"> <tr> <td>PTC</td> <td></td> </tr> </table>	PTC		<p>Petitioners provide discussion and reference to "spendthrift" provisions that purport to limit the ability of creditors to reach a beneficiary's undistributed interests, and state that because Dan was a co-trustee at the time he misappropriated trust assets and was found to have breached his fiduciary duties, Petitioners request the Court allow them to enforce the 6/4/15 judgment against Dan's beneficial interest in the trust and sub-trusts despite the spendthrift provisions.</p>	
PTC				
<table border="1"> <tr> <td>Not.Cred.</td> <td></td> </tr> </table>	Not.Cred.		<p>Petitioners request an order of this Court:</p>	<p>Reviewed by: skc</p>
Not.Cred.				
<table border="1"> <tr> <td>✓ Notice of Hrg</td> <td></td> </tr> </table>	✓ Notice of Hrg		<p>1. Allowing the Co-Trustees to retain the amounts currently held in trust for Daniel J. McCann in the Surviving Trustor's Trust established by Elizabeth A. McCann, and to apply those amounts to the partial satisfaction of the 6/4/15 Judgment;</p>	<p>Reviewed on: 1/12/16</p>
✓ Notice of Hrg				
<table border="1"> <tr> <td>✓ Aff.Mail</td> <td>W</td> </tr> </table>	✓ Aff.Mail	W	<p>2. Allowing the Co-Trustees to retain the amounts currently held in trust for Daniel J. McCann in the Marital Trust established under the terms of the John P. McCann and Elizabeth A. McCann Declaration of Trust on 4/2/99, and to apply those amounts to the partial satisfaction of the 6/4/15 Judgment;</p>	<p>Updates:</p>
✓ Aff.Mail	W			
<table border="1"> <tr> <td>Aff.Pub.</td> <td></td> </tr> </table>	Aff.Pub.		<p>3. Allowing the Co-Trustees to retain the amounts currently held in trust for Daniel J. McCann in the Unified Credit Trust established under the terms of the John P. McCann and Elizabeth A. McCann Declaration of Trust on 4/2/99, and to apply those amounts to the partial satisfaction of the 6/4/15 Judgment; and</p>	<p>Recommendation:</p>
Aff.Pub.				
<table border="1"> <tr> <td>Sp.Ntc.</td> <td></td> </tr> </table>	Sp.Ntc.		<p>4. For such other or further orders as the Court deems just and proper.</p>	<p>File 1- McCann</p>
Sp.Ntc.				
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