

1 Benjamin Ring (GUARD/E)

Case No. 09CEPR00620

Atty Kruthers, Heather H. (for Public Guardian)

(1) Third Account Current and Report of Guardian and (2) Petition for Allowance of Compensation to Guardian and Attorney

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|---|---------------|--|---|--|
| | | <p>PUBLIC GUARDIAN, Guardian of the Estate, is petitioner.</p> <p>See petition for details.</p> | <p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need account statement for savings account. §2620(c). 2. Need proof of service of Notice of Hearing on the person having legal custody of the minor, with whom the minor resides pursuant to Cal Rule of Court 7.51. <p><u>Note:</u> The Court will set a status hearing for the filing of the fourth and final account as follows:</p> <ul style="list-style-type: none"> • Thursday, March 23, 2017 <p>If the required documents are filed prior to the status hearing date pursuant to local rules, the status hearing will be taken off calendar.</p> | |
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| | Aff.Sub.Wit. | | | |
| ✓ | Verified | | | |
| | Inventory | | | |
| | PTC | | | |
| | Not.Cred. | | | |
| ✓ | Notice of Hrg | | | |
| ✓ | Aff.Mail | W | | |
| | Aff.Pub. | | | |
| | Sp.Ntc. | | | |
| | Pers.Serv. | | | |
| | Conf. Screen | | | |
| | Letters | | | |
| | Duties/Supp | | | |
| | Objections | | | |
| | Video Receipt | | | |
| | CI Report | | | |
| | 2620(c) | ✓ | | |
| ✓ | Order | | | |
| | Aff. Posting | | | |
| | Status Rpt | | | |
| | UCCJEA | | | |
| | Citation | | | |
| | FTB Notice | | | |
| | | | Reviewed by: skc | |
| | | | Reviewed on: 1-16-15 | |
| | | | Updates: | |
| | | | Recommendation: | |
| | | | File 1 - Ring | |

Atty Bianco, John P., of Bianco Law Firm, Visalia (for Petitioner Betsy K. McMillan)

Report and Petition for Final Distribution on Waiver of Accounting

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|-------------------------------------|-----------------------|--|---|
| DOD: 10/23/2011 | | BETSY K. McMILLAN , daughter and Executor, is Petitioner. | <p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. <i>Petition</i> does not contain a total for the balance of property on hand that includes the amount of cash included in the balance, as required by Local Rule 7.6.1 (A) and (C).</p> <p>2. <i>Petition</i> does not include any information regarding the sale of real property assets, nor regarding any gains or losses on sale of real property assets, as required for reports on waiver of account pursuant to CA Rule of Court 7.550(b). However, <i>Notice of Proposed Action</i> filed 12/11/2012 shows Decedent's 50% interest in real property located at 2018 E. Austin Way was sold to beneficiary JOHN HILL CASTLE for \$32,000.00. Paragraph 2 of the prayer of the instant <i>Petition</i> proposes to distribute the Decedent's interest in the real property at 2018 E. Austin Way in ¼ interests to the four estate beneficiaries as tenants in common. Need confirmation of the sale, the sale price, and possibly a closing statement of the sale, pursuant to CA Rule of Court 7.550(b)(2). Need clarification and/or an amended petition proposing a correct distribution of Decedent's assets.</p> <p align="center">~Please see additional page~</p> |
| | | Accounting is waived. | |
| Cont. from | | I & A — \$136,867.01 | |
| <input type="checkbox"/> | Aff.Sub.Wit. | POH — \$136,867.01 [unspecified sum of cash] | |
| <input checked="" type="checkbox"/> | Verified | | |
| <input checked="" type="checkbox"/> | Inventory | Executor — waives | |
| <input checked="" type="checkbox"/> | PTC | Attorney — [\$5,106.00?] (more than statutory; also, may require proportionate share of fees to estate of former Attorney Sanoian) | |
| <input checked="" type="checkbox"/> | Not.Cred. | | |
| <input checked="" type="checkbox"/> | Notice of Hrg | | |
| <input checked="" type="checkbox"/> | Aff.Mail | Costs — [\$607.00] (filing fees, CourtCall; \$120.00 deducted as courier service fees violate Local Rule 7.17(B)(7).) | |
| <input type="checkbox"/> | Aff.Pub. | | |
| <input type="checkbox"/> | Sp.Ntc. | | |
| <input type="checkbox"/> | Pers.Serv. | | |
| <input type="checkbox"/> | Conf. Screen | Closing — \$100.00 | |
| <input type="checkbox"/> | Letters 010512 | | |
| <input type="checkbox"/> | Duties/Supp | ~Please see additional page~ | |
| <input type="checkbox"/> | Objections | | |
| <input type="checkbox"/> | Video Receipt | | |
| <input type="checkbox"/> | CI Report | | |
| <input checked="" 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 checked="" type="checkbox"/> | FTB Notice | | |
| | | | <p align="center">~Please see additional page~</p> <p>Reviewed by: LEG</p> <p>Reviewed on: 1/20/15</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 2 – Castle</p> |

Distribution pursuant to Decedent's Will is to:

- **JOHN HILL CASTLE** – [unspecified amount of cash], an undivided ¼ interest in Decedent's **50%** interest in [2 or 3?] parcels of real property; an undivided ¼ interest in an automobile; and an undivided ¼ interest in household furniture and furnishings;
- **TANYA LEIGH McKINNON** – [unspecified amount of cash], an undivided ¼ interest in Decedent's **50%** interest in [2 or 3?] parcels of real property; an undivided ¼ interest in an automobile; and an undivided ¼ interest in household furniture and furnishings;
- **BETSY KEY McMILLAN** – [unspecified amount of cash], an undivided ¼ interest in Decedent's **50%** interest in [2 or 3?] parcels of real property; an undivided ¼ interest in an automobile; and an undivided ¼ interest in household furniture and furnishings;
- **DIANTHA JILL BEWARDER** – [unspecified amount of cash], an undivided ¼ interest in Decedent's **50%** interest in [2 or 3?] parcels of real property; an undivided ¼ interest in an automobile; and an undivided ¼ interest in household furniture and furnishings.

NEEDS/PROBLEMS/COMMENTS, continued:

3. Statutory compensation is calculated without accounting for any loss on sale of real property, as required by Probate Code § 10800. Based upon the *Notice of Proposed Action* filed 12/11/2012, the real property valued at **\$42,500.00** sold for **\$32,000.00**, resulting in a loss on sale of **\$10,500.00**. Statutory compensation correctly calculates as **\$4,791.01**. Need revised request for statutory compensation based upon sale of real property.
4. *Substitution of Attorney* filed 6/3/2014 shows Petitioner was formerly represented by **JOANNE SANOIAN** (consent to substitution by Executor of her estate, **JOHN F. GARLAND**, signed 6/2/2014.) Therefore, unless a waiver of her portion is filed with the Court, it appears her estate is entitled to a portion of the statutory fees based upon her services beginning 11/22/2011. Need revised request for statutory compensation based upon the work performed prior to attorney substitution, or waiver of proportionate share of statutory fees.
5. Paragraph 25 of the *Petition* contains request for reimbursement of costs advanced that includes **\$120.00** for courier service fees in violation of Local Rule 7.17(B)(7), which provides such costs are non-reimbursable as they are considered by the Court to be part of the cost of doing business.
6. Pursuant to Local Rules 7.12.3 and 7.12.4, the Court will not order distribution of real property in undivided interests nor distribution of personal property, such as furniture and vehicles, in undivided interests without the written consent of all distributees. Petitioner has not filed with the Court consent from each beneficiary regarding the proposed distribution in undivided interests as specified in the *Petition*. Need signed consents to distribution in undivided interests from the following distributees:
 - **JOHN HILL CASTLE;**
 - **TANYA LEIGH McKINNON;**
 - **BETSY KEY McMILLAN;**
 - **DIANTHA JILL BEWARDER.**
7. Need proposed order pursuant to Local Rule 7.1, that complies with Local Rule 7.6.1(A) providing that monetary distributions must be stated in cash dollar amounts, and that includes a list of the real property to be distributed to each distributee.

(1) First and Final Account and Report of Administrator and Petition for Its Settlement, (2) for Allowance of Compensation to Attorneys and Administrator for Ordinary Services, for (3) Costs Advanced for (4) Allowance of Compensation to Attorneys for Extraordinary Services, and for (5) Final Distribution

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|------------------|---|---|
| DOD: 5-19-12 | <p>SUZIE ANTUNA, Daughter and Administrator with Full IAEA without bond, is Petitioner.</p> | NEEDS/PROBLEMS/COMMENTS: |
| | <p>Acct period: 8-22-12 through 10-29-14</p> | <p>1. Petitioner reimbursed herself for \$895.00 paid to Paralegal Assistance Unlimited, as part of the \$9,704.41 in Costs. However, costs for non-attorney document services are not reimbursable from the estate. Paralegal services are only reimbursable if incurred under the supervision of an attorney pursuant to Probate Code §10811. The Court may require this amount to be restored to the estate for distribution to the three heirs.</p> |
| | <p>Accounting: \$71,667.57</p> | |
| | <p>Beginning POH: \$59,287.66</p> | |
| Cont from 012215 | <p>Ending POH: \$46,872.93</p> | |
| Aff.Sub.Wit. | <p>Administrator (Statutory): \$2,866.70</p> | |
| ✓ Verified | <p>Administrator (Reimburse): \$9,704.41 (paid 10-17-12, for funeral expenses totaling \$7,280.49, paralegal fees, recording, filing fees, certified copies, and final bills related to the real property)</p> | |
| ✓ Inventory | <p>Attorney: \$2,366.70 (less than statutory)</p> | |
| ✓ PTC | <p>Attorney (Extraordinary): \$1,000.00 (for Court confirmed sale of real property pursuant to Local Rule 7.18.A.)</p> | |
| ✓ Not.Cred. | <p>Costs: \$1,325.50 (filing, publication, certified copies)</p> | |
| ✓ Notice of Hrg | <p>Closing: \$1,000.00</p> | |
| ✓ Aff.Mail | <p>Distribution per intestate succession is to:</p> | |
| Aff.Pub. | <p>Suzie Antuna: \$12,771.34</p> | |
| Sp.Ntc. | <p>Patrick Rocha: \$12,771.35</p> | |
| Pers.Serv. | <p>Richard Rocha: \$12,771.34</p> | |
| Conf. Screen | <p>Declaration of Lisa Horton filed 1-5-15 states the amount paid to Paralegal Assistance Unlimited was a cost of administration pursuant to §10556. The Administrator hired a document preparation service for the sole purpose of petitioning, filing and administering the estate of her father.</p> | |
| ✓ Letters | <p>Declaration of Lisa Horton filed 1-12-15 states the \$895 pad to Paralegal Assistance Unlimited consisted of a \$500.00 fee plus the \$395.00 Court filing fee. This office reduced our statutory fees by \$500.00, which covers the amount paid to PAU. The \$500 would have come out anyway if Petitioner had hired an attorney from the beginning of the probate. Petitioner was trying to save money, however, the probate process became complicated. The expenditure benefitted the estate as it effectively opened and helped with administration.</p> | |
| 8-22-12 | | |
| Duties/Supp | | |
| Objections | | |
| Video Receipt | | |
| CI Report | | |
| ✓ 9202 | | |
| ✓ Order | | |
| Aff. Posting | | |
| Status Rpt | | |
| UCCJEA | | |
| Citation | | |
| ✓ FTB Notice | | |
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Reviewed by: skc

Reviewed on: 1-15-15

Updates:

Recommendation:

File 3 - Rocha

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| Age: 41 years | MANUEL CHAVEZ , father, and SUSAN CHAVEZ-LEON , sister, Co-Conservators of the Person and Estate, are Petitioners. | NEEDS/PROBLEMS/COMMENTS: |
| | | OFF CALENDAR. 5 th Amended Petition filed and set for hearing on 2/9/15. |
| Cont. from 090914, 100714, 111314, 121114 | Account period: 11/26/12 - 11/30/13 | |
| <input type="checkbox"/> Aff.Sub.Wit. | Accounting - \$300,390.47 | |
| <input checked="" type="checkbox"/> Verified | Beginning POH - \$238,464.60 | |
| <input type="checkbox"/> Inventory | Ending POH - \$235,215.30 (\$8,553.99 is cash) | |
| <input type="checkbox"/> PTC | Conservator - not requested | |
| <input type="checkbox"/> Not.Cred. | Attorney - \$6,625.00 (per declaration and itemization, for 25.00 hours (reduced from 36.90 hours) @ \$265.00 per hour;) | |
| <input checked="" type="checkbox"/> Notice of Hrg | Costs - \$1,035.00 (filing fees, process service fee; certified copies) | |
| <input checked="" type="checkbox"/> Aff.Mail W/ | Bond - \$324,640.00 (sufficient) | |
| <input type="checkbox"/> Aff.Pub. | Petitioner prays for an order: | |
| <input type="checkbox"/> Sp.Ntc. | 1. Approving, allowing, and settling the [First] Account and acts of Co-Conservators; and | |
| <input type="checkbox"/> Pers.Serv. | 2. Authorizing the Attorney fees and costs advanced to the Conservatorship during the accounting period; and | |
| <input type="checkbox"/> Conf. Screen | 3. Finding that the Conservatee is not able to complete an affidavit of voter registration and is not entitled to vote. | |
| <input type="checkbox"/> Letters | | Reviewed by: KT |
| <input type="checkbox"/> Duties/Supp | | Reviewed on: 1/16/15 |
| <input type="checkbox"/> Objections | | Updates: |
| <input type="checkbox"/> Video Receipt | | Recommendation: |
| <input type="checkbox"/> CI Report | | File 4 – Chavez |
| <input checked="" type="checkbox"/> 2620 | | |
| <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 | | |
| | Court Investigator Report filed 9/8/2014 | |

Petition for Visitation

| | | |
|---|--|---|
| Age: 4 | JON FARINO , maternal grandfather, is Petitioner. | NEEDS/PROBLEMS/COMMENTS: <u>CONTINUED FROM 09/3/14 & 12/08/14</u> Note: A stipulation Re: Visitation was filed 09/16/14 that outlined visitation between the minor and Jon Farino. Order on Stipulation was signed by Judge Oliver on 09/18/14. In light of the Stipulation Re Visitation, it is unclear whether Petitioner intends to pursue this Petition. 1. Need proof of service by mail at least 15 days before the hearing of <i>Notice of Hearing</i> for: a. Alexandria Farino (mother) Note: Per 03/09/13 Minute Order, the mother is not to have any visitation with the child that is inconsistent with the restraining order. Proof of service by mail filed 12/11/14 states that the mother's address is unknown. |
| | DANYELL FARINO , maternal step-grandmother, and CAROLE JARVIS , maternal grandmother, were appointed as Co-Guardians on 03/19/13. – <i>Both served by mail on 08/01/14</i> | |
| Cont. from 090314, 120814 | Father: UNKNOWN court dispensed with notice unless and until his identity becomes known per minute order dated 01/03/2013. | |
| <input type="checkbox"/> Aff.Sub.Wit. | Mother: ALEXANDRIA FARINO – <i>Petitioner states that the mother's whereabouts are unknown</i> | |
| <input checked="" type="checkbox"/> Verified | Paternal grandparents: UNKNOWN | |
| <input type="checkbox"/> Inventory | Petitioner states that he and his mother, Jacob's maternal great-grandmother, have been involved in Jacob's life since birth. Recently, Petitioner became separated from guardian Danyell Farino and she has severely restricted his and his mother's visitation with Jacob. Petitioner further believes that the guardians are defaming him to Jacob. Petitioner believes that the lack of visits and the defaming statements made in front of Jacob are harmful to Jacob's well-being. Petitioner requests one (1) overnight visit with Jacob per week when Petitioner is not working and Jacob is not in school (the summer months, June, July & August (Petitioner is a teacher)), and alternating weekends commencing Friday at 5:00pm and ending Sunday at 5:00 pm during the remaining months. | |
| <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 | | |
| | | Reviewed by: JF |
| | | Reviewed on: 01/20/15 |
| | | Updates: |
| | | Recommendation: |
| | | File 5 – Farino |

Status Hearing Re: Filing of the First Account and/or Petition for Final Distribution

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|--------------------------|---|---|
| DOD: 5/5/13 | MICHAEL MALONEY was appointed Administrator with full IAEA authority and without bond on 8/29/13. | NEEDS/PROBLEMS/COMMENTS: |
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| | Letters issued on 9/4/13. | OFF CALENDAR. First and Final Report filed and set for hearing on 2/4/15 |
| Cont. from 103114 | I & A filed on 2/20/14 - \$227,288.01 | |
| Aff.Sub.Wit. | Minute order dated 8/29/14 set this status hearing for the filing of the first account or petition for final distribution. | |
| 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: 1/16/15 |
| | | Updates: |
| | | Recommendation: |
| | | File 6 – Maloney |

Pro Per Ramirez, Gregory C. (Pro Per Petitioner, son)
 Atty Kruthers, Heather H. (for Public Guardian, Conservator of the Person and Estate)
 Atty Rindlisbacher, Curtis D. (Court-appointed for Conservatee)
 Petition for Appointment of Probate Conservator of the Person and Estate (Prob. C.
 1820, 1821, 2680-2682)

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|--------------------------|----------------------|--|--|---|
| | | <p>GREGORY C. RAMIREZ, son, is Petitioner and requests appointment as Conservator of the Person with medical consent and dementia powers to administer dementia medications; and of the Estate without bond.</p> <p>Petitioner states the Conservatee requires a conservator of her person as she has been diagnosed with dementia and can become combative and uncooperative.</p> | <p>NEEDS/PROBLEMS/COMMENTS:</p> <p style="text-align: center;">OFF CALENDAR</p> <p>Amended Petition for Appointment of Successor Probate Conservator filed 1/12/2015 is set for hearing on 2/17/2015. [Additional notes pages omitted pending 2/17/15.]</p> <p>Court Investigator Advised Rights on 11/26/2014.</p> <p>1. Court records show a Conservatorship of the Person and Estate exists for the Conservatee with the PUBLIC GUARDIAN as the current Conservator appointed on 5/23/2014. Therefore, there is no vacancy in the office of conservator, and Petitioner must file a petition for removal of conservator of the person pursuant to Probate Code § 2650 et seq., which includes a petition for appointment of successor conservator pursuant to Probate Code § 2670 et seq. Alternatively, Petitioner may procure a resignation from the current Conservator pursuant to Probate Code § 2660 in order to proceed under the instant petition.</p> | |
| Cont. from 012215 | | | | |
| | Aff.Sub.Wit. | | | |
| ✓ | Verified | | | |
| | Inventory | | | |
| | PTC | | | |
| | Not.Cred. | | | |
| | Notice of Hrg | | | X |
| | Aff.Mail | | | X |
| | Aff.Pub. | | | |
| | Sp.Ntc. | | | |
| | Pers.Serv. | | | |
| ✓ | Conf. Screen | | | |
| | Letters | | | X |
| | Duties/Supp | | | |
| | Objections | | | |
| | Video Receipt | | | |
| ✓ | CI Report | | | |
| | 9202 | | | |
| | Order | | | X |
| | Aff. Posting | | | |
| | Status Rpt | | | |
| | UCCJEA | | | |
| | Citation | | | |
| | FTB Notice | | | |
| | | Reviewed by: LEG | | |
| | | Reviewed on: 1/16/15 | | |
| | | Updates: | | |
| | | Recommendation: | | |
| | | File 7 - Patrick | | |

| | | |
|----------------------|---|---|
| DOD: 7-26-13 | <p>DOUGLAS S. LOPER was appointed Administrator with Will Annexed with Full IAEA without bond on 9-22-14 and Letters issued on 9-23-14.</p> <p>At the hearing on 9-22-14, the Court set this status hearing for the filing of the Inventory and Appraisal.</p> | <p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need Inventory and Appraisal pursuant to Probate Code §8800 or verified written status report pursuant to Local Rule 7.5.</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 | | |
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| | | Reviewed on: 1-16-15 |
| | | Updates: |
| | | Recommendation: |
| | | File 8 - Loper |

Petition for Probate of Will and for Letters Testamentary; Authorization to Administer Under IAEA (Prob. C. 8002, 10450)

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| DOD: 9/9/14 | HERMINIA HAWKINS , named Executor without bond, is petitioner. | <p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> Petition was signed by someone other than attorney Edward Fanucchi with Edward Fanucchi's name printed as the person signing the petition. The person signing the petition should have their name printed as the person signing. Proposed personal representative is a resident of Everett, Washington. Probate Code 8571 states notwithstanding a waiver of bond, the court in its discretion may require a nonresident personal representative to give a bond in an amount determined by the court. Proof of service on beneficiary Myrna Campbell was sent "in care of" Lloyd Campbell. California Rules of Court, Rule 7.81 (a)(2) states notice mailed to a person in care of another person is insufficient unless the person entitled to notice has directed the person giving notice in writing to send the notice in care of the second person. – Notice of Hearing sent directly to Myrna Campbell however the Notice of Petition to Administer the Estate must be served. Proof of service of the Notice of Petition to Administer the Estate for Stella Campbell and Lilly Campbell states address unknown. Need declaration of Due Diligence. Need date of death of deceased spouse. Local Rule 7.1.1.D |
| | | |
| | | |
| Cont. from 112014 | Full IAEA – o.k. | |
| <input type="checkbox"/> Aff.Sub.Wit. | S/P | |
| <input checked="" type="checkbox"/> Verified | Will dated: 10/25/2007 | |
| <input type="checkbox"/> Inventory | Residence: Fresno | |
| <input type="checkbox"/> PTC | Publication: Fresno Business Journal | |
| <input type="checkbox"/> Not.Cred. | | |
| <input type="checkbox"/> Notice of Hrg | | |
| <input checked="" type="checkbox"/> Aff.Mail | W/ | |
| <input checked="" type="checkbox"/> Aff.Pub. | | |
| <input type="checkbox"/> Sp.Ntc. | Estimated value of the estate: Real property- \$25,000.00 | |
| <input type="checkbox"/> Pers.Serv. | | |
| <input type="checkbox"/> Conf. Screen | | |
| <input checked="" type="checkbox"/> Letters | Probate Referee: Rick Smith | |
| <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: KT |
| | | Reviewed on: 1/16/15 |
| | | Updates: |
| | | Recommendation: |
| | | File 9 – Hooker |

Note: If the petition is granted, status hearings will be set as follows:

- **Wednesday, February 25, 2015** at 9:00 a.m. in Department 303, for the filing of the bond, if required.
- **Wednesday, June 24, 2015** at 9:00 a.m. in Department 303, for the filing of the inventory and appraisal.
- **Wednesday, March 30, 2016** at 9:00 a.m. in Department 303, for the filing of the first account or petition for final distribution.

Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior the date set the status hearing will come off calendar and no appearance will be required.

| | | | |
|---|---------------------------|---|--|
| | See petition for details. | | <p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need proof of service of Notice of Hearing with a copy of the petition at least 15 days prior to the hearing per Probate Code §1511 <u>or</u> consent and waiver of notice <u>or</u> declaration of due diligence on:</p> <p>- Maternal Grandfather (Mark, last name unknown)</p> |
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| | 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 | | |
| ✓ | Clearances | | |
| ✓ | Order | | |
| | Aff. Posting | | |
| | Status Rpt | | |
| ✓ | UCCJEA | | |
| | Citation | | |
| | FTB Notice | | |
| | | | Reviewed by: skc |
| | | | Reviewed on: 1-16-15 |
| | | | Updates: |
| | | | Recommendation: |
| | | | File 10 – Littleton |

Petition to Determine Succession to Real Property (Prob. C. 13151)

| | | |
|--|--|--|
| DOD: 9-17-11 | TED HERNANDEZ , Son, is petitioner. | NEEDS/PROBLEMS/COMMENTS: 1. Pursuant to Probate Code §§ 13151, 13152, a petition to determine succession must be brought and verified by all successors in interest. Therefore, need amended petition or joinder by the other five heirs. |
| | 40 days since DOD | |
| | No other proceedings | |
| <input type="checkbox"/> Aff.Sub.Wit. | I&A: \$105,000.00 | |
| <input checked="" type="checkbox"/> Verified | Decedent died intestate | |
| <input checked="" type="checkbox"/> Inventory | Petitioner requests Court determination that the decedent's 100% interest in real property in Fresno passes as follows: | |
| <input type="checkbox"/> PTC | <ul style="list-style-type: none"> • Susan Barkman: 20% • Yolanda Mendoza: 20% • Ted Hernandez: 20% • Brenda Hernande: 20% • Jennifer Martin: 10% • David Hernandez: 10% | |
| <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 | | |
| | | Reviewed by: skc |
| | | Reviewed on: 1-16-15 |
| | | Updates: |
| | | Recommendation: |
| | | File 11 - Hernandez |

Petition to Determine Succession to Real Property (Prob. C. 13151)

| | | |
|------------------------|--|---|
| DOD: 6-26-14 | PERRY CHRISTENSEN , Son, is petitioner. | NEEDS/PROBLEMS/COMMENTS: 1. Need date of death of deceased spouse pursuant to Local Rule 7.1.1.D. 2. Pursuant to Probate Code §§ 13151, 13152, a petition to determine succession must be brought and verified by all successors in interest. Therefore, need amended petition or joinder by the other four heirs. 3. The decedent's original will has not been deposited with the Court pursuant to Probate Code §8200. |
| | 40 days since DOD | |
| | No other proceedings | |
| Aff.Sub.Wit. | I&A: \$105,000.00 | |
| ✓ Verified | Will dated 7-10-87 | |
| ✓ Inventory | Petitioner requests Court determination that the decedent's 100% interest in real property passes as follows: | |
| PTC | <ul style="list-style-type: none"> • Perry Christensen 33.3% • Jenny Tkacz 33.3% • Mark Christensen 11.1% • Kyle Christensen 11.1% • Mark Christensen 11.1% | |
| Not.Cred. | | |
| ✓ Notice of Hrg | | |
| ✓ Aff.Mail | w | |
| 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: 1-16-15 |
| | | Updates: |
| | | Recommendation: |
| | | File 12 - Christensen |

| | | |
|--|--|---|
| DOD: 04/30/2008 | DEBORAH HELSEL , Trustee of the Helsel Family Trust Agreement, is petitioner. | <p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need Declaration pursuant to Local Rule 7.12.5. 2. Need Original Will to be deposited with the Court pursuant to Probate Code §8200(a)(1). 3. Inventory and Appraisal appears to be a copy. Need original. 4. Petitioner did not sign the Inventory and Appraisal. 5. Attorney did not sign the Inventory and Appraisal. 6. Need Notice of Hearing on mandatory Judicial Council Form. Note: Proof of Service was in pleading form and is therefore not sufficient. |
| | 40 days since DOD | |
| Cont. from | No other proceedings | |
| <input type="checkbox"/> Aff.Sub.Wit. | | |
| <input checked="" type="checkbox"/> Verified | I&A - \$127,000.00 | |
| <input checked="" type="checkbox"/> Inventory | Will dated: 08/29/2000 devises the entire residue of the estate pass to the Trustee then in office under that trust designated as the Helsel Family Trust Agreement. | |
| <input type="checkbox"/> PTC | | |
| <input type="checkbox"/> Not.Cred. | | |
| <input type="checkbox"/> Notice of Hrg | x | |
| <input checked="" type="checkbox"/> Aff.Mail | Petitioner requests Court determination that decedent's 1/12 interest in real property located at 30307 Old River Road, Oceanside, Ca. pass to Deborah Helsel, Trustee of the Helsel Family Trust Agreement pursuant to decedent's will. | |
| <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 | | |
| | | Reviewed by: LV |
| | | Reviewed on: 01/20/2015 |
| | | Updates: |
| | | Recommendation: |
| | | File 13 - Helsel |

| | | |
|----------------------|---|--|
| DOD: 8-19-06 | <p>JACKIE MCDONALD, Sister-in-Law, was appointed as Executor with Full IAEA without bond on 10-10-06. Letters issued 10-23-06. Ms. McDonald was originally represented by Attorney Roger W. Krouskup of Selma, CA.</p> <p>Inventory and Appraisal filed 1-17-07 indicated a total estate value of \$333,566.08 consisting of residential real property in Kingsburg, personal property and cash.</p> <p>Three Creditor's Claims were filed totaling \$13,646.39.</p> <p>Pursuant to a Substitution of Attorney filed 4-20-10, Ms. McDonald is now self-represented.</p> <p>Nothing further was filed in this case until the Court set status hearing for failure to file a first account or petition for final distribution.</p> <p>At the status hearing on 3-7-14, the matter was continued until 9-12-14.</p> <p>On 9-12-14, the minute order reflects that the matter was set for status hearing on 11-13-14 for filing of the I&A.</p> <p>Ms. McDonald filed an Inventory and Appraisal Reappraisal for Sale on 10-27-14 and did not appear on 11-13-14.</p> <p>However, the hearing on 11-13-14 appears to actually have been a continuance of the prior status hearing for failure to file a first account or petition for final distribution. Because Ms. McDonald did not appear, the Court set this Order to Show Cause as to why she should not be removed as Executor for failure to appear and failure to file the first account. The Court ordered Ms. McDonald to be personally present on 12-4-14.</p> | <p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Minute Order 12-4-14: Jackie McDonald represents that the property is for sale by owner. Ms. McDonald is admonished that she is close to being removed as Executor and that she needs to deal with the Creditor's Claims. The Order to Show Cause is vacated as to the failure to appear, but continued as to the failure to file the First Account. A status report is to be filed and properly served. The report is to include an updated accounting for the Bank of America account with a copy of the statement. Cont. to 012215.</p> <p>Note: This estate was opened approx. eight (8) years ago. Pursuant to Probate Code §12200, this estate should have been closed in one year. No status report has ever been filed. There have been at least three creditor's claims filed. The following issues remain noted:</p> <ol style="list-style-type: none"> Need first account or petition for final distribution pursuant to Probate Code §12200 or verified written status report pursuant to Local Rule 7.5. The heirs of the estate are the decedent's two children, Steven Wright and Tina Mitchell, both adults. It does not appear that either of them have been given notice of any of the status hearings that have been held. The Court may require service of Notice of Hearing on the heirs for this and all future hearings. The Executor has not filed or served Allowance or Rejection of Creditor's Claim for the three claims filed. See Probate Code §9250 et seq. |
| Cont from 120414 | | |
| 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: 1-15-15 | | |
| Updates: | | |
| Recommendation: | | |
| File 15 - Wright | | |

Status Hearing Re: Filing of the Inventory and Appraisal; Filing of First Account and/or Petition for Final Distribution

| | | | | |
|---|---|--|--|---|
| DOD: 6-9-11 | <p>JANETTE COURTNEY, was appointed Executor with Full IAEA without bond and Letters issued on 9-15-11.</p> | <p>NEEDS/PROBLEMS/COMMENT S:</p> | | |
| | | | | |
| | <p>Inventory and Appraisal Partial No. 1 filed 2-13-13 included commercial real property valued at \$250,000.00, which was sold pursuant to Order Confirming Sale of Real Property.</p> | <p>Note: This is the 13th status hearing on this matter. As of 1-15-15, nothing further has been filed.</p> | | |
| <p>Cont. from 040813, 062813, 072613, 100413, 011714, 032114, 042514, 060614, 072114, 091814, 102314, 121814</p> | <p>At hearing on 2-25-13, the Court set status hearing for 4-8-13 for the filing of the Final Inventory and Appraisal, filing of the first account, and/or petition for final distribution.</p> <p>The status hearing for filing of the final Inventory and Appraisal has been continued to 6-28-13 and now 7-26-13.</p> | <p>Minute Order 4-8-13: Mr. Keeler and Mr. Ivy are appearing via conference call. Mr. Ivy is directed to file a fully executed agreement with the court. Matter is set for Status Hearing on 5/24/13 regarding the settlement agreement and the dismissal. If the agreement and dismissal are filed by 5/24/13, no appearance will be necessary. The status hearing regarding the inventory and appraisal is continued to 6/28/13 for appearance by Mr. Neilson only. Set on 5/24/13 @ 9:00 a.m. Dept. 303 for: Status Hearing Re: Settlement Agreement and Dismissal</p> | | |
| <table border="1"> <tr><td>Aff.Sub.Wit.</td><td></td></tr> </table> | Aff.Sub.Wit. | | | |
| Aff.Sub.Wit. | | | | |
| <table border="1"> <tr><td>Verified</td><td></td></tr> </table> | Verified | | | |
| Verified | | | | |
| <table border="1"> <tr><td>Inventory</td><td></td></tr> </table> | Inventory | | <p>Status Report filed 7-19-13 states:</p> <ul style="list-style-type: none"> Petitioner has performed all required duties as personal representative All known debts have been paid except for mortgage on real property which has a market value below the mortgage amount All administration costs to date except for compensation to the personal representative and attorney have been paid The estate is solvent A creditor's claim filed by Steven Drummond has been rejected There is currently no pending litigation involving the estate; however, there is a potential claim against beneficiaries for recovery of a vehicle and reimbursement for sales tax paid The status of a business being operated by a beneficiary, and the estate's current interest therein, has yet to be determined/negotiated. It is estimated that an additional three (3) months will be needed to complete administration of the estate, unless litigation is needed to recover the vehicle. Petitioner requests authority to continue administration until 10-1-13. | <p>Note: Full and Complete Settlement Agreement and Mutual Release of All Claims filed 4-11-13, and dismissal of petition filed by Dennis L. Thomas on 12-19-11 was entered on 5-1-13.</p> |
| Inventory | | | | |
| <table border="1"> <tr><td>PTC</td><td></td></tr> </table> | PTC | | | <p>1. Need Final I&A.</p> |
| PTC | | | | |
| <table border="1"> <tr><td>Not.Cred.</td><td></td></tr> </table> | Not.Cred. | | | <p>2. Need First Account or Petition for Final Distribution pursuant to Probate Code §12200.</p> |
| Not.Cred. | | | | |
| <table border="1"> <tr><td>Notice of Hrg</td><td></td></tr> </table> | Notice of Hrg | | | <p>Reviewed by: skc</p> |
| Notice of Hrg | | | | |
| <table border="1"> <tr><td>Aff.Mail</td><td></td></tr> </table> | Aff.Mail | | | <p>Reviewed on: 1-15-15</p> |
| Aff.Mail | | | | |
| <table border="1"> <tr><td>Aff.Pub.</td><td></td></tr> </table> | Aff.Pub. | | | <p>Updates:</p> |
| Aff.Pub. | | | | |
| <table border="1"> <tr><td>Sp.Ntc.</td><td></td></tr> </table> | Sp.Ntc. | | | <p>Recommendation:</p> |
| Sp.Ntc. | | | | |
| <table border="1"> <tr><td>Pers.Serv.</td><td></td></tr> </table> | Pers.Serv. | | | <p>File 16 - Drummond</p> |
| 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 | | | | |
| | <p>Status Report filed 10/03/13 states: Since the prior status hearing the executor has been able to locate the Chevrolet Suburban, however it is damaged and towing and storage may be equal or more than the value. A compromise with the storage facility is being negotiated. Additionally, no paperwork has been located regarding the horse that a beneficiary claims belonged to the decedent and for which he is making a claim for care and feeding. The estate has rejected the claim. As to the real property in Mariposa, CA, it was thought that the bank was foreclosing on the property, but they have not. Time is requested to appraise and inventory this property and the Suburban as well as resolve the disposition of the horse.</p> | | | |

17 Leticia Wilson (GUARD/P)
Atty Cipolla, Katie (pro per Guardian)
Atty Brabbin, Kenneth (pro per Guardian)
Atty Palacios, Shannalee (pro per Petitioner/guardian)
Status Re: Report from Investigator.

Case No. 12CEPR00762

| | | |
|----------------------|---|--|
| Age: 5 years | <p>SHANNALEE PALACIOS, mother, petitioned the Court to terminate the guardianship.</p> <p>On 11/20/14 the Court denied the Petition for Termination.</p> <p>KENNETH BRABBIN, maternal uncle, and KATIE CIPOLLA, uncle's former fiancée, were appointed co-guardians on 1/17/13.</p> <p>Minute Order dated 11/20/15 states Edward Wilson, maternal grandfather, shows the Court a letter which he represents is from his tribe. The Court orders the Court Investigator to talk to the guardians regarding their current relationship status, their continued ability to co-guardian the child, and the effect on the child.</p> | <p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Court Investigator to provide report to the Court.</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: 1/16/15 | |
| | Updates: | |
| | Recommendation: | |
| | File 17 - Wilson | |

Status Hearing Re: Filing of the Final Accounting

| | | |
|---------------|--|---|
| DOD: 2-23-09 | <p>DYANNA MATTHEWS was appointed executor with Limited IAEA authority and without bond on 1/14/13.</p> <p>Letters issued on 1/22/13.</p> <p>Inventory and appraisal, partial no. 1 filed on 6/21/13 showing a value of \$126,673.00</p> <p>Inventory and appraisal, final filed on 9/16/13 showing a value of \$6,033.00.</p> <p>First Report and Account of Personal Representative and Petition for Approval and Settlement Thereof was heard on 06/26/2014.</p> <p>Minute Order of 06/26/2014 states the petition was granted and the order is to be signed ex parte. (See Examiner Note #2)</p> <p>Minute Order of 06/26/2014 set this matter for the filing of the Final Accounting.</p> | <p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> Need 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. Need Order on the First Report and Account of Personal Representative and Petition for Approval and Settlement Thereof. Pursuant to Minute Order of 06/26/2014 the petition was granted and the order was to be signed ex parte. It appears that the order was never received. |
| 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: LV |
| | | Reviewed on: 01/16/2015 |
| | | Updates: |
| | | Recommendation: |
| | | File 18 - Brazeal |

| | | |
|----------------------|---|---|
| | BRYAN JENSEN is Trustee of the Special Needs Trust of Debra J. Jensen. | <p>NEEDS/PROBLEMS/COMMENTS:</p> <p style="text-align: center;"><u>OFF CALENDAR</u></p> <p>Second Account filed 1-16-15 is set for hearing on 3-4-15.</p> |
| | The First Account for the period 3-1-12 through 12-31-12 was settled on 10-15-13. | |
| | On 12-10-14, the Court set this status hearing and sent notice to Attorney Shepard. | |
| 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: 1-16-15 |
| | | Updates: 1-20-15 |
| | | Recommendation: |
| | | File 20- Jensen |

Status Hearing Re: Filing of the Inventory and Appraisal

| | | |
|--|--|--|
| DOD: 9/16/2013 | CRAIG GAMMEL , nephew, was appointed Administrator with Full IAEA authority with bond of \$270,000.00 on 4/15/2014. | <p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Continued from 12/18/2014. Minute Order [Judge Cardoza] states counsel is appearing via CourtCall. Counsel reports that the final inventory and appraisal was sent to the Court on 12/15/2014. The Court orders counsel and his client to be personally present on 1/22/2015, or appear via CourtCall.</p> <p>Note: Final Inventory and Appraisal was filed 12/17/2014 showing an estate value of \$418,244.00.</p> <p>Notes for background:</p> <ul style="list-style-type: none"> Minute Order dated 11/13/2014 states Mr. Rinehart requests additional time for the inventory and appraisal to be completed. The Court grants one last continuance with regard to this matter. If the inventory and appraisal is not filed by 12/16/2014, then Mr. Rinehart and Craig Gammel are ordered to be personally present in Court or appear via Courtcall on 12/18/2014, or the Court will consider sanctions. Minute Order dated 7/25/2014 states counsel reports that he is still working on the inventory. <p>Note: Due to the delay in the issuance of Letters from the time of the appointment on 4/15/2014, the first account and/or petition for final distribution of the estate will not be due until 12 months after date of issuance of Letters Pursuant to Probate Code § 12200, which falls on 5/20/2015. Court may wish to <u>change the Status Hearing currently set in this matter from Friday, 4/24/2015</u> for the filing of the first account and/or petition for final distribution <u>to the following date:</u></p> <ul style="list-style-type: none"> Thursday, July 23, 2015 at 9:00 a.m. in Dept. 303 for filing the first account and/or petition for final distribution. <p>Pursuant Local Rule 7.5, if the document noted above is filed 10 days prior to the date listed, the hearing will be taken off calendar and no appearance will be required.</p> |
| Cont. from 072514, 111314, 121814 | Proof of Bond in the sum of \$270,000.00 was filed on 2/7/2014. | |
| Aff.Sub.Wit. | Letters issued on 5/20/2014. | |
| Verified | Pursuant to Probate Code § 8800(b) , Final Inventory and Appraisal was due 9/20/2014 . | |
| <input checked="" type="checkbox"/> Inventory | Minute Order dated 4/15/2014 from the hearing on the petition for letters of administration set the matter for a Status Hearing for filing of the final inventory and appraisal on 7/25/2014. | |
| 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 | X | |
| UCCJEA | | |
| Citation | | |
| FTB Notice | | |
| Reviewed by: LEG | | |
| Reviewed on: 1/20/15 | | |
| Updates: | | |
| Recommendation: | | |
| File 21 – Gammel | | |

Atty Lee, Larena (pro per Guardian/paternal great aunt)
 Atty Sherman, Roxanne Amy (pro per Petitioner/mother)

Petition for Visitation

| | | | | |
|---|----------------------|--|--|---|
| Age: 6 years | | <p>ROXANNE SHERMAN, mother, is petitioner.</p> <p>LARENA LEE, paternal great-aunt, was appointed guardian on 4/13/2009.</p> <p>Petitioner states she has not seen her daughter since she was 6 months old. Every time she wanted visitation, the guardian would make an excuse as to why she could not see the minor. Then eventually the guardian changed her number and Petitioner states she lost all contact with her. Petitioner feels that as her mother she has the right to get to know the minor.</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. Larena Lee (guardian) <ul style="list-style-type: none"> - Note: a proof of service was filed on 1/8/15 however it does not indicate what documents were served nor does it include the hearing date, time and department. | |
| 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 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: 1/20/15</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 22 - Highsmith</p> | | | | |

Pro Per Holliman, Susan (Pro Per Petitioner, maternal great-grandmother)

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

| | | | |
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| | | NO TEMPORARY REQUESTED | <p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Continued from 12/4/2014. <i>Minute Order</i> states examiner notes handed in open court. Ms. Holliman represents that the father's name is unknown. The Court dispenses with notice as to the father and the paternal grandparents. Matter is continued to cure the remaining defects.</p> <p>The following issue from the last hearing remains:</p> <ol style="list-style-type: none"> Page 2 of the <i>Confidential Guardian Screening Form</i> filed 9/30/2014 is incomplete (blank) except for the signature and date. Need completed <i>Confidential Guardian Screening Form</i>. |
| | | <p>SUSAN HOLLIMAN, maternal great-grandmother, is Petitioner.</p> | |
| Cont. from 120414 | | <p>Father: UNKNOWN; <i>Declaration of Due Diligence</i> filed 12/11/2014.</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 | <p>Mother: SHAUNTÉ SUZETTE MADDEN; <i>personally served</i> 12/9/2014;</p> | |
| <input type="checkbox"/> | Aff.Mail | | |
| <input type="checkbox"/> | Aff.Pub. | | |
| <input type="checkbox"/> | Sp.Ntc. | | |
| <input checked="" type="checkbox"/> | Pers.Serv. | <p>Paternal grandfather: <i>Unknown</i>; <i>Declaration of Due Diligence</i> filed 12/11/2014.</p> <p>Paternal grandmother: <i>Unknown</i>; <i>Declaration of Due Diligence</i> filed 12/11/2014.</p> | |
| <input checked="" type="checkbox"/> | Conf. Screen | <p>Maternal grandfather: Patrick Madden; <i>personally served</i> 12/9/2014;</p> <p>Maternal grandmother: Jeanell Wilson; <i>deceased</i>.</p> | |
| <input checked="" type="checkbox"/> | Letters | | |
| <input checked="" type="checkbox"/> | Duties/Supp | <p>Petitioner states she has had the child in her care ever since the child was 8 months old.</p> | |
| <input type="checkbox"/> | Objections | | |
| <input type="checkbox"/> | Video Receipt | | |
| <input checked="" type="checkbox"/> | CI Report | <p>Court Investigator's Report was filed on 11/18/2014.</p> | |
| <input checked="" type="checkbox"/> | Clearances | | |
| <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 | | |
| | | | <p>Reviewed by: LEG</p> <p>Reviewed on: 1/20/15</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 23 – Muhammad & Madden</p> |

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|---|---------------------------|---|--------------------------|
| | See petition for details. | | NEEDS/PROBLEMS/COMMENTS: |
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| | | | |
| | 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 | | |
| ✓ | Clearances | | |
| ✓ | Order | | |
| | Aff. Posting | | |
| | Status Rpt | | |
| | UCCJEA | | |
| | Citation | | |
| | FTB Notice | | |
| | | | Reviewed by: skc |
| | | | Reviewed on: 1-16-15 |
| | | | Updates: |
| | | | Recommendation: |
| | | | File 25 - Gamino |

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|-------------------------------------|---------------|---|---|
| | | GENERAL HEARING 2-26-15 | NEEDS/PROBLEMS/COMMENTS: |
| | | MAURA HERNANDEZ MARTINEZ , Cousin, is Petitioner. | <ol style="list-style-type: none"> Need Notice of Hearing. Need proof of personal service of Notice of Hearing with a copy of the temp petition at least five court days prior to the hearing per Probate Code §2250(e) <u>or</u> consent and waiver of notice on: <ul style="list-style-type: none"> Elvin Hernandez Guardado (Minor) Alberto Hernandez Lainez (Father) Lidia Gaurdado Mejia (Mother) <p>Note: The consents signed by the parents do not waive notice of hearing.</p> Petitioner submitted a proposed Order Regarding Eligibility for Special Immigrant Juvenile Status GC-224. However, neither this temporary petition nor the general petition set for 2-26-15 makes a specific request to the Court to make these findings. (The general petition states guardianship is necessary to apply for Special Immigrant Juvenile Status, but doesn't specifically request that the Court make the necessary findings. In addition, the Court may require evidence to support the requested findings, such as a verified declaration from the minor or points and authorities.) |
| | | Father: ALBERTO HERNANDEZ LAINEZ Mother: LIDIA GUARDADO MEJIA - Notarized consents (translated) signed by both parents are provided. | |
| <input type="checkbox"/> | Aff.Sub.Wit. | Paternal Grandfather: Deceased Paternal Grandmother: Deceased | |
| <input checked="" type="checkbox"/> | Verified | Maternal Grandfather: Deceased Maternal Grandmother: Deceased | |
| <input type="checkbox"/> | Inventory | Siblings: Mirna Hernandez Guardado, Bal-Mores Hernandez Gardado, Rosa Hernandez Gardado, Miriam Hernandez Guardado (all in El Salvador) | |
| <input type="checkbox"/> | PTC | Petitioner states the minor has no legal guardian to direct medical treatment should an emergency arise. Additionally, the minor's school has no legal guardian to contact regarding educational concerns/needs of minor. | |
| <input type="checkbox"/> | Not.Cred. | | |
| <input type="checkbox"/> | Notice of Hrg | | |
| <input type="checkbox"/> | Aff.Mail | | |
| <input type="checkbox"/> | Aff.Pub. | | |
| <input type="checkbox"/> | Sp.Ntc. | | |
| <input 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 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 checked="" type="checkbox"/> | UCCJEA | | |
| <input type="checkbox"/> | Citation | | |
| <input type="checkbox"/> | FTB Notice | | |
| | | | Reviewed by: skc |
| | | | Reviewed on: 1-16-15 |
| | | | Updates: |
| | | | Recommendation: |
| | | | File 26 - Guardado |

Petition for Appointment of Temporary Guardian of the Person

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| | | GENERAL HEARING 2-26-15 | NEEDS/PROBLEMS/COMMENTS: |
| | | JOAQUIN BONILLA , Uncle, is Petitioner. | <p>4. Need proof of personal service of Notice of Hearing with a copy of the temp petition at least five court days prior to the hearing per Probate Code §2250(e) <u>or</u> consent and waiver of notice on:</p> <ul style="list-style-type: none"> - Domingo Dionisio Barrera Bonilla (Minor) - Juventino Zavala Barrera (Father) - Milagros Suyapa Bonilla (Mother) <p>Note: Notice of Hearing was mailed rather than personally served on the above parties.</p> <p>5. Petitioner submitted a proposed Order Regarding Eligibility for Special Immigrant Juvenile Status GC-224. However, neither this temporary petition nor the general petition set for 2-26-15 makes a specific request to the Court to make these findings. (The general petition states guardianship is necessary to apply for Special Immigrant Juvenile Status, but doesn't specifically request that the Court make the necessary findings. In addition, the Court may require evidence to support the requested findings, such as a verified declaration from the minor or points and authorities.)</p> |
| | | Father: JUVENTINO ZAVALA BARRERA Mother: MILAGROS SUYAPA BONILLA | |
| | Aff.Sub.Wit. | Paternal Grandfather: Domingo Barrera (Deceased) | |
| ✓ | Verified | Paternal Grandmother: Ana Reyes de Barrera | |
| | Inventory | Maternal Grandfather: Jose Dinisio Bonilla (Deceased) | |
| | PTC | Maternal Grandmother: Maria Santos Martinez Bonilla | |
| | Not.Cred. | Siblings: Mirna Lilian Barrera Bonilla, Juventino Barrera Bonilla, Michael Alexander Barrera Bonilla, Leslie Esmeralda Barrera Bonilla (all in El Salvador) | |
| ✓ | Notice of Hrg | Petitioner states the minor has no legal guardian to direct medical treatment should an emergency arise. Additionally, the minor's school has no legal guardian to contact regarding educational concerns/needs of minor. | |
| ✓ | 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: 1-20-15 |
| | | | Updates: |
| | | | Recommendation: |
| | | | File 27 - Bonilla |

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| Age: 9 months | THERE IS NO TEMPORARY. No temporary was requested. | | <p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need Notice of Hearing. 2. Need proof of personal service of the Notice of Hearing along with a copy of the Petition or Declaration of Due Diligence or Consent and Waiver of Notice on: <ol style="list-style-type: none"> a. Raquel Brittany Harris (mother) b. Unknown father. 3. Need proof of service of the Notice of Hearing along with a copy of the Petition or Declaration of Due Diligence or Consent and Waiver of Notice on: <ol style="list-style-type: none"> a. Paternal grandparents (unknown) |
| | | | |
| | | | |
| | | | |
| Cont. from | | | |
| <input type="checkbox"/> Aff.Sub.Wit. | Father: UNKNOWN | | |
| <input checked="" type="checkbox"/> Verified | Mother: RAQUEL BRITTANY HARRIS | | |
| <input type="checkbox"/> Inventory | Paternal grandparents: Unknown | | |
| <input type="checkbox"/> PTC | Maternal grandfather: Robert Harris – | | |
| <input type="checkbox"/> Not.Cred. | Declaration of Due Diligence filed on 11/20/14. | | |
| <input type="checkbox"/> Notice of Hrg | <input checked="" type="checkbox"/> | Petitioner states the minor has been with her since birth. | |
| <input type="checkbox"/> Aff.Mail | <input checked="" type="checkbox"/> | | |
| <input type="checkbox"/> Aff.Pub. | | Court Investigator Report filed on 1/14/15 | |
| <input type="checkbox"/> Sp.Ntc. | | | |
| <input type="checkbox"/> Pers.Serv. | <input checked="" type="checkbox"/> | | |
| <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: KT |
| | | | Reviewed on: 1/20/15 |
| | | | Updates: |
| | | | Recommendation: |
| | | | File 28 – Leal & Harris |

Atty Garrido-Ross, Emily Erica (pro per – maternal grandmother/Petitioner)

Petition for Appointment of Temporary Guardian of the Person (Prob. C. 2250)

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| Malaysia, 13 | <u>GENERAL HEARING: 03/04/15</u> | | NEEDS/PROBLEMS/COMMENTS: 1. Need proof of personal service at least 5 court days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Temporary Guardian of the Person</i> <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for: a. Theodoro Jesus Wiley Ramirez (father of Malaysia, Jacob & Nigeria) b. Clement Johnson (father of Carlos) |
| Jacob, 11 | EMILY ERICA GARRIDO-ROSS , maternal grandmother, is Petitioner. | | |
| Nigeria, 9 | Father (Malaysia, Jacob & Nigeria): THEODORO JESUS WILEY RAMIREZ | | |
| Carlos, 7 | Father (Carlos): CLEMENT JOHNSON | | |
| Cont. from | Mother: CHRISTINA MONIQUE MARQUEZ-SOTO – personally served on 01/05/15 | | |
| <input type="checkbox"/> Aff.Sub.Wit. | | | |
| <input checked="" type="checkbox"/> Verified | | | |
| <input type="checkbox"/> Inventory | Paternal grandparents (all): UNKNOWN | | |
| <input type="checkbox"/> PTC | Maternal grandfather: JESSE MARQUEZ, Sr. | | |
| <input type="checkbox"/> Not.Cred. | | | |
| <input checked="" type="checkbox"/> Notice of Hrg | Petitioner alleges that the mother is unfit to care for the minors for various reasons. | | |
| <input type="checkbox"/> Aff.Mail | | | |
| <input type="checkbox"/> Aff.Pub. | | | |
| <input type="checkbox"/> Sp.Ntc. | | | |
| <input checked="" type="checkbox"/> Pers.Serv. | w/ | | |
| <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 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: JF |
| | | | Reviewed on: 01/20/15 |
| | | | Updates: |
| | | | Recommendation: |
| | | | File 29 - Ramirez |