

Atty Sanoian, Joanne; Horton, Lisa; of Law Offices of Joanne Sanoian (for Robin B. Sanchez)

Probate Status Hearing Re: Failure to File a First Account or Petition for Final Distribution [Prob. C. 12200, et seq.]

DOD: 6/25/2008	ROBIN B. SANCHEZ aka ROBIN B. SMITH , daughter, was appointed Executor with Full IAEA authority without bond on 10/11/2011, and Letters issued on that date.	NEEDS/PROBLEMS/COMMENTS:
		Continued from 12/7/2012.
Cont. from 110212, 120712	Partial No. 1 Inventory and Appraisal filed 11/23/2011 shows a partial estate value of \$379,000.00 .	Note for background: Minute Order dated 11/2/2012 [Judge Kapetan] states Counsel advises the Court that the property has been foreclosed and the personal property is gone. Counsel indicates to the Court that it is her belief that the estate is insolvent. Ms. Sanchez informs the Court that she was told that the property may have been sold. Matter continued to 12/7/2012. The Court directs Ms. Sanchez to submit a declaration setting forth what has happened. Ms. Sanchez is to include with her declaration any supporting documents.
<input type="checkbox"/> Aff.Sub.Wit.	Final Inventory and Appraisal filed 1/13/2012 shows an additional estate value of \$40,000.00 .	Note: Proof of Service by First-Class Mail filed 12/4/2012 shows Robin Sanchez was mailed a copy of the Status Hearing [Report] on 12/4/2012.
<input type="checkbox"/> Verified	Notice of Status Hearing filed 9/14/2012 set a status hearing on 11/2/2012 for failure to file a first account or petition for final distribution. Clerk's Certificate of Mailing shows the notice was mailed on 9/14/2012 to Attorney Joanne Sanoian and Robin Sanchez.	Reviewed by: LEG
<input type="checkbox"/> Inventory	Status Hearing Report filed by Attorney Lisa Horton on 12/4/2012 states:	Reviewed on: 1/30/13
<input type="checkbox"/> PTC	<ul style="list-style-type: none"> On 7/5/2012, a Notice of Trustee's Sale was recorded for the Decedent's real property located in Clovis; On 8/8/2012, a Trustee's Deed Upon Sale (copy attached as Exhibit A) was recorded when the real property was sold; MRO Investments bought the real property for the outstanding balance of the loan, and there was no money due back to the estate; the sale of the real property did <u>not</u> include the personal property; On 11/2/2012, she found the real property was listed for sale by the new owner by Osborne & Assoc.; in the website pictures, she noticed the 1969 Rambler and tractor inventoried and appraised in the estate are still on the real property; 	Updates:
<input type="checkbox"/> Not.Cred.		Recommendation:
<input type="checkbox"/> Notice of Hrg		File 1 - Smith
<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		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		

~Please see additional page~

Status Hearing Report filed 12/4/2012, continued:

- On 11/8/2012, she spoke to the real estate agent, Marie, and was told that the owner was in the process of transferring the care and tractor to himself as unclaimed property; she informed Marie that the estate still has title to this personal property, and Marie told her she would give her name and number to the owner and have him call her; she has yet to receive a call from the owner;
- On 11/26/2012, she mailed MRO Investments a letter regarding the estate property; again she received no response (copy of 11/26/2012 letter attached as Exhibit B);
- Current status of the assets in partial #1 Inventory and Appraisal filed 11/23/2011 is as follows:
 - Real property in Clovis – sold with no proceeds to estate;
 - Household furniture and furnishings – disposed of by new owner.
- Current status of assets listed on Final Inventory and Appraisal filed 1/13/2012 is as follows:
 - 1969 Rambler – still on real property;
 - 1994 Pickup truck – unknown;
 - 1985 Tractor – still on real property.
- Their office has made several attempts to communicate with their client; they sent her correspondence on 11/9/2012, 11/16/2012 and 11/26/2012; she has not responded to their letters or contacted them since the last status hearing [on 11/2/2012].

DOD: 6-16-12	<p>MARY LEIGH JORGENSEN, Daughter, was appointed Administrator with Full IAEA without bond on 9-4-12. Letters issued 9-7-12.</p> <p>At the hearing on 9-4-12, the Court set this status hearing for the filing of the Inventory and Appraisal.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need I&A.</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			
			<p>Reviewed by: skc</p>
			<p>Reviewed on: 1-28-13</p>
			<p>Updates:</p>
			<p>Recommendation:</p>
	<p>File 2 - Storey</p>		

Probate Status Hearing Re: Filing Account

DOD: 11/06/06	NAGLAA K. ALAMELDIN , sister, was appointed Administrator with full IAEA and bond of \$190,000.00 on 01/02/07.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Continued from 10-4-12, 11-30-12</u></p> <p><u>Minute Order 10-4-12:</u> Counsel advises the Court that he is not in a position to complete the accounting as he is still trying to collect the assets. Counsel requests a continuance. Matter continued to 11-30-12.</p> <p><u>Minute Order 11-30-12:</u> Counsel informs the Court that there is a judgment for about \$20,000.00 with interest against the actual mother of the children. Matter continued to 2/1/13. The Court informs counsel that it will expect an update at the next hearing as to the progress of the other account and what is being done to collect the judgment. Continued to 2-1-13.</p> <p>1. Need Final Account and Petition for Final Distribution or current status report.</p>
Cont. from 100412, 113012	NAGLAA K. ALAMELDIN filed a Status Report of Administration of Estate and Petition to Approve First Account on 09/21/10.	
Aff.Sub.Wit.	The Petition to Approve First Account was continued several times (11 hearings total) and the Court denied the Petition with leave to Amend on 06/04/12.	
Verified	Minute Order from hearing on 8/6/12 set this matter for status regarding filing the account.	
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	X	
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: KT / skc
		Reviewed on: 1/28/13
		Updates:
		Recommendation:
		File 3 - Alameldin

Age:	RUBY JONES , sister, was appointed conservator of the person and estate on 3/25/2008.	NEEDS/PROBLEMS/COMMENTS: 1. Need Second Account or written status report pursuant to Local Rule 7.5.
DOB:		
	The Conservator's First Account covering the period of 3-25-08 through 3-31-09 was settled on 7-1-09. Per the Court's order, \$135,000.00 was to be placed into a blocked account.	
Aff.Sub.Wit.		
Verified		
Inventory		
PTC	Per Receipt filed 9-4-09, \$102,629.38 was placed in a blocked account and the balance as of 9-1-09 was \$102,634.38.	
Not.Cred.		
Notice of Hrg	On 10-1-12, I'isha Cooley, daughter, filed a petition to remove Ruby Jones and to be appointed as Successor Conservator.	
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.	At hearing on 12-14-12, pursuant to agreement of the parties, the minute order reflects that the petition was dismissed.	
Conf. Screen		
Letters	However, also at the hearing on 12-14-12, the Court set this hearing regarding the status of the next account.	
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt	X	
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: skc
		Reviewed on: 1-28-13
		Updates:
		Recommendation:
		File 4 - Cooley

Probate Status Hearing Re: Failure to File Inventory and Appraisal; Failure to File a First Account or Petition for Final Distribution (Prob. C. 12200, et seq.)

DOD: 3/8/2006	<p>ARACELI SOTO GOMEZ was appointed Administrator without bond with full IAEA authority on 7/27/2009.</p> <p>Letters issued on 7/27/2009.</p> <p>Inventory and appraisal was due 12/27/2009.</p> <p>First Account or Petition for Final Distribution was due 7/27/2010.</p> <p>Notice of Status Hearing was mailed to attorney Robert W.M. Cross and administrator Araceli Soto Gomez on 9/6/12.</p> <p>Status Report filed 11/8/12 states they are not yet able to furnish the court with an inventory and appraisal. They are requesting a continuance for at least a month to allow sufficient time to complete both the inventory and appraisal and to filing accounting report.</p> <p>I&A filed 12-4-12 reflects a total estate value of \$68,035.00 consisting of a 1/3 interest in real property, various personal property items, and three vehicles.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Continued from 11-9-12, 12-14-12</u></p> <p>Status Report filed 12-12-12 states Attorney Cross has only a few days ago learned of a title problem which he is in the process of addressing. Apparently after the decedent's divorce in 1983, the decedent was awarded the property; however, because the judgment does not contain a full property description or even the APN, there is no record of transfer to the decedent alone. It appears application will need to be made in the dissolution action to either modify the judgment or have the clerk sign a deed conveying title in accordance with the judgment. Attorney Cross is unable to attend the hearing on time, and requests the matter be trailed, or preferably, continued to any date between Jan 15-Feb 15, 2013.</p> <p>As of 1-28-13, nothing further has been filed.</p> <p>1. Need first account or petition for final distribution or current written status report pursuant to Local Rule 7.5.</p>
Cont. from 110912, 121412		
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 X		
UCCJEA		
Citation		
FTB Notice		
	<p>Reviewed by: KT / skc</p> <p>Reviewed on: 1-28-13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 5 - Soto</p>	

Status Hearing Re: Filing of the Accounting and Petition for Final Distribution

DOD:6-30-05	PATRICIO ALCORTA , son, was appointed Administrator with Full IAEA without bond on 1-6-11. Letters issued on 1-6-11.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need first account or petition for final distribution.</p>
	Final Inventory and Appraisal filed 7-26-11 reflects a total estate value of \$245,000.00 (residential real property only).	
Aff.Sub.Wit.		
Verified		
Inventory	On 11-7-12, Attorney Gary L. Molsenbocker filed a motion to be relieved as counsel due to communication issues.	
PTC		
Not.Cred.		
Notice of Hrg	On 1-2-13, the Court granted the motion and set this status hearing for the filing of the accounting and petition for final distribution.	
Aff.Mail	A copy of the minute order was mailed to the Administrator on 1-8-13.	
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: skc
		Reviewed on: 1-28-13
		Updates:
		Recommendation:
		File 6 - Alcorta

Probate Status Hearing Re: Failure to File a First Account or Petition for Final Distribution (Prob. C. 12200, et seq.)

DOD: 12-16-08	JUDITH A. ELIA , Daughter, was appointed Executor with Full IAEA without bond and Letters issued on 2-15-11.	NEEDS/PROBLEMS/COMMENTS: 1. Need Final I&A. 2. Need Petition for Final Distribution.	
	Inventory and Appraisal Partial No. 1 filed 6-27-12 includes real property valued at \$110,000.00, and a Reappraisal values the property at \$80,000.00.		
Aff.Sub.Wit.	A Final I&A has not yet been filed.		
Verified	On 11-29-12, the Court set this status hearing regarding failure to file a First Account or Petition for Final Distribution.		
Inventory	First Status Report of Judith A. Elia, Executor of the Estate filed 1-23-13 states that on 6-28-11, the Court settled the final account in the conservatorship estate requiring delivery of the assets, consisting of \$86,681.28 cash and a 50% interest in the real property to herself as the Executor of the decedent's estate. A receipt filed in the conservatorship reflects that \$70,323.53 was delivered to the estate after all fees were paid. Since the close of the conservatorship, the Executor has held and preserved the funds in the estate checking account pending the sale of the real property. She has recorded an Affidavit of Death of Joint Tenant to clear the decedent's husband from title so that 100% of the real property is subject to her administration. She has used appropriate estate funds for maintenance of real property and property tax.		
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	The sale of the property took longer than usual due to the market conditions in Firebaugh. The petition for final distribution has been delayed due to the difficulty of selling the property. The first sale fell out of escrow. The second sale closed on 12-7-12 and proceeds of \$74,270.24 were deposited into the estate checking account.		
✓ Status Rpt	The executor is making her best effort to timely conclude the matter. Now that the property has sold, the Executor states she is able to prepare income tax returns and conclude the estate by 3-31-13.		
UCCJEA			
Citation			
FTB Notice			
			Reviewed by: skc
			Reviewed on: 1-29-13
			Updates:
		Recommendation:	
		File 7 - Kantor	

Age: 19	<p>KENNETH ROBERTS, grandfather, was appointed Conservator of the Estate without bond on 08/06/12 and Letters were issued on 08/17/12.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>CONTINUED FROM 01/04/13 Minute Order from 01/04/13 states: No appearances. Matter continued to 02/01/13. If the Inventory & Appraisal is filed before the next hearing, no appearance will be necessary and the matter will be off calendar.</p> <p>1. Need Inventory & Appraisal.</p>
<p>Cont. from 100212, 112712, 010413</p>		
<input type="checkbox"/> Aff.Sub.Wit.	<p>Minute Order from hearing on 08/06/12 set this matter for status regarding filing of the Inventory & Appraisal.</p>	<p>Clerk's Certificate of Mailing filed 11/30/12 shows that a copy of the minute order dated 11/27/12 was mailed to Larry Donaldson on 11/30/12.</p>
<input type="checkbox"/> Verified		
<input checked="" type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
<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 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		
<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: JF</p> <p>Reviewed on: 01/29/13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 8 – Roberts</p>

Status Hearing Re: Filing of the Inventory and Appraisal

		<p>CYNTHIA JANE TOSI, Mother, was appointed Guardian of the Estate with bond of \$26,376.98 on 7-23-12.</p> <p>On 7-23-12, the Court set this status hearing for filing of the Inventory and Appraisal.</p> <p>Bond was filed and Letters issued on 8-6-12.</p> <p>Status Report filed 11-20-12 states that no I&A has been filed because the funds have not been received yet. After being appointed Guardian, Petitioner has communicated with Carpenter Funds to receive the proceeds of the annuity, but has been unsuccessful. An I&A will be filed immediately upon receipt of funds.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p style="text-align: center;"><u>OFF CALENDAR</u></p> <p>Final I&A filed 1-18-13.</p>	
Cont. from 113012				
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: skc</p>
				<p>Reviewed on: 1-28-13</p>
				<p>Updates:</p>
		<p>Recommendation:</p>		
		<p>File 9 - Dondlinger</p>		

Status Hearing Re: Filing of the Inventory and Appraisal

DOD: 6-26-12		<p>KEVIN CONLEY, Son, was appointed Executor with Full IAEA without bond on 8-29-12. Letters issued on 8-29-12.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p style="text-align: center;"><u>OFF CALENDAR</u></p> <p>Final Inventory and Appraisal filed 1-31-13.</p>
		<p>At the hearing on 8-29-12, the Court set this status hearing for the filing of the Inventory and Appraisal.</p>	
Aff.Sub.Wit.			
Verified		<p>I&A Partial No. 1 was filed 1-28-13, but a Final I&A has not been filed.</p>	
Inventory			
PTC		<p>Final I&A filed 1-31-13 indicates that the I&A Partial No. 1 was mislabeled and is actually the Final I&A.</p>	
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			
			<p>Reviewed by: skc</p> <p>Reviewed on: 1-29-13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 11 - Conley</p>

Status Hearing Re: Filing of the Inventory and Appraisal

Age:		NEEDS/PROBLEMS/COMMENTS: <u>OFF CALENDAR</u> I&A filed 11-1-12
DOD:		
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: 1-29-13
		Updates:
		Recommendation:
		File 12 - Lencioni

Status Hearing Re: Filing of the Receipt of Funds in the Blocked Account

Age: 8	AMY TAYLOR and TOBY TAYLOR , Sister and Brother-in-Law, were appointed Co-Guardians of the Person and Estate on 10-2-12. Letters issued on 10-3-12	NEEDS/PROBLEMS/COMMENTS:
Cont. from 111612, 1-4-13	At hearing on 10-2-12 , the Court signed an Order to Deposit Money Into Blocked Account for all proceeds and set this status hearing for the filing of the receipt of funds in the blocked account.	Note: Page 13B is the status hearing originally set for filing the I&A.
Aff.Sub.Wit.		Minute Order 11-16-12: Mr. Roberts is appearing via conference call. Mr. Roberts informs the court that the funds are currently with MetLife and they have placed the funds in their own blocked account. Continued to 1-4-13.
Verified		Minute Order 1-4-13: No appearances. Matter continued to 2-1-13. The Court orders Greg Roberts to be personally present on 2-1-13. If the receipt for the blocked account is filed before the next hearing, no appearance will be necessary. A copy of the minute order was mailed to Attorney Greg Roberts on 1-4-13.
Inventory		As of 1-28-13, nothing further has been filed.
PTC		1. Need receipt for blocked account.
Not.Cred.		Note: Pursuant to Declaration filed 9-28-12, an account at MetLife containing \$21,201.16 was issued.
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		Reviewed by: skc
Status Rpt X		Reviewed on: 1-28-13
UCCJEA		Updates:
Citation		Recommendation:
FTB Notice		File 13A - Camp

DOD: 02/09/12		NEEDS/PROBLEMS/COMMENTS: <u>OFF CALENDAR</u> Inventory & Appraisal filed 10/12/12
Cont. from		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: JF
		Reviewed on: 01/29/13
		Updates:
		Recommendation:
		File 14 - Hernandez

Status Hearing Re: Filing of the Inventory and Appraisal

DOD: 09/29/11		NEEDS/PROBLEMS/COMMENTS: <u>OFF CALENDAR</u> Inventory & Appraisal filed 01/18/13
Cont. from		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: JF
		Reviewed on: 01/29/13
		Updates:
		Recommendation:
		File 15 - Strickland

Age: 19	DEBRA PASLEY , mother, is Petitioner, and requests appointment as Conservator of the Person and Estate with Medical Consent Powers and those powers under Probate Code § 2590 and 1873 or 1901, and as Conservator of the Estate without Bond.	NEEDS/PROBLEMS/COMMENTS:
Cont. from 011513		Minute Order from 01/15/13 states: Counsel informs the Court that they are not asking for special powers and she will submit a declaration to that effect. The Court indicates to counsel that if will consider this an amendment for general powers. The Court grants the petition with general powers.
Aff.Sub.Wit.		As of 01/29/13, nothing further has been filed and the following issues remain before Letters of Conservatorship can be issued:
✓ Verified	Estimated Value of the Estate: \$0.00	1. Need Citation and proof of personal service of the Citation with a copy of the Petition on the proposed conservatee.
Inventory	Capacity Declaration filed 01/11/13 does not support request for Medical Consent Powers.	2. Need Declaration/Supplement/Amendment to Petition stating that they are not requesting special powers as discussed at the 01/15/13 hearing.
PTC	Voting rights affected.	3. Need Order & Letters.
Not.Cred.	Petitioner states that Morgan has been diagnosed with Dandy-Walker syndrome and has the mental capacity of an 11-12 year old child. She is easily influenced and has trouble with balance and vision. Petitioner states that conservatorship is necessary because Morgan requires guidance and supervision and likely will require it for the duration of her life.	Note: If the Petition is granted, status hearings will be set as follows:
✓ Notice of Hrg		• Friday, 03/01/13 at 9:00a.m. in Dept. 303 for the filing of the Bond;
✓ Aff.Mail w/		• Friday, 06/07/13 at 9:00a.m. in Dept. 303 for the Inventory & Appraisal; and
Aff.Pub.		• Friday, 04/11/14 at 9:00a.m. in Dept. 303 for filing of the first account.
Sp.Ntc.		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.
Pers.Serv. x		
✓ Conf. Screen		
Letters x		
✓ Duties/Supp		
Objections		
✓ Video Receipt		
✓ CI Report	Court Investigator Julie Negrete filed a report on 11/08/12.	
9202		Reviewed by: JF
Order x		Reviewed on: 01/29/13
Aff. Posting		Updates:
Status Rpt		Recommendation:
UCCJEA		File 16 - Pasley
Citation x		
FTB Notice		

Probate Status Hearing Re: Failure to File Inventory and Appraisal; Failure to File a First Account or Petition for Final Distribution [Prob. C. 12200, et seq.]

DOD: 06/27/01		<p>KATHLEEN KAY FRANCIS, niece, was appointed Executor on 10/09/01 and Letters were issued on 10/09/01.</p> <p>Inventory & Appraisal has not been filed and was due in March 2002.</p> <p>Petition for Distribution has not been filed and was due in 2003.</p> <p>Notice of Status Hearing was filed 12/11/12. Clerk's certificate of mailing indicates that the Notice was mailed to Kathleen Kay Francis on 12/11/12.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need Inventory & Appraisal. 2. Need Accounting and Petition for Final Distribution.
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: JF</p> <p>Reviewed on: 01/29/13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 17 - Steele</p>	

Petition for Visitation

Age: 3 years	CYNTHIA VILLANUEVA , mother, is petitioner.	NEEDS/PROBLEMS/COMMENTS: Please see page 18B re: Status of Mediation.
	BONNIE LEDGER , maternal grandmother, was appointed guardian on 9/26/2011.	
Cont. from 011013	Father: Unknown	
<input type="checkbox"/> Aff.Sub.Wit.	Paternal grandparents: unknown	
<input checked="" type="checkbox"/> Verified	Maternal grandfather: Luis Villanueva	
<input type="checkbox"/> Inventory	Petitioner alleges on 10/12/12 she completed all three phases of Pathways outpatient substance abuse treatment program with honors. On 8/28/12 she completed a 15 week nurturing parenting program. On 5/16/12 she completed the twelve week anger management program.	
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg	Petitioner request the court grant her unsupervised weekend visits with her daughter. Petitioner states she would like to start rebuilding their relationship and being able to visit with her is an effective way to do so.	
<input type="checkbox"/> Aff.Mail		
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input checked="" type="checkbox"/> Pers.Serv.	W/	
<input type="checkbox"/> Conf. Screen		
<input type="checkbox"/> Letters		
<input type="checkbox"/> Duties/Supp		
<input checked="" type="checkbox"/> Objections	Objections of Guardian Bonnie Ledger filed on 1/2/2013. Objector alleges to date mom has only requested one visit with her daughter. Objector is aware that mom has completed several programs, but Objector is uncertain if a class can make her the parent that she needs to be. Objector requests that the court not allow mom to take the minor on any over-night visits and that any visits be supervised by an agreed upon third party.	
<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		
		Reviewed by: KT
		Reviewed on: 1/29/13
		Updates:
		Recommendation:
		File 18A - Villanueva

Status Hearing Re: Mediation

Age: 3 years	<p>CYNTHIA VILLANUEVA, mother, filed a petition requesting the court grant her unsupervised weekend visits with her daughter.</p> <p>BONNIE LEDGER, guardian/maternal grandmother objected alleging mom had only requested one visit with her daughter. Objector requests that the court not allow mom to take the minor on any over-night visits and that any visits be supervised by an agreed upon third party.</p> <p>Minute order from the hearing on 1/10/13 states mother Cynthia Villanueva informs the court that she is requesting daily visits only and no overnight visits at this time. The court orders the parties to participate in mediation regarding visitation on 1/14/13 at 10:00 a.m. The court set this status hearing and stated if there are no appearances then the Court will assume all is going well.</p> <p>The Mediation Agreement states the parties agree to continue supervised 3 hour visits until the next court date. Transportation is the responsibility of Cynthia (mother); Bonnie (guardian) may provide. Return of Brianna to Bonnie must be by 11:00 a.m. Bonnie and Cynthia agree visit may continue at Bonnie's house by Cynthia only. The parties agree to discuss future modified supervised visits at the next mediation February 1, 2013 at 11:00 a.m.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: Mediation Agreement in the file is not signed by the parties and has not been presented to Judge for signature.</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: 1/29/13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 18B - Villanueva</p>

Status Hearing Re: Filing of the Receipt for the Blocked Account

Age: 9 years	<p>JAMES KERN BEEBE and YVETTE RENE BEEBE were appointed co-guardians of the estate without bond on 10/3/2012.</p> <p>Letters issued on 10/3/2012.</p> <p>Order to Deposit Funds into Blocked account ordering \$13,648.00 into a blocked account was signed on 10/3/2012.</p> <p>Minute order dated 10/3/2012 set this status hearing for the filing of the receipt for blocked account.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>OFF CALENDAR</u></p> <p>Receipt filed 11-30-12.</p>
Cont. from 110912, 113012		
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 / skc	
	Reviewed on: 1-29-13	
	Updates:	
	Recommendation:	
	File 19 - Beebe	

Status Hearing Re: Filing of Receipt for the Blocked Account

Age: 8 years	JAMES KERN BEEBE and YVETTE RENE BEEBE were appointed co-guardians of the estate without bond on 10/3/2012.	NEEDS/PROBLEMS/COMMENTS:
Cont. from 110912, 113012	Letters issued on 10/3/2012.	<u>OFF CALENDAR</u>
Aff.Sub.Wit.	Order to Deposit Funds into Blocked account ordering \$13,648.00 into a blocked account was signed on 10/3/2012.	Receipt filed 11-30-12.
Verified		
Inventory		
PTC		
Not.Cred.	Minute order dated 10/3/2012 set this status hearing for the filing of the receipt for blocked account.	
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		Reviewed by: KT / skc
Status Rpt		Reviewed on: 1-29-13
UCCJEA		Updates:
Citation		Recommendation:
FTB Notice		File 20 - Beebe

Atty Alabart, Javier A. (for Petitioners Alfredo Banda Arriaga and Remedios Nieto Rodriguez, parents)
 Atty Ruiz, Eddie (co-counsel by association for Petitioners Alfredo Banda Arriaga and Remedios Nieto Rodriguez, parents)
 Atty Fanucchi, Edward L. (for Maria Luisa Sanchez, Respondent, purported spouse)
 Atty Kruthers, Heather H. (for Petitioner Public Administrator, Administrator of the Estate)
 Atty Williams, Robert; Perez, Holley, of Perez, Williams & Medina (Request for Special Notice)

Reference: Motion for Summary Judgment

DOD: 5/14/2004	<p>PUBLIC ADMINISTRATOR was appointed Administrator on 3/29/2006.</p> <p>Public Administrator filed on 2/29/2012 its <i>Amended First and Final Account and Report of Administrator, etc.</i>, following objections and several continued hearings set in efforts to resolve the issues among the parties (please refer to additional page for background.)</p> <p>Order After Hearing Settling Amended First and Final Account and Report of Administrator and Petition for Allowance of Ordinary and Extraordinary Commissions and Fees signed 6/25/2012 approved the Public Administrator's <i>Amended First and Final Account</i>.</p> <p>Order on Petitioners' Motion to Deem Admissions Admitted; Respondent's Motion in Limine; and Parties' Letter Memoranda Regarding Issues of Law filed 5/31/2012 states in pertinent part regarding the motions for summary judgment:</p> <ul style="list-style-type: none"> Petitioner Banda-Nieto [Attorney Alabart] shall file a motion for summary judgment seeking to establish that Sanchez' petition for reconsideration was untimely by reason of Probate Code § 8270(a). Sanchez shall oppose the motion; Sanchez [Attorney Fanucchi] shall file a motion for summary judgment seeking to establish the challenged orders are not void on their faces. Petitioner Banda-Nieto shall oppose the motion. <p>~Please see additional page for background~</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>This matter will be heard at 10:30 a.m. in Dept. 303</p> <p>Note for background. Minute Order dated 6/21/2012 states Ms. Perez requests additional language in the order [settling the <i>Amended First and Final Account</i>.] Mr. Fanucchi and Ms. Maus [formerly of Alabart's office] have no objections to the addition. The Court accepts the order for this purpose and it is not to be used for any other proceedings. Ms. Kruthers will submit revised order. Court sets <i>Motion for Summary Judgment</i> for [2/1/2013].</p>
Cont. from 010313		
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: LEG</p>	
	<p>Reviewed on: 1/30/13</p>	
	<p>Updates:</p>	
	<p>Recommendation:</p>	
	<p>File 1 – Banda-Nieto</p>	

Notes for Background:

- **ALFREDO BANDA ARRIAGA and REMEDIOS NIETO RODRIGUEZ**, parents, were initially to be distributed by *Order Settling First and Final Account and Report of Administrator and Allowing Ordinary Commissions and Fees and for Distribution* which was signed and filed on 3/12/2007 from the Decedent's estate in the amount of **\$189,958.21** at **50%** to each.
- **MARIA LUISA SANCHEZ**, purported spouse, was subsequently distributed the Decedent's estate by *Minute Order* dated 11/5/2007 from the *Petition for Reconsideration of First and Final Account*, which states the Court confirms that it previously granted the [Motion for Reconsideration] on 10/12/2007, which found that Ms. Sanchez' *Petition for Reconsideration of First and Final Account* ought to be granted, and that the *Order on First and Final Account...and for Distribution* is revoked; Court specifically made a finding that the Mexico decree is the valid one. The Court approved a preliminary distribution to Ms. Sanchez in the amount of **\$103,000.00**. A preliminary distribution of the estate in the amount of **\$103,000.00** was made to Attorney Fanucchi on behalf of his client, Maria Luisa Sanchez, pursuant to Court order dated 11/5/2007; the *Receipt of Distribution* signed by Attorney Fanucchi was filed with the Court on 12/12/2007.

The PUBLIC ADMINISTRATOR'S Amended First and Final Account filed on 2/29/2012 included the following case background information:

- It was agreed among the parties, attorneys and the Court that the Public Administrator would file his final account and hold the remaining funds, after payment of commissions and fees, until the matter of who is entitled to receive distribution is resolved; thus, the estate is not in a condition to be closed as the heirs, devisees and/or legatees of the Decedent entitled to final distribution of the estate have not been determined;
- The two issues that have prevented closure of the estate administration are: the persons entitled to distribution of the estate, and the sufficiency of the amount of estate assets; a brief summary of the status of these issues is as follows:
 - Decedent's 1997 California Will admitted to probate for administration on 3/27/2006 identified Decedent's parents **ALFREDO BANDA ARRIAGA and REMEDIOS NIETO RODRIGUEZ** (represented by Attorney Javier A. Alabart) as the only beneficiaries of Decedent's estate;
 - A woman named **MARIA LUISA SANCHEZ** (represented by Attorney Edward L. Fanucchi) is asserting that she is the rightful heir of the Decedent entitled to distribution of the entire estate of Decedent; this issue has not yet been resolved;

~Please see additional page~

Background information from PUBLIC ADMINISTRATOR'S 2/29/2012 Amended First and Final Account, continued:

- The source of the Decedent's estate assets is the Decedent's Workers' Compensation benefits, which were received as part of a settlement in the 1997 Workers' Compensation Appeals Board (WCAB) case FRE 01150566 that included settlement of a third-party case by way of a *Third-Party Compromise and Release* approved by Workers' Compensation Judge George J. Perlingieri; specifically, the assets of the Decedent's estate belonging to the Decedent at the time of Decedent's death consist of the amount remaining from that settlement after distributions made to the Decedent or for his benefit; the remaining settlement funds were held in trust by Attorney Robert F. Perez and the law firm of Perez, Makasian, Williams & Medina ("The Perez Law Firm") at the direction of Judge George J. Perlingieri; a dispute arose as to whether the amount delivered to the Public Administrator after the Decedent's death by Attorney Robert F. Perez and The Perez Law Firm was the accurate amount remaining from the WCAB case settlement; the Public Administrator's attorney conducted an extensive review of the initial WCAB settlement amount and the distributions made therefrom in an effort to resolve this issue; after receipt of numerous documents and discussion with The Perez Law Firm, the attorney was able to confirm that all proceeds were accounted for; Attorney Fanucchi noted in Court that his client agreed that all funds had been properly accounted for;
- After payment of commissions, fees and costs in the amount of **\$19,643.43**, there will be **\$89,703.10** to distribute upon further Court order.