

**1A Wanda H. Bingham (CONS/PE)**

**Case No. 11CEPR00949**

- Atty Krause, Stephanie J. (for Randy Grace – Petitioner and Co-Trustee of Trust)
- Atty Magness, Marcus D. (also for Randy Grace – Petitioner and Co-Trustee of Trust)
- Atty Roberts, David A. (for Joan St. Louis – Conservator)
- Atty Boyett, Deborah K. (Court appointed attorney for Conservatee Wanda H. Bingham)
- Atty Burnside, Leigh W. (for Wells Fargo Bank, N.A. – Co-Trustee of Trust)

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

	See petition for details.	NEEDS/PROBLEMS/COMMENTS:  <u>SEE PAGE 2</u>
Cont 111914, 121514		
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
<input type="checkbox"/> Inventory		
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<input checked="" type="checkbox"/> Notice of Hrg		
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<input type="checkbox"/> FTB Notice		
		Reviewed by: skc
		Reviewed on: 2-3-15
		Updates:
		Recommendation:
		File 1A - Bingham

**1A**

**NEEDS/PROBLEMS/COMMENTS:**

1. Notice was served on Deborah Boyett as Court appointed attorney for Conservatee Wanda Bingham, and on David Roberts as attorney for the current Conservator Joan St. Louis. The Court may require direct notice to the Conservatee and the current Conservator pursuant to Probate Code §§ 1460(b) and 1214 and Cal. Rules of Court 7.51(c).
2. Need video receipt pursuant to Local Rule 7.15.8.A.
3. Petitioner requests bond be fixed at \$485,578.45; however, based on the estimated value of the estate, Examiner calculates that bond should be at least \$550,236.52, which includes cost of recovery pursuant to Probate Code §2320(c)(4) and Cal. Rule of Court 7.207.

Note: The estimated value of the estate appear to be based on the accounting filed by the current conservator.

4. The Petition at #1k requests orders related to dementia medication and placement; however, the separate Attachment Requesting Special Orders Regarding Dementia (Mandatory Judicial Council Form GC-313) was not attached to the petition or served on interested parties, and the proposed order does not specify dementia medication and placement powers.

Examiner notes that the additional medical consent and dementia medication and placement powers requested herein were originally granted to the original conservator, David St. Louis; however, additional orders were made pursuant to agreement reached at Court Trial on 12-6-11 and Order After Hearing Regarding Placement filed 12-13-11.

The 12-13-11 Order specifies that care providers for Byrum Bingham (now deceased) and Wanda Bingham are to be present inside the main residence 24 hours per day; that Wanda Bingham is to abide by the dietary and nutrition guidelines recommended by her treating physician, and that the keys to the automobile are to be kept in the possession of the care providers or the conservator, David St. Louis.

Examiner is not aware without extensive further review of the file whether subsequent agreements or orders were made regarding Mrs. Bingham's care and placement after Mr. Bingham's death, or after Mr. St. Louis' death. The Court may require clarification.

**1B Wanda H. Bingham (CONS/PE)**

Case No. 11CEPR00949

Atty Krause, Stephanie J. (for Randy Grace – Petitioner and Co-Trustee of Trust)  
 Atty Magness, Marcus D. (also for Randy Grace – Petitioner and Co-Trustee of Trust)  
 Atty Roberts, David A. (for Joan St. Louis – Conservator)  
 Atty Boyett, Deborah K. (Court appointed attorney for Conservatee Wanda H. Bingham)  
 Atty Burnside, Leigh W. (for Wells Fargo Bank, N.A. – Co-Trustee of Trust)

Petition for Removal of Conservator of Person and Estate of Wanda H. Bingham,  
 and for Costs, Expenses and Attorney Fees

		See petition for details.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <u>Note:</u> The Order Granting Conservator Leave to Resign as Conservator of the Person and Estate was entered 12-4-14 and the Court accepted Ms. St. Louis' resignation as of Midnight on 12-31-14. See also Ms. St. Louis' Resignation filed 1-6-15.  5. Notice was served on Deborah Boyett as Court appointed attorney for Conservatee Wanda Bingham, and on David Roberts as attorney for the current Conservator Joan St. Louis. The Court may require direct notice to the Conservatee and the current Conservator pursuant to Probate Code §§1460(b) and 1214 and Cal. Rules of Court 7.51 (c).  <u>Note:</u> The Court will set a status hearing for the filing of a final accounting through 12-31-14.	
Cont from 111914, 121414				
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	Inventory			
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	9202			
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	UCCJEA			
	Citation			
	FTB Notice			
		Reviewed by: skc		
		Reviewed on: 2-3-15		
		Updates:		
		Recommendation:		
		File 1B - Bingham		

1B

**1C Wanda H. Bingham (CONS/PE)**

Case No. 11CEPR00949

Atty Krause, Stephanie J. (for Randy Grace – Petitioner and Co-Trustee of Trust)  
 Atty Magness, Marcus D. (also for Randy Grace – Petitioner and Co-Trustee of Trust)  
 Atty Roberts, David A. (for Joan St. Louis – Conservator)  
 Atty Boyett, Deborah K. (Court appointed attorney for Conservatee Wanda H. Bingham)  
 Atty Burnside, Leigh W. (for Wells Fargo Bank, N.A. – Co-Trustee of Trust)

**Status Hearing Re: Filing of Bond**

	<b>RANDALL “RANDY” GRACE</b> , Step-grandson and Co-Trustee of the Byrum C. and Wanda H. Bingham Trust, filed a petition for appointment as Successor Conservator of the Person and Estate with bond of \$485,578.45.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  1. <b>Need bond as ordered.</b> Please also see note below:  <b>Note:</b> Please see the needs/problems/comments to the petition at Page A. Petitioner requested bond be fixed at <b>\$485,578.45</b> ; however, based on the estimated value of the estate, Examiner calculates that bond should be at least <b>\$550,236.52</b> , which includes cost of recovery pursuant to Probate Code §2320(c)(4) and Cal. Rule of Court 7.207.  <b>Note:</b> A “Notice of Opening or Changing a Conservatorship Account” was filed 2-2-15 by Sierra Central Credit Union indicating that a new account has been opened in the name of Randall Grace in the amount of \$110,708.97. Need clarification, since bond has not been filed and Letters have not issued to Mr. Grace. Also, the name on the account should reflect the Conservatorship of Wanda H. Bingham, not Randall Grace individually, if this is a conservatorship estate account.
<b>Aff.Sub.Wit.</b>		
<b>Verified</b>	<b>Minute Order 12-15-14 states:</b>	
<b>Inventory</b>	The Court appoints Randall Grace as temporary successor co-conservator.	
<b>PTC</b>	The temporary expires on 2/9/15.	
<b>Not.Cred.</b>	Counsel is directed to prepare the order. Bond is set at \$485,578.45.	
<b>Notice of Hrg</b>		
<b>Aff.Mail</b>	The Court set this status hearing for the filing of the bond.	
<b>Aff.Pub.</b>		
<b>Sp.Ntc.</b>		
<b>Pers.Serv.</b>	<b>Note:</b> Bond has not been filed; therefore, temporary Letters have not issued.	
<b>Conf. Screen</b>		
<b>Letters</b>		
<b>Duties/Supp</b>		
<b>Objections</b>		
<b>Video Receipt</b>		
<b>CI Report</b>		
<b>9202</b>		
<b>Order</b>		
<b>Aff. Posting</b>		
<b>Status Rpt</b>		
<b>UCCJEA</b>		
<b>Citation</b>		
<b>FTB Notice</b>		
		Reviewed by: skc Reviewed on: 2-3-15 Updates: 2-4-15 Recommendation: File 1C - Bingham

(1) First and Final Account and Report of Conservator; (2) Petition for Allowance of Compensation to Conservator and his Attorney; and (3) Distribution

<b>DOD: 10/18/12</b>		<b>PUBLIC ADMINISTRATOR</b> , Conservator of the Estate, is Petitioner.	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>CONTINUED FROM 12/15/14 Minute Order from 12/15/14 states: The Court orders Michael Smith, Jr. ("Butch") to provide counsel all information regarding payments received from the sale of the cattle. The CPA is ordered to provide counsel information regarding the tax returns for the period of 2010 through 2013.</b></p>
		Account period: <b>06/26/12 – 10/18/12</b>	
		Accounting - <b>\$733,869.23</b>	
		Beginning POH - <b>\$655,215.93</b>	
		Ending POH - <b>\$578,727.55</b>	
<b>Cont. from 042414, 052714, 062414, 072114, 092214, 102714, 121514</b>		Subsequent account period: <b>10/19/12 – 02/20/14</b>	
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>		
<input checked="" type="checkbox"/>	<b>Verified</b>	Accounting - <b>\$728,711.54</b>	
<input type="checkbox"/>	<b>Inventory</b>	Beginning POH - <b>\$578,727.55</b>	
<input type="checkbox"/>	<b>PTC</b>	Ending POH - <b>\$605,382.95</b> (\$62,645.20 is cash)	
<input type="checkbox"/>	<b>Not.Cred.</b>	Conservator - <b>\$7,482.62</b> (26.09 staff hours @ \$76/hr. and 57.29 deputy hours @ \$96/hr.)	
<input checked="" type="checkbox"/>	<b>Notice of Hrg</b>	Attorney - <b>\$2,500.00</b> (ok per Local Rule)	
<input checked="" type="checkbox"/>	<b>Aff.Mail</b> w/	Bond fee - <b>\$769.44</b> (ok)	
<input type="checkbox"/>	<b>Aff.Pub.</b>	Costs - <b>\$539.00</b> (filing fees and certified copies)	
<input type="checkbox"/>	<b>Sp.Ntc.</b>	Petitioner states that the conservatee has a trust and her assets will pass to that trust. Michael Smith, conservatee's son, is the trustee of her trust. Petitioner requests distribution of the remaining cash of \$51,354.17 and personal and real property be made to her son, in his capacity as trustee of her trust.	
<input type="checkbox"/>	<b>Pers.Serv.</b>		
<input type="checkbox"/>	<b>Conf. Screen</b>		
<input type="checkbox"/>	<b>Letters</b>		
<input type="checkbox"/>	<b>Duties/Supp</b>		
<input type="checkbox"/>	<b>Objections</b>		
<input type="checkbox"/>	<b>Video Receipt</b>		
<input type="checkbox"/>	<b>CI Report</b>		
<input type="checkbox"/>	<b>2620</b> n/a		
<input checked="" type="checkbox"/>	<b>Order</b>	<b>Petitioner prays for an Order:</b>	
<input type="checkbox"/>	<b>Aff. Posting</b>	1. Finding that the conservatorship of the person and estate terminated on 10/18/12, the conservatee's date of death;	
<input type="checkbox"/>	<b>Status Rpt</b>	2. Approving, allowing and settling the first and final account;	
<input type="checkbox"/>	<b>UCCJEA</b>	3. Authorizing the conservator and attorney fees and commissions;	
<input type="checkbox"/>	<b>Citation</b>	4. Authorizing payment of the bond fee and costs; and	
<input type="checkbox"/>	<b>FTB Notice</b>	5. Authorizing distribution of the balance of property as stated in the Petition (and above).	
<b>Continued on Page 2</b>			
		<b>Reviewed by:</b> JF	
		<b>Reviewed on:</b> 02/03/15	
		<b>Updates:</b>	
		<b>Recommendation:</b>	
		<b>File 2 – Smith</b>	

**Objection to First and Final Account and Report of Conservator and Petition for Distribution** filed 04/22/14 by Mike (Butch) Smith, Jr. states:

1. The Petition for Distribution requests to distribute the remaining assets of the conservatorship estate to the conservatee's trust – to Michael Smith, as trustee of that Trust.
2. Petitioner reports that the conservatorship estate is holding cash assets in the amount of \$62,645.29 and other non-cash assets.
3. Objecting party alleges that the Jean Smith conservatorship estate owes Ben Smith (conservatee's husband) \$116,398.12 [itemization and reasoning provided].
4. Objector further alleges that the conservatee owes \$6,203.99 to the State of California for the 2011 tax year and states this should be cleared before distribution of the conservatorship estate.

**Declaration of Randolph Krbechek Regarding Status Hearing** filed 12/10/14 states: The Conservatee's husband, Ben Smith, was also subject to conservatorship in Fresno County. Mr. Smith died on 06/28/14. According to the records provided by the Public Guardian, the conservatorship estate of Ben Smith has made payments to Gary Istanbulian, CPA for tax services for both conservatorship estates. This conservatorship is not ready to be closed because 2012 tax returns have not been completed. Likewise, the 2012 and 2013 tax returns have not been completed for Ben Smith's conservatorship estate. In November, 2014 Mike (Butch) Smith, was asked to provide 1099's for Ben Smith's trust assets, which were delivered to the Public Guardian on 12/03/14. Another problem that has come to their attention is regarding a promissory note payable by Mahill Farms. The Public Guardian collected payments for 2012, 2013 and 2014 and deposited all of the funds into the Jean Smith conservatorship estate totaling \$146,941.20. The Mahill Farms note was not community property, but was payable to Jean and Ben Smith as joint tenants. Jean Smith died before the end of 2012, such that the 2013 and 2014 payments should go entirely to the Ben Smith conservatorship estate. The Public Guardian transferred \$88,980.40 to Ben Smith's conservatorship estate and Mr. Krbechek calculates that another \$33,470.60 is still owed to his estate. Despite written requests, the owing sum has not been transferred.

**Declaration of Michael H. Smith, Sr.** filed 12/12/14 states: he was the original petitioner in this conservatorship matter as Dorothy Smith is his mother. Upon being appointed, the Public Guardian (PG) began identifying and marshal estate assets. In this care, assets included community property assets belonging to Conservatee and her husband, Ben Smith. At the time the PG was appointed, Ben had delegated responsibility for management of his estate, including his interest in community property assets by a power of attorney to his grandson, Michael H. Smith, Jr. ("Butch"). Ben suffered from dementia and was unable to manage his own affairs at that time. In usual circumstances, the spouse of a conserved person will manage community property assets owned by the Conservatee, however the statute addressing these circumstances doesn't allow a 3<sup>rd</sup> person to do so under a power of attorney. Therefore, the PG sought and obtained an Order from the Court permitting their office to marshal and manage all community property assets belonging to Conservatee and her spouse. Ben was subsequently conserved also with the PG service as Conservator of his person and estate, although Butch continued to manage certain separate property assets belonging to my father. These assets were held in a Trust with Butch named as trustee. Declarant states that he has consistently worked with the PG to collect and provide the information they need, but Butch has better access to Ben's financial records and has personal knowledge of numerous acts he took on Ben's behalf.

Continued on Page 3

The PG has been attempting to complete the final account and obtain approval of a Petition for distribution of Conservatee's assets pursuant to her estate plan since March 2014. After objections were lodged to this petition, an extensive review and analysis of the account, including credits and debits owed between Conservatee's estate and Ben's estate followed. Declarant is aware that certain significant community funds belonging to Conservatee and Ben were not accounted for. Namely, Ben sold a cattle operation, which was a community asset, in late 2009 or early 2010. Prior to succumbing to dementia, Conservatee indicated that she had not been informed by either Ben or Butch about what had happened to the proceeds of the sale, although she repeatedly asked for the information. Declarant states that he knows that the proceeds of the sale of the business were delivered to Butch who was acting under his power of attorney. Further, declarant states that there were 2 separate checks made out either to Ben alone or Ben and Dorothy together both in excess of \$50,000.00 and both were delivered to Butch. Shortly after the sale, a Trust was ostensibly set up by Ben for the benefit of Butch, naming Butch as trustee. Declarant states that Butch has substantial cash assets in this trust. The PG needs to marshal this asset and divide it appropriately between Ben and Dorothy's respective conservatorship accounts. Requests for information have been made to Butch's attorney but no response has been received. Despite frequent request from the PG's office, Butch has failed or refused to provide any information regarding the source of the funds ostensibly used by Ben to set up the trust in Butch's name. It is quite possible that community funds were inappropriately used to fund the trust without Dorothy's agreement or knowledge. It is also possible that Butch abused his position as Ben's agent under the power of attorney by directing funds belonging to both Ben and Dorothy for his own benefit.

Declarant and his brother are the sole beneficiaries of Dorothy's estate and have been waiting 2 years for distribution of her estate to occur. Declarant requests that the Court direct Butch and/or his attorney to provide the requested information to the PG without further delay so the final account can be completed and the Petition for Distribution can be addressed by the Court.

**Declaration of Randolph Krbecek Regarding Status Hearing** filed 02/03/15 states: On 12/03/14, the Public Guardian provided tax returns for the 2010 and 2011 tax years, included with the returns was an amendment and notes. The Jean Smith Conservatorship estate is not ready to be closed because the 2012 income tax returns have not been completed.

**Declaration of Mike "Butch" Smith, Jr. regarding Cattle Payments** filed 02/03/15 states: at the last hearing on 12/15/14, Judge Hamlin ordered Mike "Butch" Smith, Jr. (Declarant) to provide counsel all information regarding payments received from the sale of the cattle. Butch states that he does not have any documents reflecting any payments received from the sale of his grandparents' cattle. Mike Smith, Sr. claims that one cattle payment was made by Western Stockman's Market and that a second cattle payment was made by Harris Feeding Company and Cattle Sales. Butch states that he recalls that there were two payments and both checks were delivered to Ben Smith to deposit. He does not know what happened to the checks after they were delivered to Ben. He did not receive any of the proceeds from the sale of the cattle. All documentation regarding the cattle checks was taken from the house by Mike Smith, Sr. Butch states that he does have documentation regarding the January 2010 payment on the Mahill note that was a joint asset of Ben and Jean Smith until her death. Butch provides a scanned copy of a deposit slip for \$48,980.40 which Ben Smith deposited on 01/06/10 at 9:11am. Butch states that Mike Smith, Sr. received \$51,000.00 from Ben Smith's account immediately thereafter and provides a scanned copy of a deposit slip. Butch states that he remembers the day that Ben made this deposit and alleges that Mike Smith, Sr., took Ben to the bank to make the deposit and transfer. Later that evening Ben told Butch that he was missing some money and provided him copies of the bank slips. When they contacted Mike Smith, Sr. regarding the transaction he stated that Dorothy Jean Smith (conservatee) had requested that the transaction take place. Butch alleges that Mike Smith, Sr. absconded with \$51,000.00 from Ben Smith's account. This information has been submitted to the Public Guardian, but nothing has been done to recover this money for the benefit of Ben Smith.

Continued on Page 4

**Status Report Regarding Non-Cooperation of Grandson** filed 02/03/15 states: the minute order from the last hearing on 12/15/14 ordered Michael Smith, Jr. ("Butch") to provide counsel all information regarding payments received from the sale of cattle. It is unknown if Butch provided the information to his counsel, but the information has not been given to the Public Guardian. A reminder and additional request was sent to Mr. Krbechek on 01/21/15. No response was received. The public guardian has provided the tax returns for years 2010 and 2011 to Mr. Krbechek and they have told him that the returns for 2012 and 2013 are not yet complete and cannot be completed until Butch provides the information that he was ordered to provide. It is anticipated that rather than provide the information or an explanation as to why he has not, Mr. Krbechek will again deflect any responsibility from his client for failing to provide the information. This really is so simple. Butch needs to provide his attorney, who in turn needs to provide an explanation of the whereabouts or expenditure of funds as ordered by the court, with this information this matter can be resolved.

		<p><b>JEFFREY HALL and RONALD HALL, sons,</b> were appointed Co-Administrators of the Estate without bond and with full IAEA on 10/12/12. Letters were issued on 10/12/12.</p> <p>Inventory &amp; Appraisal, partial no. 1 filed 04/02/13- \$190,000.00</p> <p>Inventory &amp; Appraisal, partial no. 2 filed 04/02/13- \$225,000.00</p> <p>Inventory &amp; Appraisal, partial no. 3 filed 04/02/13- \$6,000.00</p> <p>Inventory &amp; Appraisal, partial no. 4 filed 05/22/13- \$235,881.02</p> <p>Inventory &amp; Appraisal, final filed 05/22/13 - \$309,473.23</p> <p><b>Status Report filed 01/29/15</b> states: all inventories and appraisals have been filed. The Co-Administrators have been delayed in working on final insurance claims that might impact estate assets. The co-administrators have just learned that the claims will be settled within the insurance policy limits and they intend to move forward with settling the estate in the near future. A 3 month continuance is requested.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>CONTINUED FROM 08/07/14</b></p> <p>1. Need Account/Report of Administrators and Petition for Final Distribution.</p>
<b>Cont. from 060514, 080714</b>			
<b>Aff.Sub.Wit.</b>			
<b>Verified</b>	x		
<b>Inventory</b>			
<b>PTC</b>			
<b>Not.Cred.</b>			
✓ <b>Notice of Hrg</b>			
✓ <b>Aff.Mail</b>	w/		
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<b>Video Receipt</b>			
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<b>Order</b>			
<b>Aff. Posting</b>			
<b>Status Rpt</b>			
<b>UCCJEA</b>			
<b>Citation</b>			
<b>FTB Notice</b>			
		<p><b>Reviewed by:</b> JF</p> <p><b>Reviewed on:</b> 02/03/15</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 3 - Hall</b></p>	

Atty Amador, Catherine A (for former Conservators of the estate and current conservators of the person Manuel Chavez and Susan Chavez-Leon)

Atty Kruthers, Heather (for current Conservator of the estate, Public Guardian)

Fifth Amended First Account and Report of Conservators; Petition for Allowance of Fees to Attorney for Conservators

		<p><b>MANUEL CHAVEZ</b>, father, and <b>SUSAN CHAVEZ-LEON</b>, sister, Co-Conservators of the Person and Estate, are Petitioners.</p> <p><b>Account period: 11/26/12 - 11/30/13</b></p> <p>Accounting - <b>\$321,923.66</b>                  Beginning POH - <b>\$238,464.60</b>                  Ending POH - <b>\$237,282.98</b>                  (\$15,282.98 is cash)</p> <p>Conservator - <b>not requested</b></p> <p>Attorney - <b>\$6,625.00</b>                  (per declaration and itemization, for 25.00 hours (reduced from 36.90 hours) @ \$265.00 per hour;)</p> <p>Costs - <b>\$1,035.00</b>                  (filing fees, process service fee; certified copies)</p> <p>Bond - <b>\$324,640.00</b>                  (sufficient)</p> <p><b>Petitioner prays for an order:</b></p> <ol style="list-style-type: none"> <li>Approving, allowing, and settling the [First] Account and acts of Co-Conservators; and</li> <li>Authorizing the Attorney fees and costs advanced to the Conservatorship during the accounting period; and</li> <li>Finding that the Conservatee is not able to complete an affidavit of voter registration and is not entitled to vote.</li> </ol> <p><b>Court Investigator Report filed 9/8/2014</b></p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>Minute Order dated 12/11/14 states the court removes Manual Chavez and Susan Chavez-Leon as Co-Conservators of the Estate and appoints the Public Guardian forthwith. Any and all documents with regard to the conservatorship of the estate are ordered to be turned over to the Public Guardian by 12/31/14.</p> <p>Issues with the accounting include but are not limited to:</p> <ol style="list-style-type: none"> <li>Corrected Inventory and Appraisal was not signed by Susan Chavez-Leon.</li> <li>Bank account #XXX0433 is a "joint account" the names of Manuel Chavez and Susan Chavez Leon and not the conservatorship. California Rules of Court, Rule 7.1059(b)(6) states the conservator of the estate must keep the money and property of the estate separate from the conservator's or any other persons money or property.</li> </ol>
Cont. from			
	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		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
			<p><b>Reviewed by: KT</b></p> <p><b>Reviewed on: 2/4/15</b></p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 4 – Chavez</b></p>

3. Most of the deposits listed in the Receipt schedule do not include the source of the funds as required.
4. Most of the disbursements do not include the nature and purpose of the disbursement as required.
5. There are several disbursement listed with just a question mark (?) that do not state what they are for, including one disbursement on 9/17/13 for \$2,000.00 listed as "cash"
6. Petition asks for attorney fees totaling \$6,625.00. Attorney fees appear to include duplication of work by the attorney and the paralegal. For instance billing statement includes time for the attorney to prepare all the pleadings and also for the paralegal to prepare all the pleadings. The billing statement includes .30 hours (\$79.50) for the attorney to prepare the Duties of Conservator. In addition the billing statement also includes paralegal time of .20 (\$5.00) to prepare the same form. The only thing that needs to be prepared on the Duties of Conservator form is the case name and case number. The billing statement also includes time to prepare a Petition for Exclusive Authority to Give Medical Treatment that was filed at the same time as the Petition for Appointment of Conservator. This was an unnecessary petition in that the request can be made in Petition for Appointment of Conservator. The fees also include time for the preparation of the first amended petition.
7. Need original care facility statements for Sierra Vista Skilled Nursing Facility. Probate Code §2620(c)(5). Note: A Resident Account Report from Sierra Vista Health Care was filed on 7/30/14 however, the copy is not legible.
8. Need proof of service of the Notice of Hearing on the current Conservator, Public Guardian.
9. Letters for the Public Guardian as conservator of the Estate have not been issued.

**(1) First Account Current and Report of Conservator, Petition for its Settlement, (2) for Allowance of Attorney's Compensation, and (3) for its Termination**

<b>Age: 20</b>	<b>DEBRA PASLEY</b> , Conservator, is Petitioner.	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <ol style="list-style-type: none"> <li>The petition is incomplete as it is missing Exhibits "B" and "C". Examiner is unable to review the accounting because the petition states that the accounting is presented in Exhibit B. Need amended Petition.</li> <li>Petitioner is requesting that the conservatorship be terminated. A final accounting will be needed. This Petition does not indicate that the accounting that was supposed to be attached is a final account.</li> </ol>
	Account period: <b>03/28/13 – 10/17/14</b>	
	Accounting - <b>NEED</b>	
<b>Cont. from</b>	Conservator - <b>waived</b>	
<b>Aff.Sub.Wit.</b>	Attorney - <b>Need more info, missing Exhibit C</b>	
<b>Verified</b>	<p>Petitioner states that the conservatee and conservator have permanently moved to Oklahoma and Petitioner has established a Guardianship in the State of Oklahoma. Petitioner requests that this conservatorship be terminated.</p>	
<b>Inventory</b>		
<b>PTC</b>		
<b>Not.Cred.</b>		
<b>Notice of Hrg</b>		
<b>Aff.Mail</b>		
<b>Aff.Pub.</b>		
<b>Sp.Ntc.</b>		
<b>Pers.Serv.</b>		
<b>Conf. Screen</b>		
<b>Letters</b>		
<b>Duties/Supp</b>		
<b>Objections</b>		
<b>Video Receipt</b>		
<b>CI Report</b>		
<b>9202</b>		
<b>Order</b>		
<b>Aff. Posting</b>		
<b>Status Rpt</b>		
<b>UCCJEA</b>		
<b>Citation</b>		
<b>FTB Notice</b>		
		<b>Reviewed by:</b> JF
		<b>Reviewed on:</b> 02/03/15
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 5 - Pasley</b>

**(1) Waiver of Accounting and Report of Executor and (2) Petition for Settlement of the Estate; (3) for Allowance of Statutory Executor's Compensation; (4) Waiver of Statutory Attorney's Fees; (5) and for Final Distribution**

<b>Age:</b>		<b>NEEDS/PROBLEMS/COMMENTS:</b>  <u><b>OFF CALENDAR</b></u> <b>First Amended Waiver of Accounting filed 02/02/15 and set for hearing on 03/05/15</b>
<b>DOD:</b>		
<b>Cont. from</b>		
<b>Aff.Sub.Wit.</b>		
<b>Verified</b>		
<b>Inventory</b>		
<b>PTC</b>		
<b>Not.Cred.</b>		
<b>Notice of Hrg</b>		
<b>Aff.Mail</b>		
<b>Aff.Pub.</b>		
<b>Sp.Ntc.</b>		
<b>Pers.Serv.</b>		
<b>Conf. Screen</b>		
<b>Letters</b>		
<b>Duties/Supp</b>		
<b>Objections</b>		
<b>Video Receipt</b>		
<b>CI Report</b>		
<b>9202</b>		
<b>Order</b>		
<b>Aff. Posting</b>		
<b>Status Rpt</b>		
<b>UCCJEA</b>		
<b>Citation</b>		
<b>FTB Notice</b>		
		<b>Reviewed by:</b> JF
		<b>Reviewed on:</b> 02/03/15
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 6 - Brar</b>

(1) First Account and Report of Conservator and (2) Petition for Fees

DOD: 1-8-15	BROOKE A. CASTLE, Conservator without bond, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
	<b>Account period: 5-17-13 through 9-22-14</b>	<u>Continued from 1-5-15</u>
	Accounting: \$92,447.45	<b>Note:</b> The Conservatee passed away on 1-8-15.
	Beginning POH: \$17,991.33	<b>Note:</b> If granted, the Court will set a status hearing for the filing of the Final Account as appropriate.
	Ending POH: \$20,286.77	<u>SEE ADDITIONAL PAGES</u>
Cont 010515	(\$15,286.77 cash plus personal property)	
Aff.Sub.Wit.	<b>Conservator Compensation: Waives</b>	Reviewed by: skc
✓ Verified	<b>Conservator (Reimbursement): \$1,466.06</b>	Reviewed on: 2-3-15
Inventory	Itemized costs include medical payments, personal care items, pet care, and a portion of the Conservator's initial attorney consultation. See Exhibit A.	Updates:
PTC	<b>Former Attorney (Law Offices of Joanne Sanoian): \$14,170.00</b>	Recommendation:
Not.Cred.	(for 141.70 attorney hours @ \$100/hr, which is 44% less than the \$33,022.50 reflected in the declaration for 151 total hours incurred by attorneys and law office staff, which figure was also reduced from 160 total hours incurred.)	File 7 - Stott
✓ Notice of Hrg	<b>Former Attorney Costs: \$2,063.50</b> (Various filing fees, certified copies, investigation fees,	
✓ Aff.Mail	<b>Attorney Shahbazian: \$5,225.00</b> (for 20.90 hours @ \$250/hr from 1-29-14 through 9-5-14, as itemized)	
Aff.Pub.	<b>Petitioner states</b> that under the stipulation entered on 2-5-14 for payment of the Conservatee's expenses, the trustee of the Patricia Stott Survivor's Trust transmits \$3,000.00 per month for assistance for the conservatee's expenses. The Probate Court has authority under §2430(a)(4) to order the trustee of the trust to pay the conservator from the assets of the trust the funds necessary to compensate the attorneys' fees, costs and expenses requested in this petition.	
Sp.Ntc.	<b>Petitioner prays for an order:</b>	
Pers.Serv.	1. Settling and allowing this account and report and approving and confirming the acts of Petitioner as Conservator;	
Conf. Screen	2. Authorizing Petitioner to pay her attorney Steven L. Shahbazian the sum of \$5,225.00 for legal services provided to the conservator and estate during the period of this account;	
Letters	3. Authorizing Petitioner to pay to John F. Garland, as personal representative of the Estate of Joanne Sanoian, the sum of \$14,170.00 for compensation for services and \$2,063.50 for costs advanced during the period of account by the Law Office of Joanne Sanoian.	
Duties/Supp	4. Authorizing Petitioner to pay herself the sum of \$1,466.06 for reimbursement for her expenses on behalf of the Conservatee;	
Objections	5. Ordering Clayton James Stott, as trustee of the Patricia Stott Survivor's Trust, to pay the Conservator, from the assets of said trust, the sum of \$22,924.56 for attorneys' fees, costs, and reimbursement expenses as itemized herein; and	
Video Receipt	6. For such other orders as the Court deems proper.	
✓ CI Report		
9202		
✓ Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		

Page 2

NEEDS/PROBLEMS/COMMENTS: The following items remain noted, with further information in italics:

1. Receipts include Shell Oil dividends; however, the Inventory and Appraisals filed in the conservatorship do not indicate ownership of securities. The Court may require clarification or supplemental I&A.
2. The Court may require clarification regarding the disbursements for the "VC Trissell Lease" (total \$1,597.67).

*Re #1 and #2 above: Supplemental Report filed 1-20-15 states the references in the distributions to "VC Trissell Lease" represent the conservatee's interest in oil and gas rights in a well in Beckham County, OK. Attached as Exhibit A is a copy of the "Authorization to Receive Oil and Direction for Payment" dated 12-29-14, which confirms the "pay status" in this ownership interest in said property, representing the Conservatee's 0.0176594% interest in the well. The "rental payments" due for the conservatee's interest are to the well owner (VC Trissell) and the payments to the Conservatee for her percentage share of the extracted oil are the "Shell Oil dividends" reported on the "Income" schedule in the accounting.*

3. The Court may require clarification regarding the Derrel's Mini Storage charges of approx. \$97/month.

*Supplemental Report states the Conservatee had this storage facility prior to the commencement of these proceedings and the conservator retained the unit with the Conservatee's property in it.*

4. The Court may require clarification regarding the \$33 NSF charge on 8-27-13. Disbursements Schedule states "Rent check didn't go through/didn't clear."

*This item does not appear to be addressed.*

5. The Court may require clarification regarding the charges at Babies R Us for a shower gift (carseat) for \$146.04, with reference to Cal. Rule of Court 7.1059(b)(3).

*Supplemental Report filed 1-20-15 states the Conservatee told the Conservator that she wanted to buy her a baby shower gift. The Conservator discussed her grandmother's wishes with Mr. Rindlisbacher, the Conservatee's attorney, and he stated that such a gift would be appropriate and acceptable.*

6. The Court may require clarification regarding the over \$20,000.00 in attorney fees and costs incurred during this first account period with reference to Probate Code §2640(c) (just and reasonable), Cal. Rules of Court 7.756(a)(2) (benefit to the Conservatee), and Local Rule 7.16.B.1.

*This item does not appear to be addressed.*

**8 Christina DeLaCruz Irlas (Estate)**

**Case No. 14CEPR00634**

**Atty Nielson, Bruce (for Petitioner Irene Preciado Irlas)**

**Atty Lawson, Pamela (of Las Vegas NV, licensed in CA) for Fernando Irlas and Ruben Irlas, Objectors)**

**Atty Gomez, Esmeralda (pro per Objector)**

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

<b>DOD: 2/27/14</b>	<b>IRENE PRECIADO IRLAS</b> , daughter, is petitioner and requests appointment as Administrator without bond.	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Continued from 12/15/14. Minute order (Judge Hamlin) states the parties are directed to mediation.</b></p> <p><b>As of 2/3/14 the following issues remain:</b></p> <ol style="list-style-type: none"> <li>Need bond set at \$150,300.00 or waivers of bond from:             <ol style="list-style-type: none"> <li>Ruben Irlas (son)</li> <li>Fernando Irlas (son)</li> <li>Esmeralda Irlas (daughter)</li> <li>Manuel Pena (grandson)</li> <li>Ciriaco Pena (grandson)</li> <li>Pearl Toledo (granddaughter)</li> <li>Frank Pena (son)</li> </ol> </li> </ol> <p><b>For Objector/Contestants:</b></p> <ol style="list-style-type: none"> <li>Objection of Fernando Irlas filed on 9/8/14 does not include a proof of service showing it has been served on all interested parties.</li> <li>Contest of Ruben Irlas does not include a proof of service showing it has been served on all interested parties.</li> <li>Contest of Esmeralda Gomez does not include a proof of service showing it has been served on all interested parties.</li> <li>Substitution of Attorney filed by Pamela Lawson on behalf of Fernando Irlas was not on the mandatory Judicial Council form.</li> </ol> <p><b>Please see additional page</b></p>
<b>Cont. from 082514, 092314, 102714, 121514</b>	<b>Please see petition for details.</b>	
	<b>Probate Referee – Steven Diebert.</b>	
<b>Aff.Sub.Wit.</b>		
<input checked="" type="checkbox"/> <b>Verified</b>	<b>Objections of Fernando Irlas filed on 9/8/14.</b>	
<b>Inventory</b>		
<b>PTC</b>	<b>Supplement to Objections to the Petition filed by Fernando Irlas on 12/8/14.</b>	
<b>Not.Cred.</b>		
<b>Notice of Hrg</b>		
<input checked="" type="checkbox"/> <b>Aff.Mail</b>	<b>Contest of Appointment of Personal Representative filed by Ruben Irlas on 9/8/14.</b>	
<input checked="" type="checkbox"/> <b>Aff.Pub.</b>		
<b>Sp.Ntc.</b>		
<b>Pers.Serv.</b>	<b>Contest of Appointment of Personal Representative filed by Esmeralda Gomez on 9/8/14.</b>	
<b>Conf. Screen</b>		
<input checked="" type="checkbox"/> <b>Letters</b>		
<input checked="" type="checkbox"/> <b>Duties/Supp</b>		
<b>Objections</b>		
<b>Video Receipt</b>		
<b>CI Report</b>		
<b>9202</b>		
<input checked="" type="checkbox"/> <b>Order</b>		
<b>Aff. Posting</b>		
<b>Status Rpt</b>		
<b>UCCJEA</b>		
<b>Citation</b>		
<b>FTB Notice</b>		
		<b>Reviewed by: KT</b>
		<b>Reviewed on: 2/3/15</b>
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 8 – Irlas</b>

**NEEDS/PROBLEMS/COMMENTS (cont.):**

**Note:** The Contest filed by Ruben Irlas and the Contest filed by Esmeralda Gomez state that they each have filed a petition for their own appointment as personal representative and have served notice of hearing on that petition. However, there is no record that another Petition for Probate has been filed for this decedent.

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

- **Wednesday, March 11, 2015** at 9:00 a.m. in Department 303, for the filing of the bond.
- **Wednesday, June 17, 2015** at 9:00 a.m. in Department 303, for the filing of the inventory and appraisal.
- **Wednesday, March 23, 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><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><u>Minute Order 12-15-14 (Probate Guardianship):</u> Visitation to be addressed in the Family Law Court. The Court Investigator is ordered to complete her investigation of the parties. Temporary extended to 2-9-15.</p> <p><u>Note:</u> Court records indicate that the custody status hearing that was set for 1-9-15 in Dept. 304 was continued to 2-6-15 on the Court's own motion due to unavailability of Dept. 304.</p> <p><u>Note:</u> Visitation orders were made at the temp guardianship hearing on 10-23-14. See minute order for details.</p> <p>1. There is an active Family Law matter 12CEFS02577. Pursuant to Local Rule 7.15.7, the Court may require Petitioner seek joinder to the Family Law matter in lieu of guardianship.</p>	
Cont 121514				
	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: 2-3-15		
		Updates:		
		Recommendation:		
		File 9 - Robertson		

Stephanie, age 16	<b><u>TEMPORARY EXPIRES 01/05/15</u></b>		<b>NEEDS/PROBLEMS/COMMENTS:</b>  <u>CONTINUED FROM 01/05/15</u>  1. Petitioner submitted separate Letters of Guardianship for each minor. All minors should be listed on one Letters of Guardianship form. Need revised Letters.
Robert, age 14	<b>JESSE (JESUS) GONZALEZ</b> , Maternal Grandfather, and <b>JODI SCHROEDER</b> , fiancée of Maternal Grandfather, are Petitioners.		
Emmanuel, age 12	Father (Stephanie): <b>UNKNOWN</b> – <i>Court dispensed with notice on 11/17/14</i>		
Ezekiel, age 13	Father (Robert, Emmanuel, Noah, Isaiah, and Ezekiel): <b>ROBERT RIPOYLA, SR.</b> – <i>personally served on 10/30/14</i>		
Noah, age 10	Mother: <b>STEPHANIE RIPOYLA</b> (Deceased)		
Isaiah, age 8	Paternal Grandparents (Stephanie): UNKNOWN – <i>Court dispensed with notice on 11/17/14</i>		
Cont. from 011515	Paternal Grandfather (Robert, Emmanuel, Noah, Isaiah, and Ezekiel): UNKNOWN		
Aff.Sub.Wit.	Paternal Grandmother (Robert, Emmanuel, Noah, Isaiah, and Ezekiel): IRMA CISNEROS aka IRMA ALVAREZ – <i>personally served on 10/30/14</i>		
✓ Verified	Maternal Grandmother: ANDREA DAVALOS		
Inventory	<b>Petitioners state</b> the mother died in a car accident on 10-4-14. At the time of her death, she and all 6 children were living in a motel in Fresno. Prior to living in the motel they were homeless. The children had very few possessions and were not regularly attending school.		
PTC	Robert Ripoyla, Sr., the father of the 5 youngest children had not been around the children for a while. The mother had filed for divorce from him, but the divorce was not finalized and there was a contested visitation issue. Visitation was ordered, but Mr. Ripoyla does not visit his children. In 2009 the mother obtained a temporary restraining order due to Mr. Ripoyla's ongoing violent behavior. In addition, there is an active investigation wherein Stephanie Gonzalez (oldest child) states that Mr. Ripoyla had been molesting her since the age of 7. Police have been unable to locate Mr. Ripoyla and therefore no criminal action has been commenced.		
Not.Cred.	Robert Ripoyla, Sr., the father of the 5 youngest children had not been around the children for a while. The mother had filed for divorce from him, but the divorce was not finalized and there was a contested visitation issue. Visitation was ordered, but Mr. Ripoyla does not visit his children. In 2009 the mother obtained a temporary restraining order due to Mr. Ripoyla's ongoing violent behavior. In addition, there is an active investigation wherein Stephanie Gonzalez (oldest child) states that Mr. Ripoyla had been molesting her since the age of 7. Police have been unable to locate Mr. Ripoyla and therefore no criminal action has been commenced.		
✓ Notice of Hrg	Robert Ripoyla, Sr., the father of the 5 youngest children had not been around the children for a while. The mother had filed for divorce from him, but the divorce was not finalized and there was a contested visitation issue. Visitation was ordered, but Mr. Ripoyla does not visit his children. In 2009 the mother obtained a temporary restraining order due to Mr. Ripoyla's ongoing violent behavior. In addition, there is an active investigation wherein Stephanie Gonzalez (oldest child) states that Mr. Ripoyla had been molesting her since the age of 7. Police have been unable to locate Mr. Ripoyla and therefore no criminal action has been commenced.		
Aff.Mail	Robert Ripoyla, Sr., the father of the 5 youngest children had not been around the children for a while. The mother had filed for divorce from him, but the divorce was not finalized and there was a contested visitation issue. Visitation was ordered, but Mr. Ripoyla does not visit his children. In 2009 the mother obtained a temporary restraining order due to Mr. Ripoyla's ongoing violent behavior. In addition, there is an active investigation wherein Stephanie Gonzalez (oldest child) states that Mr. Ripoyla had been molesting her since the age of 7. Police have been unable to locate Mr. Ripoyla and therefore no criminal action has been commenced.		
Aff.Pub.	Robert Ripoyla, Sr., the father of the 5 youngest children had not been around the children for a while. The mother had filed for divorce from him, but the divorce was not finalized and there was a contested visitation issue. Visitation was ordered, but Mr. Ripoyla does not visit his children. In 2009 the mother obtained a temporary restraining order due to Mr. Ripoyla's ongoing violent behavior. In addition, there is an active investigation wherein Stephanie Gonzalez (oldest child) states that Mr. Ripoyla had been molesting her since the age of 7. Police have been unable to locate Mr. Ripoyla and therefore no criminal action has been commenced.		
Sp.Ntc.	Robert Ripoyla, Sr., the father of the 5 youngest children had not been around the children for a while. The mother had filed for divorce from him, but the divorce was not finalized and there was a contested visitation issue. Visitation was ordered, but Mr. Ripoyla does not visit his children. In 2009 the mother obtained a temporary restraining order due to Mr. Ripoyla's ongoing violent behavior. In addition, there is an active investigation wherein Stephanie Gonzalez (oldest child) states that Mr. Ripoyla had been molesting her since the age of 7. Police have been unable to locate Mr. Ripoyla and therefore no criminal action has been commenced.		
✓ Pers.Serv. w/	Robert Ripoyla, Sr., the father of the 5 youngest children had not been around the children for a while. The mother had filed for divorce from him, but the divorce was not finalized and there was a contested visitation issue. Visitation was ordered, but Mr. Ripoyla does not visit his children. In 2009 the mother obtained a temporary restraining order due to Mr. Ripoyla's ongoing violent behavior. In addition, there is an active investigation wherein Stephanie Gonzalez (oldest child) states that Mr. Ripoyla had been molesting her since the age of 7. Police have been unable to locate Mr. Ripoyla and therefore no criminal action has been commenced.		
✓ Conf. Screen	Robert Ripoyla, Sr., the father of the 5 youngest children had not been around the children for a while. The mother had filed for divorce from him, but the divorce was not finalized and there was a contested visitation issue. Visitation was ordered, but Mr. Ripoyla does not visit his children. In 2009 the mother obtained a temporary restraining order due to Mr. Ripoyla's ongoing violent behavior. In addition, there is an active investigation wherein Stephanie Gonzalez (oldest child) states that Mr. Ripoyla had been molesting her since the age of 7. Police have been unable to locate Mr. Ripoyla and therefore no criminal action has been commenced.		
Letters x	Robert Ripoyla, Sr., the father of the 5 youngest children had not been around the children for a while. The mother had filed for divorce from him, but the divorce was not finalized and there was a contested visitation issue. Visitation was ordered, but Mr. Ripoyla does not visit his children. In 2009 the mother obtained a temporary restraining order due to Mr. Ripoyla's ongoing violent behavior. In addition, there is an active investigation wherein Stephanie Gonzalez (oldest child) states that Mr. Ripoyla had been molesting her since the age of 7. Police have been unable to locate Mr. Ripoyla and therefore no criminal action has been commenced.		
✓ Duties/Supp	Robert Ripoyla, Sr., the father of the 5 youngest children had not been around the children for a while. The mother had filed for divorce from him, but the divorce was not finalized and there was a contested visitation issue. Visitation was ordered, but Mr. Ripoyla does not visit his children. In 2009 the mother obtained a temporary restraining order due to Mr. Ripoyla's ongoing violent behavior. In addition, there is an active investigation wherein Stephanie Gonzalez (oldest child) states that Mr. Ripoyla had been molesting her since the age of 7. Police have been unable to locate Mr. Ripoyla and therefore no criminal action has been commenced.		
Objections	Robert Ripoyla, Sr., the father of the 5 youngest children had not been around the children for a while. The mother had filed for divorce from him, but the divorce was not finalized and there was a contested visitation issue. Visitation was ordered, but Mr. Ripoyla does not visit his children. In 2009 the mother obtained a temporary restraining order due to Mr. Ripoyla's ongoing violent behavior. In addition, there is an active investigation wherein Stephanie Gonzalez (oldest child) states that Mr. Ripoyla had been molesting her since the age of 7. Police have been unable to locate Mr. Ripoyla and therefore no criminal action has been commenced.		
Video Receipt	Robert Ripoyla, Sr., the father of the 5 youngest children had not been around the children for a while. The mother had filed for divorce from him, but the divorce was not finalized and there was a contested visitation issue. Visitation was ordered, but Mr. Ripoyla does not visit his children. In 2009 the mother obtained a temporary restraining order due to Mr. Ripoyla's ongoing violent behavior. In addition, there is an active investigation wherein Stephanie Gonzalez (oldest child) states that Mr. Ripoyla had been molesting her since the age of 7. Police have been unable to locate Mr. Ripoyla and therefore no criminal action has been commenced.		
✓ CI Report	Robert Ripoyla, Sr., the father of the 5 youngest children had not been around the children for a while. The mother had filed for divorce from him, but the divorce was not finalized and there was a contested visitation issue. Visitation was ordered, but Mr. Ripoyla does not visit his children. In 2009 the mother obtained a temporary restraining order due to Mr. Ripoyla's ongoing violent behavior. In addition, there is an active investigation wherein Stephanie Gonzalez (oldest child) states that Mr. Ripoyla had been molesting her since the age of 7. Police have been unable to locate Mr. Ripoyla and therefore no criminal action has been commenced.		
9202	Robert Ripoyla, Sr., the father of the 5 youngest children had not been around the children for a while. The mother had filed for divorce from him, but the divorce was not finalized and there was a contested visitation issue. Visitation was ordered, but Mr. Ripoyla does not visit his children. In 2009 the mother obtained a temporary restraining order due to Mr. Ripoyla's ongoing violent behavior. In addition, there is an active investigation wherein Stephanie Gonzalez (oldest child) states that Mr. Ripoyla had been molesting her since the age of 7. Police have been unable to locate Mr. Ripoyla and therefore no criminal action has been commenced.		
✓ Order	Robert Ripoyla, Sr., the father of the 5 youngest children had not been around the children for a while. The mother had filed for divorce from him, but the divorce was not finalized and there was a contested visitation issue. Visitation was ordered, but Mr. Ripoyla does not visit his children. In 2009 the mother obtained a temporary restraining order due to Mr. Ripoyla's ongoing violent behavior. In addition, there is an active investigation wherein Stephanie Gonzalez (oldest child) states that Mr. Ripoyla had been molesting her since the age of 7. Police have been unable to locate Mr. Ripoyla and therefore no criminal action has been commenced.		
Aff. Posting	Robert Ripoyla, Sr., the father of the 5 youngest children had not been around the children for a while. The mother had filed for divorce from him, but the divorce was not finalized and there was a contested visitation issue. Visitation was ordered, but Mr. Ripoyla does not visit his children. In 2009 the mother obtained a temporary restraining order due to Mr. Ripoyla's ongoing violent behavior. In addition, there is an active investigation wherein Stephanie Gonzalez (oldest child) states that Mr. Ripoyla had been molesting her since the age of 7. Police have been unable to locate Mr. Ripoyla and therefore no criminal action has been commenced.		
Status Rpt	Robert Ripoyla, Sr., the father of the 5 youngest children had not been around the children for a while. The mother had filed for divorce from him, but the divorce was not finalized and there was a contested visitation issue. Visitation was ordered, but Mr. Ripoyla does not visit his children. In 2009 the mother obtained a temporary restraining order due to Mr. Ripoyla's ongoing violent behavior. In addition, there is an active investigation wherein Stephanie Gonzalez (oldest child) states that Mr. Ripoyla had been molesting her since the age of 7. Police have been unable to locate Mr. Ripoyla and therefore no criminal action has been commenced.		
✓ UCCJEA	Robert Ripoyla, Sr., the father of the 5 youngest children had not been around the children for a while. The mother had filed for divorce from him, but the divorce was not finalized and there was a contested visitation issue. Visitation was ordered, but Mr. Ripoyla does not visit his children. In 2009 the mother obtained a temporary restraining order due to Mr. Ripoyla's ongoing violent behavior. In addition, there is an active investigation wherein Stephanie Gonzalez (oldest child) states that Mr. Ripoyla had been molesting her since the age of 7. Police have been unable to locate Mr. Ripoyla and therefore no criminal action has been commenced.		
Citation	Robert Ripoyla, Sr., the father of the 5 youngest children had not been around the children for a while. The mother had filed for divorce from him, but the divorce was not finalized and there was a contested visitation issue. Visitation was ordered, but Mr. Ripoyla does not visit his children. In 2009 the mother obtained a temporary restraining order due to Mr. Ripoyla's ongoing violent behavior. In addition, there is an active investigation wherein Stephanie Gonzalez (oldest child) states that Mr. Ripoyla had been molesting her since the age of 7. Police have been unable to locate Mr. Ripoyla and therefore no criminal action has been commenced.		
FTB Notice	Robert Ripoyla, Sr., the father of the 5 youngest children had not been around the children for a while. The mother had filed for divorce from him, but the divorce was not finalized and there was a contested visitation issue. Visitation was ordered, but Mr. Ripoyla does not visit his children. In 2009 the mother obtained a temporary restraining order due to Mr. Ripoyla's ongoing violent behavior. In addition, there is an active investigation wherein Stephanie Gonzalez (oldest child) states that Mr. Ripoyla had been molesting her since the age of 7. Police have been unable to locate Mr. Ripoyla and therefore no criminal action has been commenced.		
Continued on Page 2			<b>Reviewed by:</b> JF <b>Reviewed on:</b> 02/03/15 <b>Updates:</b> <b>Recommendation:</b> <b>File 10 – Gonzalez &amp; Ripoyla</b>

**10 Stephanie Gonzalez, Robert Ripoyla, Jr., Ezekiel Ripoyla, Emmanuel Ripoyla, Noah J. Ripoyla, and Isaiah E. Ripoyla (GUARD/P)**

Page 2

The proposed guardians have been in a relationship for 20 years and are engaged to be married on 05/05/15. They have 3 children together. Jesse Gonzalez currently lives in Fresno with the 6 minors and Jodi lives in the bay area with their 3 children due to her job. Jesse plans to continue living in Fresno through this school year and then move everyone into one house in the bay area.

**Objection to Guardianship** filed 11/07/14 by Robert Ripoyla, Sr. states: He believes that his children should be in his care since their mother passed away. He states that the accusations against him of being violent or gang affiliated are false, he has never been arrested for any of these accusations. At the time of the mother's death, they were involved in a court matter regarding custody of their children. He states that he does not want to talk badly about the Petitioners, he just wants to have the same rights to his children as their mother did before she died and raise them as their biological parent.

**Court Investigator Julie Negrete filed a report on 12/17/14.**

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

<b>DOD: 3-26-14</b>	<b>RAMON GUIBA</b> , Spouse, is Petitioner and requests appointment as Administrator with bond (amount not stated).	<b>NEEDS/PROBLEMS/ COMMENTS:</b>  1. Need Estimated Value of Estate. Probate Code §8002(a)(4). This information is necessary for bond calculation.  2. Need proof of service of Notice of Petition to Administer Estate at least 15 days prior to the hearing on Alicia N. Alcorta (daughter) pursuant to Objection filed 1-22-15.  <u>Note:</u> If granted, the Court will set status hearings as follows:  <ul style="list-style-type: none"> <li>Monday 3-30-15 for filing of bond</li> <li>Monday 6-8-15 for the filing of the Inventory and Appraisal</li> <li>Monday 6-6-16 for the filing of the first account or petition for final distribution</li> </ul> If the proper items are on file pursuant to Local Rules, the status hearings may be taken off calendar.  Reviewed by: skc Reviewed on: 2-3-15 Updates: Recommendation: File 11 - Guiba
	Full IAEA – ok	
<b>Cont from 121514</b>	Decedent died intestate	
<input type="checkbox"/> Aff.Sub.Wit.	Residence: Clovis, CA	
<input checked="" type="checkbox"/> Verified	Publication: Fresno Business Journal	
<input type="checkbox"/> Inventory	Estimated Value of Estate: Blank	
<input type="checkbox"/> PTC	Probate Referee: Rick Smith	
<input type="checkbox"/> Not.Cred.	<b>Angela Burke, Daughter, filed an Objection on 1-22-15. See objection for details.</b>	
<input checked="" type="checkbox"/> Notice of Hrg		
<input checked="" type="checkbox"/> Aff.Mail		
<input checked="" type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.		
<input 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 type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		

<b>DOD: 8-19-13</b>		<b>SCOTT JAMES ANDERSEN</b> , Nephew, is Petitioner and requests appointment as Administrator with Will Annexed with Full IAEA without bond.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		Named Co-Executors decline to serve. All heirs waive bond.	<b>Note:</b> The Court will set status hearings as follows:
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>		
<input checked="" type="checkbox"/>	<b>Verified</b>		<ul style="list-style-type: none"> <li>Monday, 6-8-15 for the filing of the Inventory and Appraisal</li> <li>Monday, 6-6-16 for the filing of the first account or petition for final distribution.</li> </ul>
<input type="checkbox"/>	<b>Inventory</b>		
<input type="checkbox"/>	<b>PTC</b>	Full IAEA – ok	<p>If the proper items are on file prior to the status hearing dates pursuant to Local Rules, the status hearings may come off calendar.</p>
<input type="checkbox"/>	<b>Not.Cred.</b>	Will dated 7-7-90	
<input checked="" type="checkbox"/>	<b>Notice of Hrg</b>		
<input checked="" type="checkbox"/>	<b>Aff.Mail</b>	W Residence: Easton, CA Publication: Fresno Business Journal	
<input checked="" type="checkbox"/>	<b>Aff.Pub.</b>		
<input type="checkbox"/>	<b>Sp.Ntc.</b>	Estimated value of estate: Real property: \$200,000.00 Annual income: \$5,000.00	
<input type="checkbox"/>	<b>Pers.Serv.</b>		
<input type="checkbox"/>	<b>Conf. Screen</b>	Probate Referee: Rick Smith	
<input checked="" type="checkbox"/>	<b>Letters</b>		
<input type="checkbox"/>	<b>Duties/Supp</b>		
<input type="checkbox"/>	<b>Objections</b>		
<input type="checkbox"/>	<b>Video Receipt</b>		
<input type="checkbox"/>	<b>CI Report</b>		
<input type="checkbox"/>	<b>9202</b>		
<input checked="" type="checkbox"/>	<b>Order</b>		
<input type="checkbox"/>	<b>Aff. Posting</b>		
<input type="checkbox"/>	<b>Status Rpt</b>		
<input type="checkbox"/>	<b>UCCJEA</b>		
<input type="checkbox"/>	<b>Citation</b>		
<input type="checkbox"/>	<b>FTB Notice</b>		
			<b>Reviewed by:</b> skc
			<b>Reviewed on:</b> 2-3-15
			<b>Updates:</b>
			<b>Recommendation:</b> SUBMITTED
			<b>File 12 - Anderson</b>

Age: 17	<b>GENERAL HEARING 04/02/2015</b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>
	<u>Please see Petition for details</u>	
Cont. from		<p><b>Note:</b> Motion for Specific Factual Findings Regarding "Special Immigrant Juvenile" Status was filed 01/27/2015. The hearing is set for 04/02/2015.</p> <ol style="list-style-type: none"> <li>1. Need Notice of Hearing.</li> <li>2. Need proof of personal service five (5) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Guardian or consent and waiver of notice or declaration of due diligence for:           <ul style="list-style-type: none"> <li>• Luis Edgardo Castillo Molina (Father)</li> <li>• Ana Vilma Valle Guevara (Mother)</li> </ul> </li> <li>3. Letters appear to be a copy. Need original.</li> </ol>
<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		
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.	x	
<input checked="" type="checkbox"/> Conf. Screen		
<input checked="" type="checkbox"/> Letters		
<input checked="" type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input 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		
		<b>Reviewed by:</b> LV
		<b>Reviewed on:</b> 02/04/2015
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 13 - Valle</b>

**Probate Status Hearing Re: Failure to File the Inventory and Appraisal and for Failure to File a First Account or Petition for Final Distribution**

<b>DOD: 03/11/2003</b>	<p><b>JACQUELINE YBARRA</b>, daughter, was appointed Administrator with full IAEA authority without bond on 02/10/2004.</p> <p>Letters issued on 02/09/2004.</p> <p>On the Court's own motion removes Jacqueline Ybarra as the administrator, and appoints <b>PUBLIC ADMINISTRATOR</b> on 02/07/2014.</p> <p><b>Status Report Regarding Final Distribution filed 01/27/2015 states</b> Jacqueline Ybarra, former Administrator, was still living in the home. Ms. Ybarra informed Susan Banuelos, Senior Probate Assistant, that she would like to try to pay the fees and costs owed on the estate so that she could keep the house. However, she fell in the house and was there for a couple of days before she was able to get someone's attention. She had over 30 cats in the house, some are dead, and it was condemned by the city. Her brother, Donnie Souza, is trying to fix the house so she can move back in, and he will be the one paying the fees. He will need to make payments since the repairs to the house have been costly. He said he will be sending in some money at the end of this month, and he should have them paid in full in six months.</p> <p>In order to allow time for Donnie Souza to pay the fees and to prepare a final account, the Public Administrator respectfully requests that the next status hearing be set no sooner than 9 months from the date of this status hearing.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>1. Need Final Inventory and Appraisal and First Account or Petition for Final Distribution.</p>
<b>Cont. from 020714, 050914</b>		
<b>Aff.Sub.Wit.</b>		
<b>Verified</b>		
<b>Inventory</b>		
<b>PTC</b>		
<b>Not.Cred.</b>		
<b>Notice of Hrg</b>		
<b>Aff.Mail</b>		
<b>Aff.Pub.</b>		
<b>Sp.Ntc.</b>		
<b>Pers.Serv.</b>		
<b>Conf. Screen</b>		
<b>Letters</b>		
<b>Duties/Supp</b>		
<b>Objections</b>		
<b>Video Receipt</b>		
<b>CI Report</b>		
<b>9202</b>		
<b>Order</b>		
<b>Aff. Posting</b>		
<b>Status Rpt</b>		
<b>UCCJEA</b>		
<b>Citation</b>		
<b>FTB Notice</b>		
	<p><b>Reviewed by:</b> LV</p> <p><b>Reviewed on:</b> 02/03/2015</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 14 – Souza</b></p>	

Atty Horton, Lisa M., of Walters & Moshrefi (for Conservator Kendra L. Brenson)

Status Hearing Re: Filing Receipt of Blocked Account

	<b>KENDRA L. BRENSON</b> , sister, was appointed Successor Conservator of the Person and Estate on 8/2/2007.	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Page 15B</b> is the Status Hearing Re: Establishment of Conservatorship in Texas; and filing of the Final Account.</p> <p><b>Continued from 12/15/2014.</b>  <b>The following issue from the last hearing remains:</b></p> <ol style="list-style-type: none"> <li>1. Need proof of funds deposited into a blocked account in the State of Texas via filing of Judicial Council form <i>Receipt and Acknowledgment of Order for the Deposit of Money into Blocked Account</i>.</li> </ol>
	<b>Petition for Order Confirming Sale of Real Property</b> was filed by Conservator on 3/10/2014.	
Cont. from 061814, 101614, 121514	<b>Order Confirming Sale of Real Property</b> was filed 5/19/2014, and requires bond of \$42,000.00.	
Aff.Sub.Wit.	<b>Minute Order</b> dated 5/19/2014 from the hearing on the confirmation of sale states the Court accepts counsel's representation and finds good cause for sale of the. The Court orders that there be no distribution of the proceeds pending further order of the Court.	
Verified	<b>Status Hearing Report</b> was filed 12/12/2014 for the <u>former</u> status hearing.	
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: LEG
		Reviewed on: 2/4/15
		Updates:
		Recommendation:
		File 15A - Harris

Status Hearing Re: Establishment of Conservatorship in Texas; Final Account

	<b>KENDRA L. BRENSON</b> , sister, was appointed Successor Conservator of the Person and Estate on 8/2/2007.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <u>Continued from 12/15/2014.</u> The following issues from the last hearing remain:  1. Need proof of the establishment of conservatorship of the person and estate or its equivalent in the State of Texas.  2. Need first and final account of the conservatorship pursuant to Probate Code § 2620 et seq.
	<i>Order Fixing Residence Outside the State of California</i> was filed on 6/18/2014.	
	<i>Minute Order</i> dated 6/18/2014 set a Status Hearing on 10/16/2014 for filing proof of establishment of conservatorship or its equivalent in Texas. Four months from the date of the <i>Order Fixing Residence</i> expired on 10/18/2014.	
	<i>Status Hearing Report</i> was filed 12/12/2014 for the <u>former</u> status hearing.	
Cont. from 101614, 121514		
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: LEG
		Reviewed on: 2/4/15
		Updates:
		Recommendation:
		File 15B - Harris

Probate Status Hearing RE: Filing of the Second Account

<b>DOD: 09/23/14</b>	<p><b>HEATHER AGUIRRE</b>, daughter, was appointed Conservator of the Estate on 04/22/2013.</p> <p>Letters issued 04/23/2013.</p> <p>Heather Aguirre petitioned the Court to be appointed Conservator of the Person however the Conservatee died on 09/23/2014 and the petition for conservatorship of the person was dismissed on 11/06/2014.</p> <p>Order Settling the First Account and Report of Conservator; and Allowance of Fees to Attorneys for Conservator was granted on 11/20/2014.</p> <p><b>Minute Order of 11/20/2014 set this matter for hearing.</b> Minute Order states Ms. Nuttall represents that she will be filing the Second Account before the end of the year; the Court states its requirement that the billing statements from the facility be included in the Second account.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>1. Need Second Account or current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.</p>
<b>Cont. from</b>		
<b>Aff.Sub.Wit.</b>		
<b>Verified</b>		
<b>Inventory</b>		
<b>PTC</b>		
<b>Not.Cred.</b>		
<b>Notice of Hrg</b>		
<b>Aff.Mail</b>		
<b>Aff.Pub.</b>		
<b>Sp.Ntc.</b>		
<b>Pers.Serv.</b>		
<b>Conf. Screen</b>		
<b>Letters</b>		
<b>Duties/Supp</b>		
<b>Objections</b>		
<b>Video Receipt</b>		
<b>CI Report</b>		
<b>9202 Order</b>		
<b>Aff. Posting Status Rpt</b>		
<b>UCCJEA</b>		
<b>Citation</b>		
<b>FTB Notice</b>		
		<p><b>Reviewed by:</b> LV</p> <p><b>Reviewed on:</b> 02/03/2015</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 16 - MacMurray</b></p>

Status Hearing Re: Filing of the Inventory and Appraisal

DOD: 4-12-13	<p><b>JEOFFERY SPEER</b> was appointed Administrator with Full IAEA without bond on 11-18-13 and Letters issued on 11-20-13.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p>
<p>Cont from 041814, 060614, 070114, 081214, 092314, 100714</p>	<p>On the sixth status hearing for the filing of the Inventory and Appraisal, the Court removed Mr. Speer and appointed the <b>FRESNO COUNTY PUBLIC ADMINISTRATOR</b> as the personal representative.</p>	<p><b>Minute Order 10-7-14:</b> The Court notes that Jeoffery Speer, the administrator has failed to appear and was aware of today's hearing. The Court further notes that there have been a total of six continuances to allow Jeoffery Speer an opportunity to file an inventory and appraisal. The Court finds that Jeoffery Speer has failed to fulfill his duties as administrator. The Court on its own motion removes Jeoffery Speer as administrator and appoints the Public Administrator as the personal representative. Continued to 2/9/15 @ 9:00 a.m. Dept. 303</p>
Aff.Sub.Wit.	<p>The Letters issued to Jeoffery Speer have been revoked, but Letters have not yet issued to the Public Administrator.</p>	<p><b>Note:</b> The petition for probate estimated the estate value at \$341,893.00, including real and personal property.</p>
Verified	<p><b>Note:</b> On 2-3-15, Jeoffery Speer filed an Inventory and Appraisal; however, the document is incomplete.</p>	<p><b>Note:</b> The decedent was survived by six children, including the Administrator, who would be the intestate heirs. See Declaration filed 11-18-13.</p>
Inventory		<ol style="list-style-type: none"> <li>1. It does not appear that Letters have issued to the Public Administrator. Need Letters.</li> <li>2. Need I&amp;A per Probate Code §8800 or verified written status report pursuant to local rules.</li> </ol>
PTC		<p><b>Note:</b> On 2-3-15, Former Administrator Jeoffery Speer filed an Inventory and Appraisal that reflects two properties with a total value of \$345,000.00. However, the document is incomplete. It does not state whether it is final or partial, and #5 (Property Tax Certificate) is incomplete. Therefore, need amended I&amp;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		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: skc
		Reviewed on: 2-3-15
		Updates:
		Recommendation:
		File 17 – Speer

Status Hearing Re: Filing of the Inventory and Appraisal

<b>DOD: 03/22/2014</b>	<b>JOHN F. GARLAND</b> , was appointed Executor with full IAEA without bond on 05/15/2014.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <u><b>OFF CALENDAR. INVENTORY AND APPRAISAL FILED 01/06/2015</b></u>  1. Need Final Inventory and Appraisal.  <b>Note:</b> Final Inventory and Appraisal filed 10/28/2014 states in the caption that this is the Final Inventory and Appraisal however at #3 it states “ <i>attachment 1 and 2 together with all prior inventories filed contain a true statement of a portion of the estate that has come to my knowledge or possession, including particularly all money and all just claims the estate has against me. I truly, honestly, and impartially appraised to the best of my ability each item set forth in Attachment 1.</i> ” Need clarification: is this truly just a portion of the decedent’s property or is this in deed all of the decedent’s estate? – <b>Declaration filed 12/11/2014</b>
	Letters issued on 05/20/2014	
	Minute Order of 05/15/2014 set this matter for hearing.	
<b>Cont. from 101514, 121514</b>	Inventory and Appraisal Partial No. 1 filed 07/15/2014 shows an estate valued at \$440,000.00	
<b>Aff.Sub.Wit.</b>	Final Inventory and Appraisal filed 10/28/2014 shows an estate valued at \$954,068.74. – See Note	
<b>Verified</b>	<b>Declaration of Personal Representative re Status Hearing filed 12/11/2014</b> states the Inventory and Appraisal Partial No. 1 has been filed on 07/15/2014, and another Inventory and Appraisal – Final was thereafter filed on 10/28/2014. However, there are possibly additional assets of the decedent, or in which the decedent held a partial interest, that are still to be appraised by the probate referee.  The personal representative, in the investigation of the decedent’s estate, discovered that the decedent’s estate may have an interest in additional assets, representing 20% of over 10,000 shares of common stock in Sun Life Financial, Inc. The personal representative is still attempting to confirm the exact number of such shares the decedent’s estate may be entitled to as said shares appear to be held in ownership with other (Sanoian) family. The personal representative has been working with Donna Perry, decedent’s sister, in contacting Sun Life Financial to determine the exact ownership rights of decedent’s estate and to transfer such shares to the personal representative on behalf of the estate.	
<b>Inventory</b>		
<b>PTC</b>		
<b>Not.Cred.</b>		
<b>Notice of Hrg</b>		
<b>Aff.Mail</b>		
<b>Aff.Pub.</b>		
<b>Sp.Ntc.</b>		
<b>Pers.Serv.</b>		
<b>Conf. Screen</b>		
<b>Letters</b>		
<b>Duties/Supp</b>		
<b>Objections</b>		
<b>Video Receipt</b>		
<b>CI Report</b>		
<b>9202</b>		
<b>Order</b>		
<b>Aff. Posting</b>		
<b>Status Rpt</b>		
<b>UCCJEA</b>		
<b>Citation</b>		
<b>FTB Notice</b>		
	<b>Reviewed by:</b> LV	
	<b>Reviewed on:</b> 02/03/2015	
	<b>Updates:</b>	
	<b>Recommendation:</b>	
	<b>File 18 - Sanoian</b>	

Status Hearing Re: Filing of the Inventory and Appraisal

Age:		NEEDS/PROBLEMS/COMMENTS:  <p style="text-align: center;"><b><u>OFF CALENDAR</u></b>  <b>Inventory &amp; Appraisal filed</b>  <b>01/29/15</b></p>
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: JF
		Reviewed on: 02/03/15
		Updates:
		Recommendation:
		File 19 - Graham

Probate Status Hearing RE: Proof of Bond

Age:		NEEDS/PROBLEMS/COMMENTS:  <p style="text-align: center;"><b><u>OFF CALENDAR</u></b>  <b>Bond filed 01/08/15</b></p>
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: JF
		Reviewed on: 02/03/15
		Updates:
		Recommendation:
		File 20 - Irigoyen

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

		<b>TEMPORARY EXPIRES 2/9/15</b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		<b>TAMRA LEWELLING</b> , maternal grandmother, is petitioner.	<b>Note:</b> Petitioner was previously granted guardianship of this minor's sister, Gracie Lynn Byer on 5/6/2009.
		<b>Please see petition for details.</b>	
<b>Cont. from</b>			<ol style="list-style-type: none"> <li>1. Need proof of personal service of the Notice of Hearing along with a copy of the Petition or Consent and Waiver of Notice or Declaration of Due Diligence for:                             <ol style="list-style-type: none"> <li>a. Michael Martin (father)</li> </ol> </li> <li>2. Need proof of service of the Notice of Hearing along with a copy of the Petition or Consent and Waiver of Notice or Declaration of Due Diligence for:                             <ol style="list-style-type: none"> <li>b. Cynthia Martin (paternal grandmother) – unless the court dispenses with notice.</li> </ol> </li> </ol>
	<b>Aff.Sub.Wit.</b>		
✓	<b>Verified</b>		
	<b>Inventory</b>		
	<b>PTC</b>		
	<b>Not.Cred.</b>		
✓	<b>Notice of Hrg</b>		
✓	<b>Aff.Mail</b>	W	
	<b>Aff.Pub.</b>		
	<b>Sp.Ntc.</b>		
✓	<b>Pers.Serv.</b>	W	
✓	<b>Conf. Screen</b>		
✓	<b>Letters</b>		
✓	<b>Duties/Supp</b>		
	<b>Objections</b>		
	<b>Video Receipt</b>		
	<b>CI Report</b>		
	<b>9202</b>		
✓	<b>Order</b>		
	<b>Aff. Posting</b>		
	<b>Status Rpt</b>		
✓	<b>UCCJEA</b>		
	<b>Citation</b>		
	<b>FTB Notice</b>		
			<b>Reviewed by: KT</b>
			<b>Reviewed on: 2/3/15</b>
			<b>Updates:</b>
			<b>Recommendation:</b>
			<b>File 21 – Byer</b>

(1) Proof for Final Distribution on Waiver of Accounting and (2) for Allowance of Statutory Commissions

<b>DOD:6-20-13</b>		<b>BETTY ANN CONNELLY</b> , Administrator with Full IAEA without bond, is Petitioner.	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <ol style="list-style-type: none"> <li>Petitioner states at #6 that no claims were filed against the estate; however, a Creditor's Claim was filed on 10-27-14 by Attorney David Milligan for Claimant Jacklyn Kurisu in connection with damages arising out of a motor vehicle accident of \$314,000.00, with reference to Case #14CECG01135. Therefore, need Allowance or Rejection of Creditor's Claim (DE-174) and proof of service pursuant to Probate Code §9250.  <u>Note:</u> If rejected, a creditor has 90 days to act on the rejection.  <u>Note:</u> Pursuant to Probate Code §10954(c), notwithstanding the waiver of accounting by the heir, an unpaid creditor may petition for an accounting.</li> <li>Court records indicate that the Estate of Regina Ann Connelly (presumably Petitioner as Administrator) filed an Answer on 12-14-14 to a complaint in 14CECG01135. Therefore, it does not appear that this estate is in a position to close. The Court may require clarification regarding this matter.</li> <li>Need proof of service of Notice of Hearing with a copy of the petition at least 15 days prior to the hearing pursuant to Probate Code §1252 and Request for Special Notice filed 10-30-14 on David Milligan (Attorney for Creditor Jacklyn Kurisu)</li> <li>Need Order pursuant to Local Rules 7.1.1.F. and 7.6.1.</li> <li>The Court may require additional information or clarification regarding the decedent's family. Please see Page 2.</li> </ol>
		Petitioner is the sole heir and waives accounting.	
	<b>Aff.Sub.Wit.</b>		
✓	<b>Verified</b>	I&A: \$295,528.15	
✓	<b>Inventory</b>	POH: \$42,955.29 (cash)	
✓	<b>PTC</b>	Administrator (Statutory): \$8,910.56	
✓	<b>Not.Cred.</b>		
✓	<b>Notice of Hrg</b>	Closing: \$1,000.00	
	<b>Aff.Mail</b>	x	
	<b>Aff.Pub.</b>		
	<b>Sp.Ntc.</b>		
	<b>Pers.Serv.</b>		
	<b>Conf. Screen</b>		
✓	<b>Letters</b>	7-25-14	
	<b>Duties/Supp</b>		
	<b>Objections</b>		
	<b>Video Receipt</b>		
	<b>CI Report</b>		
✓	<b>9202</b>		
	<b>Order</b>	x	
	<b>Aff. Posting</b>		
	<b>Status Rpt</b>		
	<b>UCCJEA</b>		
	<b>Citation</b>		
✓	<b>FTB Notice</b>		
			<p>Reviewed by: skc</p> <p>Reviewed on: 2-3-15</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 22 – Connelly</p>

**Note Re History:** Originally, Nephew Joseph Connelly, in pro per, filed a petition and later an amended petition for probate that listed the following relatives at #8:

- Betty Connelly (Mother)
- William Connelly (Brother)
- Christine Connelly (Sister)
- Sandra Connelly (Sister)
- Francis Connelly (Brother)
- Joseph Connelly (Nephew/Petitioner)

However, at the hearing on the amended petition on 2-6-14, the petition was dismissed without prejudice due to numerous issues noted on the Examiner Notes.

Then, on 6-13-14, Betty Connelly (Mother) filed her petition for probate. Her petition listed only herself at #8, and the Notice of Petition to Administer Estate was not served on any of the relatives that had been listed in Joseph Connelly's prior petition.

Betty Connelly's petition was granted on 7-23-14 and letters issued to Betty Connelly as Administrator with Full IAEA without bond on 7-25-14.

**However:** Examiner notes that Betty Connelly is the decedent's mother, but it does not appear that the Court was given any information in any of the petitions filed as to the decedent's father, who would also be an heir if he survived the decedent pursuant to Probate Code §6402(b).

**Therefore, the Court may require clarification at this time:** Is the decedent's father deceased? If so, need his date of death. If not, need name and address, and notice, as he may be entitled to a share of the distribution.

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

		<b>TEMPORARY EXPIRES 2/9/15</b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>  1. Need proof of service of the Notice of Hearing along with a copy of the petition or consent and waiver of notice or declaration of due diligence on: a. Daniel Virgilio (paternal grandfather) b. San Juana Forseca Chavez (paternal grandmother) - <b><i>Unless the court dispenses with notice.</i></b>
		<b>MYRA NUNEZ</b> , maternal aunt, is petitioner.  <b>Please see petition for details.</b>  <b>Court Investigator Report filed on 12/8/14</b>	
<b>Cont. from 121514</b>			
	<b>Aff.Sub.Wit.</b>		
✓	<b>Verified</b>		
	<b>Inventory</b>		
	<b>PTC</b>		
	<b>Not.Cred.</b>		
✓	<b>Notice of Hrg</b>		
✓	<b>Aff.Mail</b>	W/	
	<b>Aff.Pub.</b>		
	<b>Sp.Ntc.</b>		
✓	<b>Pers.Serv.</b>	W	
✓	<b>Conf. Screen</b>		
	<b>Letters</b>		
✓	<b>Duties/Supp</b>		
	<b>Objections</b>		
	<b>Video Receipt</b>		
✓	<b>CI Report</b>		
	<b>9202</b>		
✓	<b>Order</b>		
	<b>Aff. Posting</b>		
	<b>Status Rpt</b>		
✓	<b>UCCJEA</b>		
	<b>Citation</b>		
	<b>FTB Notice</b>		
			<b>Reviewed by: KT</b>
			<b>Reviewed on: 2/3/15</b>
			<b>Updates:</b>
			<b>Recommendation:</b>
			<b>File 23 - Nunez</b>

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

<b>Age: 1</b>	<b><u>NO TEMPORARY REQUESTED</u></b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>
	<b>VERONICA RUVALCABA</b> , non-relative, is Petitioner.	1. Need <i>Notice of Hearing</i> .
	Father: <b>UNKNOWN</b>	2. Need proof of service at least 15 days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Guardian of the Person</i> <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for:
<b>Cont. from</b>	Mother: <b>LASHAUNA CEDILLO</b>	a. Father – personal service required
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>	Paternal grandparents: UNKNOWN	b. Lashauna Cedillo (mother) – personal service required
<input checked="" type="checkbox"/> <b>Verified</b>	Maternal grandparents: UNKNOWN	c. Paternal grandparents – service by mail sufficient
<input type="checkbox"/> <b>Inventory</b>		d. Maternal grandparents – service by mail sufficient
<input type="checkbox"/> <b>PTC</b>		
<input type="checkbox"/> <b>Not.Cred.</b>		
<input type="checkbox"/> <b>Notice of Hrg</b>	<input checked="" type="checkbox"/>	
<input type="checkbox"/> <b>Aff.Mail</b>	<input checked="" type="checkbox"/>	
<input type="checkbox"/> <b>Aff.Pub.</b>		
<input type="checkbox"/> <b>Sp.Ntc.</b>		
<input type="checkbox"/> <b>Pers.Serv.</b>	<input checked="" type="checkbox"/>	
<input checked="" type="checkbox"/> <b>Conf. Screen</b>		
<input checked="" type="checkbox"/> <b>Letters</b>		
<input checked="" type="checkbox"/> <b>Duties/Supp</b>		
<input type="checkbox"/> <b>Objections</b>		
<input type="checkbox"/> <b>Video Receipt</b>		
<input type="checkbox"/> <b>CI Report</b>	<input checked="" type="checkbox"/>	
<input type="checkbox"/> <b>9202</b>		
<input checked="" type="checkbox"/> <b>Order</b>		
<input type="checkbox"/> <b>Aff. Posting</b>		
<input type="checkbox"/> <b>Status Rpt</b>		
<input checked="" type="checkbox"/> <b>UCCJEA</b>		
<input type="checkbox"/> <b>Citation</b>		
<input type="checkbox"/> <b>FTB Notice</b>		
	<b>Court Investigator Dina Calvillo filed a report on – NEED REPORT.</b>	3. Need CI report and clearances – CI to provide.
		<b>Reviewed by:</b> JF
		<b>Reviewed on:</b> 02/03/15
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 24 - Cedillo</b>

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

Age: 7 months	<b>TEMPORARY EXPIRES 02/09/15</b>		<b>NEEDS/PROBLEMS/COMMENTS:</b>  1. Need <i>Notice of Hearing</i> .  2. Need proof of service by mail at least 15 days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Guardian of the Person</i> <u>or</u> <i>Consent &amp; Waiver of Notice</i> <u>or</u> <i>Declaration of Due Diligence</i> for: a. Paternal grandparents b. Any siblings age 12 and over
	<b>JACQUELYN PEREZ</b> , paternal cousin, is Petitioner.		
	Father: <b>JOHNNY HERNANDEZ</b> – <i>Consent &amp; Waiver of Notice</i> filed 12/09/14		
Cont. from	Mother: <b>LESLIE SANCHEZ</b> – <i>Consent &amp; Waiver of Notice</i> filed 12/09/14		
<input type="checkbox"/> Aff.Sub.Wit.	Paternal grandparents: NOT LISTED		
<input checked="" type="checkbox"/> Verified	Maternal grandfather: MR. SANCHEZ – <i>Consent &amp; Waiver of Notice</i> filed on 12/09/14		
<input type="checkbox"/> Inventory	Maternal grandmother: ELIZABETH ESQUEDA – <i>Consent &amp; Waiver of Notice</i> filed 12/09/14		
<input type="checkbox"/> PTC	<b>Petitioner states</b> the parents can't care for the minor and CPS has had ongoing involvement. CPS agrees that petitioner should seek guardianship.		
<input type="checkbox"/> Not.Cred.	Father has health issues and the mother is in county jail currently.		
<input type="checkbox"/> Notice of Hrg	x	<b>Court Investigator Charlotte Bien</b> filed a report on 01/26/15.	
<input type="checkbox"/> Aff.Mail	x		
<input type="checkbox"/> Aff.Pub.			
<input type="checkbox"/> Sp.Ntc.			
<input type="checkbox"/> Pers.Serv.	n/a		
<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			
			<b>Reviewed by:</b> JF
			<b>Reviewed on:</b> 02/04/15
			<b>Updates:</b>
			<b>Recommendation:</b>
			<b>File 25 - Hernandez</b>

**Petition for Appointment of Temporary Guardianship of the Person (Prob)**

<b>Age: 7 months</b>	<b><u>GENERAL HEARING: 04/09/15</u></b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>
	<b>DELIA GONZALES</b> , maternal grandmother, is Petitioner.	
	Father: <b>JUAN SANCHEZ</b> – Consent & Waiver of Notice filed 01/28/15	
<b>Cont. from</b>	Mother: <b>RACHEL CASTILLO</b> – Consent & Waiver of Notice filed 01/28/15	
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>	Paternal grandfather: JUAN SANCHEZ – deceased	
<input checked="" type="checkbox"/> <b>Verified</b>	Paternal grandmother: MARIA TAPIA	
<input type="checkbox"/> <b>Inventory</b>	Maternal grandfather: JOE CASTILLO	
<input type="checkbox"/> <b>PTC</b>	<b>Petitioner states</b> that the parents are using drugs and CPS has intervened.	
<input type="checkbox"/> <b>Not.Cred.</b>	Petitioner states that she wants what is best for the minor and can provide a stable home for him.	
<input type="checkbox"/> <b>Notice of Hrg</b>		
<input type="checkbox"/> <b>Aff.Mail</b>		
<input type="checkbox"/> <b>Aff.Pub.</b>		
<input type="checkbox"/> <b>Sp.Ntc.</b>		
<input type="checkbox"/> <b>Pers.Serv.</b>		
<input checked="" type="checkbox"/> <b>Conf. Screen</b>		
<input checked="" type="checkbox"/> <b>Letters</b>		
<input checked="" type="checkbox"/> <b>Duties/Supp</b>		
<input type="checkbox"/> <b>Objections</b>		
<input type="checkbox"/> <b>Video Receipt</b>		
<input type="checkbox"/> <b>CI Report</b>		
<input type="checkbox"/> <b>9202</b>		
<input checked="" type="checkbox"/> <b>Order</b>		
<input type="checkbox"/> <b>Aff. Posting</b>		
<input type="checkbox"/> <b>Status Rpt</b>		
<input checked="" type="checkbox"/> <b>UCCJEA</b>		
<input type="checkbox"/> <b>Citation</b>		
<input type="checkbox"/> <b>FTB Notice</b>		
		<b>Reviewed by:</b> JF
		<b>Reviewed on:</b> 02/03/15
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 26 - Sanchez</b>