

Status Hearing Re: Filing of the First Account by Successor Conservator; Receipt of Blocked Account

Age: 64 DOB: 02/07/49	<p>CHRIS WADE, brother, was appointed as Conservator of the Person in 1991 and RAYMOND LOVE, private professional fiduciary, was appointed Conservator of the Estate in 1991 (<i>Mr. Wade had been subject to an LPS Conservatorship since 1981, prior to these appointments in 1991.</i>)</p> <p>RAYMOND LOVE resigned and CHRIS WADE, brother and Conservator of the Person, was appointed as Successor Conservator of the ESTATE on 09/19/11 with deposits in a blocked account of \$101,674.67 and Bond set at \$70,000.00. Letters of Conservatorship of the Estate were issued to CHRIS WADE on 11/08/11.</p> <p>Minute Order from 06/12/12 hearing set this matter for status re Filing of the First Account by Successor Conservator and Receipt of Blocked Account on 11/16/12. Minute Order from 11/16/12 continued the matter to 01/04/12.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>See Page 1B for Eleventh & Final Account of former conservator of the Person.</p> <p>The following items are needed from successor conservator:</p> <ol style="list-style-type: none"> 1. Receipt for Blocked Account. 2. Inventory & Appraisal 3. First Accounting of Successor Conservator and/or Status Update. <p>Note: No receipt and acknowledgment of funds placed in a blocked account has been filed by the successor conservator. Minute order from 09/19/11 states: Gary Bagdasarian asks that the successor conservator be appointed in order to obtain the blocked account. The Court approves the Petition, subject to receipt.</p> <p>The successor conservator filed a bond in the amount of \$70,000.00 and Letters were issued, but no receipt for deposit into blocked account has been filed. The Order appointing successor conservator is marked at item 20(b) stating bond of \$70,000.00 is required, and also marked at 20(c) stating deposits are ordered to be placed in a blocked account; however, no dollar amount or institution is specified.</p>
Cont. from 111612, 010413		
Aff.Sub.Wit.		
Verified		
Inventory <input checked="" type="checkbox"/>		
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: 02/05/13</p>		
<p>Updates:</p>		
<p>Recommendation:</p>		
<p>File 1A - Wade</p>		

(1) Eleventh and Final Account and Report of Former Successor Conservator of Estate and (2) Petition for Compensation and Attorney's Fees [Prob. C. 2620]

Age: 64 DOB: 02/07/49	RAYMOND A. LOVE , former successor conservator of the estate, is Petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Conservator is requesting fees in the amount of \$3,151.50; however the hours requested (20.7 hrs. @ \$120/hr. & 3.9 hrs. @ \$75/hr.) totals \$2,776.5. Also, prayer requests fees in the amount of \$3,396.00, need clarification as to the fees requested by the former conservator.</p>
	Account period: 04/01/10 – 01/12/12	
	Accounting - \$239,812.55	
	Beginning POH - \$142,077.26	
	Ending POH - \$2,000.00	
Cont. from	Conservator - \$3,151.50 (per itemization for 20.7 hrs. @ \$120/hr. and 3.9 hrs. @ \$75/hr.)	
<input type="checkbox"/> Aff.Sub.Wit.	Attorney - \$2,000.00 (per Local Rule)	
<input checked="" type="checkbox"/> Verified	Petitioner prays for an Order:	
<input type="checkbox"/> Inventory	1. Approving, allowing and settling the eleventh and final account;	
<input type="checkbox"/> PTC	2. Authorizing the conservator and attorney fees and commissions; and	
<input type="checkbox"/> Not.Cred.	3. Exonerating and discharging the former conservator's bond.	
<input checked="" type="checkbox"/> Notice of Hrg	Court Investigator Samantha Henson filed a report on 12/03/12.	
<input checked="" type="checkbox"/> Aff.Mail w/		
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.		
<input type="checkbox"/> Conf. Screen		
<input type="checkbox"/> Letters		
<input type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input checked="" type="checkbox"/> CI Report		
<input checked="" type="checkbox"/> 2620(c)		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed by: JF
		Reviewed on: 02/05/13
		Updates:
		Recommendation:
		File 1B - Wade

(1) Verified Sixth and Final Account and Report of Conservator of the Person and Estate of Conservatee and (2) Petition for Discharge of Conservator on Final Account (Prob. C. 2620)

DOD: 4-19-04	STEPHEN RONALD CLOUD , brother and Conservator of the Person and Estate, is Petitioner. Mr. Cloud was originally appointed on 5-14-92 as a Co-Conservator with his father. After his father's death, he continued as sole Successor Conservator.	NEEDS/PROBLEMS/COMMENTS:
		<u>Continued from 12-13-12: Ms. Horton requests continuance to review the accounting.</u>
Cont. from 121312, 011413		<u>Minute Order 1-14-13: Ms. Sanoian objects to the accounting. Ms. Sanoian is directed to submit her proposed objections to Mr. Perkins by 2-1-13. Matter continued to 2-11-13.</u>
<input type="checkbox"/> Aff.Sub.Wit.	Account period: 6-30-02 through 4-19-04	<u>As of 2-5-13, nothing further has been filed.</u>
<input checked="" type="checkbox"/> Verified	Accounting: \$6,161,806.23	Note: Petitioner is also executor of the estate in 06CEPR00768. See Page 14 (Status hearing).
<input type="checkbox"/> Inventory	Beginning POH: \$2,578,039.04	Note: Declaration states Attorney Sanoian (who represents Steven Cloud, Jr.) is aware of this hearing date and has been provided a copy of the petition.
<input type="checkbox"/> PTC	Ending POH: \$6,651,121.65	
<input type="checkbox"/> Not.Cred.	(Less Liabilities: \$1,104,424.00)	
<input checked="" type="checkbox"/> Notice of Hrg	Ending POH: \$5,546,697.65	
<input checked="" type="checkbox"/> Aff.Mail w	Account period: 4-20-04 through 9-30-12	
<input type="checkbox"/> Aff.Pub.	Accounting: \$8,568,524.54	
<input type="checkbox"/> Sp.Ntc.	Beginning POH: \$5,546,697.65	
<input type="checkbox"/> Pers.Serv.	Ending POH: \$6,511,093.10	
<input type="checkbox"/> Conf. Screen	(Less Liabilities: \$1,505,118.00)	
<input type="checkbox"/> Letters	Ending POH: \$5,005,975.10	
<input type="checkbox"/> Duties/Supp	(\$1,961,471.54 cash plus non-cash assets including notes receivable, business shares, partnership interests, debt instruments, real property, accrued income, and retirement accounts.)	
<input type="checkbox"/> Objections	Petitioner prays that:	
<input type="checkbox"/> Video Receipt	1. Notice of hearing of this Account, Report and Petition be given as required by law;	
<input type="checkbox"/> CI Report	2. That the Court make an Order allowing and settling the account and report of the Conservator in all respects as filed;	
<input type="checkbox"/> 9202	3. The Court authorize Petitioner to repay from the Conservatorship Estate to the trustee of the Stephen Ronald Cloud, Jr., and Ryan John Cloud Irrevocable Trusts the sum of \$1,505,118.00, which represents the amount of Estate Taxes paid by the above-mentioned Trusts for the benefit of the Conservatee;	
<input checked="" type="checkbox"/> Order	4. The Court authorize and direct the Conservator to deliver the property remaining in his possession to himself as Executor of the Estate of Rhonda Jane Cloud, and that on delivering the property and filing Petition for Final Discharge, together with proper receipts, the Conservator of the Person and Estate be discharged and surety on any bond be discharged; and	
<input type="checkbox"/> Aff. Posting	5. Other relief be granted that the Court considers proper.	
<input type="checkbox"/> Status Rpt		Reviewed by: skc
<input type="checkbox"/> UCCJEA		Reviewed on: 2-5-13
<input type="checkbox"/> Citation		Updates:
<input type="checkbox"/> FTB Notice		Recommendation:
	SEE ADDITIONAL PAGES	File 2 - Cloud

Petitioner states:

- Conservatee was Petitioner's sister and the last survivor of Petitioner's family. After her death, Petitioner became despondent and was not able to address the myriad of details associated with the termination of the conservatorship and the probate of the Conservatee's estate.
- At hearing on the accounting on 3-8-11, Attorney Janet Wright appeared on behalf of Mrs. Elaine Cloud and informed the Court that her client had filed for legal separation from Petitioner and Mrs. Cloud wanted to be sure that Petitioner was not waiving certain rights to monies owed by the conservatorship estate to Petitioner. (He has not.)
- At a subsequent hearing, Attorney Joanne Sanoian appeared on behalf of Steven Cloud, Jr., who is a beneficiary of the probate estate, and stated that her client might retain a forensic accountant in this matter.
- Due to Petitioner's pending divorce proceedings, and the result of the work of a forensic accountant in that matter, continuance was granted because such work might answer some of Steven Cloud, Jr.'s questions.
- Because the additional information from other sources developed slowly, on 6-21-12, the Court dismissed the accounting petition with instructions to re-file. Petitioner has now incorporated the information which was made available from review of information in the family law proceeding.
- Since Conservatee's death (DOD: 4-19-04), Petitioner has used his own funds to pay expenses of the estate.
- During the existence of the conservatorship estate, it was common practice for the conservators to directly pay the obligations of the conservatorship estate with the expectation of repayment. In addition, the trustee of certain irrevocable trusts created FBO the Conservatee's nephews, who are the ultimate beneficiaries of the conservatorship estate, advanced the Conservatorship Estate monies to pay the state and federal taxes due at the Conservatee's death.
- To the best of Petitioner's knowledge, all intra-family transactions are accounted for in this accounting. Many of these transactions occurred prior to the Conservatee's death. As a result, the Conservatorship Estate consists of monies payable to the Conservatorship Estate by Petitioner and by closely held businesses of which Conservatee was a co-owner or co-shareholder. These monies payable are set forth in Schedule E on Exhibit B. In addition, there is an obligation that the Conservatorship Estate owes to the irrevocable trusts for the nephews.
- The beneficiaries of the Conservatee's probate estate will be two testamentary trusts created under the Conservatee's will. This Final Account shows distribution of approx. \$1,779,985.14 to the trustee of the trusts, which was made in part to repay the trusts for the monies the trusts advanced to pay the Conservatee's estate taxes. On or about 6-27-11, the trustee returned the distributions.
- Petitioner has filed a corrected I&A in this Conservatorship Estate matter, removing an asset that was mistakenly included twice on prior inventories.
- Petitioner was appointed Executor of the Estate of Rhonda Jane Cloud on 8-29-06 in 06CEPR00786.

(1) Second Account and Report of Guardian and (2) for Allowance of Compensation to Attorney and for Reimbursement of Costs

Age: 17 years	MARLA FUJISAWA , sister/guardian, is petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> Based on the property on hand and income for one year the bond should be increased to \$50,000.00. Order does not comply with Local Rule 7.6.1C – all orders settling accounts shall contain a statement as to the balance of the estate on hand, specifically noting the amount of cash included in the balance. <p>Note: If the petition is granted a status hearing will be set as follows:</p> <ul style="list-style-type: none"> Friday, December 6, 2013 at 9:00 a.m. in Department 303, for the filing of the final accounting. <p>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.</p>
	Account period: 9/1/09 – 8/29/12	
Cont. from	Accounting - \$63,286.08	
Aff.Sub.Wit.	Beginning POH - \$13,809.37	
<input checked="" type="checkbox"/> Verified	Ending POH - \$28,676.16	
Inventory	Current bond: \$33,000.00	
PTC	Guardian - waives	
Not.Cred.	Attorney - \$2,925.00	
<input checked="" type="checkbox"/> Notice of Hrg	(per itemization 11.70 hours at \$250/hr. for preparation of the accounting and helping to secure the guardian's bond)	
<input checked="" type="checkbox"/> Aff.Mail W/	Costs - \$435.00	
Aff.Pub.	(filing fee)	
Sp.Ntc.	Petitioner prays for an Order:	
Pers.Serv.	1. Approving, allowing and settling the second account.	
Conf. Screen	2. Authorizing the attorney fees and costs	
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
<input checked="" type="checkbox"/> 2620(c)		
<input checked="" type="checkbox"/> Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: KT
		Reviewed on: 2/5/13
		Updates:
		Recommendation:
		File 3 - Fujisawa

Atty Sanoian, Joanne (for Donna Briggs – Conservator – Petitioner)

(1) First and Final Account and Report of Conservator; Petition for Its Settlement; (2) for Attorney Fees; (3) for Reimbursement of Costs Advanced; (4) for Termination of Conservatorship; and (5) for Final Distribution [Prob. C. 2620 & 2640; C.R.C. 7.703(e), 7.750-7.751 & 7.754; Local Rule 7.16B(1)]

DOD: 4-2-11	DONNA BRIGGS , Conservator, is Petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Minute Order 1-14-13</u>: Counsel is directed to submit a declaration setting forth why the fees are so expensive.</p> <p><u>As of 2-5-13, nothing further has been filed. The following issues remain:</u></p> <ol style="list-style-type: none"> 1. Need original Declaration pursuant to Probate Code §13100. (Petitioner filed a copy only.) 2. Need declaration re trust pursuant to Local Rule 7.12.5. <i>Petitioner filed a <u>copy</u> of the Trust Certification dated 10-18-12; however, the Court may require an <u>original</u> declaration pursuant to Local Rule 7.12.5.</i> 3. Need declaration per minute order of 1-14-13.
	Account period: 8-21-09 through 4-2-11	
	Accounting: \$443,988.40 Beginning POH: \$272,675.54 Ending POH: \$282,194.75	
Cont. from 011413		
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg	Account period: 4-3-11 through 9-11-12	
<input checked="" type="checkbox"/> Aff.Mail w	Accounting: \$314,534.97 Beginning POH: \$282,194.75 Ending POH: \$28,239.24 (\$22,839.24 cash plus vehicle and personal property items)	
<input type="checkbox"/> Aff.Pub.	Conservator: Not addressed	
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.	Attorney: \$8,735.00 (Prep of Supp I&A, gather info and prep account and report, appearance at hearing on petition for attorney fees and drafting order, and appearance at status hearings. Itemization provided.)	
<input type="checkbox"/> Conf. Screen		
<input type="checkbox"/> Letters		
<input type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt	Costs: \$435.00	
<input type="checkbox"/> CI Report	Petitioner prays for an order:	
<input checked="" type="checkbox"/> 2620(c)	1. Settling and allowing this account and report and approving and confirming the acts of petitioner as Conservator;	
<input checked="" type="checkbox"/> Order	2. Authorizing the attorney fees and costs;	
<input type="checkbox"/> Aff. Posting	3. Terminating the conservatorship of the estate;	
<input type="checkbox"/> Status Rpt	4. That petitioner be directed to distribute the funds remaining after payments set forth above plus any accrued interest and personal property to Michael J. Foley, Trustee of the Donald J. Foley 2001 Trust upon presentation of a Probate Code §13100 Declaration; and	
<input type="checkbox"/> UCCJEA	5. Such other orders as the Court deems proper.	
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed by: skc
		Reviewed on: 2-5-13
		Updates:
		Recommendation:
		File 4 - Foley

Report of Sale and Petition for Order Confirming Sale of Real Property

DOD: 8/3/2009		ERICA DORFMEIER is Administrator/petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> Petition does not include the name of the buyer(s) and manner of vesting title at #4a. Notice to Dean Xiong was sent "in care of" Lilia Perez, Hot Local Deals Realty. California Rules of Court 7.51 requires direct notice.
		<p>Sale price - \$40,000.00</p> <p>Overbid - 42,500.00</p>	
		<p>Reappraisal - \$42,500.00</p>	
Cont. from			
	Aff.Sub.Wit.		
✓	Verified	<p>Property - ½ interest in 320 acres of unimproved real property located in Fresno County</p>	
✓	Reappraisal	<p>Publication - Business Journal</p>	
	PTC		
	Not.Cred.	<p>Buyers - ?????</p>	
✓	Notice of Hrg	<p>Broker - \$4,000.00 (10% - ½ to Ron Skinner of London Properties and ½ to Lilia Perez at Hot Local Deals Realty)</p>	
✓	Aff.Mail	W/	
✓	Aff.Pub.		
	Sp.Ntc.	<p>Petitioner states the request for 10% commission is higher than the usual 6% because:</p> <ol style="list-style-type: none"> The property consists of 320 acres of raw land; The site and location of the property makes it difficult to show to prospective buyers; The property is difficult to access and all-terrain vehicles must be used for access. 	
	Pers.Serv.	<p>Petitioner's attorney spoke to 4 different realtors, all of whom indicated that 10% commission for raw land was standard.</p>	
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
✓	Order		
✓	Aff. Posting	<p>Current bond is \$1,956,123.00</p>	
	Status Rpt	<p>Petitioner states current bond amount of \$1,956,123.00 does not include the real properties; however, additional bond is not needed, despite the influx of cash from this proposed sale, as significant payments to creditors have been made, reducing the value of the estate to below \$1,700,000.00. Petitioner anticipates that all proceeds will be used to make additional payments to estate creditors, in particular, Ron Richie, who filed a \$700,000.00 creditor's claim, further reducing the value of the estate.</p>	
	UCCJEA		
	Citation		
	FTB Notice		

Report of Sale and Petition for Order Confirming Sale of Real Property

DOD: 8/3/2009		ERICA DORFMEIER is Administrator/petitioner.	NEEDS/PROBLEMS/COMMENTS: 1. Petition does not include the name of the buyer(s) and manner of vesting title at #4a. 2. Notice to Dean Xiong was sent "in care of" Lilia Perez, Hot Local Deals Realty. California Rules of Court 7.51 requires direct notice.
		Sale price - \$40,000.00	
		Overbid - 42,500.00	
		Reappraisal - \$42,500.00	
Cont. from		Property - ½ interest in 320 acres of unimproved real property located in Fresno County	
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input checked="" type="checkbox"/>	Reappraisal		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg	Publication - Business Journal	
<input checked="" type="checkbox"/>	Aff.Mail W/	Buyers - ????	
<input checked="" type="checkbox"/>	Aff.Pub.	Broker - \$4,000.00 (10% - ½ to Ron Skinner of London Properties and ½ to Lilia Perez at Hot Local Deals Realty)	
<input type="checkbox"/>	Sp.Ntc.	Petitioner states the request for 10% commission is higher than the usual 6% because:	
<input type="checkbox"/>	Pers.Serv.	a. The property consists of 320 acres of raw land;	
<input type="checkbox"/>	Conf. Screen	b. The site and location of the property makes it difficult to show to prospective buyers;	
<input type="checkbox"/>	Letters	c. The property is difficult to access and all-terrain vehicles must be used for access.	
<input type="checkbox"/>	Duties/Supp	Petitioner's attorney spoke to 4 different realtors, all of whom indicated that 10% commission for raw land was standard.	
<input type="checkbox"/>	Objections	Current bond is \$490,500.00	
<input type="checkbox"/>	Video Receipt	Petitioner states current bond amount of \$490,500.00 does not include the real properties; however, additional bond is not needed, despite the influx of cash from this proposed sale, as significant payments to creditors have been made, reducing the value of the estate to below \$400,000.00.	
<input type="checkbox"/>	CI Report	Petitioner anticipates that all proceeds will be used to make additional payments to estate creditors, in particular, Ron Richie, who filed a \$700,000.00 creditor's claim, further reducing the value of the estate.	
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input checked="" 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: 2/6/13			
Updates:			
Recommendation:			
File 5 – O'Neal			

(1) Petition for Final Distribution on Waiver of Accounting and (2) for Allowance of Statutory (Prob. C. 10400-10406, 10954, 11600-11642)

DOD: 07/23/10		MICHAEL TARASEVIC , Executor, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
		I & A - \$135,867.00 POH - \$135,867.00	CONTINUED MULTIPLE TIMES Minute Order from 11/09/12 states: Counsel informs the Court that they will be selling the house and liquidating. In addition, they will be paying the creditor.
Cont. from 112811, 022712, 040912, 080712, 100512, 110912, 021113		Executor - waives	Minute Order from 10/05/12 states: Counsel informs Court that the waivers were filed today. She further advises that a letter was sent to the Franchise Tax Board in March.
<input type="checkbox"/>	Aff.Sub.Wit.	Distribution, pursuant to decedent's Will, is to: Michael Tarasevic - \$58.50 cash, plus ½ interest in real property and ½ interest in a 1977 truck Anthony Tarasevic - \$58.50 cash, plus ½ interest in real property and ½ interest in a 1977 truck	See Page 7B for Report of Sale and Petition for Order Confirming Sale of Real Property. As of 02/05/13, the following issues remain: 1. The Petition states that all debts of the decedent have been paid, however, a Creditor's Claim in the amount of \$52,340.63 was filed by California Business Bureau for Community Medical Center on 11/02/10. The Petition states that no action has been taken on this claim at this time, therefore this debt has not been resolved. An Allowance or Rejection of Creditor's Claim was filed on 06/04/12 allowing the claim in the amount of \$24,689.09. Nothing further has been filed regarding this outstanding debt. <u>Distribution of estate assets cannot be made until all debts of the estate have been resolved.</u>
<input checked="" type="checkbox"/>	Verified		
<input checked="" type="checkbox"/>	Inventory		
<input checked="" type="checkbox"/>	PTC		
<input checked="" type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail w/		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters 11/30/10		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input checked="" type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input checked="" type="checkbox"/>	FTB Notice		
			Reviewed by: JF
			Reviewed on: 02/05/13
			Updates:
			Recommendation:
			File 7A - Tarasevic

DOD: 07/23/10		MICHAEL JAMES TARASEVIC , Executor, is Petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Petitioner calculation of the overbid amount appears to be incorrect. The Examiner calculates the correct overbid amount to be \$122,300.00.</p> <p>2. The petition states that the property was reappraised for sale with a value of \$118,000.00; however, no Inventory & Appraisal (Reappraisal for Sale) has been filed confirming the reappraisal amount. Need Revised Inventory & Appraisal.</p>
		Sale price - \$116,000.00	
		Overbid - \$122,750.00	
Cont. from			
	Aff.Sub.Wit.	Reappraisal - \$118,000.00	
✓	Verified		
	Inventory x	Property - 3522 W. Dayton Fresno, CA 93722	
	PTC		
	Not.Cred.	Publication - The Business	
✓	Notice of Hrg	Journal	
✓	Aff.Mail w/	Buyers - Michael R. and	
✓	Aff.Pub.	Susan F. McClure	
	Sp.Ntc.		
	Pers.Serv.	Broker - \$6,960.00 (3% to Kent Oliver, Valley Partners and 3% to Ann M. Lee, Universal Lending & Realty)	
	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: 02/05/13
			Updates:
			Recommendation:
			File 7B - Tarasevic

Declaration of Justine Serefine in Support of First Accounting for the Period August 8, 2011 to August 7, 2012 First Accounting Attached Hereto

		<p>JUSTINE SEREFINE, Mother, was appointed Conservator of the Estate on 8-8-11 without bond, including the power to purchase real property (a house) for the Conservatee under Probate Code §2591(g). The order states the Conservator will seek Court approval for the purchase.</p> <p>On 9-29-11 the Court signed Order Granting Ex Parte Application Authorizing Conservator to Complete Purchase of Real Property.</p> <p>On 9-25-12, Conservator filed a "First Accounting" that was heard on 11-5-12; however, per prior Examiner Notes, the document was not an accounting as required by applicable Probate Code in conservatorship estates.</p> <p>On 11-5-12, the Court informed Counsel that the Investigation fees are due, and set status hearing on 11-30-12 for filing of the Inventory and Appraisal.</p> <p>The Court continued the status hearing to 1-18-13.</p> <p>On 12-7-12, a Final I&A was filed reflecting a total estate value of \$29,016.11.</p> <p>On 1-4-13, "Declaration of Justine Serefine in Support of First Accounting" was filed.</p> <p>The Declaration contains an accounting as follows:</p> <p>Account period: 8-8-11 through 8-7-12 Accounting: \$205,008.07 Beginning POH: \$29,016.11 Ending POH: \$133,217.46 (\$8,217.46 cash plus real property)</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Minute Order 1-18-13 (Status Hearing Re I&A and First Account):</u> No appearances. The Court notes for the record that a declaration was filed which was not in the appropriate format. The Court orders Mr. Krbechek to prepare and file an amended petition. Set on: 3/1/13 for: Status Hearing Re: Amended Petition</p> <p><u>As of 2-5-13, nothing further has been filed.</u></p> <ol style="list-style-type: none"> 1. Need Notice of Hearing pursuant to Probate Code §§ 2621, 1460, 1461.5 and proof of service of Notice of Hearing at least 15 days prior to the hearing on: - Conservator Justine Serefine - Conservatee James R. Danielson, - Office of the Veterans Administration 2. I&A is incomplete in that it is not presented on the mandatory Judicial Council form in its entirety, including attachments. 3. Need account statements pursuant to Probate Code §2620(c)(2). 4. It appears that the conservatorship estate is paying the entirety of the household bills; however, it appears that the Conservatee's mother and sister reside in the home with him. The Court may require clarification as to whether the other residents contribute to household expenses. SEE PAGE 2
Aff.Sub.Wit.			
✓ Verified			
✓ Inventory	X		
✓ PTC			
Not.Cred.			
Notice of Hrg	X		
Aff.Mail	X		
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
2620(c)	X		
Order	X		
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
			Reviewed by: skc
			Reviewed on: 2-5-13
			Updates:
			Recommendation:
			File 8 - Danielson

Page 2

NEEDS/PROBLEMS/COMMENTS (Continued):

5. Aside from the \$28,013.67 in disbursements presented in this accounting, an additional \$17,232.00 was disbursed (\$1,436/month) to "VA-approved account for use by Conservatee." The Court may require conservatorship accountings to include disbursements from this account. The Court may also require clarification regarding the numerous \$25 wire transfer fees that appear to be associated with this monthly transfer.
6. The disbursements schedule indicates DMV registration fees; however, the conservatorship estate does not appear to contain a vehicle. Need clarification.
7. The disbursements schedule indicates numerous blank/unspecified line items. The Court may require clarification.
8. The disbursements schedule indicates payment to Attorney Krbechek of \$392.50. However, there does not appear to be a Court order for this amount, or itemization if these were appropriate costs pursuant to Local Rules. Need clarification.
9. Neither Attorney Krbechek's "First Accounting for Period Ending August 31, 2012" filed 9-25-12 nor the Conservator's Declaration filed 1-4-13 appears to contain a prayer with reference to this accounting. The Court may require clarification and further accountings to be presented appropriately to this Court in petition form pursuant to applicable Probate Code.

If this accounting is approved as presented, need order.

Note: If approved, the Court will set status hearing for the filing of the next accounting as follows:

- Friday 12-13-13 if a one-year account is required

OR

- Friday 12-12-14 if a two-year account is required

(Please note that these potential dates are status dates only. When the petition is filed, a new date will be assigned.)

(1) First and Final Report of Status of Administration and Account and Petition for Settlement Thereof and (2) Allowance of Statutory Attorney's and Administrator's Compensation and (3) for Allowance of Fees for Extraordinary Services and (4) for Reimbursement of Costs Advanced and (5) for Final Distribution and (6) for Order for Withdrawal of Funds from Blocked Account

DOD: 01/09/09		<p>CHERIE L. MEDINA, Administrator, is Petitioner.</p> <p>Account period: 10/20/11 – 12/17/12</p> <p>Accounting - \$24,500.00 Beginning POH - \$24,000.00 Ending POH - \$22,050.00</p> <p>Administrator (statutory) - \$882.00</p> <p>Administrator x/o - \$1,000.00 (per Local Rule for sale of real property)</p> <p>Administrator Costs - \$4,147.87 (\$1,244.90 for post death Medi-Cal planning, \$1,174.01 past due property taxes, \$1,728.93 funeral expenses)</p> <p>Attorney (statutory) - \$882.00</p> <p>Attorney x/o - \$1,000.00 (per Local Rule for sale of real property)</p> <p>Costs - \$1,580.50 (for filing fees, publication)</p> <p>Distribution, pursuant to intestate succession, and subject to Creditor's Claims, is to:</p> <p>California Department of Health Care Services - \$12,557.66 (for partial payment of Creditor's Claim)</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p>
Cont. from			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input checked="" type="checkbox"/>	Inventory		
<input checked="" type="checkbox"/>	PTC		
<input checked="" type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail w/		
<input type="checkbox"/>	Aff.Pub.		
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<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters 10/20/11		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input checked="" type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input checked="" type="checkbox"/>	FTB Notice		
		<p>Reviewed by: JF</p> <p>Reviewed on: 02/06/13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 9 - Conway</p>	

Atty Bagdasarian, Gary G. (for Petitioner Ronald J. Bryant, Conservator)
 Atty Wright, Janet L. (Court-appointed for Conservatee)

First Account Current and Report of Conservator; Petition for Allowance of Conservator and Attorney's Fees; and for Reimbursement of Costs to Attorney (Probate code 2620, 2623 & 2640)

Age: 93 years	RONALD J. BRYANT , son and Conservator of the Person and Estate appointed 12/14/2011, is Petitioner.	NEEDS/PROBLEMS/COMMENTS: Note: Court will set status hearing as follows: <ul style="list-style-type: none"> Friday, April 10, 2015 at 9:00 a.m. in Dept. 303 for filing of the second accounting. Pursuant Local Rule 7.5, if the document noted above is filed 10 days prior to the date listed, the hearing will be taken off calendar and no appearance will be required.
Cont. from	Account period: 12/14/2011 - 11/13/2012	
<input type="checkbox"/> Aff.Sub.Wit.	Accounting - \$55,812.73	
<input checked="" type="checkbox"/> Verified	Beginning POH - \$37,600.00	
<input checked="" type="checkbox"/> Inventory	Ending POH - \$51,617.35 (\$51,517.35 is cash)	
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.	Conservator - \$139.50 (per itemizations on Exhibits A, B, C, D, E; for 9.30 hours @ \$15/hour)	
<input checked="" type="checkbox"/> Notice of Hrg		
<input checked="" type="checkbox"/> Aff.Mail W/	Attorney - \$17,125.00 (per Declaration filed 1/3/2013, itemized on Exhibits A, B, C, D, E; for 68.50 hours @ \$250/hour)	
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.	Attorney Costs - \$1,385.00 (filing fees, publication for sale, process server)	
<input type="checkbox"/> Pers.Serv.		
<input type="checkbox"/> Conf. Screen		
<input type="checkbox"/> Letters		
<input type="checkbox"/> Duties/Supp	Petitioner states:	
<input type="checkbox"/> Objections	<ul style="list-style-type: none"> Conservatee was a Defendant in an interpleader action (Case 10CECL12525) in which \$18,208.42 in undistributed surplus proceeds of a Trustee's sale were deposited with the Court, and following the Attorney's submission of a claim and attendance at hearing, the Court ordered after the judicial foreclosure that the surplus funds be distributed to the Conservatorship estate. Conservatee inherited a 1/4 interest in real property in Santa Maria, and following Order Confirming Sale of Real Property issued 9/25/2012, sale was consummated and proceeds of \$36,491.12 were deposited into the Conservatorship estate's blocked account. 	
<input checked="" type="checkbox"/> 2620		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
	~Please see additional page~	
		Reviewed by: LEG Reviewed on: 2/6/13 Updates: Recommendation: File 10 – Bryant

Petitioner requests the following amounts be paid from the blocked account:

1. **\$400.00** to Court Investigator's Department (*refer to Exhibit A*); and
2. **\$100.00** to George Montgomery for preparation of the accounting (*refer to Exhibit B*).

Court Investigator Jennifer Young's Report filed 10/9/2012 recommends the conservatorship continue with the current Conservator.

DOD: 7-30-12		<p>JAMES E. FRY, JR. and MATTHEW S. FRY, sons, are Petitioners.</p> <p>40 days since DOD</p> <p>No other proceedings</p> <p>I&A: \$125,239.09 (two parcels of real property plus savings account)</p> <p>Will dated 12-11-87 devises entire estate to Decedent's wife if she survives him by at least 60 days, and then to Petitioners.</p> <p>Petitioners request court determination that Decedent's 100% separate property interest in two parcels of real property, as well as a certain savings account, passes to them pursuant to Decedent's will.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p>		
	Aff.Sub.Wit.				
✓	Verified				
✓	Inventory				
	PTC				
	Not.Cred.				
N/A	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: 2-5-13	
				Updates:	
				Recommendation: SUBMITTED	
			File 11 - Fry		

Probate Status Hearing Re: Filing First Account and Inventory & Appraisal

DOD: 4-19-04	<p>STEPHEN RONALD CLOUD was appointed Executor with full IAEA without bond on 8-29-06 and Letters Issued 8-30-06.</p> <p>Inventory and appraisal was due 12-29-06.</p> <p>First account or petition for final distribution was due 8-30-07.</p> <p>Status Report filed 11-6-12 by attorney Perkins states this estate is dependent on the receipt of assets from the conservatorship estate. The Conservator has refiled his Sixth and Final Account that is set for hearing on 12-13-12. Immediately upon settling, Executor will prepare and file an Inventory and Petition for Final Distribution to close the decedent's estate.</p> <p>Declaration of Stephen Ronald Cloud in Response to Order to Show Cause filed 11-6-12 states he was not able to file an inventory or otherwise proceed because the conservatorship assets have not yet been delivered to the estate. Executor hopes the Court will realize that he has done all he could to act as Executor and hopes that he will not be sanctioned. Executor sincerely apologizes to the Court and its staff for the unusual amount of the Court's time that has been taken while he has tried to conclude the Conservatorship and this matter.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: An amended accounting has been filed in the related conservatorship estate (0458379). See Page 2 of this calendar.</p>
Cont from 121312, 011413		
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: 2-5-13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 12 - Cloud</p>

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

DOD: 7/11/10	<p>JONATHAN BEYER was removed as Administrator and PUBLIC ADMINISTRATOR was appointed on 8-15-12.</p> <p>I&A filed 2-28-11 reflects a total estate value of \$353,473.00, including \$67,773.00 cash, real properties, a vehicle, furnishings and personal effects, and a sole proprietorship (“Boxcar Cafe”).</p> <p>Prior status hearings, including Orders to Show Cause for non-appearance, etc., were held on 11-9-11, 1-25-12, 3-14-12, 4-25-12, 6-6-12, and 8-15-12.</p> <p>On 8-15-12, the former Administrator was not present. The Court removed Mr. Beyer as Administrator based on his failure to fulfill his duties and appointed the PUBLIC ADMINISTRATOR. Letters issued on 9-28-12.</p> <p>Status Report filed 11-9-12 by Public Administrator states that Jonathan Beyer told Deputy Public Administrator Noe Jimenez that the bank account was closed and used to pay creditor’s claims; however, they were not claims that were filed with the court. However, no proof has been provided. It is also unknown what happened to other assets, including a vehicle and personal effects. The real properties were owned in joint tenancy and therefore passed upon the decedent’s death to Douglas Beyer and should not have been inventoried. More time is needed to research the estate. Public Administrator requests 90 days.</p>	NEEDS/PROBLEMS/COMMENTS:	
		<u>Minute Order 11-13-12:</u> Ms. Kruthers requests a continuance.	
		1. Need first account current or petition for final distribution.	
Cont. from 081512, 111312			
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: 2-5-13	
		Updates:	
		Recommendation:	
		File 13 - Beyer	

<p>"Laycee" Age: 9</p> <p>Aff.Sub.Wit.</p> <p>✓ Verified</p> <p>Inventory</p> <p>PTC</p> <p>Not.Cred.</p> <p>✓ Notice of Hrg</p> <p>✓ Aff.Mail W</p> <p>Aff.Pub.</p> <p>Sp.Ntc.</p> <p>✓ Pers.Serv. W</p> <p>✓ Conf. Screen</p> <p>✓ Letters</p> <p>✓ Duties/Supp</p> <p>Objections</p> <p>Video Receipt</p> <p>CI Report</p> <p>9202</p> <p>✓ Order</p> <p>Aff. Posting</p> <p>Status Rpt</p> <p>✓ UCCJEA</p> <p>Citation</p>	<p>TEMPORARY EXPIRES 2-11-13</p> <p>BEVERLY and ALEXANDER FRANK, Maternal Grandmother and Step-Grandfather, are Petitioners.</p> <p>Father: JOHN MICHAEL DEAN REAGAN - Notice dispensed per Minute Order 1-2-13</p> <p>Mother: SHEILA MARIE JONES - Personally served 1-4-13</p> <p>Paternal Grandfather: Unknown Paternal Grandmother: Unknown Maternal Grandfather: Ron Jones - Served by mail 12-14-12</p> <p>Petitioners state Laycee has been with them since Thanksgiving. The mother was evicted from her residence. Petitioners believe the father is John Michael Dean Reagan, but the only information they have is that he was in prison in Oregon for child molesting; his current whereabouts unknown. He has never been present.</p> <p>Petitioners state that on 11-22-12, they went to the apartment where the mother (42) and her boyfriend Mike (19) and Laycee were. There was also another man Bob (older) present. It appeared the mother and her boyfriend were under the influence of methamphetamines that day and had been using for a period of time. Both were passed out. Petitioners took Laycee home with them. Petitioners are also concerned that the mother is exposing Laycee to "adult things."</p> <p>Petitioners state Laycee has been in the home-schooling program since the mother could not get her to school on time this year, but is weeks behind, and the mother missed the last three meetings with the program. Since she's been with Petitioners, Laycee is back on a regular schedule.</p> <p>Laycee is often left to fend for herself when in her mother's care and the mother does not keep a clean home. Petitioners state Laycee needs medical and dental attention, but her mother did nothing about her complaints.</p> <p>Court Investigator Jo Ann Morris filed a report on 2-1-13.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. If notice is not dispensed, need notice to paternal grandparents per §1511.</p> <hr/> <p>Reviewed by: skc</p> <p>Reviewed on: 2-6-13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 14A - Reagan</p>
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Atty Belmontes, Sylvia (pro per Guardian/maternal grandmother)
 Atty Carney, William (pro per Petitioner/father)

Petition for Termination of Guardianship

Zaiden age: 3 yrs DOB: 8/5/2009	WILLIAM CARNEY, father, is petitioner.	NEEDS/PROBLEMS/COMMENTS:																																																																					
Essence age: 2 yrs DOB: 8/4/2010	SYLVIA BELMONTES, maternal grandmother, was appointed guardian on 12/1/11.	<u>This petition is as to ZAIDEN CARNEY and ESSENCE CARNEY only.</u>																																																																					
Cont. from	Mother: BONNIE RIVERA	1. Need Notice of Hearing.																																																																					
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 10%;"></td> <td style="width: 80%;">Aff.Sub.Wit.</td> <td style="width: 10%;"></td> </tr> <tr> <td align="center"><input checked="" type="checkbox"/></td> <td>Verified</td> <td></td> </tr> <tr> <td></td> <td>Inventory</td> <td></td> </tr> <tr> <td></td> <td>PTC</td> <td></td> </tr> <tr> <td></td> <td>Not.Cred.</td> <td></td> </tr> <tr> <td></td> <td>Notice of Hrg</td> <td align="center"><input checked="" type="checkbox"/></td> </tr> <tr> <td></td> <td>Aff.Mail</td> <td align="center"><input checked="" type="checkbox"/></td> </tr> <tr> <td></td> <td>Aff.Pub.</td> <td></td> </tr> <tr> <td></td> <td>Sp.Ntc.</td> <td></td> </tr> <tr> <td></td> <td>Pers.Serv.</td> <td></td> </tr> <tr> <td></td> <td>Conf. Screen</td> <td></td> </tr> <tr> <td></td> <td>Letters</td> <td></td> </tr> <tr> <td></td> <td>Duties/Supp</td> <td></td> </tr> <tr> <td></td> <td>Objections</td> <td></td> </tr> <tr> <td></td> <td>Video Receipt</td> <td></td> </tr> <tr> <td></td> <td>CI Report</td> <td></td> </tr> <tr> <td></td> <td>9202</td> <td></td> </tr> <tr> <td align="center"><input checked="" type="checkbox"/></td> <td>Order</td> <td></td> </tr> <tr> <td></td> <td>Aff. Posting</td> <td></td> </tr> <tr> <td></td> <td>Status Rpt</td> <td></td> </tr> <tr> <td></td> <td>UCCJEA</td> <td></td> </tr> <tr> <td></td> <td>Citation</td> <td></td> </tr> <tr> <td></td> <td>FTB Notice</td> <td></td> </tr> </table>		Aff.Sub.Wit.		<input checked="" type="checkbox"/>	Verified			Inventory			PTC			Not.Cred.			Notice of Hrg	<input checked="" type="checkbox"/>		Aff.Mail	<input checked="" type="checkbox"/>		Aff.Pub.			Sp.Ntc.			Pers.Serv.			Conf. Screen			Letters			Duties/Supp			Objections			Video Receipt			CI Report			9202		<input checked="" type="checkbox"/>	Order			Aff. Posting			Status Rpt			UCCJEA			Citation			FTB Notice		Paternal grandfather: William Carney Paternal grandmother: Latavia Esters – consents and waives notice. Maternal grandfather: Russell E. Belmontes.	2. Need proof of service of the Notice of Hearing on: <ul style="list-style-type: none"> a. Sylvia Belmontes (guardian/maternal grandmother) b. Bonnie Rivera (mother) c. William Carney (paternal grandfather) d. Russel E. Belmontes (maternal grandfather)
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Petitioner states as the father of the children he believes he can provide more effective parenting. His daughter was hurt in a domestic incident.	Court Investigator Jennifer Young's report filed 2/6/13.	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td>Reviewed by: KT</td> </tr> <tr> <td>Reviewed on: 2/6/13</td> </tr> <tr> <td>Updates:</td> </tr> <tr> <td>Recommendation:</td> </tr> <tr> <td>File 16 – Andrade, Rivera & Carney</td> </tr> </table>	Reviewed by: KT	Reviewed on: 2/6/13	Updates:	Recommendation:	File 16 – Andrade, Rivera & Carney																																																																
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File 16 – Andrade, Rivera & Carney																																																																							

Petition for Removal of Trustee, Account, and for Appointment of Successor Trustee

		ANDREW CHAFFER , trust beneficiary, is petitioner.	NEEDS/PROBLEMS/COMMENTS:
		Petitioner states he is the grandson and 1/6 beneficiary under the HARLEY E. CHAFFER TRUST executed May 9, 1991. Petitioner states he does not possess a copy of the Trust. And amendment to the Trust was executed on October 29, 1998.	
Cont. from 121211, 022712, 040912, 051412, 062512, 080612, 091712, 102212, 111912		Harley E. Chaffer died on March 4, 2011 thereby making the Trust irrevocable.	Note: Petitioner was formerly represented by Attorney John Streett; however, Substitution of Attorney filed 9-12-12 indicates that he is now self-represented.
	Aff.Sub.Wit.	Petitioner is informed and believes that the successor Trustee is DOUGLAS EDWARD CHAFFER.	Minute order 4/9/12: Doug Chaffer is ordered to send 2/11 and 3/11 bank statements to Mr. Streett. Mr. Chaffer is also ordered to send any life insurance information to Mr. Streett.
✓	Verified	Petitioner alleges:	Minute Order 5/14/12: Mr. Streett is appearing via conference call. Matter continued to 6/25/12
	Inventory	1. The Trustee has violated his duty to inform the beneficiaries and has refused to provide Petitioner with a copy of the Trust, despite written requests.	Minute Order 6/25/12: Mr. Streett is appearing via conference call. Doug Chaffer is directed to submit an inventory of the jewelry to the Court and counsel. In addition, he is to obtain a list from his sister setting forth the distribution of the jewelry.
	PTC	2. The Trustee has violated his duty to Petitioner as Trustee has failed to ever render an accounting despite written request to do so.	<i>Declaration filed 7-23-12 attaches an email from Janet Payne to Douglas Chaffer listing jewelry and distribution and copies of appraisals of various pieces.</i>
	Not.Cred.	Wherefore, Petitioner prays for an Order:	Minute Order 8-6-12: John Streett appeared via Courtcall. Mr. Streett informed the court htat he received notice that he will no longer be counsel for Andrew Chaffer. This matter is continued and Mr. Streett will inform Andrew Chaffer with the new date. Matter continued to 9-17-12.
✓	Notice of Hrg	1. Compelling Douglas Edward Chaffer to produce a copy of the Harley E. Chaffer Trust of May 9, 1991 and all amendments to it;	Minute Order 9-17-12: Andrew Chaffer is appearing via conference call. Mr. Chaffer advises the Court that he is in the process of retaining new counsel, but will have a copy of the trust mailed to the Court.
✓	Aff.Mail	2. Compelling Douglas Edward Chaffer to account fully for all Trust property;	Minute Order 10-22-12: Andrew Chaffer is appearing via conference call. Andrew Chaffer informs the Court that he has been unable to retain new counsel to address the discrepancies in the accounting. The Court directs Andrew Chaffer to submit a copy of the trust. Continued to 11/19/12.
	Aff.Pub.	3. Removing Douglas Edward Chaffer as Trustee;	Minute Order 11-19-12: Due to technical difficulty, the Court was unable to connect with the Courtcall appearance of Andrew Chafer. Matter continued to 2-11-13.
	Sp.Ntc.	4. Appointing a new Trustee as prescribed by the Trust;	As of 2-5-13, nothing further has been filed.
	Pers.Serv.	5. For costs of suit; attorney fees and for such other and further relief as the court deems proper.	Reviewed by: skc
	Conf. Screen		Reviewed on: 2-5-13
	Letters		Updates:
	Duties/Supp		Recommendation:
	Objections		File 17 - Chaffer
	Video Receipt		
	CI Report		
	9202		
	Order	X	
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		

18 Miracle Puentes, Jonathan Puentes and Erik Puentes (GUARD/P) Case No.12CEPR00788

Atty Puentes, Johnny C. (pro per – paternal grandfather/Petitioner)

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

Miracle, 7	<p align="center"><u>TEMPORARY AS TO MIRACLE ONLY</u> <u>EXPIRES 02/11/13</u></p> <p>JOHNNY C. PUENTES, paternal grandfather, is Petitioner.</p> <p>Father: CHRISTOPHER PUENTES – <i>Personally served on 01/17/13</i></p> <p>Mother: ROSALINDA TORRES – <i>Personally served on 01/24/13</i></p> <p>Paternal grandmother: SHARON PUENTES – <i>personally served re temporary petition on 09/06/12</i></p> <p>Maternal grandfather: ALBERT TORRES - <i>personally served re temporary petition on 09/06/12</i></p> <p>Maternal grandmother: ROSIE PERIDA – <i>served by mail on 09/25/12</i></p> <p>Siblings: SERGIO CANTU (16) , PRECIOUS CANTU (15), ANGEL CANTU (10)</p> <p>Petitioner alleges that guardianship is needed because the mother is not taking care of the children properly. CPS is investigating the mother. The father's whereabouts are unknown.</p> <p>Court Investigator Jennifer Daniel filed a report on 10/25/12.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>This Petition pertains to Miracle only. Petition dismissed as to Jonathan & Erik on 01/14/13.</p> <p><u>CONTINUED FROM 01/14/13</u> Minute Order from 01/14/13 states: The Court dispenses with further notice to the mother finding that due diligence has been exercised. The Petitioner is directed to file the proof of service for the other individuals listed on the examiner notes. The Court dismisses the Petition as to Jonathan and Erik Puentes. Matter is continued to 02/11/13. Temporary as to Miracle Puentes is extended to 02/11/13.</p> <p>As of 01/07/13, the following items remain outstanding:</p> <ol style="list-style-type: none"> The date of hearing on the Notice of Hearing attached to the proof of Service filed 01/17/13 re service on the father, Christopher Puentes has an old hearing date (11/05/12). Need proof of service of Notice of Hearing for the hearing date of 02/11/13. Need proof of service by mail at least 15 days before the hearing of Notice of Hearing with a copy of the Petition for Appointment of Guardian of the Person <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for: <ul style="list-style-type: none"> - Sharon Puentes (paternal grandmother) - Albert Torres (maternal grandfather) - Sergio Cantu (brother) - Precious Cantu (sister)
Erik, 2		
Jonathan, 6		
Cont. from 110512, 011413		
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		
9202		
✓ Order		
Aff. Posting		
Status Rpt		
✓ UCCJEA		
Citation		
FTB Notice		
<p>Reviewed by: JF</p> <p>Reviewed on: 02/05/13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 18 - Puentes</p>		

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

DOD: 12-30-11	JESSE R. TUBBS and ABRAHAM ISAAC TUBBS , Sons, are Petitioners.	NEEDS/PROBLEMS/COMMENTS: 1. Need Inventory and Appraisal. See #8 of the Petition, Forms DE-160 and DE-161, and Probate Code §§ 13152(a)(2), 8901, 8902. <i>Note: Petitioners may choose which Probate Referee to use for the appraisal. Names and contact information are available at the Probate Clerk's Office.</i> 2. Need clarification: The petition (#11) does not state what the decedent's interest in the property is. For example: Did the decedent own a 100% separate property interest in the property? 3. Need date of death of deceased spouse per Local Rule 7.7.1.D. 4. The filing fee was initially waived for this petition; however, the fee will be due upon distribution pursuant to Government Code §68637. (Filing fee is \$435.00.)
	40 days since DOD	
	No other proceedings	
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified	I&A: <u>Need I&A</u>	
<input type="checkbox"/> Inventory	<input checked="" type="checkbox"/> X Decedent died intestate	
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg	Petitioners request Court determination that Decedent's real property passes to them in 50% interests each	
<input checked="" type="checkbox"/> Aff.Mail	<input type="checkbox"/> W	
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.		
<input type="checkbox"/> Conf. Screen		
<input type="checkbox"/> Letters		
<input type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed by: skc
		Reviewed on: 2-6-13
		Updates:
		Recommendation:
		File 19 - Tubbs

Atty Boggs, Claude Jr. (pro per – paternal grandfather/Petitioner)

Atty Boggs, Charee Lee (pro per – paternal grandmother/Petitioner)

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

Age: 16	<p align="center"><u>TEMPORARY GRANTED EX PARTE:</u> <u>EXPIRES 02/11/13</u></p> <p align="center"><u>GENERAL HEARING 03/28/13</u></p> <p>CHAREE LEE BOGGS and CLAUDE BOGGS, JR., paternal grandparents, are Petitioners.</p> <p>Father: RANDY BOGGS – <i>Personally served 02/01/13</i></p> <p>Mother: TONYA BOGGS – <i>Personally served 01/31/13</i></p> <p>Maternal grandfather: NOT LISTED Maternal grandmother: NOT LISTED</p> <p>Sibling: SHAWN BOGGS – <i>served by mail on 01/29/13</i></p> <p>Petitioner alleges that Samantha's mother was granted sole legal & physical custody of Samantha in April 2012 and her father was granted only non-overnight visitation every other weekend. Petitioners state that the mother failed to disclose to the family court that she is currently residing with a registered sex offender, George Brock, who was convicted of two separate offenses against children in 1985 and 2000. Petitioners state that the mother often leaves Samantha alone with Brock and Samantha has expressed that she is uncomfortable around him. Petitioners state that the mother often sends Samantha to stay with her Father (in violation of the courts April 2012 order) who has a felony conviction for child abuse and is currently in a volatile relationship and Samantha has witnessed domestic violence. Petitioners also allege that both parents ignore Samantha's health, as she has had an ear infection for over a month and neither parent has sought treatment for her. Petitioners state that prior to obtaining custody of Samantha in April, the mother hadn't seen Samantha for about 5 years. Petitioners state that they have raised Samantha the majority of her life.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <hr/> <p>Reviewed by: JF</p> <p>Reviewed on: 02/06/13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 20 – Boggs</p>
Cont. from		
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg		
<input checked="" type="checkbox"/> Aff.Mail		
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input checked="" type="checkbox"/> Pers.Serv.		
<input checked="" type="checkbox"/> Conf. Screen		
<input checked="" type="checkbox"/> Letters		
<input checked="" type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input 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		

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

Age: 5 months	<u>GENERAL HEARING 04/08/13</u>		NEEDS/PROBLEMS/COMMENTS:
	<p>JUANITA ALVARADO RODRIGUEZ, great aunt, is Petitioner.</p>		<ol style="list-style-type: none"> 1. Need Notice of Hearing. 2. Need proof of personal service at least 5 court days before the hearing of Notice of Hearing with a copy of the Petition for Appointment of Temporary Guardian of the Person <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for: <ul style="list-style-type: none"> - Danny J. Guillermo (father) - Nichole G. Pena (mother)
Cont. from	Father: DANNY J. GUILLERMO		
Aff.Sub.Wit.	Mother: NICHOLE G. PENA		
✓ Verified	Paternal grandfather: DANIEL GUILLERMO		
Inventory	Paternal grandmother: CHRIS GOMEZ		
PTC	Maternal grandfather: JOHNNY PENA		
Not.Cred.	Maternal grandmother: EVA R. ALVARADO		
Notice of Hrg	x	Siblings: JOSHUA LEDGER, JR., JOSAHIA LEDGER, MASSAIAH PENA	
Aff.Mail		<p>Petitioner alleges that the mother came to her when she was 4 months pregnant and asked her to take the minor. The mother stated that she was unable to care for the child and that the child's father told her that it was her problem and didn't want anything to do with the child. Petitioner states that she has had Jordan in her care since birth. Petitioner alleges that CPS informed her that Jordan was born positive for Meth, Marijuana and Vicodin. Petitioner states that she can give Jordan a stable and loving home.</p>	<p>Note: The Petitioner has indicated that the child has Indian Ancestry and has completed the required Notice of Child Custody Proceeding for Indian Child. The Notice was mailed to the necessary parties on 01/29/13.</p>
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.	x		
✓ 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: 02/06/13
			Updates:
			Recommendation:
			File 21 - Rodriguez