



ATTENTION

Probate cases on this calendar are currently under review by the probate examiners. Review of some probate cases may not be completed and therefore have not been posted.

If your probate case has not been posted please check back again later.

Thank you for your patience.

Probate Status Hearing Re: Termination of Conservatorship due to Death of Conservator

	<p>JUDY WOODRUFF, sister, was appointed Conservator of the Person on 8/31/1995, following the death of Conservatee's parents who were his Conservators since 1964.</p> <p>Court Investigator's Report was filed 12/16/2015.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p>
Cont. from		
<input type="checkbox"/> Aff.Sub.Wit.		
<input 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 type="checkbox"/> Pers.Serv.		
<input type="checkbox"/> Conf. Screen		
<input type="checkbox"/> Letters		
<input type="checkbox"/> Duties/Supp		
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<input type="checkbox"/> Video Receipt		
<input checked="" type="checkbox"/> CI Report		
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<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: LEG
		Reviewed on: 2/5/16
		Updates:
		Recommendation:
		File 1- Holden

Attorney: David N. Knudson, (for Petitioner/Administrator Laura Dozier)

**Second Amended First and Final Account and Report of Administrator, and
Petition to set Aside Exempt Personal Property to Surviving Spouse, for Payment of Statutory and
Extraordinary Fees and for Final Distribution**

DOD: 9/18/2007	LAURA DOZIER , surviving spouse/Administrator, is petitioner.	NEEDS/PROBLEMS/COMMENTS: Continued from 1/14/16. Minute order states the Court indicates that it is not inclined to grant the set aside request. Mr. Knudson will speak to his client about whether she wants to sell the property, obtain an appraisal, or go forward with that portion of the petition denied. The Court directs that the amount negotiated with the credit union be paid. – Declaration of Laura Dozier filed on 1/22/16 states she has elected to receive the property as part of her reimbursement of costs.
	Account period: 2/4/2008 – 6/30/2015	
Cont. from 120315, 121715, 011416	Accounting - \$652,005.95	
<input type="checkbox"/> Aff.Sub.Wit.	Beginning POH- \$650,750.00	
<input checked="" type="checkbox"/> Verified	Ending POH - \$101,040.89 (\$96,040.89 is cash)	
<input checked="" type="checkbox"/> Inventory	Administrator - \$10,650.07 (statutory)	
<input checked="" type="checkbox"/> PTC	Administrator X/O - \$1,000.00 (for sale of real property)	
<input checked="" type="checkbox"/> Not.Cred.	Administrator Reimbursement of Expenses - \$53,238.09 (\$17,480.00 has already been paid leaving a balance of \$35,758.09)	
<input checked="" type="checkbox"/> Notice of Hrg	Attorney - \$10,650.07 (statutory)	
<input checked="" type="checkbox"/> Aff.Mail W/	Attorney X/O - \$1,000.00 (for sale of real property)	
<input type="checkbox"/> Aff.Pub.	Costs - \$460.50 (filing fee, certified copies)	
<input type="checkbox"/> Sp.Ntc.	Fresno County Federal Credit Union (creditor's Claim) - \$36,522.16	
<input type="checkbox"/> Pers.Serv.		
<input type="checkbox"/> Conf. Screen		
<input checked="" type="checkbox"/> Letters 2/4/08		
<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		

Please see additional page

Reviewed by: KT
Reviewed on: 2/8/16
Updates:
Recommendation:
File 3 – Dozier

Petitioner states certain assets that were decedent's separate property constitute exempt personal property eligible to be set aside to the surviving spouse pursuant to Probate Code §6510. Petitioner requests the court set aside the following personal property

- 2005 KTM Motorcycle (appraised value \$2,500.00)
- 2005 Honda ATV (appraised value \$2,500.00)

Petitioner alleges prior to his death, the decedent had given the motorcycle to Petitioner's son, Chris Johnson. Although the motorcycle had been given to Chris, title remained in the name of the decedent. Petitioner requests the court set aside the motorcycle to Petitioner (and Petitioner will confirm transfer to her son, Chris). In the alternative, Petitioner requests that the court confirm the gift of the motorcycle made prior to the decedent's death.

Petitioner states as surviving spouse she is entitled to have personal property set aside to her, in the Court's discretion, and requests the court exercise its discretion accordingly. Petitioner likewise requests that the Honda ATV be set aside to her as well. Petitioner believes that the value of the motorcycle and the ATV is presently less than the appraised value.

Petitioner states she has paid from her personal funds various expenses, including funeral expenses, license fees, taxes, administration expenses and payments on the loan for the residence. The total paid by petitioner is the sum of \$53,238.09. Petitioner reimbursed herself the sum of \$17,480.00, leaving a balance owing to petitioner of \$35,758.09. Petitioner states she should be able to reimburse herself the sums advanced in the administration of the estate.

Distribution is to:

Laura Dozier - \$2,511.08

Sandra Dozier - \$2,511.08

Note: Laura Dozier elected to receive the motorcycle and ATV as part of the reimbursement of her costs requested in the petition.

Attorney J. Stanley Teixeira (for Petitioner Debra A. Jenks)

Petition for Acceptance of Resignation of Co-Conservator and Issuance of Amended Letters of Conservatorship to Remaining Conservator

	<p>DEBRA A. JENKS, mother and Co-Conservator, is Petitioner.</p> <p>Petitioner and ANNA ARRIZÓN, sister, were appointed Co-Conservators of the Person on 2/14/2014.</p> <p style="text-align: center;">~Please see Petition or details~</p>		<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: <i>Petition</i> states that due to the resignation of ANNA ARRIZÓN, her authority as a Co-Conservator is terminated. However, Probate Code § 2660 provides in pertinent part that the Court shall allow a conservator's resignation when it appears proper, to take effect at such time as the Court shall fix. Therefore, the resignation of Co-Conservator ANNA ARRIZÓN and the termination of her authority will only be effective following the Court's order allowing her resignation. Proposed order has been interlineated to reflect that the resignation is allowed, and the new Letters of Conservatorship of the Person are to be issued to DEBRA A. JENKS. Additionally, proposed letters have been interlineated to reflect their status as amended.</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			
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<input type="checkbox"/> Aff.Pub.			
<input type="checkbox"/> Sp.Ntc.			
<input type="checkbox"/> Pers.Serv.			
<input type="checkbox"/> Conf. Screen			
<input checked="" type="checkbox"/> Letters			
<input type="checkbox"/> Duties/Supp			
<input type="checkbox"/> Objections			
<input type="checkbox"/> Video Receipt			
<input type="checkbox"/> CI Report			
<input type="checkbox"/> 9202			
<input checked="" type="checkbox"/> Order			
<input type="checkbox"/> Aff. Posting			
<input type="checkbox"/> Status Rpt			
<input type="checkbox"/> UCCJEA			
<input type="checkbox"/> Citation			
<input type="checkbox"/> FTB Notice			
			<p>Reviewed by: LEG</p> <p>Reviewed on: 2/5/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 4- Arrizon</p>

5 Carribbean Thomas, Camora Foster, & Craig Foster (GUARD/P)

Case No. 10CEPR01078

Petitioner Thomas, Patricia (Pro Per – Mother)

Petition for Termination of Guardianship

Caribbean Age: 17	<p>PATRICIA THOMAS, mother, is petitioner.</p> <p>Petitioner does not provide reason for termination.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> Petition is incomplete. Petitioner does not provide a reason as to why termination of the guardianship is in the best interest of the minors. Need Notice of Hearing. Need proof of service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Termination of Guardianship for: <ul style="list-style-type: none"> Shacola Thomas (Co-Guardian) Helen Johnson (Co-Guardian) Craig Foster (Father) Carribbean Thomas (Minor) Paternal Grandfather Marcus Thomas (Maternal Grandfather) Allene Turner (Maternal Grandmother) 	
Camora Age: 8			
Craig Age: 7			
Cont. from			
Aff.Sub.Wit.			
✓ Verified			
Inventory			
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			X
9202			
✓ Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
		Reviewed by: LV	
		Reviewed on: 02/05/2016	
		Updates:	
		Recommendation:	
		File 5- Thomas/ Foster	

<p>DOD: 9-21-12</p>	<p>ROSARIO R. FORESTIERE, Spouse, was appointed as Administrator with Limited IAEA without bond on 1-3-13 and Letters issued on 1-7-13.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p>
<p>Cont. from 032114, 042814, 052814, 062614, 091814, 061815, 121715</p>	<p>At hearing on 1-3-13, the Court set this status hearing for the filing of the first account or petition for final distribution.</p>	<p>1. Need first account or petition for final distribution.</p>
<p>Aff.Sub.Wit.</p>	<p>Status Report filed 3-11-14 by Mr. Forestiere's former attorney Robert Wright states that a will has now been discovered and a Petition for Probate of Will is in process. The assets of the estate include the decedent's home, personal vehicle, and personal effects. On 12-31-13, the Court approved the sale of the residence and it is currently in escrow. The estate is not in a condition to be closed until the will has been admitted and escrow has closed.</p>	
<p>Verified</p>		
<p>Inventory</p>		
<p>PTC</p>		
<p>Not.Cred.</p>		
<p>Notice of Hrg</p>		
<p>Aff.Mail</p>		
<p>Aff.Pub.</p>		
<p>Sp.Ntc.</p>		
<p>Pers.Serv.</p>	<p>Note: On 6-26-14, the will was admitted to probate and Rosario R. Forestiere was appointed as Executor.</p>	
<p>Conf. Screen</p>		
<p>Letters</p>		
<p>Duties/Supp</p>	<p>Status Report filed 2/3/16 by Executor Rosario R. Forestiere states one of the decedent's children, Andre Forestiere, filed an appeal challenging Executor's appointment as executor. The appeal has stayed the Executor's ability to close the estate. The appeal has been briefed and oral argument took place on 12/16/15. Subsequent to oral argument, Andre Forestiere contacted the appellate court and claimed that Judge Poochigian, who was on the panel, should have been disqualified because he worked at Dowling Aaron Keeler. Much to the undersigned's surprise, the Court opted to set a new oral argument and replace Justice Poochigian with a new Justice. As a result of this delay, the Executor is unable to file his final report and account.</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>Reviewed by: skc</p>
<p>UCCJEA</p>		<p>Reviewed on: 2/5/16</p>
<p>Citation</p>		<p>Updates:</p>
<p>FTB Notice</p>		<p>Recommendation:</p>
	<p>Given that oral argument is set for the day before this status hearing, Executor should have the decision in 90 days. While Executor was prepared to file his final report and account before the appeal was filed, the costs associated with the appeal will require modification of the pleading.</p> <p>Therefore, Executor requests continuance for 150 days.</p>	<p>File 6 – Forestiere</p>

Attorney Dale A. De Goede (for Petitioner Earleen Leshar, Executor)

First Account of Executor and Report of Status of Administration; and Request for Extension of Time to Administer Estate

		<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>OFF CALENDAR</p> <p>Amended First Account and Report of Executor, etc. was filed 1/21/2016 and is set for hearing on 3/1/2016</p>
Cont. from 010616		
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: 2/5/16
		Updates:
		Recommendation:
		File 7- Leshar

**8 Jerson Jacob Silva, Andrew Y. Silva, Rosa Lilia Gonzalez,
and Cindy Marissa Gonzalez (GUARD/P) Case No. 14CEPR00322**

Petitioner Lilia Gonzalez Jacobo (Pro Per)
Guardian Sofia Carrillo Figueroa (Pro Per)

Petition for Visitation

		<p>LILIA GONZALEZ JACOBO, paternal grandmother of Rosa Gonzales and Cindy Gonzales, is Petitioner.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: It appears the <i>Petition</i> pertains only to Rosa Gonzalez and Cindy Gonzales.</p>
Cont from		<p><i>~Please see Petition for details~</i></p>	<p>Reviewed by: LEG</p> <p>Reviewed on: 2/5/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 8 – Silva & Gonzalez</p>
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input type="checkbox"/>	Notice of Hrg		
<input type="checkbox"/>	Aff.Mail		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202 Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		

Rosa Lilia Gonzalez, and Cindy Marissa Gonzalez (GUARD/P)
Case No. 14CEPR00322

NEEDS/PROBLEMS/COMMENTS, continued:

1. Need *Notice of Hearing*.
2. Need proof of 15 days' service prior to hearing of the *Notice of Hearing* with a copy of the *Petition for Visitation, or Consent and Waiver of Notice, or Declaration of Due Diligence*, for:
 - **SOPIA FIGUEROA**, Guardian.

Attorney Catherine A. Amador (for Dearil White, Administrator)

Probate Status Hearing Re: Filing of the First Account and Final Distribution

DOD: 12/13/2013	<p>DEARIL WHITE, son, was appointed Administrator with Full IAEA authority without bond on 12/11/2014 Letters issued on 12/12/2014.</p> <p>Pursuant to Probate Code § 8800(b), <i>Final Inventory and Appraisal</i> was filed 12/16/2014 showing an estate value of \$150,000.00.</p> <p>Pursuant to Probate Code § 12200, first account and/or petition for final distribution was due 12/12/2015.</p> <p>Minute Order dated 12/11/2014 from the hearing on the petition for amended letters of administration set this status hearing on 2/11/2016 for filing of the first account and petition for final distribution.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need first and final account, or verified status report pursuant to Probate Code § 12200, and proof of service of notice of the status hearing pursuant to Local Rule 7.5(B).</p>
Cont. from		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202 Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed on: 2/8/16
		Updates:
		Recommendation:
		File 9- White

First Account Current, Report of Guardian and Petition for Its Settlement, for Authority to Deposit Moneys into Blocked Account, and for Allowance of Attorneys' Fees and Costs

		LORRAINE RENEE ALVAREZ , Maternal Grandmother and Guardian of the Person and Estate, is Petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Minute Order 1/7/16: The Court wants additional information regarding the expenditures as to how they are justified, as it appears that the minor is paying of all of her expenses, and also with regard to the attorney's fees for a one-year accounting.</p> <p>Note: Please see Declaration of Lorraine R. Alvarez and Declaration of Jared C. Marshall filed 2/4/16.</p> <p style="text-align: center;"><u>SEE ADDITIONAL PAGES</u></p>
		Current bond is \$27,419.60 and \$37,638.14 is held in a blocked account.	
Cont. from 010716			
	Aff.Sub.Wit.		
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
✓	Notice of Hrg		
✓	Aff.Mail	w	
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
✓	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
✓	2620(c)		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
		<p>Account period: 9/8/14 – 9/23/15</p> <p>Accounting: \$102,074.37 Beginning POH: \$ 41,696.90 Ending POH: \$ 71,261.81 (cash)</p> <p>Guardian: Waives compensation</p> <p>Attorney: \$11,192.50 (for 39.9 hours of attorney time @ \$170-370/hr and \$14.50 hours of paralegal time @ \$140-150/hr. Itemization includes legal research and information gathering re annuity company and CALSTRS, attendance at hearings on I&A which could not be filed until the Court ruled on Petition for Instructions,)</p> <p>Petitioner states she was erroneously billed and paid attorney's fees and costs of \$9,191.98 to Dowling Aaron Incorporated on 4/15/15 without prior court approval. That amount was refunded to the guardian on 5/11/15 and it was deposited into the guardianship account on 5/19/15.</p> <p>Costs: \$1,128.00 (filing petition for instructions, filing first account, certified copies)</p> <p style="text-align: center;"><u>SEE ADDITIONAL PAGES</u></p>	
		<p>Reviewed by: skc</p> <p>Reviewed on: 1/5/15</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 10- Alvarez</p>	

Page 2

Petitioner receives the following monthly payments from California State Teacher's Retirement:

- Disability retirement child benefit for Annelyse until age 19: \$487.90
- Monthly lifetime benefit entitled "Disability Retirement 100% Opt., currently \$1,604.32/month

Pursuant to the Amended Order entered 2/13/15, Petitioner was granted authority to take possession of the monthly \$1,500 CALSTRS benefit payable to the minor to provide for her comfortable and suitable support, maintenance, and education.

Petitioner desires to keep taking possession of the disability retirement child benefit payment for Annelyse until she reaches age 18 from CALSTRS to provide for her comfortable and suitable support, maintenance, and education. The current payment of \$487.90 is well below the \$1,500/month previously authorized by the Court on 2/13/15.

Petitioner requests that the Court order that the monthly lifetime benefit entitled "Disability Retirement 100% Opt." received from CALSTRS, currently \$1,604.32/month, be deposited monthly into the blocked account.

Petitioner's current bond is \$27,429.60. At the close of the account period, the total amount not held in the blocked account is \$33,596.91, and the probably annual gross income is \$12,910.80.

Petitioner requests to transfer \$23,195.46 from the regular account to the blocked account, which, in addition to the monthly deposits to the blocked account as described above, means current bond is sufficient.

Petitioner prays for an order:

1. Approving, allowing and settling the first account and report of guardian as filed;
2. Authorizing the attorney fees and costs;
3. Authorizing Petitioner and directing her to deposit, on a monthly basis, the monthly lifetime benefit entitled "Disability Retirement 100% Opt." received by the minor from CALSTRS, currently \$1,604.32/month, in the blocked account;
4. Authorizing Petitioner and directing her to deposit \$23,195.46 from the regular account to the blocked account; and
5. Such further orders be made as the Court deems proper.

SEE ADDITIONAL PAGES

Page 3

NEEDS/PROBLEMS/COMMENTS: The following issues remain noted for reference:

1. The Court may require clarification regarding the attorney fees requested with reference to Probate Code §2640(c) and Cal. Rule of Court 7.751 (b) and 7.702 (just and reasonable, benefit to minor), given the total guardianship estate value at the close of this first account period, and given the typical compensation set forth in Local Rule 7.16 for establishment of guardianship and preparation of first account.

See Declaration of Jared C. Marshall filed 2/4/16.

2. Pursuant to Cal. Rule of Court 7.575(e), accounts not using Judicial Council accounting forms must state receipts and disbursements in subject-matter categories as specified in the Judicial Council forms in the same general layout. Petitioner's Disbursements Schedule is difficult to follow because rather than group disbursements into subject-matter categories, it appears to be organized by recipient. For example, all Baskin Robbins charges are grouped together, separate from the Panda Express category and the Bravo Farms cheese and snacks category, clothes from Big 5 are separated from clothes from Justice and hair accessories from Claire's, etc.

This makes Court review of the accounting especially difficult as it is unclear what is being spent on a monthly basis in each broader category. The Court may require Petitioner to revise the Disbursements Schedule accordingly for this and future accounts.

See Declaration of Jared Marshall filed 2/4/16 and Declaration of Lorraine R. Alvarez filed 2/4/16**Note: If granted, the Court will set a status hearing for the filing of the Second Account as follows:**

- If a one-year account is required: Thursday, November 17, 2016
- If a two-year account is required: Thursday, November 16, 2017

Petition for Final Distribution on Waiver of Accounting and for Allowance of Statutory Fees

DOD: 10/22/14	JANE E. MARTINEZ , Executor, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
	Accounting is waived	
	I & A - \$418,625.40	
Cont. from	POH - \$177,775.91	
Aff.Sub.Wit.	(\$174,775.91 is cash)	
<input checked="" type="checkbox"/> Verified	Executor - waived	
<input checked="" type="checkbox"/> Inventory	Attorney - \$11,712.51 (statutory)	
<input checked="" type="checkbox"/> PTC	Closing - \$500.00	
<input checked="" type="checkbox"/> Not.Cred.	Distribution, pursuant to decedent's will, is to:	
<input checked="" type="checkbox"/> Notice of Hrg	Jane E. Martinez - \$81,218.70	
<input checked="" type="checkbox"/> Aff.Mail w/o	cash, plus ½ interest in furniture, furnishings and personal belongings	
Aff.Pub.	Nancy A. Escobedo - \$81,218.70	
Sp.Ntc.	cash, plus ½ interest in furniture, furnishings and personal belongings	
Pers.Serv.		
Conf. Screen		
Letters 01/22/15		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
<input checked="" type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
<input checked="" type="checkbox"/> FTB Notice		
	Reviewed by: JF	
	Reviewed on: 02/08/16	
	Updates:	
	Recommendation: SUBMITTED	
	File 11- Maldonado	

Attorney **Stephanie J. Krause Cota (for Petitioner Amanda Brady, Administrator)**
First and Final Account and Report of Administrator with Will Annexed and Petition for its Settlement, for Confirmation and Approval of Acts of Administrator, for Allowance of Compensation to Administrator for Ordinary and Extraordinary services, for Allowance of Compensation to Attorneys for Ordinary and Extraordinary Services, and for Final Distribution

DOD: 11/21/2012	AMANDA BRADY , Administrator with Will Annexed, is Petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> Statutory fee is miscalculated in Paragraph 31 of the <i>Petition</i> (2% of \$103,171.65) such that the correct statutory fee is \$9,063.43, resulting in the Administrator and Attorney fees and cash distribution amounts set forth in the proposed order to be incorrect. Local Rule 7.12.6(D) provides no closing reserve funds shall be used for attorney fees or personal representative commissions. Request for \$15,000.00 closing reserve in Paragraph 38 of <i>Petition</i> requests reserve for closing expenses and for possible legal action that is anticipated with JOHN SOLOMONIAN, son, who was determined not to be a beneficiary of the estate under Decedent's holographic Will; this anticipated purpose for reserve funds appears in violation of the Local Rule. <p align="center">~Please see additional page~</p>
	Account period: 3/25/2015 – 12/15/2015	
	Accounting - \$303,171.65	
	Beginning POH - \$300,135.38	
Cont. from	Ending POH - \$110,560.61 <i>(all cash)</i>	
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
<input checked="" type="checkbox"/> Inventory	Administrator - [\$9,063.43] <i>(statutory)</i>	
<input checked="" type="checkbox"/> PTC		
<input checked="" type="checkbox"/> Not.Cred.	Administrator X/O - \$1,050.00 <i>(for sorting through years of mail and clearing residence for sale of real property; 35 hours @ \$30.00 per hour;)</i>	
<input checked="" type="checkbox"/> Notice of Hrg		
<input checked="" type="checkbox"/> Aff.Mail		
<input type="checkbox"/> Aff.Pub.	Attorney - [\$9,063.43] <i>(statutory)</i>	
<input checked="" type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.	Attorney X/O - \$1,425.00 <i>(for holographic will contest; amended petition for letters; sale of real property; for 5.70 hours @ \$250.00 per hour;)</i>	
<input type="checkbox"/> Conf. Screen		
<input type="checkbox"/> Letters	Costs - \$75.50 <i>(deposit will fee; certified copies)</i>	
<input type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Rcpt	Closing - \$15,000.00 <i>(for defense of unfounded claims by disinherited heir; additional tax liability;)</i>	
<input type="checkbox"/> CI Report	~Please see additional page~	
<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: LEG
		Reviewed on: 2/8/16
		Updates:
		Recommendation:
		File 12- Solomonian

Distribution pursuant to Decedent's Will is to:

SONJA SOLOMONIAN – entire estate consisting of [*\$ cash sum to be corrected*].

NEEDS/PROBLEMS/COMMENTS, continued:

Note: Pursuant to Local Rule 7.12.6, Court will set a Status Hearing as follows:

- **Thursday, August 11, 2016 at 9:00 a.m. in Dept. 303** for an Informal Accounting of the **\$15,000.00** Closing Reserve.

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. **Filing of the informal accounting of closing reserve will not generate a new hearing date.**

Probate Status Hearing RE: Filing of the Inventory and Appraisal

DOD: 03/28/15	<p>FRANK UNDERWOOD, friend, was appointed Administrator with Will Annexed with full IAEA and without bond on 09/10/15. Letters of Administration were issued on 09/17/15.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need Inventory & Appraisal and/or current verified status report.</p>
	<p>Minute Order from hearing on 09/10/15 set this status hearing regarding filing the Inventory & Appraisal.</p>	
Cont. from		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: JF
		Reviewed on: 02/08/16
		Updates:
		Recommendation:
		File 13- Nelson

Attorney Barry E. Weber (for Petitioner Barbara Arnold)

Petition for Final Distribution on Wavier of Accounting and Allowance of Statutory Commissions

DOD: 2/28/2013		<p>BARBARA ARNOLD, sister and Administrator, is Petitioner.</p> <p>Accounting is waived.</p> <p>I & A — \$200,000.00 POH — \$200,000.00 <i>(no cash; ¼ interest in real property)</i></p> <p>Administrator — \$7,000.00 <i>(statutory; to be paid outside probate;)</i></p> <p>Attorney — \$7,000.00 <i>(statutory; to be paid outside probate;)</i></p> <p>Distribution pursuant to intestate succession is to:</p> <ul style="list-style-type: none"> • BARBARA ARNOLD – undivided ½ interest in Decedent's ¼ interest in real property; • JULIE CONROY – undivided ½ interest in Decedent's ¼ interest in real property. 	<p>NEEDS/PROBLEMS/COMMENTS:</p>
Cont. from 111615			
✓ Aff.Sub.Wit.			
✓ Verified			
✓ Inventory			
✓ PTC			
Not.Cred.	<input type="radio"/> k		
✓ Notice of Hrg			
✓ Aff.Mail	<input type="radio"/> w / <input type="radio"/> o		
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters	052715		
Duties/Supp			
Objections			
Video Receipt			
CI Report			
✓ 9202			
✓ Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
		<p>Reviewed by: LEG</p> <p>Reviewed on: 2/8/16</p> <p>Updates:</p> <p>Recommendation: SUBMITTED</p> <p>File 14 - Conroy</p>	

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

DOD: 04/18/15	JOHN F. LUTZ , Brother, was appointed Executor with full IAEA and without bond and Letters issued on 08/13/15.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need Inventory & Appraisal and/or current written status report.</p> <p>Note: Copy of the 01/07/16 Minute Order was mailed to Curtis Rindlisbacher and John Lutz on 01/07/16.</p>
Cont. from	Minute Order from hearing on 08/13/15 set a status hearing on 01/07/16 for filing of the Inventory and Appraisal.	
Aff.Sub.Wit.		
Verified		
Inventory	x	
PTC		
Not.Cred.		
Notice of Hrg	Minute Order from hearing on 01/07/16 set this status hearing and states: NO APPEARANCES – The Court issues an Order to Show Cause to Curtis Rindlisbacher as to why he should not be sanctioned for his failure to appear and to John Lutz as to why he should not be removed as Executor for his failure to file an Inventory & Appraisal. Both Mr. Rindlisbacher and Mr. Lutz are ordered to be personally present in court or appear by CourtCall on 02/11/16.	
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: 02/08/16
		Updates:
		Recommendation:
		File 15- Lutz

Attorney Kruthers, Heather H. (for Public Administrator)

Probate Status Hearing Re: Status of Trust Administration

	On 08/04/15, PUBLIC ADMINISTRATOR , filed an Ex Parte Petition for Appointment of Public Administrator as Successor Trustee.	NEEDS/PROBLEMS/COMMENTS: 1. Need current status report regarding the status of Trust Administration.	
Cont. from			
Aff.Sub.Wit.	Order Appointing Public Administrator filed 08/05/15 appointed the Public Administrator as successor trustee of the EVANGELINE M. ORCHARD LIVING TRUST DATED NOVEMBER 9, 1993 on 08/05/15. The Order also set this hearing for status regarding the Status of Trust Administration.		
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: 02/08/16 Updates: Recommendation: File 16- Orchard

Probate Status Hearing RE: Evaluation for Medical Consent/Dementia Powers

Age: 72	<p>On 10/01/15, RONALD CHRISTENSEN, husband, Petitioned to be appointed Conservator of the Person and Estate of his wife, Beverly Christiansen.</p> <p>KIMBERLY WASHBURN, ROBBYN MACEDO, and ROBERT M. SMITH, adult children of Beverly Christiansen, objected to RONALD CHRISTIANSEN being appointed as the Conservator.</p> <p>Minute Order from hearing on 01/07/16 set this status hearing and states: All parties agree to appointment of the Public Guardian. The Court orders that the Public Guardian has the necessary authority to speak with the doctor to obtain the needed Capacity Declaration. Ms. Kruthers will submit an Order.</p> <p>Capacity Declaration filed 01/22/16.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: Order granting medical consent powers (and not dementia powers) in the file for judge's signature. Letters attached.</p>
Cont. from		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
	<p>Reviewed by: JF</p> <p>Reviewed on: 02/08/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 17- Christiansen</p>	

Petition for Probate of Will and for Letters Testamentary; Authorization to Administer Under the Independent Administration of Estates Act

DOD: 9/6/15		<p>SABRINA CARTER-HARO, named executor without bond, is petitioner.</p> <p>Full IAEA – o.k.</p> <p>Will dated: 6/29/2004</p> <p>Residence: Fresno Publication: Fresno Business Journal</p> <p>Estimated value of the estate: Personal property - \$153,340.00 Annual income - \$ 3,232.00 Real property - \$160,000.00 Total - \$316,572.00</p> <p>Probate Referee: Rick Smith</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Petition does not include a copy of the decedent's Will as required.</p> <p>Note: If the petition is granted, status hearings will be set as follows:</p> <ul style="list-style-type: none"> Wednesday, June 22, 2016 at 9:00 a.m. in Department 303, for the filing of the inventory and appraisal. Wednesday, April 12, 2017 at 9:00 a.m. in Department 303, for the filing of the first account or petition for final distribution. <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>
Cont. from 121715			
<input type="checkbox"/>	Aff.Sub.Wit. S/P		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail W/		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input 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		
		Reviewed by: KT	
		Reviewed on: 2/8/16	
		Updates:	
		Recommendation:	
		File 18 - Simmons	

Petition for Appointment of Guardian of the Person

Age: 1	<u>TEMPORARY EXPIRES: 02/11/16</u>	NEEDS/PROBLEMS/COMMENTS:
	CHEYENNE CERVANTES , sister, is Petitioner.	<p>1. 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> <i>Consent & Waiver of Notice</i> <u>or</u> <i>Declaration of Due Diligence</i> for:</p> <p>a. Rhonda Davidson (paternal grandmother)</p>
	Father: RICHARD J. SAVALA, JR. – <i>Personally served on 12/15/15</i>	
Cont. from	Mother: CHERYL LOSOYA – <i>Consent & Waiver of Notice filed 11/30/15</i>	
<input type="checkbox"/> Aff.Sub.Wit.	Paternal grandfather: RICHARD J. SAVALA, SR. – <i>Served by mail on 12/04/15</i>	
<input checked="" type="checkbox"/> Verified	Paternal grandmother: RHONDA DAVIDSON	
<input type="checkbox"/> Inventory	Maternal grandfather: ARMANDO VARGAS – <i>Served by mail on 12/04/15</i>	
<input type="checkbox"/> PTC	Maternal grandmother: LUCIA ARIZMENDEZ – <i>Consent & Waiver of Notice filed 11/30/15</i>	
<input type="checkbox"/> Not.Cred.	Court Investigator Charlotte Bien filed a report on 01/21/16.	
<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 checked="" type="checkbox"/> Pers.Serv. w/		
<input checked="" type="checkbox"/> Conf. Screen		
<input checked="" type="checkbox"/> Letters		
<input checked="" type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input checked="" type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input checked="" type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed by: JF
		Reviewed on: 02/08/16
		Updates:
		Recommendation:
		File 19- Savala

Petition for Appointment of Probate Conservator

Age: 28	<p align="center"><u>NO TEMPORARY REQUESTED</u></p> <p>JUANITA MORENO, mother, is Petitioner and requests appointment as Conservator of the Person with medical consent powers.</p> <p>Court Investigator Dina Calvillo filed a report on 02/05/16.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Court Investigator advised rights on 01/25/16.</p> <ol style="list-style-type: none"> 1. Need capacity declaration regarding ability to make medical decisions. 2. The Petition does not appear to list all relatives within the second degree. All grandparents should be listed, if a person entitled to notice is deceased, the deceased person's name and date of death should be indicated. 3. Need proof of service by mail at least 15 days before the hearing of <i>Notice of Hearing</i> with a copy of the Petition for Conservatorship for any additional relatives within the second degree not listed in the petition. 4. Need proof of viewing conservatorship video.
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 w/		
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input checked="" type="checkbox"/> Pers.Serv. w/		
<input checked="" type="checkbox"/> Conf. Screen		
<input checked="" type="checkbox"/> Letters		
<input checked="" type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input checked="" type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input checked="" type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
	<p>Reviewed by: JF</p> <p>Reviewed on: 02/09/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 20- Moreno</p>	

Petition for Appointment of Probate Conservator

Age: 28	<u>NO TEMPORARY REQUESTED</u>	NEEDS/PROBLEMS/COMMENTS:
	WILLIE JEAN BASS , mother, is Petitioner and requests appointment as Conservator of the Person with medical consent powers.	Court Investigator advised rights on 01/22/16.
		5. Need Citation and proof of personal service of the Citation with a copy of the Petition for Conservatorship on the proposed conservatee at least 15 days before the hearing.
Cont. from		6. The Petition does not appear to list all relatives within the second degree. All grandparents should be listed, if a person entitled to notice is deceased, the deceased person's name and date of death should be indicated.
<input type="checkbox"/> Aff.Sub.Wit.		7. Need proof of service by mail at least 15 days before the hearing of <i>Notice of Hearing</i> with a copy of the Petition for Conservatorship for all persons listed in item 8 of the Petition and any additional relatives within the second degree not listed in the petition. Additionally, since the proposed conservatee is a client of CVRC, notice to them is required also.
<input checked="" type="checkbox"/> Verified	Court Investigator Jennifer Young filed a report on 02/04/16.	8. Need proof of viewing conservatorship video.
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input type="checkbox"/> Notice of Hrg		
<input type="checkbox"/> Aff.Mail		
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.		
<input 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		Reviewed by: JF
<input type="checkbox"/> Status Rpt		Reviewed on: 02/09/16
<input type="checkbox"/> UCCJEA		Updates:
<input type="checkbox"/> Citation		Recommendation:
<input type="checkbox"/> FTB Notice		File 21- Rogers

Petition for Instructions Pursuant to Probate Code 17200

		MELANIE HORNE , Successor Trustee, is petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> Petition does not include the names and addresses of each person entitled to notice. Specifically, the beneficiaries of the trust. Probate Code §17201. Need proof of service of the Notice of hearing on the beneficiaries of the trust. Probate Code §17203. Need Order. Local Rule 7.1 states a proposed Order shall be submitted with all pleadings that request relief. If the proposed order is not received in the Probate Filing Clerk's Office ten (10) days before the scheduled hearing, a continuance may be required.
		Petitioner states the Trustors/Settlers of the Trust, Truman J. and Lucy C. Rowland died and per the terms of the Trust Petitioner became the sole surviving Trustee of the Trust. Upon the death of the surviving Settlor the Trust was to terminate and the assets be distributed to the beneficiaries identified in the Trust document.	
Cont. from		The Trust is the owner of real property consisting of approximately 18.35 acres in Fresno and approximately 23 acres in Fresno. The properties are farm properties.	
<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	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 type="checkbox"/>	Order	X	
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
		In or about January 1, 2008, the Roland Family Trust entered into a written lease of the properties with Duinkerken Farms , a general partnership comprised of Herman Duinkerken and Brad Duinkerken . The lease was drafted by Duinkerken Farms and provides for a 15 year term subject to the right of termination of the Lease as provided therein.	
		The lease provides that if it is terminated within the first three years there are specific payments that must be made to the tenant, Duinkerken Farms but otherwise it contains no further restrictions on the right of the landlord to terminate the lease.	
		The lease also contains a right of first refusal in the event that the Trust elects to sell the property. The right of first refusal may be exercised at any time.	
		Reviewed by: KT	
		Reviewed on: 2/9/16	
		Updates:	
		Recommendation:	
		File 22- Rowland	

Petitioner Melanie Horne, and the designated beneficiaries of the Trust are all senior citizens now and the existence of the lease and continued existence of the Trust is interfering with the beneficiaries receiving any benefit from the Trust itself. The Trust was supposed to be terminated and wrapped up on the death of the survivor.

On or about March of 2015, Petitioner decided to sell the properties so that the Trust may close and its assets distributed to the beneficiaries. Petitioner received an offer to purchase the farm properties that was acceptable to the Trust.

On March 10, 2015, Petitioner by certified mail notified Respondents that the lease would be terminated at the end of the 2015 crop year. Petitioner supplied Respondents with a copy of the executed agreement to sell the farm properties in order to trigger the right of first refusal that Respondents had under the lease.

After some back and forth, Respondents refused to meet the offer that was made and failed to exercise the right of first refusal. At that point in time, Respondents were advised that their right of possession under the lease would end on December 31, 2015. Respondents were advised to vacate the premises before the end of the year.

Respondents have not vacated the premises and have indicated that they do not believe the lease is at an end.

If Respondents do not vacate the premises by the end of the year, the Trust is at risk that it will lose the pending sale and be unable to sell the properties.

Respondent contends that the lease continues on for another 8 years and that the Trust has no right to terminate it despite the language in the lease.

The lease provides for a rental of 25% of the crops grown on the premises. IN order to ascertain if the correct amount of rent is being paid, Respondents are obligated to provide an accounting annually of the value of the crops grown. Respondents have failed to do so and continue to fail to do so.

The failure of the Respondents to provide the necessary accounting and to pay the rents actually due is further grounds, under the lease, for termination of the lease.

Since Respondents failed to exercise the right of first refusal, Petitioner has the absolute right to sell the property without being burdened by the lease and Petitioner seeks an order of this court authorizing the sale free of claims of Respondents.

Petitioner requests a determination that upon the sale of the property and failure of Respondents to exercise the right of first refusal, the lease terminated as a matter of law at the end of 2015 and that Petitioner is free to sell the property free and clear of any claimed lease or rights of Respondents.

Please see additional page.

Respondents are in breach of the lease in that they have failed and refused and continue to fail and refuse to vacate the property despite the termination of the lease. In addition, Respondents are in breach of the lease in that they have failed and refused and continue to fail and refuse to account for the full amount of the rent that is due.

As a result of the breaches of contract by Respondents, Petitioner has been damaged in an amount that will be shown according to proof. In addition, Petitioner is entitled to a complete accounting of the value of the crop and payment of any rent shown to be due under the accounting.

Wherefore, Petitioner prays for an Order that:

1. The lease be declared at an end, the Trust is directed to complete the sale and that the sale be free of any claimed lease;
2. Upon the completion of the sale, the Petitioner shall forthwith prepare a final accounting for the Trust and distribute the Trust as provided in the Trust;
3. For a declaration that the lease can be and is terminated;
4. For damages for breach of the lease according to proof;
5. For costs of suit including attorney fees;
6. For such other and further relief as the court deems just.

Petition to Determine Succession to Real Property

DOD: 4/16/1994	MARY E. SOMMER , spouse, and STEPHEN G. SOMMER , son, are petitioners.		NEEDS/PROBLEMS/COMMENTS:
	40 days since DOD.		
Cont. from	No other proceedings.		
<input type="checkbox"/> Aff.Sub.Wit.	Decedent died intestate.		
<input checked="" type="checkbox"/> Verified	I & A - \$50,000.00		
<input type="checkbox"/> Inventory	Petitioners request Court determination that Decedent's 50% interest in real property located in Shaver Lake pass to them in equal shares.		
<input type="checkbox"/> PTC			
<input type="checkbox"/> Not.Cred.			
<input checked="" type="checkbox"/> Notice of Hrg			
<input checked="" type="checkbox"/> Aff.Mail	W/		
<input type="checkbox"/> Aff.Pub.			
<input type="checkbox"/> Sp.Ntc.			
<input type="checkbox"/> Pers.Serv.			
<input type="checkbox"/> Conf. Screen			
<input type="checkbox"/> Letters			
<input type="checkbox"/> Duties/Supp			
<input type="checkbox"/> Objections			
<input type="checkbox"/> Video Receipt			
<input type="checkbox"/> CI Report			
<input type="checkbox"/> 9202			
<input checked="" type="checkbox"/> Order			
<input type="checkbox"/> Aff. Posting			
<input type="checkbox"/> Status Rpt			
<input type="checkbox"/> UCCJEA			
<input type="checkbox"/> Citation			
<input type="checkbox"/> FTB Notice			
			Reviewed by: KT
			Reviewed on: 2/8/16
			Updates:
			Recommendation: SUBMITTED
			File 23- Sommer

Attorney Gary G. Bagdasarian (for Petitioner Josephine Falcon)

Petition to Terminate Trust

		<p>JOSEPHINE FALCON, Settlor and Beneficiary, is Petitioner.</p> <p>Petitioner states:</p> <ul style="list-style-type: none"> • GILBERT E. GARCIA, nephew, became the Trustee of the Trust by the Declaration Establishing the JOSEPHINE FALCON GRANTOR TRUST dated 5/19/2015, which is an irrevocable Trust per Trust terms; • Trust terms provide the Trust is to pay to JOSEPHINE FALCON the net income of the estate as the Trustee considers appropriate for her proper health, support, maintenance, education, comfort, and general welfare in accordance with her accustomed manner of living; • Trust terms provide that on the death of JOSEPHINE FALCON, the primary asset of the Trust, the real property located on Bullard Avenue in Clovis, shall be sold and the proceeds from the sale and any other assets of the Trust be given, equally, to her six nieces and nephews, if they survive her, and if they do not, then distribution is to the respective issue of each beneficiary who do survive her, by right of representation; • The Trust assets are the real property in Clovis and furniture, furnishings, and personal effects located at the home; <p style="text-align: center;">~Please see additional page~</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. <i>Petition</i> does not include a copy of the JOSEPHINE FALCON GRANTOR TRUST dated 5/19/2015. Court may require a copy of the Trust pursuant to Probate Code § 15206, or Certification of Trust pursuant to Probate Code § 18100.5, be filed with the Court in support of the request to terminate.</p> <p>Note: Prayer of the <i>Petition</i> requests the Court confirm and approve all acts of the Trustee, GILBERT E. GARCIA; however, the proposed order does not include this finding, as is appropriate.</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			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 type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
		<p>Reviewed by: LEG</p> <p>Reviewed on: 2/9/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 24- Falcon</p>		

Petitioner states, continued:

- **The Trust should be terminated pursuant to Probate Code § 15404(a)**, as Settlor **JOSEPHINE FALCON**, [*and all of her six nieces and nephews who are remainder beneficiaries of the Trust*] have executed consents to the termination of the Trust (*copies attached as Exhibits A through F; original consents filed on 12/28/2015*);
- **The Trust should be terminated pursuant to Probate Code §15408(a)**, as the intent of the Trust was to protect and conserve financial resources for the use, benefit, and enjoyment of the beneficiaries including the Grantor; as the assets of the Trust are illiquid, the value of the assets of the Trust are low in relation to the costs of its administration, and therefore, the continuation of the Trust under its existing terms will substantially impair the accomplishment of the purposes of the Trust; it is in the best interest of the Trust and the beneficiaries that the Trust be terminated and the assets be distributed to **JOSEPHINE FALCON**, and all parties believe that termination of the Trust conforms as closely as possible to her intent and is in the best interest of all parties;
- **The Trust should be terminated pursuant to Probate Code §15409(a)**, as circumstances involving the costs of administration and various burdensome administrative procedures not known to and not anticipated by the Settlor have arisen, and continuation of the Trust under its terms would substantially defeat and impair the accomplishment of the purposes of the Trust, and therefore require its termination.

Petitioner requests the Court:

1. Terminate the **JOSEPHINE FALCON GRANTOR TRUST dated 5/19/2015**;
2. [Confirm and approve all acts of the Trustee, **GILBERT E. GARCIA**.];
3. Order that the Trustee **GILBERT E. GARCIA** distribute the Trust assets to **JOSEPHINE FALCON**, [*consisting of real property on Bullard Ave. in Clovis, and all furniture, furnishings, and personal effects located at the real property*];
4. Discharge Trustee **GILBERT E. GARCIA** on distribution of the assets of the Trust to **JOSEPHINE FALCON** when a Receipt on Distribution for same is filed with the Court.

Petitioner Hille, Christinia (Pro Per – Mother – Petitioner)
 Petitioner Gonzales, Rosie S. (Pro Per – Maternal Grandmother – Petitioner)
 Petitioner Gonzales, Sonia (Pro Per – Maternal Aunt – Petitioner)

Petition for Appointment of Probate Conservator of the Person

		See petition for details.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Court Investigator advised rights on 2/2/16</u></p> <p><u>Voting rights affected – need minute order</u></p> <p>1. Petitioners filed a declaration of due diligence re paternal grandfather Honorio Reyes. If diligence is not found, need notice pursuant to Probate Code §1822.</p>	
	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			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
	UCCJEA			
✓	Citation			
	FTB Notice			
			Reviewed by: skc	
			Reviewed on: 2/9/16	
			Updates:	
			Recommendation:	
			File 25- Reyes	

Ex Parte Petition for Letters of Special Administration

DOD: 11/15/15	GENERAL HEARING 2/11/16	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Minute Order 1/28/16:</u> Counsel represents that foreclosure of the home is not yet scheduled, just threatened. Counsel is warned that her client could be personally surcharged if there is still money owed after a deed in lieu of foreclosure is executed; Counsel requests additional time.</p> <p><u>Note:</u> This petition was filed ex parte. Pursuant to Order filed 1/14/16, the Court set the matter for hearing on 1/28/15 and required five days' notice to all interested parties. Notice of Hearing was served on 1/19/16.</p> <hr/> <p>Reviewed by: skc</p> <p>Reviewed on: 2/9/16</p> <p>Updates:</p> <p>Recommendation: File 26A- Venuto</p>
	PATRICIA THOMPSON , Named Alternate Executor without bond, is Petitioner.	
	Petitioner states the named executor, Anjanette Schmidt, declines to act.	
Cont. from 012816		
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified	Estimated value of estate:	
<input type="checkbox"/> Inventory	Personal property: \$20,000.00	
<input type="checkbox"/> PTC	Real property: \$5,000.00	
<input type="checkbox"/> Not.Cred.	(Valued at \$275,000.00, encumbered for \$270,000.00)	
<input checked="" type="checkbox"/> Notice of Hrg	Total: \$25,000.00	
<input checked="" type="checkbox"/> Aff.Mail	Petitioner states the main asset of the estate is residential real property in Fresno County that was adjudged the decedent's sole and separate property in 2011 upon the dissolution of his marriage. Decedent recently passed away on 11/15/15 leaving the real property encumbered by two mortgages which are currently in default. There are no funds in the decedent's estate to pay the mortgages.	
<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 checked="" type="checkbox"/> Duties/Supp	Decedent's ex-wife, Anjanette Schmidt (daughter of Petitioner Patricia Thompson) is still a named obligee on both mortgage notes. However, Ms. Schmidt is not able to pay the mortgages and the real property is being threatened with foreclosure.	
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order	Petitioner seeks appointment as Special Administrator in order to execute a "deed in lieu of foreclosure" which will effectively convey all interest to the lenders to satisfy the loans and most importantly avoid foreclosure proceedings. While Ms. Schmidt is able to sign off on the deed in lieu of foreclosure process, a representative from the estate is also necessary to act on the decedent's behalf and execute all necessary documentation.	
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice	Petitioner has also filed a Petition for Probate and Letters Testamentary, which is set for hearing on 2/11/16.	

Petitioner Fairly, Rasheena M. (pro per – sister)

Petition for Appointment of Temporary Guardian of the Person

Keimya, 14	<u>GENERAL HEARING: 04/04/16</u>	NEEDS/PROBLEMS/COMMENTS:
Danielle, 8	RASHEENA FAIRLY , sister, is Petitioner.	<ol style="list-style-type: none"> 1. Need <i>Notice of Hearing</i>. 2. Need proof of personal service at least 5 court days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Temporary Guardian of the Person</i> <u>or</u> <i>Consent & Waiver of Notice</i> for: <ol style="list-style-type: none"> a. Marcus Boyd (father) – <i>unless diligence is found</i>
Devin, 7	Father: MARCUS BOYD	
Marquis, 6	Mother: CHERYL MOULTRIE – <i>deceased</i>	
	Paternal grandfather: DECEASED	
	Paternal grandmother: BRENDA BOYD – <i>Consent & Waiver of Notice filed 01/28/16</i>	
Cont. from		
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified	Maternal grandfather: WENDELL MOULTRIE, SR. – <i>Consent & Waiver of Notice filed 01/28/16</i>	
<input type="checkbox"/> Inventory	Maternal grandmother: DECEASED	
<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		
		Reviewed by: JF
		Reviewed on: 02/09/16
		Updates:
		Recommendation:
		File 27-Boyd

Petitioner: Sokunthim Ngeth (pro per)

Petition to Establish Fact of Birth

		SOKUNTHIM NGETH , father, is petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Health and Safety Code §103450 (a) states a verified petition may be filed by any beneficially interested person with the clerk of the superior court in and for (1) the county in which the birth, death, or marriage is alleged to have occurred, (2) the county of residence of the person whose birth or marriage it is sought to establish, or (3) the county in which the person was domiciled at the date of death for an order to judicially establish the fact of, and the time and place of, a birth, death, or marriage that is not registered or for which a certified copy is not obtainable.</p> <p>It appears that the petitioner is not trying to establish the fact of birth that was not registered or for which a certified copy is not obtainable but is attempting to correct the date of birth on the documents once Milineam Mgeth entered the United States. The purpose of a petition to establish the fact of birth under the Health and Safety Code is to establish a record that does not exist or for which a certified copy is not available.</p> <p>Reviewed by: KT</p> <p>Reviewed on: 2/9/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 28- Ngeth</p>
		Petitioner states MILINEAM NGETH was born in Cambodia on September 8, 1996 in the county of Sangkrat Prek Pra, Mean Chey District.	
Cont. from		Included in the Declaration in Support of Petition to Establish the Fact of Birth includes copies of the following documents:	
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified	<ol style="list-style-type: none"> 1. Cambodian birth certificate of MILINEAM NEGTH showing his birth date as September 8, 1996. 2. Certificate of United States Citizenship for MILINEAM NEGTH showing his birth date as September 8, 1999. 3. Dissolution Judgment of Sokunthim Ngeth and Sreynoun Ly listing a child of the marriage MILINEAM NEGTH with a date of birth of September 8, 1999. 	
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input type="checkbox"/>	Notice of Hrg		
<input type="checkbox"/>	Aff.Mail		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202	The proposed order states that Milineam Ngeth was born in Cambodia and his certificate of birth shows he was born on September 8, 1996, but once he entered the United States his birth date is shown as September 8, 1999.	
<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		

Petition for Letters of Administration; Authorization to Administer under IAEA

DOD: 8/6/00		<p>3B FARMS, INC., Interested party, is Petitioner and requests appointment of the FRESNO COUNTY PUBLIC ADMINISTRATOR as Administrator with Full IAEA.</p> <p>Full IAEA – ok</p> <p>Residence: Fresno, CA <u>or</u> Sanger, CA Publication: Fresno Bee</p> <p>Estimated value of estate: Personal property: Unknown Real property: \$50,000.00</p> <p>Probate Referee: Steven Diebert</p> <p>Petitioner states the only known beneficiary, Virginia Shubin Barnett, daughter, has been asked to open a probate but has failed to do so.</p> <p>Petitioner states it is unknown if the decedent died testate or intestate. Although the decedent died in 2000, her only child is uncooperative and has thus far refused to probate this estate.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. The Court may require clarification as to whether the decedent resided in Fresno or in Sanger. Publication in the Sanger Herald may be required per Local Rule 7.9.</p> <p>1. Notice to Virginia Shubin Barnett, Daughter, was mailed “C/O” Attorney Roger Nuttall at his office address; however, direct notice to Ms. Barnett is required pursuant to Probate Code §1214 and Cal. Rule of Court 7.51. Therefore, continuance for proper notice may be required.</p> <p><u>Update:</u> Notice of this hearing on 2/11/16 was mailed directly to Ms. Shubin on 2/4/16, which is only one week prior to the hearing. Further continuance may be required for proper notice.</p> <p>2. The Court may require a declination to serve from Virginia Shubin Barnett pursuant to Probate Code §8461.</p> <p>3. Need Letters from Public Administrator.</p> <p><u>Note:</u> If granted, the Court will set status hearings as follows:</p> <ul style="list-style-type: none"> • Thursday, July 7, 2016 for filing the Inventory and Appraisal • Thursday, April 6, 2017 for filing the first account or petition for final distribution <p>If the proper items are on file pursuant to Local Rule 7.5, the status hearings may come off calendar.</p>
Cont. from 020416			
<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 w		
<input checked="" type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters x		
<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: 2/5/16			
Updates: 2/9/16			
Recommendation:			
File 29-Shubin			