

**1 Roy Arnold Brown (Estate)**

**Case No. 09CEPR01035**

**Atty Fanucchi, Edward L. (for Kathleen Brown – Administrator – Petitioner)**

**(1) First and Final Account and Report of Personal Representative, Petition for Settlement and (2) Allowance of Ordinary Attorney's Fees and Waiver of Commission, Closing Expenses and (3) for Final Distribution**

<b>DOD: 9-5-09</b>		<p><b>KATHLEEN BROWN</b>, Administrator With Full IAEA without bond, is Petitioner.</p> <p><b>Account period:</b> <b>9-5-09 through 12-8-13</b></p> <p>Accounting: \$197,939.75 Beginning POH: \$197,320.02 Ending POH: \$180,990.17 (\$10,990.17 cash plus real property)</p> <p>Administrator (Statutory): Waived</p> <p>Attorney (Statutory): \$6,919.60</p> <p>Costs: \$493.00</p> <p><b>Distribution pursuant to intestate succession, Waiver of Heirs Re Adjustment of Value of Vehicle Transferred to Remaining Heir, and Agreement Regarding Real Property is:</b></p> <p>Kathleen Brown: \$1,192.52 cash plus real property valued at \$170,000.00.</p> <p>Craig A. Brown: \$1,192.52 cash</p> <p>Kelley E. Brown: \$1,192.52 cash</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>1. The decedent's intestate heirs are his three children, Kathleen Brown, Craig Brown, and Kelley Brown.</p> <p>The Agreement Regarding Real Property distributes the house solely to Kathleen Brown, who shall be responsible for payment of the property taxes, utilities, maintenance, and upkeep, but also contains promises regarding equalization and distribution upon future events, such as if Kathleen Brown sells the house or dies.</p> <p>Pursuant to the agreement, the house is now being distributed solely to Kathleen Brown; however, Examiner notes that this Probate Court does not have jurisdiction over the future events contemplated in the agreement, and the agreement, in essence, may be treated by the Court as an assignment of interest by the other two heirs.</p> <p>The other two heirs are not represented. As such, the Court may require confirmation that the parties understand that the outcome of the agreement is distribution to Kathleen only.</p> <p>2. Pursuant to #1 above, the terms of the agreement after distribution to Kathleen Brown have been stricken from the proposed order.</p> <p>3. This estate was three years delinquent when it was set for status hearing by the Court. The Court may require clarification regarding the delay. Attorney Fanucchi requests the full amount of statutory fees. Pursuant to Probate Code §12205, the Court may reduce compensation if the delay was not in the best interest of the estate.</p>	
	<b>Aff.Sub.Wit.</b>			
✓	<b>Verified</b>			
✓	<b>Inventory</b>			
✓	<b>PTC</b>			
✓	<b>Not.Cred.</b>			
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	<b>Pers.Serv.</b>			
	<b>Conf. Screen</b>			
✓	<b>Letters</b>	1-29-10		
	<b>Duties/Supp</b>			
	<b>Objections</b>			
	<b>Video Receipt</b>			
	<b>CI Report</b>			
✓	<b>9202</b>			
✓	<b>Order</b>			
	<b>Aff. Posting</b>			
	<b>Status Rpt</b>			
	<b>UCCJEA</b>			
	<b>Citation</b>			
✓	<b>FTB Notice</b>			
		<p><b>Reviewed by:</b> skc</p> <p><b>Reviewed on:</b> 2-10-14</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 1 – Brown</b></p>		

Atty Hanrahan, Patrick L. (of Pasadena, for Nancy Quemada Lau – Conservator – Petitioner)  
 First and Final Account: Report of Conservator; and (1) Petition for Approval of Account and Report and (2) Conservator's Fees and (3) Attorney's Fees and (4) Reimbursement of Costs to Attorney and (5) Distribution of Conservatorship Assets Due to Death of Conservatee

<b>DOD: 9-1-13</b>		<p><b>NANCY QUEMADA LAU</b>, Conservator, is Petitioner.</p> <p><b>Account Period: 5-31-12 through 9-1-13</b>                  Accounting: \$515,436.68                  Beginning POH: \$481,000.00                  Ending POH: \$482,641.17</p> <p><b>Subsequent Account Period: 9-2-13 through 10-16-13</b>                  Accounting: \$484,939.17                  Beginning POH: \$482,641.17                  Ending POH: \$481,469.55                  (\$469.55 cash plus two residential properties in Los Angeles, CA)</p> <p>Conservator: Waived</p> <p>Attorney: \$6,409.00 (8.6 attorney hours @ \$290/hr and 29 paralegal hours @ \$135/hr per declaration including 6 hours of <i>anticipated</i> attorney and paralegal time of \$1,275. See Notes.</p> <p>Costs: \$607.30</p> <p><b>Petitioner prays for an order:</b></p> <ol style="list-style-type: none"> <li>1. Settling, allowing, and approving the first and final account as filed;</li> <li>2. Confirming and approving all acts and transactions of Petitioner as Conservator;</li> <li>3. Authorizing payment of the Attorney fees and costs;</li> <li>4. <del>Authorizing distribution of the conservatorship estate to Petitioner as trustee of the Quemada Family Living Trust dated 2-4-2000;</del>  <i>[Removed pursuant to Supplement filed 2-13-14]</i></li> <li>5. Discharge upon distribution and filing of proper receipts; and</li> <li>6. For such other relief as the Court may deem just and proper.</li> </ol>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><u>Continued from 1-28-14</u></p> <p><b>Minute Order 1-28-14:</b>                  Patrick Hanrahan appears via Courtcall. Mr. Hanrahan will cure defects. Continued to 2-18-14.</p> <p>Supplement filed 2-13-14 addresses the Examiner Notes.</p> <p><b><u>SEE ADDITIONAL PAGES</u></b></p>	
<b>Cont. from 012814</b>				
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**Reviewed by:** skc  
**Reviewed on:** 2-10-14  
**Updates:** 2-13-14  
**Recommendation:**  
**File 2 – Quemada**

Page 2

## NEEDS/PROBLEMS/COMMENTS:

**Examiner Notes previously noted the following issues. Supplement filed 2-13-14 addresses each item:**

1. The Conservatee owns two houses in Los Angeles; however, it appears she was only receiving rent from one of them. It appears that family members reside in both residences. Further, it appears that the Conservatee was paying a mortgage and utilities for one or both of these homes, but it is unclear which one. Need clarification.

**Supplement filed 2-13-14 states: The Stone property is occupied by Conservatee's son, who resided there with the Conservatee. He is 67 years old and does not pay rent. The second property was productive and the average rent received was \$1100/mo.**

2. The Conservatee resided with Petitioner in Petitioner's home for the duration of the conservatorship. However, the disbursements schedule indicates numerous and frequent disbursements for grocery and household expenses (Costco, Trader Joe's, Walmart, Food 4 Less, AT&T, reimbursements to Petitioner for utilities, meals, etc.).

In addition, the disbursements schedule also indicates numerous and frequent shopping trips and restaurant meals during the account period with totals such that it appears the conservatorship estate was paying the entirety of the bill for the party (Yosemite Falls Café, Andiamo, Macy's, Target, fast food, etc.).

Need clarification regarding whether the Conservatee was paying an appropriate share of the household and living/entertainment expenses.

**Supplement filed 2-13-14 states: The Conservatee enjoyed meals out, and was allowed to "treat" when she offered. A thorough review indicates approx. \$1800 spent during the conservatorship for over 60 occasions at an average of \$30 per meal. The conservator provided all other meals at home at her own expense. Because she cannot demonstrate how much was spent, she has waived her own fees that she is entitled to.**

3. The disbursements schedule also indicates a security deposit and ongoing rent and utilities for an apartment for "½ Rent with Susie Perez moved to Clovis to help me with mom's physical care." Who is Susie Perez? A family member? Nonrelative Caregiver? These expenses do not appear to be compliant with the conservator's duty not to make gifts, etc., without disclosure and authority. See Cal. Rules of Court 7.1059 and Duties of Conservator.

**Supplement filed 2-13-14 states: During the conservatee's final five months, another daughter travelled north from LA and rented an apt. in order to help the conservator with their mother. She was provided ½ the cost of her rent so that the Conservatee could have her own room when she stayed there. She did not otherwise receive any caregiver fee and does not seek any.**

**NEEDS/PROBLEMS/COMMENTS (Cont'd):**

4. Need clarification regarding the numerous bank fees for "checks and/or withdrawals over limit." Given the numerous disbursements noted above, it does not appear that the estate was being prudently managed if the estate was incurring overdraft fees.

**Supplement filed 2-13-14 states: All bank fees were for typical maintenance and service fees, not over limit withdrawals as inferred by the entry.**

5. Petitioner requests distribution of the conservatorship estate assets including real property valued at \$481,000.00 directly to a family trust pursuant to the conservatee's will; however, real property cannot be distributed directly from a conservatorship estate. See Probate Code §2631 (distribution of personal property only pursuant to §13100 affidavit). It appears this petition cannot be granted as prayed, and appointment of a personal representative for the estate may be necessary. Amendment of this petition may be necessary.

**Supplement filed 2-13-14 states: The properties were inventoried as assets of the conservatorship estate by the conservator before she was represented by counsel. Actually, both properties are held in trust, as evidenced by the deeds attached. Therefore, there is no need to distribute.**

6. Attorney's fees include \$1,275 for anticipated 3 hours of attorney time and 3 hours of paralegal time that will be spent to review these Examiner Notes and prepare supplement.
7. Attorney's fees and costs include the paralegal's communications with the attorney service One Legal regarding document filing and costs for retrieval totaling \$433.30. Service expenses of this nature may be considered by the Court to be cost of doing business pursuant to Local Rule 7.17. The Court may require this amount to be deducted from the total requested.

**8. Need Order.**

Atty Perez, Holley H., of Perez, Williams, Medina & Rodriguez (for Petitioner Robert F. Perez)

(1) First and Final Report of Executor, and Waiver of Accounting and (2) Petition for Distribution

		<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>CONTINUED TO 3/4/2014</b> Per Attorney Request</p>
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Aff.Sub.Wit.		
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FTB Notice		
		Reviewed by: LEG
		Reviewed on: 2/10/14
		Updates:
		Recommendation:
		File 3 – Perez



**NEEDS/PROBLEMS/COMMENTS (Continued):**

- 5. Petitioner provides some details of the creditor's claims that were paid or rejected in this petition and in the First Account that was settled on 12-9-13; however, Petitioner did not file the mandatory Allowance or Rejection Judicial Council form DE-174 for most of the claims.**
- 6. Petitioner states the Creditor's Claim filed 8-9-13 by the County of Fresno Revenue Collections Unit in the amount of \$3,266.67 was paid; however, it is unclear if or how this claim is related to the prior claim filed 11-1-12 by the Fresno County Tax Collector in the amount of \$9,536.02, which does not appear to be addressed at all in this petition or in the First Account. Need clarification.**
- 7. Need revised order per above.**

**5 Loring Raymond Williams (Estate)**

**Case No. 12CEPR00741**

**Atty Hemb, Richard E (For Petitioner/Administrator Karen Williams)**

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

		<b>KAREN WILLIAMS</b> is Administrator/petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
			<b>Continued from 1/29/14. As of 2/10/14 the following issues remain.</b>
<b>Cont. from 012914</b>		<b>Sale price</b> - <b>\$120,000.00</b>	1. Need Affidavit of Publication.
<b>Aff.Sub.Wit.</b>		<b>Overbid</b> - <b>\$126,500.00</b>	2. #4a of the petition does not state the manner of vesting title.
<input checked="" type="checkbox"/>	<b>Verified</b>	<b>Reappraisal</b> - <b>\$130,000.00</b>	3. Need blocking order.
<input checked="" type="checkbox"/>	<b>ReAppraisal</b>		
	<b>PTC</b>	<b>Property</b> - 5217 E. Blossom Lane, Fresno	
	<b>Not.Cred.</b>		
<input checked="" type="checkbox"/>	<b>Notice of Hrg</b>	<b>Publication</b> - <b>NEED</b>	<b>Note:</b> If the petition is granted, status hearings will be set as follows:
<input checked="" type="checkbox"/>	<b>Aff.Mail</b> w/		<ul style="list-style-type: none"> <li><b>Friday, March 28, 2014</b> at 9:00 a.m. in Department 303, for the filing of the receipt for blocked account.</li> </ul>
	<b>Aff.Pub.</b> X	<b>Buyers</b> - Gurshakti Gill and Jaspreet Kaur	
	<b>Sp.Ntc.</b>		
	<b>Pers.Serv.</b>		
	<b>Conf. Screen</b>		
	<b>Letters</b>	<b>Broker</b> - <b>\$7,200.00</b> (6% - payable to ReMax)	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.
	<b>Duties/Supp</b>		
	<b>Objections</b>		
	<b>Video Receipt</b>	Proceeds of the sale will be placed into a blocked account.	
	<b>CI Report</b>		
	<b>9202</b>		
<input checked="" type="checkbox"/>	<b>Order</b>		
	<b>Aff. Posting</b>		<b>Reviewed by: KT</b>
	<b>Status Rpt</b>		<b>Reviewed on: 2/10/14</b>
	<b>UCCJEA</b>		<b>Updates:</b>
	<b>Citation</b>		<b>Recommendation:</b>
	<b>FTB Notice</b>		<b>File 5 – Williams</b>

**6 Everlener Raymond aka Evelina Raymond (Det Succ)**

**Case No. 12CEPR01120**

**Atty Krbechek, Randolph (for Petitioners)**

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

<b>DOD: 7/26/2000</b>	<b>MARY MCGEE, RITA JONES, EARL LOCKHART, JR., EVERLENER SMITH, JACKIE LOCKHART, ARTHUR LOCKHART, DAVID LOCKHART, RICKY LOCKHART, JAMES LOCKHART,</b> grandchildren, are petitioners.		<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Continued from 1/7/14. As of 2/10/14 the following issues remain:</b></p> <ol style="list-style-type: none"> <li>1. A Petition to Determine Succession to Real Property was previously filed for this decedent (that petition was denied on 1/31/13). In the previously filed petition the petitioners were requesting a 50% interest pass to petitioners. (This decedent had a 25% interest in the real property and her sister had another 25% interest. The petition alleged that decedent's sister's 25% interest belonged to this decedent because the sister had died and decedent was her sole heir). The Inventory and Appraisal in the first filed petition listed the value of the property (50%) at \$110,000.00. This petition includes a copy of the same inventory and appraisal valued (25%) at \$110,000. How can the 50% interest alleged in the first filed petition and 25% interest as alleged in this petition both be valued at \$110,000?</li> <li>2. Decedent was also survived by a 10<sup>th</sup> grandchild, Opal White. Opal White died on 5/25/05 (after this decedent) therefore her estate is entitled to a 1/10 share of this estate. Petition states her son, Danny Brown has filed an Affidavit Re: Real Property of Small Value to pass Opal's interest in the real property to him. However, Opal's interest must first pass to her. In addition, someone (a special administrator?) will need to sign this petition on her behalf. Note: A special administrator cannot be appointed in this estate for Opal. A special administrator will need to be appointed in a new case for Opal's estate.</li> <li>3. Need Order.</li> </ol>
	40 days since DOD.		
	No other proceedings.		
	Decedent died intestate.		
<b>Cont. from 010714</b>	I & A - <b>\$110,000.00</b>		
<b>Aff.Sub.Wit.</b>			
✓ <b>Verified</b>			
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<b>Status Rpt</b>			
<b>UCCJEA</b>			
<b>Citation</b>			
<b>FTB Notice</b>			
<b>Reviewed by: LV/KT</b>			
<b>Reviewed on: 2/10/2014</b>			
<b>Updates:</b>			
<b>Recommendation:</b>			
<b>File 6 – Raymond</b>			

Atty Motsenbocker, Gary L., sole practitioner (for Petitioner Morris R. Martinez)

(1) First and Final Account and Report of Executor and Petition for Its Settlement and (2) for Allowance of Attorney Fees and (3) Final Distribution

<b>DOD: 11/20/2012</b>		<b>MORRIS R. MARTINEZ</b> , son and Executor, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>	
		<b>Account period: 9/30/2013 – 11/14/2013</b>		
<b>Cont. from</b>		Accounting - <b>\$139,377.19</b>		
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>			Beginning POH - <b>\$125,000.00</b>
<input checked="" type="checkbox"/>	<b>Verified</b>	Ending POH - <b>\$130,834.09</b> <i>(all cash)</i>		
<input checked="" type="checkbox"/>	<b>Inventory</b>	Executor - <b>waives</b>		
<input checked="" type="checkbox"/>	<b>PTC</b>	Attorney - <b>\$5,181.32</b> <i>(statutory)</i>		
<input checked="" type="checkbox"/>	<b>Not.Cred.</b>	Closing - <b>\$1,000.00</b> <i>(for accountant's fees for final fiduciary income tax return; misc. closing;)</i>		
<input checked="" type="checkbox"/>	<b>Notice of Hrg</b>	<b>Distribution pursuant to Decedent's Will is to:</b>		
<input type="checkbox"/>	<b>Aff.Mail</b>			• ANTHONY MARTINEZ – <b>\$20,775.46 cash;</b>
<input type="checkbox"/>	<b>Aff.Pub.</b>			• ELIZABETH MARTINEZ – <b>\$20,775.46 cash;</b>
<input type="checkbox"/>	<b>Sp.Ntc.</b>			• MORRIS R. MARTINEZ – <b>\$20,775.46 cash;</b>
<input type="checkbox"/>	<b>Pers.Serv.</b>			• PRISCILLA A. MORRISON – <b>\$20,775.46 cash;</b>
<input type="checkbox"/>	<b>Conf. Screen</b>			• CHRISTINE CRUZ – <b>\$20,775.46 cash;</b>
<input type="checkbox"/>	<b>Letters</b> 021913			• CELESTE AVILA – <b>\$20,775.46 cash.</b>
<input type="checkbox"/>	<b>Duties/Supp</b>			
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<input type="checkbox"/>	<b>Video Receipt</b>			
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<input type="checkbox"/>	<b>Aff. Posting</b>		<b>Reviewed by: LEG</b>	
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<input type="checkbox"/>	<b>Citation</b>		<b>Recommendation: SUBMITTED</b>	
<input checked="" type="checkbox"/>	<b>FTB Notice</b>		<b>File 7 – Martinez</b>	

Atty Dowling, Michael P., sole practitioner (for Respondent Cara Alexander Gimlin, Successor Trustee)  
 Atty Sherwood, Peter A., of Sherwood Law Offices, Visalia (for Linda Alexander Di Michillie, Successor Trustee)  
 Pro Per Alexander, Kenneth A.; Alexander, Suzanne M., Trust Beneficiaries

Petition for Confirmation of Proposed Distribution of Alexander Family 1998 Revocable Trust - Survivor's Trust Pursuant to Court Order

Carolyn DOD: 6/17/2002	<b>CARA A. ALEXANDER GIMLIN</b> , daughter and Successor Trustee of the <b>ALEXANDER FAMILY 1998 REVOCABLE TRUST</b> as amended (aka <b>SURVIVOR'S TRUST</b> , is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>			
Arthur DOD: 11/21/2011	<b>Petitioner states:</b>				
	<ul style="list-style-type: none"> <li><b>LINDA ALEXANDER DE MICHILLIE</b>, daughter and Successor Trustee of the <b>ALEXANDER DISCLAIMER TRUST</b>; <b>CARA A. ALEXANDER GIMLIN</b>, as Successor Trustee of the <b>ALEXANDER FAMILY 1998 REVOCABLE TRUST – SURVIVOR'S TRUST</b>; and <b>KENNETH A. ALEXANDER</b>, son, and <b>SUZANNE M. ALEXANDER</b>, daughter-in-law, all participated in a Mandatory Settlement Conference before the Honorable Robert Oliver on 6/20/2013 and agreed to settle their disputes;</li> </ul>				
Cont. from	<ul style="list-style-type: none"> <li>An Order Re: Settlement and Stipulation for the Petition for Order Confirming Ownership Interest in Real Property was filed on 8/22/2013 in connection with the agreed settlement in this matter; pursuant to Section 13 of the Order, this Court retained jurisdiction over the <b>SURVIVOR'S TRUST</b>;</li> </ul>				
<table border="1"> <tr> <td data-bbox="87 735 131 779"></td> <td data-bbox="131 735 334 779">Aff.Sub.Wit.</td> <td data-bbox="334 735 402 779"></td> </tr> </table>		Aff.Sub.Wit.		<ul style="list-style-type: none"> <li>Petitioner has complied with the terms of the Court's Order in connection with this matter and hereby presents this final report and proposed distribution of the <b>SURVIVOR'S TRUST</b>;</li> </ul>	
	Aff.Sub.Wit.				
<table border="1"> <tr> <td data-bbox="87 779 131 823">✓</td> <td data-bbox="131 779 334 823">Verified</td> <td data-bbox="334 779 402 823"></td> </tr> </table>	✓	Verified		<ul style="list-style-type: none"> <li>The real property located on Mar Vista Drive in Monterey has been sold pursuant to the Order in this matter (copy of Seller's Final Closing Statement attached as Exhibit A);</li> </ul>	
✓	Verified				
<table border="1"> <tr> <td data-bbox="87 823 131 867"></td> <td data-bbox="131 823 334 867">Inventory</td> <td data-bbox="334 823 402 867"></td> </tr> </table>		Inventory		<ul style="list-style-type: none"> <li>A portion of the proceeds have been distributed to the beneficiaries of the <b>SURVIVOR'S TRUST</b>, including all amounts owed to <b>KENNETH A. ALEXANDER</b> and <b>SUZANNE M. ALEXANDER</b> for reimbursement of out-of-pocket expenses and ½ of profit; the remainder is on hand and available for final distribution;</li> </ul>	
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Reviewed by: LEG
Reviewed on: 2/10/14
Updates:
Recommendation:
File 8 – Alexander

**Petitioner states, continued:**

- The real property located on Marettimo in Monterey has been sold (*copy of Seller's Final Closing Statement attached as Exhibit B*);
- A portion of the proceeds have been distributed to the beneficiaries; a copy of the Instructions for Distributing the stock is attached as *Exhibit C*;
- no stocks remain on hand for final distribution;
- The federal and California income tax returns for the **SURVIVOR'S TRUST** have been filed and taxes paid through 12/31/2012; a refund of a portion of the taxes paid has been deposited into the bank account of for the **SURVIVOR'S TRUST** and is available for final distribution;
- Final federal and California income tax returns will be due for the **SURVIVOR'S TRUST** through final distribution; a reserve in the amount of **\$75,000.00** is being withheld from the proposed distribution for payment of these income taxes, accountant's fees, and other miscellaneous expenses that may become due;
- A Proposed Distribution Schedule for the **SURVIVOR'S TRUST** is attached as *Exhibit D*, which includes the assets of the **SURVIVOR'S TRUST** at the end of the last account period on 9/30/2012; the proposed distribution will be made from the balance of the assets on hand as of 10/30/2013;
- Proposed Distribution Schedule sets forth the preliminary distribution of the stocks and the cash to **KENNETH A. ALEXANDER, LINDA ALEXANDER DE MICHILLIE, and CARA A. ALEXANDER GIMLIN**, as the beneficiaries of the **SURVIVOR'S TRUST**, made since the end of the last accounting period;
- The beneficiaries have waived any further accounting of the **SURVIVOR'S TRUST** pursuant to the Order at Section 9, Page 7;
- The assets on hand as of 10/30/2013 consist of cash in the amount of **\$295,656.79**;
- As set forth on *Exhibit D*, the **SURVIVOR'S TRUST** should be distributed as follows:
  - **KENNETH A. ALEXANDER** – **\$98,522.26** (consisting of **\$73,552.27** cash and **\$25,000.00** reserve);
  - **LINDA ALEXANDER DE MICHILLIE** – **\$98,522.26** (consisting of **\$73,552.27** cash and **\$25,000.00** reserve);
  - **CARA A. ALEXANDER GIMLIN** – **\$98,522.26** (consisting of **\$73,552.27** cash and **\$25,000.00** reserve).
- The **SURVIVOR'S TRUST** is in a condition to be closed.

**Petitioner requests the Court order that:**

1. The administration of the **SURVIVOR'S TRUST** be brought to a close;
2. The *Petition for Confirmation of Proposed Distribution of the SURVIVOR'S TRUST* be settled, allowed and approved;
3. All acts and proceedings of Petitioner as Successor Trustee be confirmed and approved; and
4. Distribution of the **SURVIVOR'S TRUST** in Petitioner's hands and any other property of the **SURVIVOR'S TRUST** not now known or discovered by made in equal shares to **KENNETH A. ALEXANDER, LINDA ALEXANDER DE MICHILLIE, and CARA A. ALEXANDER GIMLIN**.

Atty Wright, Janet L. (Petitioner – Court-appointed attorney for Conservatee)

Atty Kruthers, Heather H. (for Public Guardian – Conservator)

Petition for Attorney's Fees and Reimbursement of Costs Advanced

	JANET L. WRIGHT, Court-appointed attorney for Conservatee, is Petitioner.	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b><u>CONTINUED TO 4-10-14</u></b> Per Attorney request</p> <p><b>Note:</b> Pursuant to Stipulation Regarding Sale of Real Property (Former Residence) and Personal Property of the Estate filed 7-12-13, the Court signed the Order Authorizing Sale of Real Property (Former Residence) and Personal Property of the Estate on 7-15-13.</p> <p><b>Note: The Court will set a status hearing for the filing of the First Account by the Public Guardian as follows:</b></p> <ul style="list-style-type: none"> <li>Friday September 5, 2014</li> </ul> <p>Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.</p>
	Petitioner was court appointed to represent the Conservatee on 5-13-13 in connection with her objection to the sale of her real and personal property.	
	Petitioner asks that she be paid \$4,347.25 from the conservatorship estate in connection with her representation of the Conservatee for services including travel and meeting with the Conservatee, preparation of objection and other documentation, communication with family members and Public Guardian, etc., per itemized declaration, which includes \$870.00 in filing fees.	
	Itemized declaration includes 9.75 attorney hours @ \$200-325/hr and 3.3 paralegal hours @ \$120/hr.	
	Petitioner is informed and believes that the Conservatee has sufficient assets for the payment of fees and reimbursement of costs as set forth above.	
<b>Cont. from 121613</b>		
<b>Aff.Sub.Wit.</b>		
<b>Verified</b>		
<b>Inventory</b>		
<b>PTC</b>		
<b>Not.Cred.</b>		
<b>Notice of Hrg</b>		
<b>Aff.Mail</b>		
<b>Aff.Pub.</b>		
<b>Sp.Ntc.</b>		
<b>Pers.Serv.</b>		
<b>Conf. Screen</b>		
<b>Letters</b>		
<b>Duties/Supp</b>		
<b>Objections</b>		
<b>Video Receipt</b>		
<b>CI Report</b>		
<b>9202</b>		
<b>Order</b>		
<b>Aff. Posting</b>		
<b>Status Rpt</b>		
<b>UCCJEA</b>		
<b>Citation</b>		
<b>FTB Notice</b>		
		<p><b>Reviewed by:</b> skc</p> <p><b>Reviewed on:</b> 2-10-14</p> <p><b>Updates:</b> 2-13-14</p> <p><b>Recommendation:</b></p> <p><b>File 9 – Togo</b></p>

<b>DOD: 11/29/2012</b>	<b>SPECIAL ADMINISTRATION EXPIRED 1-24-13</b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>
	<b>DOUGLAS CLEVINGER</b> , son, is petitioner and requests appointment as special administrator with bond set at \$85,000.00.	
	Decedent died intestate.	
	Residence: Fresno	
<b>Cont. from 092413, 120313, 010713</b>	Inventory and Appraisal Value: \$85,000.00 (real property located at 4660 E. Brown in Fresno only)	
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>	<p><b>Petitioner states</b> he is the son of the decedent and had no contact with his father for more than 40 years. The decedent had been married several times. He was divorced from his most recent wife prior to his death. The only other known child of the decedent is Cynthia Fore. After extensive search, Petitioner states he has been unable to locate his half-sister. Two months prior to his death, decedent purchased real property located in Fresno. The decedent's other known assets are \$14,000 in a Citi Bank account, a Schwab account with approximately \$1,400.00 and a pick-up truck of nominal value. Therefore the total value of the estate is approximately \$100,400. Given the size of the estate the petitioner is able collect his 1/2 of the bank accounts and vehicle using an Affidavit under Probate Code §13100. Accordingly Petitioner is not asking for relief with respect to collecting the money or vehicle.</p> <p>Petitioner requests appointment as special administrator with the authority to sell the decedent's real property and deposit the proceeds into the decedent's bank account.</p> <p>Following the sale the Petitioner will then be able to present an Affidavit under Probate Code §13100 to collect his 1/2 interest in the estate.</p> <p><b>Minute Order 9-24-13:</b> This matter must be published. The Court grants petitioner special administrator for the purposes of listing the house for sale. Mr. Matlak to prepare order. Mr Matlak is to file a report of sale petition. This petition is continued to the same date. Continued to: [Pending] at 09:00a.m. in Dept 303. Set on: 1/24/14 at 09:00a.m. in Dept 303 for: Status Hearing.</p>	<p><b><u>SEE ADDITIONAL PAGES</u></b></p>
<input checked="" type="checkbox"/> <b>Verified</b>		
<input type="checkbox"/> <b>Inventory</b>		
<input type="checkbox"/> <b>PTC</b>		
<input type="checkbox"/> <b>Not.Cred.</b>		
<input type="checkbox"/> <b>Notice of Hrg</b>		
<input type="checkbox"/> <b>Aff.Mail</b>		
<input type="checkbox"/> <b>Aff.Pub.</b>		
<input type="checkbox"/> <b>Sp.Ntc.</b>		
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<input checked="" type="checkbox"/> <b>Letters</b>		
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<input type="checkbox"/> <b>Video Receipt</b>		
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<input type="checkbox"/> <b>UCCJEA</b>		
<input type="checkbox"/> <b>Citation</b>		
<input type="checkbox"/> <b>FTB Notice</b>		
<b><u>SEE ADDITIONAL PAGES</u></b>		

**Reviewed by: KT / skc /KT**  
**Reviewed on: 2/10/14**  
**Updates:**  
**Recommendation:**  
**File 10 – Fore**

**Order for Probate filed 9-27-13 appoints Petitioner as Special Administrator with an expiration date of 1-24-13 with special powers to enter into an exclusive listing agreement and enter into a contract to sell the property, subject to court approval of the terms and conditions of the sale; notice of hearing to be served per Probate Code §1220 and published per Probate Code §8121.**

**Update:** Agreement and Assignment of Cindy Nicholls filed 9-30-13 by Brandenburger & Davis (heir finder) indicates that in consideration of their having located her and brought her estate interest to her attention, Ms. Nicholls, nee Fore, assigns one-third of her interest in the estate to Brandenburger & Davis. Brandenburger & Davis also filed a Request for Special Notice to attorney Tracy Potts of Sacramento.

The Report of Sale and Petition for Order Confirming Sale of Real Property and to Determine the Disposition of the Sale Proceeds was filed 10-24-13 and set for hearing on 12-3-13 (Page 10B of this calendar), and as such, this original petition matter was continued to 12-3-13 pursuant to the 9-24-13 minute order.

Consent of Cindy Nicholls to Report of Sale and Petition for Order Confirming Sale of Real Property and to determine the Disposition of the Sale Proceeds was filed 11-6-13.

**Note that as of 1/6/14, nothing further has been filed with respect to the probate estate, including publishing pursuant to Probate Code §8121. (Notice of Sale was published pursuant to Probate Code §10300; however, that notice does not meet the requirements of publishing for opening estate administration pursuant to Probate Code §8121, as required.)**

**NEEDS/PROBLEMS/COMMENTS:**

1. **Examiner Notes previously stated:** It appears that the petitioner wants to probate and distribute the estate without any court oversight or notice to creditors, including the Franchise Tax Board, Department of Health Services, etc. This does not appear to be the proper use of a special administration.

Probate Code §8546(c) states the Special Administrator must account in the same manner as a general personal representative. Therefore it appears that a general personal representative would be more appropriate.

There could be other heirs that are unknown to Petitioner and that is why publication is necessary, for notice to be given to other potential heirs of the decedent, especially given the fact the petitioner had not seen his father in 40 years.

**At this time, the following additional issues are noted:**

2. Petitioner states that given the size of the estate, Petitioner is permitted to collect his one-half interest using affidavit under Probate Code §13100 and is therefore not including those assets or requesting any relief herein with respect to the bank accounts and vehicle with a total approx. value of \$15,400.00.

This may not be appropriate considering that the Petitioner is not the only heir to the estate, has opened this special administration, and is now requesting court confirmation of sale and distribution of proceeds pursuant to intestate succession.

The Court may require authority for handling the additional assets via summary proceeding separate from the existing probate estate. See Probate Code §8000 et seq. (Opening Estate Administration, etc.)

**SEE ADDITIONAL PAGES**

3. Court records indicate that there were ongoing proceedings in Mr. Fore's dissolution matter (Fresno Superior Court Case No. 08CEFL03393) at the time of his death. Although the Judgment of Dissolution was entered on 11-1-11, it appears there were ongoing proceedings with regard to beneficiary designation on certain accounts/assets. Therefore, Qiao-Zhen Chen Fore, the decedent's former spouse, may be an heir entitled to notice of a petition to administer the estate.
4. I&A filed 9-3-13 states at #3 that the I&A contains all of the assets of the estate. However, the I&A lists only the house valued at \$85,000.00. The Court is aware, pursuant to statements in the original petition, as noted above, of at least \$15,400.00 of additional assets. The Court will require amended I&A once a probate estate established.
5. Based on the above concerns, the Court may require a Petition for Letters of Administration to be filed and properly noticed pursuant to Probate Code §8000, et seq.
6. This matter was never published (Notice of Petition to Administer the Estate) as required by Minute Order dated 9/24/13.

Atty Boyajian, Thomas M., sole practitioner (for Petitioner Drake K. Cotton)

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

<b>DOD: 1/17/2013</b>	<b>DRAKE K. COTTON</b> , son and named Co-Executor without bond, is Petitioner. (Named Co-Executor declines to act.)	<b>NEEDS/PROBLEMS/COMMENTS:</b>  1. Need <i>Duties and Liabilities of Personal Representative</i> form, and <i>Confidential Supplement to Duties and Liabilities of Personal Representative</i> form, pursuant to Local Rule 7.10.1 and Probate Code § 8404.
<b>Cont. from</b>	Full IAEA – O.K.	
<input checked="" type="checkbox"/> <b>Aff.Sub.Wit.</b> S/P	Will Dated: 5/27/2009	
<input checked="" type="checkbox"/> <b>Verified</b>	Residence: Fresno	
<b>Inventory</b>	Publication: Business Journal	
<b>PTC</b>		
<b>Not.Cred.</b>		
<input checked="" type="checkbox"/> <b>Notice of Hrg</b>		
<input checked="" type="checkbox"/> <b>Aff.Mail</b> W/		
<input checked="" type="checkbox"/> <b>Aff.Pub.</b>	<b>Estimated value of the Estate:</b>	
<b>Sp.Ntc.</b>	Personal property - \$ 2,000.00	
<b>Pers.Serv.</b>	Real property - <u>\$205,000.00</u>	
<b>Conf. Screen</b>	<b>Total</b> - \$207,000.00	
<input checked="" type="checkbox"/> <b>Letters</b>	<b>Probate Referee: Steven Diebert</b>	
<b>Duties/Supp</b> X		
<b>Objections</b>		
<b>Video Receipt</b>		
<b>CI Report</b>		
<b>9202</b>		
<input checked="" type="checkbox"/> <b>Order</b>		
<b>Aff. Posting</b>		
<b>Status Rpt</b>		
<b>UCCJEA</b>		
<b>Citation</b>		
<b>FTB Notice</b>		
		<b>Reviewed by:</b> LEG
		<b>Reviewed on:</b> 2/10/14
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 11 – Cotton</b>

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

<b>DOD: 10/30/2013</b>	<b>CONNIE MORGAN</b> , Trustee, is petitioner	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <ol style="list-style-type: none"> <li>#1 of the Petition lists the petitioner as trustee without including the name of the Trust.</li> <li>#9a(3) or 9a(4) of the petition was not answered re: registered domestic partner.</li> <li>#9a(7) or 9a(8) of the petition was not answered re: Issue of a predeceased child.</li> <li>Need declaration pursuant to Local Rule 7.12.5 re: distribution to an Inter Vivos trust.</li> </ol>
	40 days since DOD.	
	No other proceedings.	
<b>Cont. from</b>	Will dated July 1, 2012 devises entire estate to the Tom Jay Edwards Living Trust.	
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>		
<input checked="" type="checkbox"/> <b>Verified</b>		
<input type="checkbox"/> <b>Inventory</b>		
<input type="checkbox"/> <b>PTC</b>		
<input type="checkbox"/> <b>Not.Cred.</b>		
<input checked="" type="checkbox"/> <b>Notice of Hrg</b>	I & A - <b>\$41,000.00</b>	
<input checked="" type="checkbox"/> <b>Aff.Mail</b>	W/	
<input type="checkbox"/> <b>Aff.Pub.</b>	Petitioner requests court determination that decedent's 1/2 interest in real property located at 2710 N. Dearing in Fresno pass to petitioner as Trustee.	
<input type="checkbox"/> <b>Sp.Ntc.</b>		
<input type="checkbox"/> <b>Pers.Serv.</b>		
<input type="checkbox"/> <b>Conf. Screen</b>		
<input type="checkbox"/> <b>Letters</b>		
<input type="checkbox"/> <b>Duties/Supp</b>		
<input type="checkbox"/> <b>Objections</b>		
<input type="checkbox"/> <b>Video Receipt</b>		
<input type="checkbox"/> <b>CI Report</b>		
<input type="checkbox"/> <b>9202</b>		
<input checked="" type="checkbox"/> <b>Order</b>		
<input type="checkbox"/> <b>Aff. Posting</b>		
<input type="checkbox"/> <b>Status Rpt</b>		
<input type="checkbox"/> <b>UCCJEA</b>		
<input type="checkbox"/> <b>Citation</b>		
<input type="checkbox"/> <b>FTB Notice</b>		
		<b>Reviewed by: KT</b>
		<b>Reviewed on: 2/11/14</b>
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 12 – Edwards</b>

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

	<b>ERICA DORFMEIER</b> is Administrator.	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Continued from 1/17/14. Minute Order states no appearances. Mr. Fishman is ordered to be personally present on 2/18/14. Copy of the minute order was mailed to Mr. Fishman on 1/17/14.</b></p> <p>1. Need receipts for blocked accounts from Chase Bank and from Fresno County Federal Credit Union.</p>
	On 12/19/2013 the First and Final Account of Administrator was approved.	
	The Order allowed for Distribution of \$513,488.89 cash to be placed into a blocked account for the minor beneficiary Jordan O'Neal (age 16).	
<b>Cont. from 011714</b>	This status hearing was set for the filing of a receipt for blocked account.	
<b>Aff.Sub.Wit.</b>	Receipt for Blocked Account filed on 1/7/14.	
<b>Verified</b>	The Receipt for Blocked Account shows that \$513,488.89 was deposited at Wells Fargo. This amount exceeds the amount that is federally insured.	
<b>Inventory</b>	An Ex Parte Order to make Interbank Transfer of Funds from Blocked Account was filed on 2/5/14 ordering Wells Fargo to transfer \$239,082.00 into a blocked account at Chase Bank and to transfer \$239,082.00 from Wells Fargo into a blocked account at Fresno County Federal Credit Union.	
<b>PTC</b>	<b>Status Report filed on 2/13/14 states</b> the Administrator is in the process of retrieving the Court Orders to Transfer Funds into two blocked accounts. It is anticipated that the Administrator will open two additional blocked accounts for the benefit of the minor and that receipts will be filed when received. Administrator hereby requests that this matter be continued until March 18, 2014 in order to allow the Administrator to make the inter-bank transfers and file the receipts.	
<b>Not.Cred.</b>		
<b>Notice of Hrg</b>		
<b>Aff.Mail</b>		
<b>Aff.Pub.</b>		
<b>Sp.Ntc.</b>		
<b>Pers.Serv.</b>		
<b>Conf. Screen</b>		
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<b>Status Rpt</b>		
<b>UCCJEA</b>		
<b>Citation</b>		
<b>FTB Notice</b>		
		<b>Reviewed by: KT</b>
		<b>Reviewed on: 2/10/14</b>
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 13 – O'Neal</b>



Pro Per Fontes, David (Pro Per Petitioner)

Atty Donovan, Katherine E. (Attorney of Record for James Fontes and Sheri Fontes, Co-Guardians)

Ex Parte Petition for Withdrawal of Funds from Blocked Account

Age: 18 years		<p>DAVID FONTES, ward, is Petitioner.</p> <p><b>Petitioner requests</b> an order permitting the withdrawal of funds belonging to him from the blocked account held for his benefit with a balance as of 12/31/2013 of <b>\$12,795.42</b>.</p> <p><b>Notes for background:</b></p> <ul style="list-style-type: none"> <li>• <b>Order Appointing Guardian of Minor filed 3/2/2000</b> shows <b>JAMES M. FONTES</b> and <b>SHERI M. FONTES</b>, maternal cousins, were appointed Co-Guardians of the Estate of <b>DAVID MICHAEL DUNCAN MARTIN</b> on 3/2/2000. Letters of Guardianship issued on 3/2/2000. Order finds:                     <ul style="list-style-type: none"> <li>○ Deposits of <b>\$7,500.00</b> are to be placed into a blocked account at [a credit union] in Fresno;</li> <li>○ Additional orders: The social security survivor benefits [of <b>~\$253.00</b> per month] are exempt from the annual itemized accounting other than to show the receipt and general disbursement of the benefits towards the support of the minor.</li> </ul> </li> <li>• <b>Declaration of James M. Fontes Re Assets of the Estate filed 2/28/2000</b> states the only estate assets will be from the <b>ESTATE OF ROSE ROXIE DUNCAN</b> [great-grandmother, DOD 6/13/1999, Madera County Superior Court, Case #P10542], upon the sale of her residence, and funds will be deposited directly into the blocked account. <i>Petition for Appointment of Guardian of the Estate</i> filed 12/22/1999 indicates the attorney for Ms. Duncan's Estate informed Mr. and Mrs. Fontes that they needed to be appointed guardians of the estate in order to receive distribution on behalf of the minor.                     <p style="text-align: center;"><b>~Please see additional page~</b></p> </li> </ul>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Note:</b> Court records show Attorney Katherine Donovan remains attorney of record for the Co-guardians. However, it does not appear Attorney Donovan has notice of this petition for withdrawal. Court records show the last document filed by Attorney Donovan on behalf of the Co-Guardians is a <i>Receipt of Deposit of Money Into Blocked Account</i> filed 10/25/2000 showing a balance as of 10/16/2000 of <b>\$8,012.03</b>.</p> <p><b>Note:</b> Court records show the initial <i>Petition for Appointment of Guardian of the Estate</i> filed 12/22/1999 by Attorney Donovan on behalf of James M. Fontes and Sheri M. Fontes indicates the ward's mother is deceased, and his father's whereabouts were determined as unknown based upon <i>Declaration of Judith Barron</i> [of Attorney Donovan's office] <i>Re Service on Michael Paul Martin</i> filed 2/28/2000. The <i>Order Appointing Guardian of Minor</i> filed 3/2/2000 dispensed with notice of the appointment to the father, <b>MICHAEL PAUL MARTIN</b>.</p> <p style="text-align: center;"><b>~Please see additional page~</b></p> <p><b>Reviewed by:</b> LEG</p> <p><b>Reviewed on:</b> 2/10/14</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 15 – Martin</b></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 type="checkbox"/>	Notice of Hrg			X
<input type="checkbox"/>	Aff.Mail			X
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input type="checkbox"/>	Pers.Serv.			
<input type="checkbox"/>	Conf. Screen			
<input type="checkbox"/>	Letters			
<input type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input type="checkbox"/>	CI Report			
<input type="checkbox"/>	9202			
<input 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			

**Order on Ex Parte Petition for Withdrawal of Funds from Blocked Account filed 1/28/2014 finds the ex parte petition is denied for the following reasons:**

1. Guardianship of the Estate was established on 3/2/2000, with the Order Appointing Guardian of Minor finding that the social security survivor benefits are exempt from the annual itemized accounting other than to show the receipt and general disbursement of the benefits toward the support of the minor. Court records do not show a final accounting has been filed with the Court for the guardianship estate pursuant to Probate Code § 2620 and 2630, nor release of the Co-Guardians, James M. Fontes and Sheri M. Fontes, pursuant to Probate Code § 2627.
2. Pursuant to Local Rule 7.8.1(G), the Court in its discretion may require a noticed hearing, even if the request to withdraw funds is submitted ex parte. The Court finds it is unclear whether the appointed Co-Guardians, James M. Fontes and Sheri M. Fontes, are aware of the *Ex Parte Petition for Withdrawal of Funds from Blocked Account* seeking withdrawal of the balance of the funds without final accounting or release of the Co-Guardians and closure of the guardianship estate pursuant to the provisions of the Probate Code.
3. Notice of the *Ex Parte Petition for Withdrawal of Funds from Blocked Account* shall be served 15 days prior to the hearing to all interested parties, including James M. Fontes and Sheri M. Fontes, pursuant to Probate Code § 1460.

**Clerk's Certificate of Mailing filed 1/28/2014** shows the *Order on Ex Parte Petition* was mailed to Petitioner David Fontes on 1/28/2014.

**NEEDS/PROBLEMS/COMMENTS, continued:**

1. Need Notice of Hearing and proof of 15 days' service by mail of the notice, per the *Order on Ex Parte Petition for Withdrawal of Funds from Blocked Account*, for the following persons:
  - **JAMES M. FONTES**, Co-Guardian;
  - **SHERI M. FONTES**, Co-Guardian.
2. Need final accounting of the guardianship estate, or settlement of accounts and release by the ward (David Michael Duncan Martin) of the Co-Guardians, James M. Fontes and Sheri M. Fontes, pursuant to Probate Code § 2627 in order to close the guardianship estate.
3. Need proposed order for the settlement of accounts, release of Co-Guardians of the estate, and closure of the guardianship estate. (*Note: proposed Order for Withdrawal of Funds from Blocked Account was previously submitted by Petitioner.*)

ProPer **Lamas, Rosa Lamas (pro per – maternal aunt/Petitioner)**

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

<b>Age: 5</b>		<b><u>TEMPORARY EXPIRES 01/02/14</u></b>		<b>NEEDS/PROBLEMS/COMMENTS:</b>	
		<b>ROSA LAMAS LAMAS</b> , maternal aunt, is Petitioner.		1. Declarations of Due Diligence filed 12/19/13 states that the paternal grandparents are unknown, if diligence is not found, 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: - Paternal grandparents (unknown)	
		Father: <b>ANGEL</b> (Last name not listed) – Court dispensed with notice on 01/02/14			
<b>Cont. from</b>		Mother: <b>MARIA GUADALUPE LAMAS LAMAS</b> – Consent & Waiver of Notice filed 12/19/13			
	<b>Aff.Sub.Wit.</b>				
✓	<b>Verified</b>				
	<b>Inventory</b>				
	<b>PTC</b>				
	<b>Not.Cred.</b>				
✓	<b>Notice of Hrg</b>		Paternal grandparents: UNKNOWN – Declarations of Due Diligence filed 12/19/13		
✓	<b>Aff.Mail</b>				
	<b>Aff.Pub.</b>		Maternal grandfather: FRANCISCO LAMAS COVARRUBIAS – Served by mail on 12/20/13		
	<b>Sp.Ntc.</b>		Maternal grandmother: MICAELA LAMAS ALVAREZ - deceased		
	<b>Pers.Serv.</b>	n/a			
✓	<b>Conf. Screen</b>				
✓	<b>Letters</b>		<b>Petitioner states</b> that the mother left the child on 11/02/13 and never returned. She is now incarcerated in Mississippi. Petitioner state that she has never met the father and only knows that is first name is Angel.		
✓	<b>Duties/Supp</b>				
	<b>Objections</b>				
	<b>Video Receipt</b>				
✓	<b>CI Report</b>		<b>Court Investigator Samantha Henson filed a report on 02/11/14.</b>		
	<b>9202</b>				
✓	<b>Order</b>				
	<b>Aff. Posting</b>				
	<b>Status Rpt</b>				
✓	<b>UCCJEA</b>				
	<b>Citation</b>				
	<b>FTB Notice</b>				
				<b>Reviewed by:</b> JF	
				<b>Reviewed on:</b> 02/11/14	
				<b>Updates:</b> 02/13/14	
				<b>Recommendation:</b>	
				<b>File 16 – Lamas</b>	

17 Anquan Dupree Lee & Anquanesse Lakeys Lee (GUARD/P)

Case No. 13CEPR01098

ProPer Augustus, Carolyn (pro per – paternal grandmother/Petitioner)

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

Anquan, 7		<p align="center"><b><u>NO TEMPORARY REQUESTED</u></b></p> <p><b>CAROLYN AUGUSTUS</b>, paternal grandmother, is Petitioner.</p> <p>Father: <b>ANTWANE DUPREE LEE</b> – personally served on 01/21/14; see note 1a</p> <p>Mother: <b>DEREICE DRAPER</b></p> <p>Paternal grandfather: DECEASED</p> <p>Maternal grandfather: CLOYD LEE MARSHALL</p> <p>Maternal grandmother: DECEASED</p> <p><b>Petitioner states</b> that the children are not being properly cared for in their current home. Their medical and dental needs are neglected, they are underfed, and do not have adequate clothing.</p> <p><b>Court Investigator Dina Calvillo filed a report on – NEED REPORT.</b></p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <ol style="list-style-type: none"> <li>Need proof of service at least 15 days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Guardian of the Person</i> <u>or</u> Consent &amp; Waiver of Notice <u>or</u> Declaration of Due Diligence for:                     <ol style="list-style-type: none"> <li>Antwane Dupree Lee (father) – Personal service required. <b>Note:</b> Proof of service filed 01/22/14 is incomplete. It does not indicate that a copy of the Petition was served along with the Notice of Hearing and was not filled out completely by the person effecting service.</li> <li>Dereice Draper (mother) – Personal service required</li> <li>Cloyd Lee Marshall (maternal grandfather) – service by mail is sufficient</li> </ol> </li> <li>Items 3 &amp; 13 of the Confidential Screening Form were not completed. #3 – I have/have not been charged with, arrested for, or convicted of a crime deemed to be a felony or a misdemeanor; #13 – I have or may have/I do not have an adverse interest that the court may consider to be a risk to, or to have an effect on, my ability to faithfully perform the duties of guardian.</li> <li>Need CI Report and Clearances – CI to provide.</li> </ol>	
Anquanesse, 7				
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 type="checkbox"/>	Aff.Mail			x
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input checked="" type="checkbox"/>	Pers.Serv.			w/o
<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			x
<input type="checkbox"/>	9202			
<input checked="" type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input checked="" type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
		<b>Reviewed by:</b> JF		
		<b>Reviewed on:</b> 02/11/14		
		<b>Updates:</b>		
		<b>Recommendation:</b>		
		<b>File 17 – Lee</b>		

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

Janessa, 2		<p align="center"><b><u>GENERAL HEARING 04/08/14</u></b></p> <p><b>TINA LOPEZ</b>, paternal grandmother, is Petitioner.</p> <p>Father: <b>JACOB LOPEZ</b>                  Mother: <b>BREANNA LAMPHERE</b> –  <i>Declaration of Due Diligence filed 02/03/14</i></p> <p>Paternal grandfather: JAMES LOPEZ</p> <p>Maternal grandfather: UNKNOWN                  Maternal grandmother: KATRINA</p> <p><b>Petitioner states</b> that the father is in jail and the mother has abandoned the children, is on drugs and homeless.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <ol style="list-style-type: none"> <li>1. Need <i>Notice of Hearing</i>.</li> <li>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>Temporary Guardianship Petition</i> or <i>Consent &amp; Waiver of Notice</i> or <i>Declaration of Due Diligence</i> for:                         <ol style="list-style-type: none"> <li>a. Jacob Lopez (father)</li> <li>b. Breanna Lamphere (mother) – unless diligence is found.</li> </ol> <i>Declaration of Due Diligence</i> filed 02/03/14 states the mother's whereabouts are unknown and that during the last phone contact she stated that she didn't care about anything.                     </li> <li>3. Petitioner answered "I have" to item 3 of the Confidential Guardian Screening Form re: been charged with, arrested for, or convicted of a crime deemed to be a felony or a misdemeanor; and "Yes" re: have you or any other person living in your home, been charged with, arrested for, or convicted of a crime involving illegal substances or alcohol? But did not provide any information about those answers. Need more information.</li> </ol>	
Jenna, 10 months				
Cont. from				
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input type="checkbox"/>	Not.Cred.			
<input type="checkbox"/>	Notice of Hrg			X
<input type="checkbox"/>	Aff.Mail			
<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			
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<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
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<input type="checkbox"/>	Status Rpt			
<input checked="" type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
		<b>Reviewed by:</b> JF		
		<b>Reviewed on:</b> 02/11/14		
		<b>Updates:</b>		
		<b>Recommendation:</b>		
		<b>File 18 – Lopez</b>		

Paige, 13	<b>TEMPORARY GRANTED EX PARTE:</b>		<b>NEEDS/PROBLEMS/COMMENTS:</b>
	<b>EXPIRES 02/18/14</b>		
	<b>GENERAL HEARING: 04/02/14</b>		<p>This petition is for Paige only. Temporary Guardianship of Bailey was granted on 02/11/14 to maternal grandfather, Pedro Luna.</p> <ol style="list-style-type: none"> <li>1. Need Notice of Hearing.</li> <li>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 &amp; Waiver of Notice <u>or</u> Declaration of Due Diligence for:                     <ol style="list-style-type: none"> <li>a. Jon Liggett (father)</li> <li>b. Paige Liggett (minor)</li> </ol> </li> </ol>
Cont. from	TRISHA WOLFE, non-relative, is Petitioner.		
Aff.Sub.Wit.	Father: JON LIGGETT		
✓ Verified	Mother: ROSA LUNA – Personally served on 02/12/14		
Inventory	Paternal grandparents: DECEASED		
PTC	Maternal grandfather: PEDRO LUNA		
Not.Cred.	Maternal grandmother: DECEASED		
Notice of Hrg	x	Siblings: KASSIDY LIGGETT (16)	
Aff.Mail	Petitioner states that Paige needs a stable, drug-free home, and a guardian that can get her the help she needs. She has issues with cutting and has been suicidal. Her mother does not seek help for her. The mother leaves the minor home alone frequently and abuses drugs.		
Aff.Pub.			
Sp.Ntc.			
✓ Pers.Serv.			
✓ Conf. Screen			
Letters	x		
✓ Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order	x		
Aff. Posting			
Status Rpt			
✓ UCCJEA			
Citation			
FTB Notice			
			Reviewed by: JF
			Reviewed on: 02/11/14
			Updates:
			Recommendation:
			File 19 – Liggett