



## 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.

Petitioner Amalia Molly Dominguez (Pro Per – Maternal Grandmother – Petitioner)  
 Attorney Kruthers, Heather H. (for Public Guardian – Guardian of the Estate)

**Petition for Appointment of Guardian of the Person**

		See petition for details.	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><u>Minute Order 12/16/15:</u>                  Petitioner represents that an additional hearing on releasing the guardianship to California is set on 1/27/16 in the Virginia Court. The Court orders the general appointment of the Public Guardian as to the Estate. Ms. Dominguez is to file proof of the termination in VA.</p> <p><u>Update:</u> On 2/2/16, Petitioner filed a declaration with an attached order from the Juvenile and Domestic Relations District Court of Prince William County, VA, dated 12/10/15 that states that given that the minor has resided in California since August 2014 and a petition for guardianship has been filed in Fresno, CA, the VA Court declines to exercise its jurisdiction over matters concerning the minor.</p> <p>The following issue remains noted:</p> <ol style="list-style-type: none"> <li>1. If diligence is not found, need service on paternal grandparents Rosa Esqueda and Sam Esqueda, Sr., pursuant to Probate Code §1511.</li> </ol> <p><u>Note:</u> Notice of Hearing filed 2/2/16 indicates mailed service to Rosa Esqueda, but is blank and does not indicate when service was mailed.</p>	
Cont. from 062415, 072915, 080515, 090915, 110415, 121615				
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
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	Sp.Ntc.			
	Pers.Serv.			
✓	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt			
✓	CI Report			
✓	Clearances			
✓	Order			
	Aff. Posting			
	Status Rpt			
✓	UCCJEA			
	Citation			
	FTB Notice			
		Reviewed by: skc		
		Reviewed on: 2/19/16		
		Updates:		
		Recommendation:		
		File 4- Esqueda		

**Probate Status Hearing RE: Filing of the Inventory and Appraisal**

	<p><b>SHELIA STEARNS</b> was appointed Conservator of the Person and Estate with bond of \$50,000.00 and \$425,000.00 to be placed into blocked accounts pursuant to Evidentiary/Settlement Conference Minute Order dated 2-25-14. The Order was signed on 3-5-14.</p> <p>Ms. Stearns was formerly represented by Attorney Sheldon Feigel, who is no longer eligible to practice law. Mr. Rindlisbacher appeared for the conservator on 7-21-14.</p> <p>On 8-13-14, bond of \$50,000.00 was filed. Thereafter, Letters were issued on 8-25-14.</p> <p>At a Status Hearing on 01/29/15, the Court set this matter for a status hearing regarding filing of the Inventory &amp; Appraisal.</p> <p><b>Order Increasing Bond filed 06/26/15</b>, increased bond to \$373,717.86.</p> <p>Bond of \$373,718.00 filed 09/08/15.</p> <p>Inventory &amp; Appraisal, partial no. 1, filed 10/28/15 - \$429,743.51</p> <p><b>Petition for Authority to Sell Residence of Conservatee</b> was approved on 12/14/15. <b>Minute Order from 12/14/15 [Judge Snauffer]</b> states: Counsel represents that he should have the Inventory &amp; Appraisal back in the next couple of weeks. The Court grants the petition with the condition that the property is to be inventoried and appraised by the previously set 01/13/16 status hearing.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Continued from 1/13/16. Minute order states</b> Counsel requests 45 days and represents that the final</p> <p>1. <b>Need Final Inventory &amp; Appraisal and/or current written status report</b> pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.</p>
Cont. from 040215, 052815, 062515, 072315, 090315, 091015, 102915, 011316		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
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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/KT
		Reviewed on: 2/19/16
		Updates:
		Recommendation:
		File 5A - Cook





**First and Final Account and Report of Conservator, Petition for Allowance of Fees to Conservator and Attorney, and Petition for Distribution**

<b>DOD: 09/03/15</b>	<b>MARIA DE LOS ANGELES RODRIGUEZ</b> , Step-Granddaughter and Conservator, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <u>Minute Order 1/13/16:</u> Counsel represents they are still waiting on an order from Monterey County.  <p align="center"><u>SEE PAGE 2.</u></p>
	Account period: <b>07/25/14 – 09/30/15</b>	
<b>Cont. from 011316</b>	Accounting: <b>\$179,489.26</b>	
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>	Beginning POH: <b>\$173,956.68</b>	
<input checked="" type="checkbox"/> <b>Verified</b>	Ending POH: <b>\$158,860.54 (cash)</b>	
<input type="checkbox"/> <b>Inventory</b>	Conservator: <b>\$2,445.00</b>	
<input type="checkbox"/> <b>PTC</b>	(144 hours @ \$5.00/hr. for travel time; 60 hours @ \$15.00/hr. for home maintenance; 30 hours @ \$15.00/hr. for sale or donation of household items; 25 hours @ \$15.00/hr. for the sale of real property)	
<input type="checkbox"/> <b>Not.Cred.</b>	Attorney: <b>\$7,182.50</b> (itemized by date for 26.3 hours @ \$275/hr.)	
<input checked="" type="checkbox"/> <b>Notice of Hrg</b>	Costs: <b>\$2,871.38</b> (filing fees, service of process, probate referee, publication, federal express)	
<input checked="" type="checkbox"/> <b>Aff.Mail</b> w/	<b>Petitioner states that she has filed a Petition for Probate in Monterey County and requests that the Conservatorship estate be distributed to the probate estate.</b>	
<input type="checkbox"/> <b>Aff.Pub.</b>	<b>Petitioner prays for an Order:</b>	
<input type="checkbox"/> <b>Sp.Ntc.</b>	1. Approving, allowing and settling the First & Final Account;	
<input type="checkbox"/> <b>Pers.Serv.</b>	2. Authorizing the Conservator fees;	
<input type="checkbox"/> <b>Conf. Screen</b>	3. Authorizing the attorney fees and costs; and	
<input type="checkbox"/> <b>Letters</b>	4. Authorizing Petitioner to distribute the remaining property on hand to the Administrator of the Estate of Polina Church Arevalo.	
<input type="checkbox"/> <b>Duties/Supp</b>	<b>On 2/4/16, Attorney Amador filed a Declaration stating that in lieu of distribution to the estate, the gross value of the estate does not exceed \$150,000.00 and probate administration is not required. Attached is a declaration pursuant to Probate Code §13100 signed by the conservatee's five step-granddaughters.</b>	
<input type="checkbox"/> <b>Objections</b>		
<input type="checkbox"/> <b>Video Receipt</b>		
<input type="checkbox"/> <b>CI Report</b>		
<input checked="" type="checkbox"/> <b>2620(c)</b>		
<input checked="" type="checkbox"/> <b>Order</b>		
<input type="checkbox"/> <b>Aff. Posting</b>		
<input type="checkbox"/> <b>Status Rpt</b>		
<input type="checkbox"/> <b>UCCJEA</b>		
<input type="checkbox"/> <b>Citation</b>		
<input type="checkbox"/> <b>FTB Notice</b>		
		<b>Reviewed by:</b> JF/skc
		<b>Reviewed on:</b> 2/22/16
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 8- Arevalo</b>

Page 2 – NEEDS/PROBLEMS/COMMENTS:

1. Need clarification regarding the change in request. Was a probate estate started in Monterey County and then abandoned?
2. The original petition for conservatorship alleged that the Conservatee has no known biological relatives and was dependent on her husband's family. Her Step-Granddaughter, Maria De Los Angeles Rodriguez, was appointed Conservator. The petition for conservatorship listed the following people at #11:
  - Maria Del Rosario Mendoza (Step-Daughter, of Fresno, CA)
  - Maria De Los Angeles Rodriguez (Step-Granddaughter, of Fresno, CA)
  - Elvia N. Trujillo (Step-Granddaughter, of Livonia, MI)
  - Anabel Navarro (Step-Granddaughter, of Madera, CA)
  - Maria G. Navarro (Step-Granddaughter, of Fresno, CA)
  - Maria L. Swope (Step-Granddaughter, of Fresno, CA)

This final petition originally prayed to distribute to the personal representative of the estate; however, because the estate does not exceed \$150,000.00, the attorney has filed a declaration with §13100 declarations from the five step-granddaughters for distribution directly from this conservatorship estate.

Need clarification re the following issues:

- a. Probate Code §6402(c) and (d) provide for distribution to issue of parents or grandparents prior to distribution to issue of predeceased spouse under §6402(e). At this time, need declaration of due diligence with reference to these degrees of kinship for Mrs. Arevalo. (The original petition stated Mrs. Arevalo had "no living siblings, children or grandchildren and no known biological relatives." However, this statement does not appear to cover the kinship listed in §6402 for purposes of intestate succession.)
  - b. Need complete list of all of Mrs. Arevalo's deceased husband's issue. The list set forth at #1 above, does not indicate if Maria De. Rosario Mendoza is the only step-child of Mrs. Arevalo, and does not indicate if all of the step-granddaughters listed are her children, and does not indicate if there are others at each degree. Because of the distant degree of kinship, need specific declaration with this information.
  - c. The §13100 Declaration provided is executed only by the five step-granddaughters, and does not include the step-daughter Maria Del Rosario Mendoza. Why? Under §§ 6402(e) and 240, the distribution split would occur at the closer degree of kinship, which would be the step-child level.
3. If granted, need revised order pursuant to Local Rule 7.6.1.A. Monetary distributions must be stated in dollars.

Status Hearing for the Filing of the Final Account.

<b>DOD: 8/30/15</b>	<p><b>JEFFREY MEYER</b> is Trustee.</p> <p>Order Settling First Account was entered 1/29/16.</p> <p>The Court set this status hearing re the filing of the final account and mailed notice to Attorney Matlak on 1/29/16.</p> <p><b>Status Report filed 2/16/16 states</b> the first account was recently entered and they are now working to complete the second and final account. They anticipate it will be ready for filing within a month or sooner after they finish gathering necessary paperwork.</p> <p>The trustee Jeffrey Meyer cannot be personally present at the status hearing because he lives out of state and did not have sufficient warning to take time off from his job. His attorney will be present. Mr. Meyer has been working diligently to provide the attorney everything he needs to file the final account and close out the SNT following the death of the beneficiary.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>1. Need final account.</b></p>
<b>Aff.Sub.Wit.</b>		
<b>Verified</b>		
<b>Inventory</b>		
<b>PTC</b>		
<b>Not.Cred.</b>		
<b>Notice of Hrg</b>		
<b>Aff.Mail</b>		
<b>Aff.Pub.</b>		
<b>Sp.Ntc.</b>		
<b>Pers.Serv.</b>		
<b>Conf. Screen</b>		
<b>Letters</b>		
<b>Duties/Supp</b>		
<b>Objections</b>		
<b>Video Receipt</b>		
<b>CI Report</b>		
<b>9202</b>		
<b>Order</b>		
<b>Aff. Posting</b>		
<b>Status Rpt</b>		
<b>UCCJEA</b>		
<b>Citation</b>		
<b>FTB Notice</b>		
		<b>Reviewed by:</b> skc
		<b>Reviewed on:</b> 2/22/16
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 9- Moon</b>

**Notice of Motion and Motion to Compel Further Responses to Discovery;  
Memorandum of Points and Authorities**

	<p><b>CASEY S. ROGERS, Trustee and Respondent,</b> moves for an Order from this Court compelling Petitioner Susan Ford Frantzich to provide further verified responses to Respondent's first set of special interrogatories and first set of document requests and to produce documents in response thereto.</p> <p>Respondent makes this motion on the grounds that Petitioner did not and has not provided full and complete responses to certain discovery requests. Petitioner has continued in her refusal to properly respond to Respondent's written discovery, despite efforts on the part of Respondent's counsel to meet and confer on the matter.</p> <p>This motion is made pursuant to Probate Code § 1000 and CCP §§ 2023.010, 2030.300, and 2031.310.</p> <p>See also Memorandum of Points and Authorities, Declaration of Mark E. Chielpegian in Support of Motion to Compel Further Responses to Discovery, and Separate Statement of Discovery Responses in Dispute in Support of Motion to Compel Further Responses to Discovery.</p> <p><b>SUSAN FRANTZICH, Beneficiary and Petitioner,</b> filed a Response on 12/22/15. Petitioner states her responses were adequate and complete. Most of the discovery requests for which Respondent seeks supplemental responses either beg the question of the allocation of the subtrusts or require Respondent to provide an opinion on her mother's intent. Others are simply disagreements with the answers provided. See Response for details.</p> <p><b>Separate Statement of Discovery Responses in Dispute in Reply to Susan Frantzich's Opposition to Motion was filed 12/29/15 by Casey S. Rogers.</b></p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Note: Casey S. Rogers' First Account of the Eugene &amp; Evelyn Ford Family Trust (Survivor's Trust, Marital Trust, Credit Trust) is set for trial on 2/23/16 at 8:30 am in Dept. 303 pursuant to Stipulation and Order filed 1/4/16 (originally set for 1/9/16).</b></p> <p><b>Pursuant to Minute Order 12/7/15, Susan Frantzich's Amended Petition for Determination of Validity of Trust Amendment has also been continued to 2/23/16 at 8:30 am to trail the contested first account. The trial is limited solely to the First Account.</b></p>
<b>Cont. from 010616</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>		
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<b>Sp.Ntc.</b>		
<b>Pers.Serv.</b>		
<b>Conf. Screen</b>		
<b>Letters</b>		
<b>Duties/Supp</b>		
<b>Objections</b>		
<b>Video Receipt</b>		
<b>CI Report</b>		
<b>9202</b>		
<b>Order</b>		
<b>Aff. Posting</b>		
<b>Status Rpt</b>		
<b>UCCJEA</b>		
<b>Citation</b>		
<b>FTB Notice</b>		
		<b>Reviewed by: skc</b>
		<b>Reviewed on: 2/19/16</b>
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 10A- Ford</b>

**Notice of Motion and Motion to Compel Further Responses to Discovery and Request for Sanctions; Memorandum of Points and Authorities**

	<p><b>CASEY S. ROGERS, Trustee and Respondent</b>, moves for an Order from this Court compelling Petitioner Susan Ford Frantzich to provide further verified responses to Respondent's second set of special interrogatories.</p> <p>In addition, Respondent seeks the imposition of monetary sanctions against Petitioner and/or her counsel in the amount of \$1,795.00 for their misuses of the discovery process.</p> <p>Respondent makes this motion on the grounds that Petitioner did not and has not provided full and complete responses to certain discovery requests. Petitioner has continued in her refusal to properly respond to Respondent's written discovery, despite efforts on the part of Respondent's counsel to meet and confer on the matter.</p> <p>This motion is made pursuant to Probate Code §1000 and CCP §§ 2023.010, 2030.300, and 2031.310.</p> <p>See also Memorandum of Points and Authorities, attached requests, responses, communications.</p> <p><b>SUSAN FRANTZICH, Beneficiary and Petitioner</b>, filed a Response on 12/22/15. Petitioner states her objections were made in good faith and are well supported by law and requests the Court deny the motion in its entirety. See authority cited in Response.</p> <p><b>Separate Statement of Discovery Responses in Dispute in Reply to Susan Frantzich's Opposition to Motion was filed 12/29/15 by Casey S. Rogers.</b></p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Note: Casey S. Rogers' First Account of the Eugene &amp; Evelyn Ford Family Trust (Survivor's Trust, Marital Trust, Credit Trust) is set for trial on 2/23/16 at 8:30 am in Dept. 303 pursuant to Stipulation and Order filed 1/4/16 (originally set for 1/9/16).</b></p> <p><b>Pursuant to Minute Order 12/7/15, Susan Frantzich's Amended Petition for Determination of Validity of Trust Amendment has also been continued to 2/23/16 at 8:30 am to trail the contested first account. The trial is limited solely to the First Account.</b></p>
<b>Cont. from 010616</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>		
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<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> 2/19/16</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 10B- Ford</b></p>

Attorney: Gary G. Bagdasarian (for Conservatee)

Attorney: Heather H. Kruthers (for temporary Conservator Public Guardian)

Attorney: Theresa B. Petty-Jones (for Anna Lisa Young)

Attorney: David Huynh (for Petitioner H.F. Rick Leas)

Petition for Appointment of Probate Conservator

		<b>TEMPORARY (PUBLIC GUARDIAN)</b> <b>EXPIRES 3/1/16.</b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		<b>H.F. RICK LEAS</b> , private professional fiduciary, is petitioner	
<b>Cont. from</b>		Please see petition for details.	<b>Trial for the Public Guardian's petition to be appointed general conservator of the person and estate is set for trial on 3/1/16.</b>
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>	<b>Court Investigator Report filed on 2/18/16</b>	<b>Motion to Consolidate Actions is set for hearing on 3/22/16.</b>
<input checked="" type="checkbox"/>	<b>Verified</b>		
<input type="checkbox"/>	<b>Inventory</b>		<b>Court Investigator Advised Rights on 2/17/16.</b>
<input type="checkbox"/>	<b>PTC</b>		
<input type="checkbox"/>	<b>Not.Cred.</b>		<ol style="list-style-type: none"> <li>1. Petition request bond not be required. Petitioner is a private professional fiduciary. Private professional fiduciaries are not exempt from the bond requirements. Therefore, bond should be set at \$639,600.00</li> <li>2. Copy of the Confidential Capacity Declaration filed by the Public Guardian is attached to the Petition. Confidential documents should not be included on documents that are not filed confidentially.</li> <li>3. Need Video Viewing Receipt.</li> <li>4. Order is on an outdated form. Need Order on current updated form.</li> </ol>
<input checked="" type="checkbox"/>	<b>Notice of Hrg</b>		
<input checked="" type="checkbox"/>	<b>Aff.Mail</b>	W/	
<input type="checkbox"/>	<b>Aff.Pub.</b>		
<input type="checkbox"/>	<b>Sp.Ntc.</b>		
<input checked="" type="checkbox"/>	<b>Pers.Serv.</b>		
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<input checked="" type="checkbox"/>	<b>Letters</b>		
<input checked="" type="checkbox"/>	<b>Duties/Supp</b>		
<input type="checkbox"/>	<b>Objections</b>		
<input type="checkbox"/>	<b>Video Receipt</b>	X	
<input checked="" 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 checked="" type="checkbox"/>	<b>Citation</b>		
<input type="checkbox"/>	<b>FTB Notice</b>		
			<b>Reviewed by: KT</b>
			<b>Reviewed on: 2/22/16</b>
			<b>Updates:</b>
			<b>Recommendation:</b>
			<b>File 13- Pirie</b>

<b>DOD: 11/05/13</b>		<p><b>RUTH HARDIN</b>, surviving spouse, was appointed Administrator with Limited IAEA and without bond on 04/01/15. Letters of Administration were issued on 04/02/15.</p> <p><b>Minute Order from hearing on 04/01/15</b> set this matter for status regarding filing of the Inventory &amp; Appraisal.</p> <p><b>Status Report filed 7/31/15 states:</b> The probate estate is still without assets. The sole asset of the estate will be any proceeds inuring to the benefit of the plaintiff in the matter known as Zane Hardin vs. Wal-Mart Stores, Inc., US Court of Appeals for the Ninth Circuit, which has been appealed as reflected by the attached Writ to the United States Supreme Court. Consequently, a 6 month continuance is requested pending the determination of the outcome of this litigation.</p> <p><b>Status Report filed 2/22/16 states the sole asset was to be proceeds</b> inuring to the benefit of plaintiff in the matter known as <i>Zane Hardein vs. Wal-Mart Stores, Inc.</i>, US Court of Appeals for the Ninth District Case No. CA13-15098. The matter was appealed to the US Supreme Court. The US Supreme Court denied the appeal and therefore the estate will have no assets. There were no creditor's claims filed. Consequently a Request for Dismissal will be filed.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Minute Order 8/5/15: Counsel requests six months due to the appeals process in the related litigation.</b></p> <p><b>Update: A Request for Dismissal was submitted 2/22/16; however, because Letters issued on 4/2/15, administrative dismissal is not appropriate. The estate must be properly closed by noticed petition.</b></p>
<b>Cont. from 080515</b>			
<b>Aff.Sub.Wit.</b>			
<b>Verified</b>			
<b>Inventory</b>			
<b>PTC</b>			
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<b>Notice of Hrg</b>			
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<b>Pers.Serv.</b>			
<b>Conf. Screen</b>			
<b>Letters</b>			
<b>Duties/Supp</b>			
<b>Objections</b>			
<b>Video Receipt</b>			
<b>CI Report</b>			
<b>9202</b>			
<b>Order</b>			
<b>Aff. Posting</b>			
<b>Status Rpt</b>			
<b>UCCJEA</b>			
<b>Citation</b>			
<b>FTB Notice</b>			
		<b>Reviewed by:</b> JF/skc	
		<b>Reviewed on:</b> 2/22/16	
		<b>Updates:</b>	
		<b>Recommendation:</b>	
		<b>File 14 – Hardin</b>	

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

<b>DOD: 12/25/13</b>	<p><b>SHANNON SCOGGINS</b> was appointed Executor with full IAEA Authority and without bond on 7/23/15.</p> <p>Letters issued on 7/27/15.</p> <p>Corrected Inventory and Appraisal filed on 12/9/15 shows a portion of the estate valued at \$385,000.00</p> <p><b>Minute order dated 1/13/16</b> set this Order to Show Cause to Ryan Janisse as to why he should not be sanctioned for his failure to appear and to Shannon Scoggins as to why she should not be removed as Executor for failure to file the Inventory and Appraisal. Mr. Janisse and Ms. Scroggins are both ordered to be personally present in court or appear by CourtCall on 2/24/16.</p> <p><b>Status Report filed on 1/20/16</b> states Mr. Janisse believed that the status hearing would come off calendar if the Inventory and Appraisal was filed in advance of the hearing. The inventory and appraisal was filed on 12/9/15. As a result of the inventory and appraisal being filed, neither Mr. Janisse nor Ms. Scroggins appeared at the hearing.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <ol style="list-style-type: none"> <li>1. Corrected Inventory and Appraisal filed on 12/9/15 indicates it is a portion of the estate. Need final inventory and appraisal listing all property of the estate.</li> <li>2. Status Report was not verified. Probate Code §1021.</li> <li>3. Need proof of service of the Status Report on all interested parties (Local Rule 7.5B) and to the Department of Health Care Services pursuant to their Request for Special Notice.</li> </ol> <p><b>Note:</b> The reason the status hearing on 1/13/16 did not come off calendar is because the inventory and appraisal filed on 12/9/15 was only a portion of the estate.</p>
<b>Cont. from</b>		
<b>Aff.Sub.Wit.</b>		
<b>Verified</b>		
<b>Inventory</b>		
<b>PTC</b>		
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<b>Aff.Mail</b>		
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<b>Pers.Serv.</b>		
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<b>Letters</b>		
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<b>Video Receipt</b>		
<b>CI Report</b>		
<b>9202</b>		
<b>Order</b>		
<b>Aff. Posting</b>		
<b>Status Rpt</b>		
<b>UCCJEA</b>		
<b>Citation</b>		
<b>FTB Notice</b>		
<b>Reviewed by:</b> KT		
<b>Reviewed on:</b> 2/22/16		
<b>Updates:</b>		
<b>Recommendation:</b>		
<b>File 17- Jennings</b>		

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

<b>DOD: 10/18/08</b>	<b>GEORGE E. BERZ</b> was appointed Executor with full IAEA Authority and without bond on 8/6/15.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  4. Need proof of service of the Status Report on all interested parties (Local Rule 7.5B) and to the Department of Health Care Services pursuant to their Request for Special Notice.	
	Letters issued on 8/14/15.		
<b>Cont. from</b>	Inventory and Appraisal, partial no. 1 filed on 10/30/15 shows a portion of the estate valued at \$225,000.00		
<b>Aff.Sub.Wit.</b>			
<b>Verified</b>			
<b>Inventory</b>	Inventory and Appraisal, final, filed on 2/1/16 shows the remaining estate valued at \$1,657.01.		
<b>PTC</b>			
<b>Not.Cred.</b>			
<b>Notice of Hrg</b>	<b>Minute order dated 1/13/16</b> set this Order to Show Cause to Alan D. Khalfin as to why he should not be sanctioned for his failure to appear and to George E. Berz as to why he should not be removed as Executor for failure to file the Inventory and Appraisal. Mr. Khalfin and George E. Berz are both ordered to be personally present in court or appear by CourtCall on 2/24/16.		
<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>Status Report filed on 1/28/16</b> states regrettably due to an administrative oversight, they failed to calendar the hearing. It was never their intention to squander the Court's time, and they sincerely apologize for doing so. Mr. Khalfin states they were a little late in filing the final inventory and appraisal because the Executor was not certain he was going to receive the Allstate refund. The Executor just received this check on 1/14/16. They wanted to be sure the final inventory was correct before it was sent for filing.		
<b>Objections</b>			
<b>Video Receipt</b>			
<b>CI Report</b>			
<b>9202 Order</b>	Mr. Khalfin respectfully requests that the Order to Show Cause hearing be dismissed and that no sanctions be imposed against him for failure to appear or against the Executor for his delay in filing the inventory and appraisal.		
<b>Aff. Posting Status Rpt</b>			
<b>UCCJEA</b>			
<b>Citation</b>			
<b>FTB Notice</b>			
			<b>Reviewed by: KT</b>
			<b>Reviewed on: 2/22/16</b>
			<b>Updates:</b>
			<b>Recommendation:</b>
		<b>File 18- Berz</b>	

Probate Status Hearing RE: Filing of the Inventory and Appraisal

DOD: 9/16/11		<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><b>OFF CALENDAR.</b> Inventory and appraisal filed on 2/11/16.</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: KT
		Reviewed on: 2/22/16
		Updates:
		Recommendation:
		File 19- Shelest

Probate Status Hearing RE: Filing of the Inventory and Appraisal

<b>DOD: 9/26/14</b>	<p><b>THOMAS RUFF</b> was appointed Executor with Full IAEA authority and without bond on 10/1/15.</p> <p>Letters issued on 10/2/15.</p> <p>Incomplete Inventory and Appraisal filed on 10/14/15.</p> <p><b>Minute order dated 10/1/15</b> set this status hearing for the filing of the inventory and appraisal.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>1. Inventory and Appraisal filed on 10/14/15 is incomplete. #1 and #2 of the form is blank. This section indicates the total appraised by the personal representative and the total appraised by the probate referee.</p>
<b>Cont. from</b>		
<b>Aff.Sub.Wit.</b>		
<b>Verified</b>		
<b>Inventory</b>		
<b>PTC</b>		
<b>Not.Cred.</b>		
<b>Notice of Hrg</b>		
<b>Aff.Mail</b>		
<b>Aff.Pub.</b>		
<b>Sp.Ntc.</b>		
<b>Pers.Serv.</b>		
<b>Conf. Screen</b>		
<b>Letters</b>		
<b>Duties/Supp</b>		
<b>Objections</b>		
<b>Video Receipt</b>		
<b>CI Report</b>		
<b>9202</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> KT</p> <p><b>Reviewed on:</b> 2/22/16</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 20- Carey</b></p>

Petition for Appointment of Guardian of the Person

		See petition for details.	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><u>Note:</u> This petition pertains to Ashlynn only.</p> <p>Page B is a separate petition re Audie.</p>	
Cont. from 120215, 012016				
<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			
<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 checked="" type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input checked="" type="checkbox"/>	CI Report			
<input checked="" type="checkbox"/>	Clearances			
<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: skc		
		Reviewed on: 2/19/16		
		Updates:		
		Recommendation:		
		File 21A- Astone		

21B  
 Attorney  
 Mother

**Ashlynn Astone & Audie Wulf (GUARD/P) Case No. 15CEPR00943**  
 Cavin, Kenneth M. (for Karen and Wayne Wulf – Paternal Grandparents – Petitioners)  
 Wulf, Angela (Pro Per – Mother – Objector)  
 Petition for Appointment of Temporary Guardian of the Person

		See petition for details.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <u>Note: This petition is for Audie only.</u>  <u>Continued from 1/25/16, 2/1/16, 2/8/16. See Minute Orders.</u>  <u>Note: As of 2/19/16, nothing further has been filed in connection with this petition.</u>	
Cont. from 012516, 020116, 020816				
<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			
<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 checked="" 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: skc		
		Reviewed on: 2/19/16		
		Updates:		
		Recommendation:		
		File 21B- Astone & Wulf		

21B

**22 Beautifull Joy Vara (GUARD/P)**

**Case No. 15CEPR01050**

Petitioner Leticia Rosa Gonzalez (Pro Per, non-relative)  
 Objector Jose Vara, Jr. (Pro Per, father)  
 Objector Jolene Mosqueda, (Pro Per, mother)  
 Objector Jose Luis Vara, Jr. (Pro Per, brother)  
 Objector Chad Strohl (Pro Per, friend)

**Petition to Appoint Guardian of the Person**

		<b>TEMPORARY EXPIRES 11/19/2015; extended to 1/6/2016</b>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Note:</b> Minute Order dated 11/19/2015 from hearing on the temporary petition states, in pertinent part, that the Court orders supervised visitation for Jolene Mosqueda [mother] on Mondays and Fridays from 4pm to 6pm and on Sundays from 11am to 1pm at McDonald's on Blackstone and Shields; Leticia Gonzales must supervise at all times.</p>
		LETICIA ROSA GONZALEZ, non-relative, is Petitioner.	
		~Please see Petition for details~	
Cont. from 110515, 010616		Declaration filed by Petitioner LETICIA GONZALEZ on 11/12/2015.	
<input type="checkbox"/>	Aff.Sub.Wit.	Objection to Guardianship filed by JOSE LUIS VARA, JR., brother, on 11/30/2015.	
<input checked="" type="checkbox"/>	Verified	Objection to Guardianship filed by JOSE LUIS VARA, father, on 11/18/2015.	
<input type="checkbox"/>	Inventory	Objection to Guardianship filed by JOLENE M. MOSQUEDA, mother, on 12/7/2015.	
<input type="checkbox"/>	PTC	Objection to Guardianship filed by CHAD STROHL, family friend, on 12/7/2015.	
<input type="checkbox"/>	Not.Cred.	Court Investigator filed DSS Social Worker's Report on 1/5/2015.	
<input type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input checked="" type="checkbox"/>	Pers.Serv.		
<input checked="" type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters		
<input checked="" type="checkbox"/>	Duties/Supp		
<input checked="" type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input checked="" type="checkbox"/>	CI Report		
<input checked="" type="checkbox"/>	Clearances		
<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> LEG
			<b>Reviewed on:</b> 2/22/16
			<b>Updates:</b>
			<b>Recommendation:</b>
			<b>File 22 - Vara</b>

Petitioner Anthony Gomez (Pro Per)

**Petition to Determine Succession to Real Property**

DOD: 3/24/2015		<p><b>ANTHONY GOMEZ</b>, relationship <i>unstated</i>, is Petitioner.</p> <p>40 days since DOD.</p> <p>No other proceedings.</p> <p>I &amp; A - <b>Need</b></p> <p><b>Will dated 7/14/2006</b> directs the real property in Sanger be sold, and devises the residue after loan payoff be divided <b>50%</b> to the family living in the USA and <b>50%</b> to the family in Mexico: <b>ADUBIJES SOTO</b>, daughter-in-law to give to Decedent's grandchildren, and <b>MARIA DE JESUS GOMEZ RIOS</b>, daughter in Mexico.</p> <p><b>Petitioner requests</b> Court determination that Decedent's interest in real property located on 10<sup>th</sup> Street in Sanger passes to the Petitioner pursuant to Decedent's Will.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Continued from 1/6/2016.</b> Minute Order states examiner notes provided in open court.</p> <p><b>The following issues from the last hearing remain:</b></p> <ol style="list-style-type: none"> <li>1. Need original Will of the Decedent to be deposited with the Court pursuant to Probate Code § 8200. Deposit fee of <b>\$50.00</b> will be due from Petitioner prior to processing of an order for distribution.</li> <li>2. Pursuant to Probate Code § 13153, need proof of mailed service of <i>Notice of Hearing</i> for all persons required to be served with notice pursuant to Probate Code § 13152(a)(7), including <b>MATIAS GARCIA, ADUBIJES SOTO, and MARIA DE JESUS GOMEZ RIOS.</b></li> <li>3. <i>Petition</i> does not but should state Petitioner's relationship to Decedent, and the basis of Petitioner's standing to bring the instant <i>Petition</i>, given that the Decedent's Will devises the proceeds of the sale of Decedent's real property to other persons. All successors to the Decedent's property must be petitioners in the instant proceeding. <i>Petition</i> states at Item 13 that the specific property interest claimed by the Petitioner in the real property is stated in Attachment 13; however, there is no such attachment.</li> </ol> <p><b>~Please see additional page~</b></p>
Cont. from 010616			
Aff.Sub.Wit.			
Verified	X (other persons)		
Inventory	X		
PTC			
Not.Cred.			
✓ Notice of Hrg			
✓ Aff.Mail	W/		
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202 Order	X		
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
Reviewed by: LEG			
Reviewed on: 2/22/16			
Updates:			
Recommendation:			
File 23- Garcia			

NEEDS/PROBLEMS/COMMENTS, continued:

4. Copy of Decedent's Will attached to the *Petition* is dated 7/14/2006 at the signature of the Decedent. Only one witness signed the Will, rather than two witnesses as required by Probate Code § 6110. The Notary Public attestation of the witnesses' signature is dated 7/13/2006, one day prior to the date at Decedent's signature. Although the Will is technically not admitted to probate in this proceeding, when the Decedent leaves a Will, a Court order determining the right to succeed to the property under the Will necessarily includes a determination as to the validity of the Will. Court may require *Affidavit of Subscribing Witness* to the Will pursuant to Probate Code § 8220, and/or witness testimony in a signed writing as to the Will execution pursuant to Probate Code § 8224, in order to establish that the Will satisfies the requirements of Probate Code § 6110.
5. Item 9(a)(2)(b) of *Petition* states decedent's spouse is deceased. Item 14 of *Petition* does not include the name and date of death of Decedent's deceased spouse; and does not include the date of death of Decedent's deceased son, **FELICIANO GARCIA**, pursuant to Local Rule 7.1.1(D) which provides that if a beneficiary, heir, child, spouse or registered domestic partner in any action before the Probate Court is deceased, that person's date of death shall be included in the *Petition*.
6. Item 9a of the *Petition* is incomplete as to (3) or (4) re: registered domestic partner.
7. Item 9a of the *Petition* is marked at subsection (7) indicating there exists issue of a predeceased child. Item 14 of *Petition* does not include as required the names of the issue of Decedent's predeceased child.
8. *Attachment 11* to the *Petition* does not state the amount (percentage) of the Decedent's interest in the real property as required per Item 11 of the *Petition*.
9. Item 14 of *Petition* does not include as required the names and relationships of all of Decedent's natural children, as mentioned in Decedent's Will: **MATIAS GARCIA**, **CONSUELO GARCIA** (unclear if this person is the same as **CONNIE GARCIA** listed in Item 14), **JUANITA GARCIA PEDRAZA** (unclear if this person is the same as **JANIE GARCIA** listed in Item 14), and **MARIA DE JESUS GOMES RIOS**.
10. Item 14 of *Petition* does not include as required the names and relationships of all persons designated in the will to receive property: **ADUBIJES SOTO**; **MARIA DE JESUS GOMEZ RIOS**; and Decedent's grandchildren in Mexico (names must be specified.)
11. Item 15 of the *Petition* does not but should list all persons named as executor, including alternate executor, **DOLORES GARCIA**, named in Decedent's Will.
12. Item 8 of the *Petition* requires a *Final Inventory and Appraisal* to be attached to the *Petition*. Need *Final Inventory and Appraisal* [Judicial Council form DE-160, 161] pursuant to Probate Code § 13152(b).
13. Need proposed *Order Determining Succession to Real Property* (Judicial Council form DE-315) containing the legal description of the real property and specifying the percentage of the property interest to the distributees.

		See petition for details.	NEEDS/PROBLEMS/COMMENTS:  Court Investigator advised rights on 2/11/16.	
Cont. from 010616				
	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: 2/19/16	
			Updates:	
			Recommendation:	
			File 24- Benitez	

Petition for Appointment of Probate Conservator of the Person and Estate

See petition for details.			<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>Court Investigator advised rights on 2/16/15</p> <p><u>Minute Order 2/1/16:</u> Attorney Jon Adams advises that a St. Agnes nurse is visiting Ms. Economou four times per week and the Court finds no evidence today to grant the temporary petition. The Court orders that the previously scheduled neurologist appointment is to be kept, and that there shall be no exercising any powers of attorney, or any other powers, between now and the general hearing. Furthermore, the Court orders that no party is to speak with Ms. Economou about this court matter or keep family members from contacting her. The Court reserves the right to make temporary orders in the future.</p> <p style="text-align: center;"><u>SEE ADDITIONAL PAGES</u></p> <p>Reviewed by: skc</p> <p>Reviewed on: 2/22/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 27- Economou</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		

Page 2 – NEEDS/PROBLEMS/COMMENTS: If this petition goes forward, the following issues exist:

1. Petitioner checked the box at #1k of the petition, but did not include the mandatory Judicial Council Form GC-313 Attachment Requesting Special Orders Re Dementia. Therefore, no attorney was appointed for the proposed Conservatee pursuant to Probate Code §2356.5(f), and service on the proposed Conservatee and relatives did not include this request, which specifies the powers requested.

Therefore, if dementia powers are requested, need mandatory form filed to specify the powers requested, need attorney appointed, and need proper service of this request on the proposed Conservatee and all relatives.

2. Need capacity declaration in support of medical consent and dementia powers.
3. Petitioner states at Attachment 11 that she is seeing orders breaking the proposed conservatee's trust if this is necessary to allow the conservator of the estate to control and protect trust assets. However, the proposed conservatee's trust is not properly before the Court and cannot be addressed within conservatorship proceedings.
4. Need video receipt per Local Rule 7.15.8.A.
5. If granted, need bond of at least \$46,200.00. Note: Petitioner requests bond of \$70,500.00, but does not indicate what is included in this calculation. The Court may require clarification.

Note: If granted, the Court will set status hearings for the filing of bond, Inventory and Appraisal, and first account. At this time, it does not appear the petition is in a condition to be granted; therefore, dates will be provided once the above issues are cured.

**28 Margaret Ann Hernandez (CONS/P) Case No. 16CEPR00060**

**Petitioner Muro, Maria Felix (Pro Per - Family Friend – Petitioner)**  
**Petitioner Hernandez, Matthew Christopher (Pro Per – Brother – Petitioner)**

**Petition for Appointment of Probate Conservator of the Person**

See petition for details.			<b>NEEDS/PROBLEMS/COMMENTS:</b>  Court Investigator advised rights on 2/1/16  Voting rights affected – need minute order  1. Need video receipt per Local Rule 7.15.8.A from both petitioners.
	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	X	
✓	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
✓	Citation		
	FTB Notice		
			Reviewed by: skc
			Reviewed on: 2/22/16
			Updates:
			Recommendation:
			File 28- Hernandez



## Page 2

**Status Report filed 8/7/15 by Co-Executors states** the assets inventoried during the course of administration of the decedent's estate consist of the items identified in the three I&As as set forth above. The Co-Executors believe there are also retirement savings through United Airlines Management and Administrative 401K Plan held by Fidelity Investments that may belong to the estate. The value of the account on 12/31/14 was \$69,838.64.

The status report details the actions taking during administration and states as of 7/6/15, the estate totaled \$1,776,561.34, which total was comprised of assets including various cash/investment accounts, which consists of \$526,561.34 plus the claim against Daniel McCann for \$1,250,000.00 filed in this estate case.

As requested by the Court on 6/17/15, Co-Executors have made the following progress in transferring the probate estate asset to the trust pursuant to the terms of the Statement of Decision entered by this Court on 5/21/14, without the need for further court order:

- a. Bank of the West: On 7/6/15, a cash transfer of \$200,000.00 was made to the trust from the estate's Bank of the West accounts, leaving an approximate balance of \$132,367.20, which Co-Executors propose to move to the trust. However, Co-Executors are temporarily leaving at least one account open in order to receive the transfer or deposit of monies from the Decedent's USAA Investment accounts, if necessary, which monies can be moved to the trust pursuant to the Court's finding that all of Decedent's assets are property of the trust.
- b. USAA: On 6/23/15, a letter was mailed to USAA Investments requesting if the language in previously entered pleadings pertaining to the trust was sufficient to transfer the USAA assets currently held by the estate to the trust. The letter has been referred to USAA's legal department for review and as of the date of this status report, no update has been received.

The Co-Executors are still waiting to hear from Fidelity Investments whether the estate is the beneficiary of benefits available through her predeceased husband John P. McCann's United Airlines Management and Administrative 401K Plan.

The only other remaining asset is the judgment entered in the claim against Daniel McCann. In effect, the Court found the disputed assets to be property of the trust, not the estate. Thus, the inventoried claim against Daniel McCann has a market value of zero.

Once the remaining assets in Decedent's name have been transferred to the trust, the Co-Executors can petition to close the estate on the ground there are no assets therein to administer.

**Status Report filed 10/6/15 by Attorney Burnside states:** As of 8/31/15, the estate was comprised of assets totaling \$1,576,611.82. As requested by the Court on 6/17/15, the Co-Executors have made progress in transferring the probate estate assets to the trust pursuant to the terms of the Statement of Decision entered 5/21/14. See report for details of the specific assets. The report states the only other remaining asset is the judgment entered in the claim against Daniel McCann, which the Court found to be assets of the trust, not the estate; therefore, the inventoried claim has a market value of zero. **Once the remaining assets in Decedent's name have been transferred to the trust, the Co-Executors can petition to close the estate on the ground that there are no assets to administer.**

Page 3

**Status Report filed 2/16/16 by Attorney Burnside states:** USAA is now requiring a “formal confirmation letter” from the IRS confirming the EIN of the trust before USAA will transfer accounts. The Co-Executors have requested the letter from the IRS, but it has not yet been received.

On 9/14/15, Fidelity Investments responded that pursuant to a beneficiary designation form, the children of the decedent are the beneficiaries; therefore, such benefits are not an asset of the probate estate.

The only other remaining asset is the judgment entered in the claim against Daniel McCann. The Court found the disputed assets to be property of the trust, not the estate; therefore, the claim has a market value of zero.

**Once the remaining assets in Decedent’s name have been transferred to the trust, the Co-Executors can petition to close the estate on the grounds that there are no assets to administer.**