



## 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.

**Report of Administrator of Insolvent Estate; Request for Discharge**

<b>DOD: 2/9/1996</b>		<p><b>PUBLIC ADMINISTRATOR</b> was appointed as Administrator, with full IAEA authority on 6/19/2001.</p> <p>Letters issued on 6/19/2001.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p>
<b>Cont. from 010814</b>			
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>	<p>Inventory and Appraisal filed on 8/8/2001 shows the estate valued at \$216,606.57 consisting of a default judgment of Raymond Carranza v. Joe Guerra, et al. Santa Clara County Superior Court case no. 720015 dated 8/8/1996.</p>	
<input checked="" type="checkbox"/>	<b>Verified</b>		
<input type="checkbox"/>	<b>Inventory</b>	<p>Department of Health Services filed a creditor's claim in the amount of \$7,335.22 on 9/4/01.</p>	
<input type="checkbox"/>	<b>PTC</b>		
<input type="checkbox"/>	<b>Not.Cred.</b>	<p><b>Petitioner states</b> states this case was referred to the Public Administrator by Attorney Richard Hyppa from Tracy CA. Attorney Hyppa represented the decedent in a 1992 Santa Clara County matter involving "swindle" of real property.</p>	
<input checked="" type="checkbox"/>	<b>Notice of Hrg</b>		
<input checked="" type="checkbox"/>	<b>Aff.Mail</b>	<p>On 1/27/2002, Deputy Public Administrator Nina Acosta appeared in Court for a Settlement Conference. No settlement was reached and the case was set for trial the following week. On 2/12/2002 Mr. Hyppa sent an email to the Public Administrator stating that the Judge had decided against him.</p>	
<input type="checkbox"/>	<b>Aff.Pub.</b>		
<input checked="" type="checkbox"/>	<b>Sp.Ntc.</b>	<p>If the judgment had been awarded, it would have been the sole asset of the estate. Therefore, the Public Administrator never had control of any other assets, and the estate remains insolvent.</p>	
<input type="checkbox"/>	<b>Pers.Serv.</b>		
<input type="checkbox"/>	<b>Conf. Screen</b>	<p>Deputy Public Administrator Noe Jimenez called Attorney Hyppa, who reported that the case was essentially lost due to the statute of limitations.</p>	
<input type="checkbox"/>	<b>Letters</b>		
<input type="checkbox"/>	<b>Duties/Supp</b>	<p>The Public Administrator requests to have this estate dismissed and he be discharged. There were never any assets to marshal, so no accounting is required.</p>	
<input type="checkbox"/>	<b>Objections</b>		
<input type="checkbox"/>	<b>Video Receipt</b>	<p><b>Reviewed by: KT</b></p> <p><b>Reviewed on: 2/24/14</b></p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 1 - Carranza</b></p>	
<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>		



**(1) First and Final Account and Report of Executor Allowing for its Settlement and for (2) Discharge of Executor of an Insolvent (non-asset) Estate**

<b>DOD: 11/27/05</b>		<p><b>GUADALUPE URENO</b>, Executor, is Petitioner.</p> <p>Account period: 11/27/05 – 07/20/10</p> <p>Accounting - \$150,000.00          Beginning POH - \$150,000.00          Ending POH - \$0.00</p> <p>Declaration of Guadalupe Ureno filed 01/22/14 states that the only asset of the estate was real property that was lost to foreclosure, therefore there are no assets in the estate and the estate is insolvent as there are insufficient funds to pay all of the costs and expenses of administration.</p> <p><b>Petitioner requests:</b></p> <ol style="list-style-type: none"> <li>1. The administration of this estate be terminated as the estate is insolvent;</li> <li>2. All acts and proceedings of petitioner as herein set forth be confirmed and approved;</li> <li>3. The administrator of the estate be discharged as there are no assets to administer or distribute in this matter.</li> </ol>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p>
<b>Cont. from</b>			
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>		
<input checked="" type="checkbox"/>	<b>Verified</b>		
<input checked="" type="checkbox"/>	<b>Inventory</b>		
<input checked="" type="checkbox"/>	<b>PTC</b>		
<input type="checkbox"/>	<b>Not.Cred.</b>		
<input checked="" type="checkbox"/>	<b>Notice of Hrg</b>		
<input checked="" type="checkbox"/>	<b>Aff.Mail</b> w/o		
<input type="checkbox"/>	<b>Aff.Pub.</b>		
<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> 12/11/07		
<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 checked="" 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 checked="" type="checkbox"/>	<b>FTB Notice</b>		
		<p><b>Reviewed by:</b> JF</p> <p><b>Reviewed on:</b> 02/21/14</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 3 – Ureno</b></p>	

**4 Veda Florance Sackett (Estate)**

**Case No. 08CEPR00299**

**Atty Arthur, Susan K. (for Todd A. Paige – Executor/Petitioner)**

**(1) Waiver of Accounting and Report of Executor and Petition for its Settlement, (2) for Allowance of Compensation for Ordinary Services, and (3) for Final Distribution**

<b>DOD: 02/23/08</b>	<b>TODD A. PAIGE</b> , Executor, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
	Accounting is waived.	
	I & A - <b>\$190,500.00</b>	
	POH - <b>\$0.00</b>	
<b>Cont. from</b>	Executor - <b>waived</b>	
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>	Attorney - <b>waived</b>	
<input checked="" type="checkbox"/> <b>Verified</b>	Costs - <b>\$950.00</b> (to be paid outside of the estate)	
<input checked="" type="checkbox"/> <b>Inventory</b>	<b>Distribution, pursuant to decedent's will and subject to creditor's claims, is to:</b>	
<input checked="" type="checkbox"/> <b>PTC</b>	Leona Habitzel - household furnishings and items valued at less than \$500.00	
<input checked="" type="checkbox"/> <b>Not.Cred.</b>	<b>To the extent that any future property is discovered:</b>	
<input checked="" type="checkbox"/> <b>Notice of Hrg</b>	Wells Fargo Bank and Kevin Nguyen, M.D. creditor's claims - \$4,320.26	
<input checked="" type="checkbox"/> <b>Aff.Mail</b> w/o	Central California Conference Association of Seventh-Day Adventists as Trustee under that certain Trust No. SAV01, established by Veda Florence Sackett as Settlor – Residue of the estate	
<b>Aff.Pub.</b>		
<b>Sp.Ntc.</b>		
<b>Pers.Serv.</b>		
<b>Conf. Screen</b>		
<b>Letters</b> 06/03/08		
<b>Duties/Supp</b>		
<b>Objections</b>		
<b>Video Receipt</b>		
<b>CI Report</b>		
<input checked="" type="checkbox"/> <b>9202</b>		
<input checked="" type="checkbox"/> <b>Order</b>		
<b>Aff. Posting</b>		
<b>Status Rpt</b>		
<b>UCCJEA</b>		
<b>Citation</b>		
<input checked="" type="checkbox"/> <b>FTB Notice</b>		
		<b>Reviewed by:</b> JF
		<b>Reviewed on:</b> 02/24/14
		<b>Updates:</b>
		<b>Recommendation:</b> SUBMITTED
		<b>File 4 – Sackett</b>

**Report of Administrator of Insolvent Estate and Request for Final Discharge [Prob. C. 11000]**

<b>DOD: 7/13/10</b>	<b>PUBLIC ADMINISTRATOR</b> , Special Administrator, is petitioner.	<p><b>NEEDS/PROBLEMS/ COMMENTS:</b></p> <ol style="list-style-type: none"> <li>Amended Creditor's Claim filed by the Franchise Tax Board on 12/16/13 shows claim now totals \$3,432.75.</li> <li>Administrator Robert Acuna was sent notice at the address for the real property of the estate (4453 W. Princeton Avenue, Fresno). The court may require more information as to the status of the real property. – Declaration filed on 12/23/13 states on 11/26/12 the property was sold in a trustee sale on 5/27/13 for \$167,033.00.</li> </ol>
<b>Cont. from 121813</b>	<b>ROBERT ACUNA, JR.</b> and <b>DESIREE ACUNA</b> , were appointed as Co-Administrators without bond on 02/18/11 and Letters were issued on 05/26/11.	
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>		
<input checked="" type="checkbox"/> <b>Verified</b>	On 4/26/2012 the Court removed Robert Acuna, Jr. and Desiree Acuna as Co-Administrators for failure to respond to the court to close the estate. At the hearing the court appointed the Public Administrator as Special Administrator.	
<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>		
<input checked="" type="checkbox"/> <b>Aff.Mail</b>	W/ According to the original petition for probate, there was 10,000 in personal property and \$100,000 in real property.	
<input type="checkbox"/> <b>Aff.Pub.</b>		
<input checked="" type="checkbox"/> <b>Sp.Ntc.</b>	W/ Franchise Tax Board filed a creditor's claim in the amount of \$3,223.78.	
<input type="checkbox"/> <b>Pers.Serv.</b>		
<input type="checkbox"/> <b>Conf. Screen</b>	The former administrators will also owe the court in the amount of \$435.00 for the filing fee for filing this petition and \$25.50 for Letters issued to the Public Administrator. The former co-administrators' attorney, Dowling, Aaron Inc. may also be owed fees.	
<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>	Due to the breach of fiduciary duty, the former Administrators, Robert Acuna Jr. and Desiree Acuna are personally liable to any amounts owed to the creditors including the court.	
<input type="checkbox"/> <b>CI Report</b>		
<input type="checkbox"/> <b>9202</b>		
<input checked="" type="checkbox"/> <b>Order</b>	<b>Petitioner prays for an Order:</b>	
<input type="checkbox"/> <b>Aff. Posting</b>	<ol style="list-style-type: none"> <li>The final report be settled, allowed and approved as filed and all acts of petitioner and successor administrator be confirmed and approved;</li> <li>Due to the insufficiency of the estate, it is not possible to pay the outstanding debts of the estate, and there will be no estate to distribute.</li> <li>The court declare that the former co-administrators are personally liable to all creditors;</li> <li>The Fresno County Public Administrator be discharged as successor Administrator.</li> </ol>	
<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: 2/24/14</b>
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 5 – Acuna</b>

Atty Kruthers, Heather H., of County Counsel's Office (for Petitioner Public Administrator)

**Statement of Public Administrator's Disposition of Property; and Request for Discharge**

<b>DOD: 6/16/2011</b>		<p><b>PUBLIC ADMINSTRATOR</b>, Administrator appointed on 10/3/2011 pursuant to Probate Code § 7660 for summary proceedings, is Petitioner.</p> <p><b>Account period: 6/29/2011 – 12/19/2013</b></p> <table> <tr> <td>Accounting</td> <td>-</td> <td><b>\$34,210.00</b></td> </tr> <tr> <td>Beginning POH</td> <td>-</td> <td><b>\$33,612.00</b></td> </tr> <tr> <td>Ending POH</td> <td>-</td> <td><b>\$0.00</b></td> </tr> <tr> <td>Administrator</td> <td>-</td> <td><b>\$1,345.28 (paid)</b> <i>(less than statutory of \$1,368.40)</i></td> </tr> <tr> <td>Attorney</td> <td>-</td> <td><b>\$1,345.28 (paid)</b> <i>(less than statutory of \$1,368.40)</i></td> </tr> <tr> <td>Costs</td> <td>-</td> <td><b>\$603.50 (paid)</b> <i>(filing fees, probate referee, certified copies)</i></td> </tr> </table> <p><b>Distribution was made to:</b> <b>STEPHEN S. NIDA</b>, son – <b>\$25,515.90 cash.</b> <i>(Receipt of Distribution filed 10/4/2012.)</i></p> <p><b>Petitioner prays for an Order:</b></p> <ol style="list-style-type: none"> <li>Settling and closing the estate; and</li> <li>Discharging the Public Administrator in this matter.</li> </ol> <p>1</p>	Accounting	-	<b>\$34,210.00</b>	Beginning POH	-	<b>\$33,612.00</b>	Ending POH	-	<b>\$0.00</b>	Administrator	-	<b>\$1,345.28 (paid)</b> <i>(less than statutory of \$1,368.40)</i>	Attorney	-	<b>\$1,345.28 (paid)</b> <i>(less than statutory of \$1,368.40)</i>	Costs	-	<b>\$603.50 (paid)</b> <i>(filing fees, probate referee, certified copies)</i>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p>
Accounting	-		<b>\$34,210.00</b>																		
Beginning POH	-		<b>\$33,612.00</b>																		
Ending POH	-		<b>\$0.00</b>																		
Administrator	-		<b>\$1,345.28 (paid)</b> <i>(less than statutory of \$1,368.40)</i>																		
Attorney	-		<b>\$1,345.28 (paid)</b> <i>(less than statutory of \$1,368.40)</i>																		
Costs	-		<b>\$603.50 (paid)</b> <i>(filing fees, probate referee, certified copies)</i>																		
<b>Cont. from</b>																					
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>																				
<input checked="" type="checkbox"/>	<b>Verified</b>																				
<input checked="" type="checkbox"/>	<b>Inventory</b>																				
<input checked="" type="checkbox"/>	<b>PTC</b>																				
<input type="checkbox"/>	<b>Not.Cred.</b>																				
<input type="checkbox"/>	<b>Notice of Hrg</b>		N/A																		
<input type="checkbox"/>	<b>Aff.Mail</b>																				
<input type="checkbox"/>	<b>Aff.Pub.</b>																				
<input type="checkbox"/>	<b>Sp.Ntc.</b>																				
<input type="checkbox"/>	<b>Pers.Serv.</b>																				
<input 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:</b> LEG																			
		<b>Reviewed on:</b> 2/24/14																			
		<b>Updates:</b>																			
		<b>Recommendation:</b> SUBMITTED																			
		<b>File 6 – Hampton</b>																			

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

<b>DOD: 06/30/2011</b>		<b>RICARDO GARCIA</b> , brother and requests appointment as Administrator with bond.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
<b>Conf. from 020414</b>		Full IAEA – o.k.	<b><u>Continued to 03/19/2014 at the request of Attorney Petty.</u></b>
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified	Decedent died intestate	1. Need wavier of bond from all intestate heirs, or bond set at \$10,000.00.
<input type="checkbox"/>	Inventory	Residence: Fresno	2. Need to know if any of the disclaiming siblings have issue.
<input type="checkbox"/>	PTC	Publication: The Business Journal	<p><b>Note:</b> Pursuant to Intestate Succession the beneficiaries of the decedent's estate would be the parents, Hortencia Miranda and Modesto Blanco. Hortencia Miranda and Modesto Blanco have disclaimed their interest. <b>If a beneficiary disclaims their interest in the estate, the disclaimer acts as if the disclaiming party pre-deceased the decedent. See Probate Code §275 et seq. for disclaimers.</b> Because Hortencia Miranda and Modesto Blanco disclaimed their interest in the estate, all of the siblings of the decedent would then be heirs. Since all of the siblings of the decedent excluding Ricardo Garcia have disclaimed their interest in the decedent's estate the issue of the siblings, if any, that disclaimed would now be intestate heirs pursuant to intestate succession.</p> <p>A Disclaimer when effective is irrevocable pursuant to Probate Code §281.</p> <p><b><u>Please see additional page for Status Hearings</u></b></p>
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg	<b>Estimated value of the Estate:</b>	
<input checked="" type="checkbox"/>	Aff.Mail	Real property \$190,000.00	
<input checked="" type="checkbox"/>	Aff.Pub.	Less encumbrances -\$185,000.00	
<input type="checkbox"/>	Sp.Ntc.	<b>Total: - \$5,000.00</b>	
<input type="checkbox"/>	Pers.Serv.	Probate Referee: Steven Diebert	
<input type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters		
<input checked="" type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
			<b>Reviewed by:</b> LV
			<b>Reviewed on:</b> 01/30/2014
			<b>Updates:</b> 02/03/2014
			<b>Recommendation:</b>
			<b>File 7 – Blanco</b>

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

- **Friday, 07/11/2014 at 9:00a.m. in Dept. 303** for the filing of the inventory and appraisal **and**
- **Friday, 04/10/2015 at 9:00a.m. in Dept. 303** for the filing of the first account and final distribution.

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.

14CEPR00058

Atty Bagdasarian, Gary G. (for Petitioners Linda Adams and Debra Preis)

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

<b>DOD: 12/13/13</b>	<b>LINDA ADAMS</b> and <b>DEBRA PREIS</b> , daughters, are petitioners.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  1. #11 of the petition does not include the decedent's interest in the property listed.
	40 days since DOD.	
	No other proceedings,	
<b>Cont. from</b>	Decedent died Intestate.	
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>		
<input checked="" type="checkbox"/> <b>Verified</b>	I & A - \$111,500.00	
<input checked="" type="checkbox"/> <b>Inventory</b>		
<input checked="" type="checkbox"/> <b>PTC</b>		
<input checked="" type="checkbox"/> <b>Not.Cred.</b>	<b>Petitioners request</b> Court determination that decedent's interest in real property, household furniture and furnishings and a 1991 Chevrolet Lumina pass to them in equal shares.	
<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 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: 2/24/14</b>
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 9 – Harrington</b>

<b>DOD: 03/16/2013</b>		<b>MARIA ISABEL LOPEZ DE BERBER,</b> surviving spouse is petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>	
		No other proceedings	<p>1. Petition does not set forth enough facts for the Court to determine that it is indeed community property. Need Attachment 7 setting forth the following:</p> <ul style="list-style-type: none"> <li>a. The date the petitioner and decedent were married.</li> <li>b. The date the property was acquired.</li> <li>c. That all the property the petitioner is asking to pass was acquired during the marriage using community property funds and was not received by gift, devise or bequest.</li> </ul>	
<b>Cont. from</b>		Decedent died intestate		
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>	Petitioner requests Court confirmation that real property pass to the petitioner.		
<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>			
<input checked="" type="checkbox"/>	<b>Aff.Mail</b>			w/
<input type="checkbox"/>	<b>Aff.Pub.</b>			
<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:</b> LV	
			<b>Reviewed on:</b> 02/24/2014	
			<b>Updates:</b>	
			<b>Recommendation:</b>	
			<b>File 10 – Berber</b>	

Atty Kruthers, Heather H., of County Counsel's Office (for Petitioner Public Guardian)

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

Age: 90 years	<b>NO TEMPORARY REQUESTED</b>		<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Court Investigator Advised Rights on 2/7/2014.</b></p> <p><b>Voting Rights Affected – Need Minute Order.</b></p> <p>1. Petition requests medical consent powers. Need <i>Medical Capacity Declaration</i> in support of Petitioner's request pursuant to Probate Code § 1890(c).</p> <p><b>Note:</b> If petition is granted, Court will set status hearings as follows:</p> <ul style="list-style-type: none"> <li><b>Friday June 27, 2014 at 9:00 a.m. in Dept. 303</b> for filing of inventory and appraisal; and</li> <li><b>Friday May 1, 2015 at 9:00 a.m. in Dept. 303</b> for filing of first account of the conservatorship.</li> </ul> <p>Pursuant Local Rule 7.5, if the documents noted above are filed 10 days prior to the dates listed, the hearings will be taken off calendar and no appearance will be required.</p> <p><b>Reviewed by:</b> LEG</p> <p><b>Reviewed on:</b> 2/24/14</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 11 – Nishioka</b></p>
Cont. from			
Aff.Sub.Wit.			
✓ Verified			
Inventory			
Cap. Dec.	X		
Not.Cred.			
✓ Notice of Hrg			
✓ Aff.Mail	W/		
Aff.Pub.			
Sp.Ntc.			
✓ Pers.Serv.			
Conf. Screen			
✓ Letters			
Duties/Supp			
Objections			
Video Receipt			
✓ CI Report			
9202			
✓ Order			
Aff. Posting			
Status Rpt			
UCCJEA			
✓ Citation			
FTB Notice			

**PUBLIC ADMINISTRATOR** is Petitioner and requests appointment as Conservator of the Person with medical consent powers; and as Conservator of the Estate without bond.

**Estimated Value of the Estate:**  
 Public Asst. SSI - **\$18,984.00**  
 Annuity - **\$11,485.44**  
**Total - \$30,469.44**  
*(Real property excluded)*

**Need Capacity Declaration.**

**Voting Rights Affected**

**Petitioner states** the proposed Conservatee's husband is deceased and she never had children, and she is living alone in her own home. Petitioner states she is only able to stay living in her home with assistance from friends, as she has progressive moderate cognitive impairment, which hinders her ability to eat properly or take her medications as prescribed. Petitioner states although her friends provide food and leave reminders about medications, her doctor noted that she is losing weight, and much of the food that had been provided appeared to have gone bad. Petitioner states family in Japan and Sacramento have asked proposed Conservatee to live with or near them, and she will first agree but she changes her mind and wants to return home. Petitioner states the proposed Conservatee's memory has caused her to be in dangerous situations, such as locking herself in her garage in the summer and letting people into her house without being able to recall who they were or why they were there.

*~Please see additional page~*

**Petitioner states, continued:**

- Proposed Conservatee's doctor stated that because of worsening memory loss and decreased judgment ability, her need for additional care is more than her friends can provide;
- Petitioner's appointment as conservator of the person would ensure the proposed Conservatee's proper nutrition and medication and assistance in other personal matters;
- Proposed Conservatee's cognitive impairment renders her unable to manage her finances, and she does not know what income she receives, and her friends have had to pay her bills;
- Petitioner's appointment as conservator of the estate would ensure her income is collected and her bills are paid, and would allow her to enter into a contract with care providers.

**Petitioner requests** other powers be granted as follows:

1. To sell the proposed Conservatee's interest in her real property;
2. To move the proposed Conservatee from her personal residence to an assisted living situation, if she can no longer reside there due to medical or financial ability; and
3. To obtain a reverse mortgage if that is a viable opportunity for her to remain in her personal residence.

**Court Investigator Charlotte Bien's Report was filed on 2/13/2014.**

DOD: 10-7-12	<p><b>JOAN ST. LOUIS</b>, Spouse, filed Petition for Assumption of Law Practice of David St. Louis on 9-6-13.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p>
<p>Cont. from 111313, 112013, 010814</p>	<p><b>Background: Mrs. St. Louis' petition requested:</b></p>	<p>Continued from 11/13/13, 11/20/13, 1/8/14.</p>
Aff.Sub.Wit.	<p>1) That the Court assume jurisdiction over the law practice of David J. St. Louis and appoint attorney <b>PAUL T. CHAMBERS</b> to represent and assist the Court in assuming jurisdiction;</p>	<p><b>Minute Order 11/20/13:</b> Mr. Cram is appearing via CourtCall. Mr. Roberts informs the Court that the amount in the trust is insufficient to pay the claims. The Court directs Mr. Roberts to contact the State Bar.</p>
Verified	<p>2) Allow Mr. Chambers to appoint himself as receiver and take possession and control of any and all bank accounts related to Mr. St. Louis' law practice, including the <b>attorney-client trust account which contained \$54,502.09 at 3-31-13;</b></p>	<p><b>Minute Order 1/8/14:</b> Mr. Roberts and Mr. Cram are appearing by courtcall. Continued to 2/26/14.</p>
Inventory	<p>3) Coordinate with Allison St. Louis, former legal secretary, to determine the clients entitled to funds and the amounts each is owed;</p>	<p><b>As of 2/21/14, nothing further has been filed.</b></p>
PTC	<p>4) Upon determining the recipients and the amounts owed, that Mr. Chambers be allowed to issue checks to the recipients without further court order;</p>	<p>1. Need current status report.</p>
Not.Cred.	<p>5) Specifically, that Mr. Chambers be allowed, without further Court order, to issue checks from a certain estate account (<b>John K. Shirin Estate</b>) to those recipients entitled thereto; and</p>	<p>Reviewed by: skc</p>
Notice of Hrg	<p>6) Upon completion, provided accounting.</p>	<p>Reviewed on: 2-21-14</p>
Aff.Mail	<p><b>Non-Opposition to Petition was filed 9-30-13 by the State Bar of California.</b></p>	<p>Updates:</p>
Aff.Pub.	<p><b>A Creditor's Claim and Request for Special Notice</b> was filed 9-30-13 by Attorney J. Patrick Sullivan, who represents Walter Wentz, Creditor.</p>	<p>Recommendation:</p>
Sp.Ntc.	<p><b>Limited Opposition to Petition</b> was filed 10-9-13 by <b>BIANCA SORIA</b>. Ms. Soria states she was a client of Mr. St. Louis, who was wired <b>\$65,000.00</b> in connection with a settlement. Ms. Soria requested that as a condition to granting the petition, that the Court direct Mr. Chambers to distribute the funds to her, or to post appropriate bond.</p>	<p>File 12 – St. Louis</p>
Pers.Serv.	<p><b>At hearing on 10-16-13, the Court granted the petition with additional orders and set this status hearing. See Page 2 for specifics.</b></p>	
Conf. Screen	<p>Subsequent to the hearing, both attorneys David Roberts and Donald Cram submitted competing proposed orders.</p>	
Letters	<p>Therefore, the Court will address the competing proposed orders at this status hearing.</p>	
Duties/Supp	<p><b>SEE ADDITIONAL PAGES</b></p>	
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		

**Minute Order 10-16-13:** Mr. Cram is appearing via CourtCall on behalf of Bianca Soria. The Court accepts Mr. Roberts representation that Attorney Timothy Magill has been given notice. The Court finds that Patrick James' client has been properly served. The Court will allow the interlination under 9764. The Court grants the petition and waives bond. The Court orders that the \$41,155.89 be paid within 30 days. The Court notes that there are no funds to pay Attorney Chambers and he is acting in pro bono. Matter set for Status Hearing on 11/13/13. If everything is completed by 11/13/13, no appearances will be necessary. Set on 11/13/13 at 9am in Dept 303 for Status Hearing.

Additional hearing dates 3/6/14 at 9am Dept 303 for Status Re Accounting;  
Petition is granted; Order to be signed ex parte.

**Attorney David A. Roberts submitted a proposed Order that contains orders as follows:**

1. Granting the petition that the Court assume jurisdiction over the law practice, including, but not limited to, dispersing [sic] funds held in the attorney-client trust account;
2. Appointing Paul T. Chambers to represent and assist the Court in assuming jurisdiction over the law practice without bond and shall receive no compensation;
3. That Mr. Chambers coordinate with Allison St. Louis to determine the clients entitled to files, documentation, and/or funds and the amounts each is owed;
4. That the amount that Mr. Chambers finds due to Ms. Soria shall be paid within 30 days from the entry of this order without further Court order;
5. That Mr. Chambers be allowed to appoint himself receiver and take possession of the various accounts and have signature power over such accounts, including that certain account fbo John K. Shirin or his heirs;
6. That after determining the recipients of the files, documents, and money, and the amount thereof, that Mr. Chambers is given the authority to disburse such without further Court order;
7. That Mr. Chambers is authorized without further Court order to issue checks from the John K. Shirin account to those recipients entitled thereto;
8. That upon completing the foregoing tasks, Mr. Chambers provide an accounting, upon approval of which he shall be discharged; and
9. That Mr. Chambers inform the Court of any other action taken as the Court's representative;
10. Setting hearing for approval of the final account on 3-6-14.

**Attorney Donald H. Cram submitted an Alternate proposed Order that includes, in addition to the above orders, that Mr. Chambers shall disburse no less than \$41,155.89 to Ms. Soria within 30 days without further Court order.**



## Page 2 – NEEDS/PROBLEMS/COMMENTS

1. Need Notice of Hearing and proof of service of the Notice of Hearing on Lila Holguin and Melissa Romero. **Note:** Although the two heirs waived accounting and verified the petition, Notice of Hearing is still required unless specifically waived.
2. Petitioner states there are creditor's claims outstanding and unpaid property taxes. Distribution cannot occur until claims are satisfied or adequately provided for. Therefore, it does not appear the estate is in a position to close.

**Note:** Although it appears Petitioner has attempted to negotiate the balances and paid portions of the claims, certain claims were previously allowed in full. Therefore, need proof of payment in full or withdrawals from all creditors/claimants:

- Citibank (South Dakota), N.A. (Sears Premier Card) (claim filed 8-20-07 in the amount of \$1,235.41 was allowed 9-14-07)

- GE Consumer Finance (for American Express) (claim filed 10-23-07 in the amount of \$920.68 was allowed 12-11-07)

- Bank of America FIA Card Services NA (claim filed 1-22-08 in the amount of \$1,580.20 was allowed 10-15-08)

**Note:** Petitioner provides a list that doesn't match the claims filed (claimants or amounts). It appears Petitioner has attempted to make payments on certain accounts directly instead of through the claimants who filed the claims on behalf of the creditors. Creditors whose claims have not been paid are entitled to notice of hearing pursuant to Probate Code §11000 and are also entitled to request a full account pursuant to Probate Code §10954.

3. Also, if property is to be distributed subject to tax liens, the Court may require consent of the other two heirs.
4. Petitioner requests to withhold \$500 for closing; however, there does not appear to be cash in the estate. Need clarification.
5. Petitioner requests the Court approve her acts and transactions as executor; however, Examiner notes that this estate is over five years delinquent pursuant to Probate Code §12200 and still does not appear to be in a condition to close. Petitioner states she has been residing in the estate real property, apparently without rent to the estate, to the apparent detriment of creditors and the other heirs. The Court may strike any such language from the order, when submitted.
6. Need order.

<b>DOD: 07/18/2013</b>		<p><b>ANASTASIA HENDRIX, AMY NORVELLE,</b> and <b>JOHN T. HENDRIX</b>, children are petitioners.</p> <p>40 days since DOD</p> <p>No other proceedings</p> <p>I&amp;A -       <b>\$14,166.00</b></p> <p>Will dated: 11/30/2010 devises the entire estate to the Patrick John Hendrix Revocable Living Trust.</p> <p>Petitioners request Court determination that decedent's 4.166% interest in real property located at 51 Beechwood Ave, Fresno, Ca.; 1/12<sup>th</sup> interest in property located at 44 and 50 W. Herndon Ave., Fresno, Ca.; and 1/24<sup>th</sup> interest in real property located in Madera, Ca. pass 33.3% to John Hendrix, 33.3% to Anastasia Hendrix and 33.3% to Amy Norvelle.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>1. Will devises the entire estate pass to the Patrick John Hendrix Revocable Living Trust therefore the Trustee must petition to request that the real property pass to the trust.</p> <p>2. Each petitioner must sign the Inventory and Appraisal.</p>
<b>Cont. from</b>			
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b> s/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> x		
<input type="checkbox"/>	<b>Aff.Mail</b> x		
<input type="checkbox"/>	<b>Aff.Pub.</b>		
<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>		
		<p><b>Reviewed by:</b> LV</p> <p><b>Reviewed on:</b> 02/24/2014</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 14 – Hendrix</b></p>	