1 Curley Green (Estate) **Case No. 04CEPR00422**

Atty Kruthers, Heather H (for Successor Administrator/Public Administrator)

(1) First and Final Account and Report of Successor Administrator and (2) Petition for Allowance of Ordinary and Extraordinary Commissions

DOD: 1/29/2004		
Cont. from		
	Aff.Sub.Wit.	
✓	**Verified**	
✓	**Inventory**	
✓	**PTC**	
✓	**Not.Cred.**	
✓	**Notice of Hrg**	
✓	**Aff.Mail**	W/
	Aff.Pub.	
	Sp.Ntc.	
	Pers.Serv.	
	Conf. Screen	
✓	**Letters**	
	Duties/Supp	
	Objections	
	Video Receipt	
	CI Report	
✓	**9202**	
✓	**Order**	
	Aff. Posting	
	Status Rpt	
	UCCJEA	
	Citation	
✓	**FTB Notice**	

PUBLIC ADMINISTRATOR, Successor Administrator, is petitioner.

Account period: 5/30/13 – 10/31/14

Accounting	-	**$45,000.00**
Beginning POH	-	**$45,000.00**
Ending POH	-	**$ 3,100.82**
Administrator (statutory)	-	**$1,760.00**
Administrator x/o (per Local Rule for the sale of real property)	-	**$1,000.00**
Attorney (statutory)	-	**$1,760.00**
Bond Fee (o.k.)	-	**$168.75**
Court Fees (certified copies)	-	**$25.50**

After payment of commissions, fees and costs there is no estate to distribute.

NEEDS/PROBLEMS/COMMENTS:

Reviewed by: KT

Reviewed on: 4/3/15

Updates:

Recommendation:

File 1 – Green

Dept. 303, 9:00 a.m. Wednesday, April 8, 2015

2 **Arthur K O'Brien (Estate)** **Case No. 05CEPR01224**

Atty **Kruthers, Heather H (for Successor Administrator/ Public Administrator)**

(1) First and Final Account and Report of Administrator and (2) Petition for Allowance of Ordinary and Extraordinary Commissions and Fees and (3) for Distribution

DOD: 8/27/05			**PUBLIC ADMINISTRATOR**, Successor Administrator, is petitioner.
			Account period: 8/6/15 – 1/20/15
Cont. from			Accounting - **$90,555.50**
	Aff.Sub.Wit.		Beginning POH - **$90,555.50**
✓	**Verified**		Ending POH - **$61,131.94**
✓	**Inventory**		Administrator (statutory) - **$2,682.22**
✓	**PTC**		Administrator x/o (per Local Rule for the sale of real and personal property) - **$1,305.55**
✓	**Not.Cred.**		
✓	**Notice of Hrg**		Attorney (statutory) - **$2,682.22**
✓	**Aff.Mail**	W/	
	Aff.Pub.		Bond Fee (o.k.) - **$113.20**
✓	**Sp.Ntc.**	W/	
	Pers.Serv.		Court Fees (certified copies) - **$25.50**
	Conf. Screen		
✓	**Letters**		**Distribution, pursuant to Decedent's Will, is to:**
	Duties/Supp		Arthur K. O'Brien, Jr. - **$53,888.25**
	Objections		
	Video Receipt		
	CI Report		
✓	**9202**		
✓	**Order**		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
✓	**FTB Notice**		

NEEDS/PROBLEMS/COMMENTS:

Reviewed by: KT

Reviewed on: 4/3/15

Updates:

Recommendation:

File 2 – O'Brien

Dept. 303, 9:00 a.m. Wednesday, April 8, 2015

3 Genevieve Rathwick (CONS/E) Case No. 07CEPR00420

Atty **Kruthers, Heather (for Public Guardian – Conservator – Petitioner)**

1) Fourth Account Current and Report of Conservator; and 2) Petition for Allowance of Compensation to Conservator and Attorney, and 3) Dispensation of Further Accounts

Cont. from 031115		
	Aff.Sub.Wit.	
✓	**Verified**	
	Inventory	
	PTC	
	Not.Cred.	
✓	**Notice of Hrg**	
✓	**Aff.Mail**	w
	Aff.Pub.	
	Sp.Ntc.	
	Pers.Serv.	
	Conf. Screen	
	Letters	
	Duties/Supp	
	Objections	
	Video Receipt	
✓	**CI Report**	
	9202	
✓	**Order**	
	Aff. Posting	
	Status Rpt	
	UCCJEA	
	Citation	
	FTB Notice	

PUBLIC GUARDIAN, Conservator, is Petitioner.

Account period: 12-11-12 through 12-10-14
Accounting: $27,239.75
Beginning POH: $7,106.37
Ending POH: $5,517.01

Conservator: $2,663.84 (for 19.99 Deputy Hours @ $96/hr and 9.80 Staff hours @ $76/hr)

Attorney: $1,500.00 (less than local rule)

Bond fee: $64.14 (ok)

Due to the insufficiency of the estate, Petitioner requests an order imposing a lien against the estate for any unpaid balance of the authorized fees and commissions.

Petitioner states the conservatorship meets the requirements of Probate Code §2628(b) and requests that further accountings be dispensed as long as the conservatorship meets the requirements.

Petitioner prays for an order:

1. Approving, allowing, and settling the Fourth Account;
2. Authorizing the Conservator's and Attorney's fees and commissions;
3. Payment of the bond fee;
4. Authorizing Petitioner to impose a lien on the estate for any unpaid balances;
5. Dispensing further accounts; and
6. For any other orders the Court deems proper.

NEEDS/PROBLEMS/COMMENTS:

Note: Kenneth R. Buck, friend, was appointed Conservator of the Person on 8-18-09 in Case #09CEPR00479. (Served 3-19-15)

Reviewed by: skc

Reviewed on: 4-3-15

Updates:

Recommendation:

File 3 - Rathwick

4 Karen Louise Garner (Estate) Case No. 11CEPR00524

Atty **Kruthers, Heather H (for Public Administrator – Petitioner)**

(1) First and Final Account and Report of Successor Administrator of Insolvent Estate and (2) Petition for Allowance of Ordinary and Extraordinary Commissions and Fees and (3) for Distribution

DOD: 01/19/2011		
Cont. from		
	Aff.Sub.Wit.	
✓	**Verified**	
✓	**Inventory**	
	PTC	
✓	**Not.Cred.**	
✓	**Notice of Hrg**	
✓	**Aff.Mail**	
	Aff.Pub.	
	Sp.Ntc.	
	Pers.Serv.	
	Conf. Screen	
✓	**Letters** 09/09/11	
	Duties/Supp	
	Objections	
	Video Receipt	
	CI Report	
✓	**9202**	
✓	**Order**	
	Aff. Posting	
	Status Rpt	
	UCCJEA	
	Citation	
✓	**FTB Notice**	

PUBLIC ADMINISTRATOR, Successor Administrator, is petitioner.

Account period: 12/27/2013 – 12/30/2014

Accounting	-	**$132,855.55**
Beginning POH	-	**$110,000.00**
Ending POH **(Cash)**	-	**$2,625.55**
Bond	-	**$332.14**
Administrator (Statutory)	-	**$4,985.67**
X/O	-	**$1,248.00** (for sale of decedent's property and taxes pursuant to Local Rule 7.18(B)(1))
Attorney (Statutory)	-	**$4,985.67**

Petition states after only partial payment of commissions, fees and costs, there is no estate remaining to pay the creditor's claim or make distribution.

NEEDS/PROBLEMS/COMMENTS:

Reviewed by: LV

Reviewed on: 04/03/2015

Updates:

Recommendation:

File 4 – Garner

5 **Lorena C. De La Mora (Estate)** **Case No. 12CEPR00781**

Atty **Wright, Judith A (for Petitioner/Administrator Delia Gonzalez)**

Amended Second Account and Report of Administrator and Petition for its Settlement; Petition for Preliminary Distribution; for Allowance of Compensation for Extraordinary Fees to Attorney

DOD: 8/25/12		
Cont. from		
	Aff.Sub.Wit.	
✓	**Verified**	
✓	**Inventory**	
✓	**PTC**	
✓	**Not.Cred.**	
✓	**Notice of Hrg**	
✓	**Aff.Mail**	W/
	Aff.Pub.	
	Sp.Ntc.	
	Pers.Serv.	
	Conf. Screen	
✓	**Letters**	10/15/12
	Duties/Supp	
	Objections	
	Video Receipt	
	CI Report	
✓	**9202**	
✓	**Order**	
	Aff. Posting	
	Status Rpt	
	UCCJEA	
	Citation	
✓	**FTB Notice**	

DELIA GONZALEZ, Administrator, is petitioner.

Account period: 11/22/13 – 11/21/14

Accounting	-	**$1,817,706.12**
Beginning POH	-	**$1,736,830.25**
Ending POH	-	**$1,265,900.45**

Bond is set at $200,000.00

Petitioner seeks an order of this court approving a purchase by Petitioner and Robert Gonzalez, her husband, Decedent's 25% interest in the 2007 Monterey Pleasure boat, appraised at $15,000.00 for the sum of $15,000.00, no loss or gain. Petitioner and Robert currently own a 50% interest in said boat and are seeking an order from the court to purchase from the estate of Francisco De La Mora his 25% interest.

Petitioner states the estate is not yet in a condition to close. JDM Transport Inc, JDM Brokerage, Inc., and L & M, Inc. have unresolved issues with the IRS and Board of Equalization.

Petitioner states as of 11/21/14, the value of the estate is $1,736,830.25. All lawsuits have been settled. All real property and been sold and taxes paid. The estimated value of all outstanding claims by the IRS, Franchise Tax Board and Board of Equalization does not exceed $17,500.00.

Please see additional page

NEEDS/PROBLEMS/ COMMENTS:

<u>NEED AMENDED ACCOUNTING</u>. Based on but not limited to:

1. Property on hand at the end of the first account was $1,847.330.25. The beginning property on hand of this account is $1,736.830.25. The beginning property on hand for the second account must be the ending property on hand from the first account.

2. Attorney fees declaration for the extraordinary fee requests totals $285.00 however the attorney is requesting $345.00.

Please see additional page

Reviewed by: KT
Reviewed on: 4/6/15
Updates:
Recommendation:
File 5 – De La Mora

Dept. 303, 9:00 a.m. Wednesday, April 8, 2015

5 Lorena C. De La Mora (Estate) Case No. 12CEPR00781

Petitioner requests authority to distribute $414,665.12. This amount along with the amount of prior approved distributions is approximately 50% of the value of the estate. To date, Rafael De La Mora has received the sum of $245,000.00. The guardianships of Francisco De La Mora and Fernando De La Mora have each received $100,000.00. In order to equalize distribution, Petitioner proposes to make preliminary distributions as follows:

To Rafael De La Mora - $41,555.00

To Delia Gonzalez, Guardian of the Estate of Francisco De La Mora - $186,555.00

To Oscar Barba and Trisha Barba, Guardians of the Estate of Fernando De La Mora – 186,550.00.

Petitioner states Judith Wright has performed extraordinary services in the administration of the estate in assisting with resolution of problems with the IRS. Ms. Wright requests that she be paid $345.00 for .95 hours at $300.00 per hour. And for costs in the sum of $85.50 for filing fee and certified copies.

Petitioner prays that:

1. The second account and report be settled, allowed and approved;
2. All acts and proceedings of Petitioner as Administrator be confirmed and approved;
3. Petitioner be instructed to make preliminary distributions as stated above;
4. Petitioner be instructed to sell Decedent's 25% interest in the 2007 pleasure boat to Delia Gonzalez and Robert Gonzalez for $15,000.00;
5. Petitioner be instructed to pay Judith A. Wright the sum of $345.00 for extraordinary services and the sum of $85.50 for reimbursement of costs.
   a. 2005 Peterbuilt Commercial, VIN #1XP5DP9X45D861430
   b. 2000 GRATD Trailer, VIN #1GRAA0623YW053624
   c. 2005 Peterbuilt, VIN #1XP5D49X45D856238

Please see additional page NEEDS/PROBLEMS/COMMENTS

NEEDS/PROBLEMS/COMMENTS (cont.):

3. Property on hand schedule lists several items twice.
   d. 2005 Cadillac, VIN #3GYEK65N15G253210
   e. 2006 GRATD Trailer, VIN#1GRAAO6296W703120
   f. 2007 PTRB, VIN #1XP5DB9X37D668933
   g. 2006 GDANE Trailer, VIN #1GRAA06256W701137
   h. 2005 FRHT, VIN # 1FUJCRAV95PU86924
   i. 2005 Cadillac, VIN # 3GYEK62N25G273823

4. Property on hand in the first account lists several items not listed in the second account.
   a. 2004 Chevy Tahoe, VIN #1GNEC13T84R118234
   b. 2006 PTRB VIN # 1XP5DB9S86D889135
   c. 2006 PTRB Commercial, VIN #1XP5DB9X66D894205
   d. 2006 GDANE Trailer, VIN # 1GRAA06276W701138
   j. 1997 UTILI Trailer, VIN #1UYVS2481VM205212
   k. 2004 FRHT Commercial, VIN #1FUJBBCG84LM40595
   l. 2000 Peter Built, VIN # 1XP5DB9X4YD531727
   m. 1999 UTILITY Trailer, VIN # 1UYVS253XXM593255
   n. 2007 GRATD Trailer, VIN # 1GRAA06297W703474
   o. 2007 PTRB Commercial, VIN # 1XP4DB9X27D668955
   p. 2006 FRHT Commercial, VIN #1FUJCRCK96PV82895
   q. 2003 Chevrolet Commercial, VIN # 2GCEC19T031230050

5. Property on hand schedule for the second account lists property that was not listed in the first account.
   a. 1993 TRCFT Trailer, VIN 1TTE45208P1038184

6. Property on hand schedule lists 2003 FRHT Commercial, VIN #1FUJBBCG12LK56159 and this same item is listed as "paid in full" on Schedule H.

Note to attorney. In the future please identify the each item on the property on hand with a corresponding item number. This would help when reviewing the accountings.

6 **Francisco J. De La Mora (Estate)** **Case No. 12CEPR00782**

Atty **Wright, Judith A (for Petitioner/Administrator Delia Gonzalez)**

(1) Second Account and Report of Administrator and Petition for Its Settlement; (2) Petition for Preliminary Distribution; (3) for Allowance of Compensation for Extraordinary Fees to Attorneys

DOD: 8/25/12		
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	

DELIA GONZALEZ, Administrator, is petitioner.

Account period: 11/22/13 – 11/21/14

Accounting	-	**$1,877,390.78**
Beginning POH	-	**$1,721,949.56**
Ending POH	-	**$1,481,080.22**

Bond is set at $200,000.00

NEEDS/PROBLEMS/COMMENTS:

After cursory review of the file it appears that the same issues exist as the issues identified in the accounting for this decedent's spouse, Lorena De La Mora (case no. 12CEPR00781 - page 5 of this calendar). Based on the above and in the interest of time the Examiner has not reviewed this matter.

<u>NEED AMENDED ACCOUNTING.</u>

7. Property on hand at the end of the first account was $1,606,994.56. The beginning property on hand of this account is $1,721,494.56. The beginning property on hand for the second account must be the ending property on hand from the first account.

Reviewed by: KT
Reviewed on: 4/6/15
Updates:
Recommendation:
File 6 – De La Mora

7 **Everlener Raymond (Det Succ)** **Case No. 12CEPR01120**

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

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

DOD: 7/26/2000			**MARY MCGEE, RITA JONES, EARL LOCKHART, JR., EVERLENER SMITH, JACKIE LOCKHART, ARTHUR LOCKHART, DAVID LOCKHART, RICKY LOCKHART, JAMES LOCKHART,** grandchildren, are petitioners.	**NEEDS/PROBLEMS/COMMENTS:**
Cont. from 010714, 082814, 120314, 011415, 022515			40 days since DOD.	**Minute order dated 2/25/15 states Mr. Krbechek represents that he only needs to obtain one signature. The court grants one last continuance and will rule on 4/8/15.**
	Aff.Sub.Wit.			
✓	**Verified**		No other proceedings.	
	Inventory		Decedent died intestate.	
	PTC			
	Not.Cred.		I & A - **$110,000.00**	**Please see additional page.**
✓	**Notice of Hrg**		**Petitioners request** court confirmation that Decedent's 25% interest in real property located at 962 75th Ave Oakland, CA pass to 1/9 to each of them pursuant to intestate succession.	
✓	**Aff.Mail**	w/		
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen			
	Letters			
	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
✓	**Order**			
	Aff. Posting			**Reviewed by: KT**
	Status Rpt			**Reviewed on: 4/3/15**
	UCCJEA			**Updates:**
	Citation			**Recommendation:**
	FTB Notice			**File 7 – Raymond**

Dept. 303, 9:00 a.m. Wednesday, April 8, 2015

7 Everlener Raymond (Det Succ) Case No. 12CEPR01120

As of 2/20/15 the following issues remain:

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? **– Declaration of Attorney states** the property is appraised at 100% therefore a 25% interest would be $27,500.00. This petition only concerns a 25% interest in the estate. **Examiner note:** Pursuant to Probate Code 13152(b) and Probate Code §8802 the property listed shall state the fair market value of the property at the time of the decedent's death. **Therefore need amended inventory and appraisal showing the value of decedent's interest in the property as of her date of death.**

2. Decedent was also survived by a 10th 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. – Petitioner contends that the issue of the 2.5% interest passing to the heirs of Opal White is not before the Court. Danny Brown has filed an Affidavit Re: Real Property of Small Value to claim the final 2.5% interest from the estate of Opal White. Danny Brown is not a petitioner herein, and seeks no relief in this petition. – **Examiner note:** The problem is that before the property can pass to Danny Brown the property must first pass to Opal White's estate. Therefore a Special Administrator would need to be appointed (in a separate proceeding) to be able to sign this Petition to Determine Succession on Opal's behalf in order to pass Opal's interest in this estate to her estate. After the property is in Opal's estate then Danny Brown can file the Affidavit Re: Real Property of Small Value.

Declaration of Randolf Krbechek filed on 8/27/14 states he cannot attend the hearing on 8/28/14 because he is required to be in Redwood City for closing arguments. Mr. Krbechek requests a continuance of 90 days to address the examiner notes.

Declaration of Randolf Krbechek filed on 11/26/14 states he cannot attend the hearing on 12/6/14 because he is required to be in Dept. 401 at the same time for a pending court trial. Mr. Krbechek requests a continuance.

Declaration of Attorney Krbechek filed on 1/12/15 states he has not been able to complete the required Petition to Determine Succession to Real Property due to the holidays and family matters. Based thereon, Mr. Krbechek respectfully requests the court continue the matter for 30 days.

Declaration of Attorney Krbechek filed on 2/25/15 states he has come down with a cold, and requests that the matter be continued. He will appear telephonically so he does not spread his cold to anyone in the courtroom.

Dept. 303, 9:00 a.m. Wednesday, April 8, 2015

8 Rosalia Garza Garza (Estate) Case No. 13CEPR00940

Atty Nunez, Henry D. (for Co-Executors Estella Garza and Raquel Nanez)

Order to Show Cause RE: Failure to File Proof of a Blocked Account

DOD: 9-28-11				NEEDS/PROBLEMS/ COMMENTS:
			ESTELLA GARZA and RAQUEL NANEZ were appointed Co-Executors with Limited IAEA without bond on 5-27-14. Letters issued 10-3-14. On 1-28-15, the Court confirmed the sale of real property and ordered proceeds to be placed into a blocked account. The Court set status hearing for the filing of the receipt for blocked account for 2-25-15. **Minute Order 2-25-15:** No appearances. The Court issues an Order to Show Cause to Henry D. Nunez, Estella Garza, and Raquel Nanez as to why they should not each be sanctioned, and as to why Ms. Garza and Ms. Nanez should not be removed as Co-Executors, for failure to file the proof of a blocked account and failure to appear. Each party is ordered to be personally present in court on 4-8-15. **Receipt for Blocked Account was filed on 3-3-15.** **Probate Status Hearing Report filed 4-3-15 by Attorney Nunez states** Due to miscommunication between counsel for the administrators and the escrow officer handling the sale of the real property, counsel listed the amount to be deposited as $100,000.00. However, the actual amount after costs were paid was $95,029.13. Between Feb. 10 and Feb. 20, counsel communicated with the Probate Referee and attempted to file an "amended" Order to Deposit Money Into Blocked Account reflecting the correct amount. However, the clerk's office informed counsel that an amended order could not be filed without an ex parte order. Thus, the ex parte order was obtained on 2-20-15. Escrow closed on or about Feb. 20-23, 2015, and the blocked account was opened with $95,029.13. Receipt and Acknowledgment of Order for the Deposit of Money into Blocked Account was filed by counsel on 3-3-15. Presently, counsel and administrators are working to verify the true and correct information for each beneficiary to administer the property of the estate and all debts, if any, of the estate. Once all information is obtained, the administrators intend to file a Petition to Withdraw Funds from Blocked Account in order to pay taxes, expenses, and beneficiaries of the estate.	
	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			**Reviewed by:** skc
	Status Rpt			**Reviewed on:** 4-3-15
	UCCJEA			**Updates:**
	Citation			**Recommendation:**
	FTB Notice			**File 8 – Garza**

Dept. 303, 9:00 a.m. Wednesday, April 8, 2015

9 George William Satterberg Jr (CONS/E) Case No. 13CEPR01012

Atty Boyett, Deborah K. (for Co-Conservators Janet Sorensen and Harriet Satterberg – Petitioners)

(1) First Account and Report of Co-Conservators; (2) Petition for Allowance of fees to Attorney for Co-Conservators

	Aff.Sub.Wit.	
✓	Verified	
✓	Inventory	
	PTC	
	Not.Cred.	
✓	Notice of Hrg	
✓	Aff.Mail	w
	Aff.Pub.	
	Sp.Ntc.	
	Pers.Serv.	
	Conf. Screen	
✓	Letters	
	Duties/Supp	
	Objections	
	Video Receipt	
✓	CI Report	
✓	2620	
✓	Order	
	Aff. Posting	
	Status Rpt	
	UCCJEA	
	Citation	
	FTB Notice	

JANET SORENSEN and HARRIET SATTERBERG, Co-Conservators of the Estate with bond of $8,800.00, are Petitioners.

Account period:
1/28/14 – 12/31/14

Accounting: $16,035.42
Beginning POH: $7,500.00 (vehicle)
Ending POH: $1,716.63 plus vehicle

Co-Conservators waive compensation

Attorney: $2,522.50 (for 8.45 attorney hours @ $250-265/hr and 2.60 paralegal hours @ $130/hr, per declaration)

Costs: $435.00 (filing fee)

Petitioners request an order:

1. **Approving, allowing, and settling the attached account and report as filed;**
2. **Authorizing the attorney's fees and costs; and**
3. **For such other relief as the Court considers proper.**

NEEDS/PROBLEMS/COMMENTS:

CONTINUED TO 4-30-15

Per Attorney request

1. **The Conservatee now resides in a skilled nursing facility in Eureka, CA, which is Humboldt County. (He previously resided at Wish-I-Ah nursing facility.)**

   The Co-Conservators reside in Cayucos, CA, and Kingsburg, CA, respectively.

   According to the Court Investigator's review report filed 3/3/15, Humboldt County does not do courtesy investigations, and there does not appear to be a need for a conservatorship of the estate, as the Conservatee's only income is Social Security.

   Examiner notes that in addition to Social Security income, the conservatorship estate also owns a 2006 Buick Lucerne; however, it is unclear where this vehicle is located or in whose possession it is. The Disbursements Schedule indicates $1,046.68 was paid for insurance on the vehicle, but that appears to be the only cost associated with the vehicle.

   The Court may require clarification regarding the vehicle, and regarding the Co-Conservators plans for this conservatorship estate, with reference to possible transfer to Humboldt County pursuant to Probate Code §2200 et seq.

   (A separate Special Needs Trust was established for this Conservatee on 3/17/14 in 14CEPR00393.)

Note: The Court will set a status hearing for the filing of the next account for Wednesday, April 6, 2016.

Reviewed by: skc

Reviewed on: 4/3/15

Updates: 4/6/15

Recommendation:

File 9 – Satterberg

10 Henry Scott Foulger (Estate) **Case No. 14CEPR00193**

Atty Esraelian, Robyn L. (for Deborah Foulger – Executor – Petitioner)

(1) Waiver of Accounting and (2) Petition for Allowance of Statutory Fees to Executor and Attorney for Executor, and (3) Petition for Final Distribution

DOD: 1/23/14		
	Aff.Sub.Wit.	
✓	Verified	
✓	Inventory	x
✓	PTC	
✓	Not.Cred.	
✓	Notice of Hrg	
✓	Aff.Mail	w
	Aff.Pub.	
	Sp.Ntc.	
	Pers.Serv.	
	Conf. Screen	
✓	Letters	4/15/14
	Duties/Supp	
	Objections	
	Video Receipt	
	CI Report	
✓	9202	
✓	Order	
	Aff. Posting	
	Status Rpt	
	UCCJEA	
	Citation	
✓	FTB Notice	

DEBORAH FOULGER, Surviving Spouse and Executor with Full IAEA without bond, is Petitioner.

Accounting is waived by Deborah Foulger only.

I&A: $506,945.13 (incomplete)
POH: Various accounts and securities (amounts not stated)

Executor (Statutory): $13,138.90

Attorney: $5,000.00 (Less than statutory)

Distribution pursuant to Decedent's will:

Deborah Foulger, Trustee of the Henry Scott Foulger Declaration of Trust established December 17, 2012:
Entire estate

NEEDS/PROBLEMS/COMMENTS:

CONTINUED TO 5/19/15

Per Attorney request

1. **I&A filed 10/14/15 is incomplete. Line item No. 1 on Attachment No. 1 lists: "Cash, BDB, and MMFS in Morgan Stanley Account No. xxx – $ Unable To Value."**

   Need amended I&A with proper valuation of all assets pursuant to Probate Code §§ 8901, 8902.

   If a cash value cannot be determined by the personal representative, this asset may require appraisal by the Probate Referee.

2. **Petitioner states she is the sole beneficiary and waives accounting; however, the beneficiary of the estate is the trust, and Petitioner is not the sole beneficiary of the trust; she is an income beneficiary only according to the trust, which is provided at Exhibit B. Therefore, need waivers of accounting by trust beneficiaries:**
   - Kelly Foulger Thomas
   - Thomas C. Thomas

3. **Need proof of service of Notice of Hearing on Thomas C. Thomas pursuant to Probate Code §1208(b).**

4. **Need Declaration of Trustee pursuant to Local Rule 7.12.5.**

5. **Need revised proposed order in compliance with Local Rule 7.6.1.A., which requires monetary distributions stated in values.**

Reviewed by: skc
Reviewed on: 4/3/15
Updates: 4/6/15
Recommendation:
File 10 – Foulger

11 Sierra Moreno-Long (CONS/PE) Case No. 14CEPR00463

Atty Kruthers, Heather H. (for Fresno County Public Guardian – Petitioner)
Atty Horton, Lisa (Court appointed for Conservatee)
Atty Fanucchi, Edward L. (for Linda James – Current Conservator of the Person)

Petition for Appointment of Conservator of the Estate

			See petition for details.
Cont. from 010715, 022515			
	Aff.Sub.Wit.		
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
✓	Notice of Hrg		
✓	Aff.Mail	W	
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
✓	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
✓	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		

NEEDS/PROBLEMS/COMMENTS:

Note: Linda James, Paternal Grandmother, was appointed Conservator of the Person only on 8-21-14.

This petition originally requested that the Public Guardian be appointed as both Conservator of the Estate and as Successor Conservator of the Person.

Pursuant to Request for Dismissal filed 3-30-15, the Public Guardian has withdrawn the request for appointment as Successor Conservator of the Person.

The Public Guardian's petition for appointment as Conservator of the Estate remains.

1. Need revised order, Letters.

Note: If granted, the Court will set status hearings as follows:

- Wednesday August 5, 2015 for filing the Inventory and Appraisal
- Wednesday, June 3, 2016 for filing the first account.

If the proper items are on file, the status hearings may be taken off calendar.

Reviewed by: skc
Reviewed on: 4-3-15
Updates:
Recommendation:
File 11 – Moreno-Long

12 In the Matter of Aiyanna Katigbak (minor) Case No. 15CEPR00062

Atty Bell, Melinda, of San Juan Capistrano (for Petitioner Jana Keeley)

Petition for Order to Dispose of Minor's Money (Prob. C. 3413)

Cont. from 030415		
	Aff.Sub.Wit.	
✓	Verified	
	Inventory	
	PTC	
	Not.Cred.	
✓	Notice of Hrg	
✓	Aff.Mail	W/
	Aff.Pub.	
	Sp.Ntc.	
	Pers.Serv.	
	Conf. Screen	
	Letters	
	Duties/Supp	
	Objections	
	Video Receipt	
	CI Report	
	9202	
✓	Order	
	Aff. Posting	
	Status Rpt	
	UCCJEA	
	Citation	
	FTB Notice	

JANA KEELEY, mother, is Petitioner.

Petitioner states:

- She is the sole living parent of Aiyanna Katigbak, a minor, and is entitled to and has custody of her;
- Aiyanna's father died on 4/20/2012 and she was named a beneficiary of her father's insurance policies and is entitled to a ½ interest in these insurance policies;
- The Hartford Insurance Company is holding the following money belonging to Gavin and will not release the funds without Court order *(correspondence from Hartford Insurance Company dated 9/27/2013 attached as Exhibit A)*:
  - **$10,000.00** life insurance proceeds plus **~$26.57** statutory interest which continues to accrue at **4%**;
  - **$136,000.00** accidental death proceeds plus **~$363.29** statutory interest which continues to accrue at **4%**
- Wells Fargo Bank Retirement Services is holding the following money belonging to Gavin and will not release the funds without Court order:
  - **$4,728.90** in 401(k) retirement benefits, plus gains on investments in an undetermined amount;
- Aiyanna resides in Fresno County and has no guardian of the estate;

~Please see additional page~

NEEDS/PROBLEMS/COMMENTS:

Continued from 3/4/2015. *Minute Order* states counsel is advised that the Court is inclined to order that a guardianship of the estate be established. Additionally, the Court is not inclined to allow distribution to the minor upon turning 18 without a court order. Counsel is advised that she may submit points and authorities to support her position. Matter is continued to 4/8/2015 for counsel to consult with her client.

1. It has historically been this Court's policy to establish a guardianship of the estate in cases where a minor is to receive a significant sum of money. The instant *Petition* does not describe circumstances or provide rationale for proceeding with the *Petition to Dispose of Minor's Money* rather than a petition to appoint the minor's mother as the guardian of her estate with the funds deposited into a blocked account in the name of the guardianship on behalf of Aiyanna Katigbak.

2. Item 5(b) of the proposed *Order to Deposit Money into Blocked Account* is marked to authorize the depository to release the money to the minor when she attains the age of 18 years without further order of the Court. It has been this Court's practice to disallow this alternative, and rather to order the finding in Item 5(a) that no withdrawals of principal or interest shall be made from the blocked account, without authorizing the release of the money at attainment of age 18, which must be done by petition to this Court for release of the funds when minor is age 18.

Reviewed by: LEG
Reviewed on: 4/3/15
Updates: 4/6/15
Recommendation:
File 12 - Katigbak

Petitioner states, continued:

- Petitioner believes it is in the best interest of Aiyanna to deposit her funds into a Court blocked interest-bearing account held at Fresno County Federal Credit Union and subject to withdrawal only on authorization and order by this Court;

- Petitioner requests payment of **$2,327.50** to her attorney for services rendered in connection with this *Petition (please refer to Declaration attached as Exhibit B; for ~4.20 hours @ $350.00 per hour)* and payment for reimbursement of actual costs up to **$550.00**. (**Note:** Itemized billing attached to the *Declaration of Melinda S. Bell, Esq. in Support of Fee Request (attached as Exhibit B)* supports a fee request of **$1,470.00** for services rendered relating to the *Petition* for Aiyanna Katigbak; the **$2,327.50** total requested for fees includes the sum of **$857.50** representing ½ of the attorney's anticipated time related to this petition.)

Petitioner requests:

1. The Court order the Hartford Insurance Company to pay **$146,389.86** plus interest to **JANA KEELEY** to be held in trust for the Benefit of Aiyanna Katigbak until the minor reaches majority;

2. The Court order the Wells Fargo Bank to pay **$4,728.90** plus investment gains to **JANA KEELEY** to be held in trust for the Benefit of Aiyanna Katigbak until the minor reaches majority;

3. That Petitioner, **JANA KEELEY,** be ordered to deposit said funds within 10 days of receipt into a Court blocked account at Fresno County Federal Credit Union on Van Ness Ave.;

4. That Petitioner, **JANA KEELEY** file proof of deposit to Court blocked account with the Court no later than a date this Court deems proper;

5. That Petitioner, **JANA KEELEY** is authorized to withdraw from the blocked account held in the minor's name the sum to pay the Attorney fees of **$2,327.50** payable to Melinda S. Bell, Esq. for legal services, and actual costs advanced by Petitioner's Attorney in an amount up to **$550.00**.

***Verified Supplement [to] Petition for Order to Dispose of Minor's Money and Points and Authorities in Support Thereof* filed 4/6/2015 states:**

- Petitioner believes it is in the best interest of the minor to deposit the minor's funds in a court blocked interest-bearing account held at Fresno County Federal Credit Union on Van Ness Ave., and subject to withdrawal only on authorization and order by this Court;
- In support of the request for orders pending before this Honorable Court, Petitioner presents the *Points and Authorities in Support of Petition for Order to Dispose of Minor's Money [filed 4/6/2015.*

13 Gallardo Family Trust 2011 Case No. 15CEPR00080

Atty Larson, Timothy J.; Johnson, Summer; of Dowling Aaron (for Petitioner Angela J. Gallardo, Successor Co-Trustee)

Atty Thirkell, Edward D., of San Mateo (for Respondent/Objector Kenneth R. Gallardo, Co-Trustee)

Atty Thompson, Timothy L., of McCormick Barstow (by *Notice of Association* filed 3/25/2015, also for Respondent/Objector Kenneth R. Gallardo, Co-Trustee)

Petition to Remove Co-Trustee; Accept Co-Trustee Resignation; and Appoint Neutral Third Party Trustee

Judith DOD: 10/2/2012		
Ray DOD: 9/10/2014		
Cont. from 031615		
	Aff.Sub.Wit.	
✓	Verified	
	Inventory	
	PTC	
	Not.Cred.	
✓	Notice of Hrg	
✓	Aff.Mail	W/
	Aff.Pub.	
✓	Sp.Ntc.	
	Pers.Serv.	
	Conf. Screen	
	Letters	
	Duties/Supp	
	Objections	
	Video Receipt	
	CI Report	
	9202	
	Order	X
	Aff. Posting	
	Status Rpt	
	UCCJEA	
	Citation	
	FTB Notice	

ANGELA J. GALLARDO, daughter and Successor Trustee, is Petitioner.

Petitioner requests the Court order the removal of the Co-Trustee, KENNETH R. GALLARDO, son, and only thereafter accept Petitioner's resignation as Co-Trustee, and appoint a neutral third party trustee to administer the Trust, based upon the following:

- On 9/12/2011, Ray and Judith Gallardo executed the **GALLARDO FAMILY TRUST** (*copy attached as Exhibit A*), and they also executed pour-over Wills (*copies of wills attached as Exhibits B and C*);
- The pour-over Wills are substantively identical and provide that upon the death of Ray and Judith, the assets of his or her respective estate were to pour over into the Trust;
- The Trust designated Ray and Judith as initial Co-Trustees; after Judith's death on 10/2/2012, Ray became sole Trustee; Trust provides that in the event the office of Trustee becomes vacant, Ken and Angela are to serve as Successor Co-Trustees;
- The main assets of the Trust consist of real property in Bass Lake; Gallardo Investment Corp. which owns among other items, commercial real property in Oakhurst; insurance proceeds; Schwab Account; Ameritrade Account; credit union accounts; bank accounts; and miscellaneous items of tangible personal property;
- Venue is proper in Fresno Superior Court because Fresno County is the residence of the Petitioner, one of the Co-Trustees of the Trust;

~Please see additional page~

NEEDS/PROBLEMS/COMMENTS:

Note: *Special Appearance; Petition for Change of Venue; and Objection to Petition to Remove Co-Trustee, Accept Co-Trustee Resignation, and Appoint Neutral Third Party Trustee; and Request for Stay of Proceedings* filed by **KENNETH R. GALLARDO**, Co-Trustee, on 3/2/2015 is set for hearing on **4/16/2015**.

1. Need proposed order pursuant to Local Rule 7.1 which provides a proposed order shall be submitted with all pleadings that request relief.

Reviewed by: LEG

Reviewed on: 4/6/15

Updates:

Recommendation:

File 13 - Gallardo

Petitioner requests the Court remove Co-Trustee KENNETH R. GALLARDO for the following reasons:

- **Ken is unfit to Administer the Trust:** Ken possesses qualities inapposite to the essential qualities of a trustee, and accordingly is unfit to administer the Trust; on 2/4/2014, Ken was convicted by a San Mateo County jury of two counts of offering false evidence and one count of forgery for offering to the Court forged copies of checks made to his wife in opposition to San Mateo County Department of Child Support Service's (DCSS) request that his wages be garnished for failure to pay child support; following DCSS request to subpoena his bank records, Ken promptly paid his child support arrearages; bank records confirmed the checks Ken offered had never been cashed and endorsements were forgeries by Ken of his wife's signature; *(copy of People's Sentencing Memorandum attached as Exhibit D; Probations Officer's Report dated 4/16/2014 attached as Exhibit E shows Ken continued to be delinquent on child support at the time of sentencing);* as a consequence of Ken's perjury to the San Mateo Court and his financial issues stemming from his child support obligations, Ken is unfit to administer the Trust, lacks the appropriate fiduciary temperament and Petitioner requests his removal;
- **Hostility Amongst the Co-Trustees Impairs Administration:** Hostility has arisen between the Co-Trustees such that the administration of the Trust and management of its assets has come to a virtual standstill; Ken has taken and continues to take unilateral action with respect to many aspects of the trust administration without prior consultation with Petitioner or her attorneys; following Ray's death, Petitioner and Ken began discussions concerning collection and distribution of Trust assets; Petitioner forwarded an informal property to Ken in late September 2014 for collection and distribution; on 10/1/2014, counsel for Petitioner sent Ken a proposed "Asset Allocation Schedule" setting forth a proposed distribution of Trust assets, over which Petitioner and Ken engaged in intensive discussions for 3 months; each time Co-Trustees appeared to be in agreement, Ken would change his mind causing negotiations to begin anew (though Angela also changed her mind on certain issues but was more cooperative); Co-Trustees have been unable to work together; Attorney Johnson sent a letter dated 1/8/2015 to Ken requesting his assistance with joint collection of liquid trust assets (copy attached as Exhibit F), but Ken never returned the documents as requested.
- **Ken Continues to take Unilateral Action without Knowledge or Consent of Angela**: Ken has taken the following actions without informing Angela or seeking her consent: *[please refer to Pages 5 to 6, items (a) through (j) for description of unilateral actions involving Trust assets];* Ken exhibits none of the qualities of a Co-Trustee as fiduciary charged with exhibiting scrupulous good faith and unwavering candor; Ken's demonstrated pattern of unilaterally taking action on behalf of the Trust exhibits his inability to fairly administer the Trust through to distribution, and taken in their totality they demonstrate there is good caught grant relief to Petitioner.
- **Petition to Accept Co-Trustee Resignation:** Petitioner brings this action to ensure the intent of her parents is realized free from deadlock, deceitful conduct and waste of trust assets, and has serious concerns that Ken will abscond with Trust assets, justifiable concerns in light of Ken's felony conviction and unilateral acts; Petitioner would like to resign as Co-Trustee if the Court orders Ken's removal as Co-Trustee, and if he is removed, Petitioner would like to resign as Co-Trustee and requests the Court accept her resignation after his removal.
- **Petition to Appoint Neutral Third Party Trustee:** Should the Court order Ken's removal and subsequently accept Petitioner's resignation, Petitioner requests the Court appoint **BRUCE D. BICKEL**, professional fiduciary, as neutral third-party successor trustee *[Consent to Act filed 2/26/2015];*
- **BRUCE D. BICKEL'S** *Consent to Act filed 2/26/2015];* Petitioner believes a neutral third party would be trusted by the beneficiaries and be able to obtain acceptable appraisals, and appropriately marshal and distribute assets.

~Please see additional page~

Second Additional Page 13, Gallardo Family Trust 2011 Case No. 15CEPR00080

Petitioner requests the Court issue an Order:

1. Removing Ken as Co-Trustee of the Trust;
2. Accepting Petitioner's resignation as Co-Trustee of the Trust;
3. Appointing Bruce D. Bickel as sole successor trustee of the Trust; and
4. For costs incurred herein.

***Special Appearance; Petition for Change of Venue; and Objection to Petition to Remove Co-Trustee, Accept Co-Trustee Resignation, and Appoint Neutral Third Party Trustee; and Request for Stay of Proceedings* filed by KENNETH R. GALLARDO, Co-Trustee, on 3/2/2015 states** *[only in relation to the Objection to Petition to Remove Co-Trustee, Accept Co-Trustee Resignation, and Appoint Neutral Third Party Trustee*, which should have been a separately filed pleading distinct from the *Petition for Change of Venue and Request for Stay of Proceedings*]:

- Kenneth R. Gallardo (Respondent), as Successor Co-Trustee, **specially appears** *[emphasis in original]* before this Court in order to object to Angela Gallardo's *Petition to Remove Co-Trustee, Accept Co-Trustee Resignation, and Appoint Neutral Third Party Trustee* on the basis that Petitioner improperly filed her petition in Fresno County since venue is proper in San Mateo County where the Trust is actually being administered;
- Respondent was contacted by Petitioner's attorney, Timothy Larson, on 9/18/2014 informing him that he know of Respondent's felony convictions and that he could have Respondent removed as Co-Trustee, and attempted to persuade Respondent to reach a settlement agreement on the distribution of assets; Respondent stated he was willing to work on negotiating a settlement;
- Attached as Exhibit D is a set of copies of emails sent between Respondent and Petitioner's attorneys, which show Petitioner's attorneys communicated with Respondent in his role a co-trustee during the period before he retained counsel; after Respondent retained counsel, the cooperation of Petitioner's attorneys ceased and they filed their petition for removal;
- Respondent's attorney sent a letter to Petitioner's attorney on 1/21/2015 (copy attached as Exhibit E) describing the events since the passing of the settlors including the trust administration done by Kenneth, and stating his preference for mediation as possible resolution; without responding to the letter, Petitioner's attorneys filed their petition for removal;
- Mr. Larson claims to represent Petitioner in her role as co-trustee, though all of his efforts on Petitioner's behalf concern her share of the estate and thus he has represented her in her role as beneficiary;
- Petitioner and Mr. Larson have thus far not participated in any Trust administration, which to date has been accomplished by Respondent;
- *[Notes summarizing Arguments Re Venue Improper in Fresno County deferred until hearing on 4/16/2015]*.

Declaration of Kenneth Gallardo in Support of Special Appearance attached as Exhibit C reiterates points in the objection, and states that at no time did Petitioner's attorney Timothy Larson tell him that the co-trustees had certain obligations in administering his parents' Trust; Mr. Larson never mentioned the need to open a trust bank account for the co-trustee to use in paying bills and depositing funds received; the only subject matter of all communications with Mr. Larson was the distribution of trust assets between his sister and him; Mr. Larson's tone in all of their conversations has been hostile; he has provided Mr. Larson with various records concerning trust assets; since his father's death on 9/10/2014, he has performed *[trust administration acts set forth on Page 3 and 4 of Declaration]*; he has been wholly responsible for the basic trust administration; Petitioner and her attorneys have been working on the case for nearly 6 months, but it was not until he retained counsel in January 2015 that a 120-day notice, a certificate of trust, and an affidavit of death of trustee were prepared.

14 Albert Tafolla (Estate) Case No. 15CEPR00197

Atty **Wright, Judith A (for Cathleen Tafolla – Petitioner – Daughter)**

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

DOD: 01/04/2015		
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	

CATHLEEN TAFOLLA, daughter is petitioner and requests appointment as Administrator without bond.

Petitioner is a resident of Phoenix, Arizona

Sole heir waives bond

Full IAEA – o.k.

Decedent died intestate

Residence: Sanger
Publication: The Sanger Herald

Estimated value of the Estate:

Personal property	-	$70,000.00
Real property	-	$160,000.00
Total	**-**	**$230,000.00**

Probate Referee: Rick Smith

NEEDS/PROBLEMS/COMMENTS:

1. Proposed personal representative is a resident of Arizona. Probate Code 8571 states notwithstanding a waiver of bond, the court in its discretion may require a nonresident personal representative to give a bond in an amount determined by the court.

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

- **Wednesday, 08/12/2015 at 9:00a.m. in Dept. 303** for the filing of the inventory and appraisal **and**
- **Wednesday, 06/15/2016 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.

Reviewed by: LV
Reviewed on: 04/03/2015
Updates:
Recommendation:
File 14 – Tafolla

15 Curt Lawrence, Jr. (Estate) Case No. 15CEPR00209

Atty **Lind, Ruth P (for Curtis D. Lawrence & Helen Lawrence – Petitioners – Parents)**

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

DOD: 02/17/2015		
Cont. from		
	Aff.Sub.Wit.	
✓	**Verified**	
	Inventory	
	PTC	
	Not.Cred.	
✓	**Notice of Hrg**	
✓	**Aff.Mail**	w/
✓	**Aff.Pub.**	
	Sp.Ntc.	
	Pers.Serv.	
	Conf. Screen	
✓	**Letters**	
✓	**Duties/Supp**	
	Objections	
	Video Receipt	
	CI Report	
	9202	
✓	**Order**	
	Aff. Posting	
	Status Rpt	
	UCCJEA	
	Citation	
	FTB Notice	

CURTIS D. LAWRENCE & HELEN LAWRENCE, father and mother, are petitioners and request appointment as Administrators without bond.

All heirs waive bond.

Full IAEA – o.k.

Decedent died intestate

Residence: Clovis
Publication: The Business Journal

Estimated value of the Estate

Personal property	-	$11,000.00
Real property	-	$200,000.00
Less encumbrances		- $116,000.00

Total - $95,000.00

Probate Referee: Rick Smith

NEEDS/PROBLEMS/COMMENTS:

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

- **Wednesday, 08/12/2015 at 9:00a.m. in Dept. 303** for the filing of the inventory and appraisal **and**
- **Wednesday, 06/15/2016 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.

Reviewed by: LV	
Reviewed on: 04/03/2015	
Updates: 04/07/2015	
Recommendation: Submitted	
File 15 – Lawrence	

16 Daniel Casey Swarm (Estate) Case No. 05CEPR00181

Atty **Brock, Kenneth (for Administrator Renee Mason)**

Probate Status Hearing Re: Failure to File the Inventory and Appraisal and for Failure to File a First Account or Petition for Final Distribution

DOD: 9/18/2004		
Cont. from 021414, 053014, 080414, 090314, 120314 , 022515		
	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	

RENEE MASON, mother, was appointed as Administrator with full IAEA authority and without bond on 7/26/2005.

Letters issued 7/26/2005.

Inventory and appraisal was due December 2005.

First account or petition for final distribution was due August 2006.

Creditor's Claim in the amount of $799.97 filed on 3/26/2005 by Bank of America.

Notice of Status Hearing was mailed to attorney Kenneth Brock and Administrator Renee Mason on 11/21/14.

Minute order dated 2/14/14 indicates Administrator Renee Mason was present in court and was provided a copy of the examiner notes.

Minute Order dated 5/30/14 states Attorney Douglas Hurt will be representing Ms. Mason.

Minute Order dated 8/4/14 states Attorney Browlskey is appearing by Court Call.

NEEDS/PROBLEMS/COMMENTS:

Continued from 2/25/15.

Request for Dismissal was submitted on 2/27/15. The Request for Dismissal was not entered as requested because Letters have issued and the estate must be properly closed. **Note:** Attorney Douglas Hurt has been appearing in this matter on behalf of Renee Mason. Mr. Hurt has not substituted in as attorney of record.

1. **Need inventory and appraisal, and first account or petition for final distribution, or current written status report** 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.
2. Need substitution of attorney.

Reviewed by: KT
Reviewed on: 4/6/15
Updates:
Recommendation:
File 16 – Swarm

17 Michaela Denise Gillespie (GUARD/E) Case No. 13CEPR00955

Atty Horton, Lisa (for Beverly A. Gillespie Guardian/mother)

Probate Status Hearing RE: Filing of an Accounting

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	

BEVERLY A. GILLESPIE, mother, was appointed Guardian of the Estate on 12/16/13.

This estate was to receive assets from the **Estate of Francisco De La Mora 12CEPR00782.** The Estate of Francisco De La Mora has not yet closed.

Minute order dated 2/15/15 states Ms. Wright [attorney for the minor's father's estate] states she is ready to file a petition to distribute in the father's estate. The Court directs that the assets be transferred to the guardianship of the estate, then an accounting needs to be completed.

NEEDS/PROBLEMS/COMMENTS:

1. **Need Accounting or current written status report** 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.

Reviewed by: KT

Reviewed on: 4/6/15

Updates:

Recommendation:

File 17 - Gillespie

18 Michael Anthony Gillespie (GUARD/E) Case No. 13CEPR00956

Atty Horton, Lisa (for Beverly A. Gillespie Guardian/mother)

Probate Status Hearing RE: Filing of an Accounting

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	

BEVERLY A. GILLESPIE, mother, was appointed Guardian of the Estate on 12/16/13.

This estate was to receive assets from the **Estate of Francisco De La Mora 12CEPR00782.** The Estate of Francisco De La Mora has not yet closed.

Minute order dated 2/15/15 states Ms. Wright [attorney for the minor's father's estate] states she is ready to file a petition to distribute in the father's estate. The Court directs that the assets be transferred to the guardianship of the estate, then an accounting needs to be completed.

NEEDS/PROBLEMS/COMMENTS:

2. **Need Accounting or current written status report** 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.

Reviewed by: KT

Reviewed on: 4/6/15

Updates:

Recommendation:

File 18 - Gillespie

19 Maggie Hooker (Estate) **Case No. 14CEPR00951**

Atty Fanucchi, Edward L. (for Herminia Hawkins)

Probate Status Hearing Re: Filing of the Bond

DOD: 9/9/14		
Cont. from 022515		
	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	

HERMINIA HAWKINS petitioned the Court to be appointed as Executor without bond and with full IAEA authority.

Minute Order dated 1/22/15 states the matter was approved upon the filing of a declaration verified by the petitioner regarding the date of death of the deceased spouse. The Court ordered bond set at $25,000.00. This status hearing was set for the filing of the bond.

On 2/11/15 the examiner made contact by telephone with Mr. Fanucchi to inquire about the filing of the required declaration. Mr. Fanucchi indicated his paralegal was out that week and that he would have her get on it next week.

As of 2/20/15 the verified declaration has not been filed and the order has not been signed.

Status Report filed on 2/23/15 states the bond application was mailed to Herminia Hawkins on 1/27/15, for completion, signature and return. As of this date, the bond application which has been completed and signed has not been received by Mr. Fanucchi's office. Once it is received it will be emailed to HM Vreeland in San Francisco for issuance of the $25,000.00 bond. Once the bond is received it will be sent to the court for filing.

On 2/18/15, Mr. Fanucchi's paralegal spoke to Herminia Hawkins and obtained the information required by the Court, and she prepared a declaration for Ms. Hawkins to execute. The declaration was mailed to Ms. Hawkins on 2/19/15. Due to Petitioner residing in Washington and delay in mailing the documents, it is anticipated the filing of the bond and declaration will occur sometime in the next two weeks. **A continuance is requested to allow sufficient time for those filings to occur.**

NEEDS/PROBLEMS/COMMENTS:

1. Need verified declaration regarding date of death of spouse so that the order can be signed and need bond. – **Declaration of Herminia Hawkins filed on 3/4/15** states after several attempts to locate relatives with information regarding Claugiman Hooker, predeceased husband of the decedent, Ms. Hawkins was able to learn that he died in Nicaragua in about 1950.

Reviewed by: KT

Reviewed on: 4/3/15

Updates:

Recommendation:

File 19 - Hooker

Dept. 303, 9:00 a.m. Wednesday, April 8, 2015

20 In the Matter of Gavin Katigbak (minor) Case No. 15CEPR00061

Atty **Bell, Melinda, of San Juan Capistrano (for Petitioner Jana Keeley)**

Status Hearing Re: Proof of Increased Bond

			NEEDS/PROBLEMS/COMMENTS:
			OFF CALENDAR
			Proof of Additional Bond filed 3/16/2015.
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		**Reviewed by:** LEG
	Status Rpt		**Reviewed on:** 4/3/15
	UCCJEA		**Updates:**
	Citation		**Recommendation:**
	FTB Notice		**File 20 – Katigbak**

Dept. 303, 9:00 a.m. Wednesday, April 8, 2015

21 Adrianna Rivas (GUARD/P) Case No. 0636212

Atty Rivas, Natalie (pro per Mother)
Atty Crane, Sandra Romero (pro per Guardian/maternal grandmother)

Status Hearing Re: Establishing of Guardianship in Nevada

Cont. from 100114, 110514		
	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	

SANDRA ROMERO CRANE, maternal grandmother, was appointed guardian on 11/16/1999.

On 9/16/14 the Court granted **SANDRA ROMERO CRANE'S** Petition to Fix Residence Outside the State of California.

Minute order dated 6/25/14 (on Mom's Petition to Terminate the Guardianship) indicated Sandra Crane Romero informed the Court that she was living in Nevada. The Court directed Ms. Crane to seek a guardianship in Nevada. This status hearing was set regarding the establishment of a guardianship in Nevada.

Minute Order dated 10/1/14 states no appearances. Petition needs to be filed in Nevada in order for this guardianship to be terminated. – A copy of the minute order was mailed to Sandra Crane on 10/1/14.

Minute Order dated 11/5/14 states Ms. Crane is ordered to file the petition in Nevada as soon as the 6 months residency requirement is met and appear via Court Call on 4/8/15.

NEEDS/PROBLEMS/COMMENTS:

1. Need proof of establishment of guardianship in Nevada.

Note: Ms. Crane has filed a document entitled "Filing of Foreign Judgment" which appears to register the California Letters of Guardianship with the Nevada Court. Probate Code §2352(d) requires the guardian to cause a guardianship proceeding or its equivalent to be commenced in the place of the new residence, when the ward has resided in the place of the new residence for a period of four months or longer. It appears that by just registering the Letters in Nevada, California still retains jurisdiction.

Reviewed by: KT
Reviewed on: 4/3/15
Updates:
Recommendation:
File 21 - Rivas

22 Samuel Roman Alex Alviar (GUARD/P) **Case No. 10CEPR00415**

Atty Salas, Manuel (Pro Per – Father – Petitioner)

Atty Espinoza, Isabel Ann (Pro Per – Paternal Grandmother – Guardian)

Petition for Termination of Guardianship

			See petition for details.
	Aff.Sub.Wit.		
✔	Verified		
	Inventory		
	PTC		
	Not.Cred.		
	Notice of Hrg	x	
	Aff.Mail	x	
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
✔	CI Report		
	9202		
✔	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		

NEEDS/PROBLEMS/COMMENTS:

1. Need Notice of Hearing.
2. Need proof of service of Notice of Hearing at least 15 days prior to the hearing on all relatives pursuant to Probate Code §1460(b)(5) including:
   - Angelica Rodriguez (Mother)
   - Jose Luis Espinoza (Paternal Grandfather)
   - Louie Rodriguez (Maternal Grandfather)
   - Lisa Martinez (Maternal Grandmother)
   - Siblings age 12 and older, with copies to parent or guardian with whom they reside

Reviewed by: skc

Reviewed on: 4/3/15

Updates:

Recommendation:

File 22 – Alviar

Dept. 303, 9:00 a.m. Wednesday, April 8, 2015

23 Katrina Gonzalez, Karina Gonzalez & Ernesto Gonzalez (GUARD/P)

Case No. 13CEPR00782

Atty Gonzalez, Esperanza (pro per – aunt/Petitioner)

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

Cont. from		
	Aff.Sub.Wit.	
✓	**Verified**	
	Inventory	
	PTC	
	Not.Cred.	
	Notice of Hrg	x
	Aff.Mail	x
	Aff.Pub.	
	Sp.Ntc.	
	Pers.Serv.	x
✓	**Conf. Screen**	
✓	**Letters**	
✓	**Duties/Supp**	
	Objections	
	Video Receipt	
	CI Report	x
	9202	
✓	**Order**	
	Aff. Posting	
	Status Rpt	
✓	**UCCJEA**	
	Citation	
	FTB Notice	

NO TEMPORARY REQUESTED

ESPERANZA GONZALEZ, aunt, is Petitioner.

Father: **ERNESTO GONZALEZ** – *Consent & Waiver of Notice filed 02/04/15*

Mother: **ELIZABETH GONZALEZ**

Paternal grandfather: ERNESTO GONZALEZ – *deceased*
Paternal grandmother: CARMEN RIVERA

Maternal grandfather: UNKNOWN
Maternal grandmother: LUPE AMEZCUA

Siblings: EDDIE GONZALEZ, AMBER GONZALEZ, ERIC GONZALEZ

Petitioner states [see Petition for details].

Court Investigator Samantha Henson filed a report on 04/06/15.

NEEDS/PROBLEMS/COMMENTS:

1. Need *Notice of Hearing*.
2. Need proof of service at least 15 days before the hearing of *Notice of Hearing* with a copy of the *Petition for Appointment of Guardian of the Person* or Consent and Waiver of Notice or Declaration of Due Diligence for:
   a. Elizabeth Gonzalez (mother) – *personal service required*
   b. Katrina Gonzalez (minor) – *personal service required*
   c. Carmen Rivera (paternal grandmother) – *service by mail sufficient*
   d. Maternal grandfather – *service by mail sufficient*
   e. Lupe Amezcua – *service by mail sufficient*
   f. Eddie Gonzalez (brother) – *service by mail sufficient*
   g. Amber Gonzalez (sister) – *service by mail sufficient*
   h. Eric Gonzalez (brother) – *service by mail sufficient*

Reviewed by: JF
Reviewed on: 04/06/15
Updates:
Recommendation:
File 23 – Gonzalez

Dept. 303, 9:00 a.m. Wednesday, April 8, 2015

24 Evalan J. Delaney (Estate) **Case No. 15CEPR00006**

Atty Baldwin, Kenneth A

Petition for Probate of Will and for Letters Testamentary (Prob. C. 8002, 10450)

Age:			**NEEDS/PROBLEMS/COMMENTS:**
DOD:			**OFF CALENDAR**
Cont. from			**Calendared in error.**
	Aff.Sub.Wit.		**Letters Testamentary issued 2/20/15.**
	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		**Reviewed by:** skc
	Status Rpt		**Reviewed on:** 4/6/15
	UCCJEA		**Updates:**
	Citation		**Recommendation:**
	FTB Notice		**File 24 – Delaney**

Dept. 303, 9:00 a.m. Wednesday, April 8, 2015

25 Nathan, Breanna & Rikki Finney (GUARD/P) Case No. 15CEPR00122

Atty Stone, Tennison Anita (Pro Per – Step-Mother – Petitioner)

Atty Finney, Breanna Marie (Pro Per – Minor – Petitioner)

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

	Aff.Sub.Wit.	
✓	Verified	
	Inventory	
	PTC	
	Not.Cred.	
✓	Notice of Hrg	x
	Aff.Mail	
	Aff.Pub.	
	Sp.Ntc.	
✓	Pers.Serv.	w
✓	Conf. Screen	
✓	Letters	
✓	Duties/Supp	
	Objections	
	Video Receipt	
✓	CI Report	
✓	Clearances	
✓	Order	
	Aff. Posting	
	Status Rpt	
✓	UCCJEA	
	Citation	
	FTB Notice	

See petition for details.

NEEDS/PROBLEMS/ COMMENTS:

1. **Need proof of personal service of Notice of Hearing with a copy of the petition at least 15 days prior to the hearing pursuant to Probate Code §1511 on:**
   - Nathan Finney (Minor)

2. **Need proof of service of Notice of Hearing with a copy of the petition at least 15 days prior to the hearing pursuant to Probate Code §1511 <u>or</u> consent and waiver of notice <u>or</u> declarations of due diligence on:**
   - Paternal Grandfather Rick Finney
   - Paternal Grandmother Toni Kemp
   - Maternal Grandfather Leonard Neves
   - Maternal Grandmother Mary Neves

Reviewed by: skc

Reviewed on: 4/6/15

Updates:

Recommendation:

File 25 – Finney

Dept. 303, 9:00 a.m. Wednesday, April 8, 2015

26 Jameson Daniel McDowell (CONS/PE) Case No. 15CEPR00199

Atty McDowell, Linda Louise (pro per – mother/Petitioner)

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

			NO TEMPORARY REQUESTED
			LINDA LOUISE McDOWELL, mother, is Petitioner and requests appointment as Conservator of the Person with medical consent powers (and powers under Probate Code §§2590, 1873 or 1901, and 2351-2358).
			Voting rights affected.
			Petitioner states [see Petition for details].
			Court Investigator Dina Calvillo filed a report on 03/24/15.
Cont. from			
	Aff.Sub.Wit.		
✓	**Verified**		
	Inventory		
	PTC		
	Not.Cred.		
✓	**Notice of Hrg**		
✓	**Aff.Mail**	w/	
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.	x	
✓	**Conf. Screen**		
✓	**Letters**		
✓	**Duties/Supp**		
	Objections		
	Video Receipt	x	
✓	**CI Report**		
	9202		
✓	**Order**		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation	x	
	FTB Notice		

NEEDS/PROBLEMS/COMMENTS:

Court Investigator advised rights on 03/16/15.

Voting rights affected, need minute order.

1. The Petition is marked at items 1(d-f) requesting specific powers outlined in Probate Code sections 2590, 1873 or 1901, 2351-2358; however no information is provided about the necessity of these powers. Pursuant to Local Rule 7.15.2 - it is the policy of the court to grant a guardian or conservator only those independent powers necessary in each case to administer the estate. A request for all powers described in Probate Code § 2591 will not be granted by the court. Each independent power requested must be justified by, and narrowly tailored to the specific circumstances of that case. Any powers so granted must be specified in the order and in the Letters of Guardianship or Conservatorship. It is unclear whether Petitioner meant to request these powers or if these boxes were checked in error.
2. Petitioner is requesting medical consent powers, need Capacity Declaration in support of medical consent.
3. The Petition states that the proposed conservatee is a client of CVRC, therefore need proof of service at least 30 days before the hearing of *Notice of Hearing* with a copy of the *Petition* on CVRC pursuant to Probate Code § 1822(e).
4. Need Citation.
5. Need proof of personal service at least 15 days before the hearing of *Citation* with a copy of the *Petition* for the proposed conservatee.
6. Item 11 of the petition does not appear to list all 2nd degree relatives, only one grandmother is listed. It is unclear if other grandparents are deceased or were simply omitted. Need clarification. If there are other relatives that should be listed need proof of service by mail at least 15 days before the hearing of *Notice of Hearing* with a copy of the *Petition* on those additional people.
7. Need receipt for watching conservatorship video.
8. Items 1(a-e) of the Confidential Conservator's Screening Form appears to have the proposed conservatee's information (DOB, SSN, etc.) Need revised Confidential Conservator's Screening Form with Conservator's information at items 1(a-e).

Reviewed by: JF

Reviewed on: 04/06/15

Updates:

Recommendation:

File 26 – McDowell

Dept. 303, 9:00 a.m. Wednesday, April 8, 2015

27 Anna B. Ceja (Estate) **Case No. 15CEPR00204**

Atty Ceja, Irma E. (Pro Per Petitioner)

Petition for Probate of Will and for Letters Testamentary (Prob. C. 8002, 10450)

DOD: 6/16/06			**IRMA E. CEJA** is Petitioner and requests appointment as Executor with Full IAEA. (Relationship not stated, bond not addressed.) Full IAEA – need publication Petitioner states Decedent died intestate at #3e. Residence: Fresno Publication: need publication Estimated value of estate: Annual income from real property: $110,000.00 Probate Referee: Steven Diebert	**NEEDS/PROBLEMS/COMMENTS:** **<u>Note</u>: Petitioner may wish to amend the petition in its entirety, or may wish to seek legal advice regarding other potential options for this estate.** **1. Petitioner does not state her relationship to the decedent and does not list herself at #8. Petitioner states at #3f(2) that she is entitled to Letters, but does not explain.** **2. The petition is blank at #5.** **3. Petitioner does not provide the relationships of the people listed at #8 to the decedent.** **4. Petitioner requests appointment as executor, but states the decedent died intestate, and the petition is blank at #3f. Need clarification.** **5. #3c indicates that the estate consists of income from real property, but does not indicate real property. Did petitioner mean that the estate consists of real property valued at $110,000 rather than income?** **6. If the will does not waive bond, bond of at least $110,000 will be required unless bond is waived by all heirs.** **7. Need Notice of Petition to Administer Estate (Form DE-121).** **8. Need proof of service of Notice of Petition to Administer Estate on all persons entitled to notice pursuant to Probate Code §8110.** **9. Need publication pursuant to Probate Code §8120.** **<u>Note</u>: If granted, the Court will set hearing dates for the filing of the Inventory and Appraisal and the filing of the petition for final distribution as appropriate. Hearing dates are not provided at this time, as it does not appear the petition is ready to be granted.**
				Reviewed by: skc
				Reviewed on: 4/6/15
				Updates:
				Recommendation:
				File 27 – Ceja

	Aff.Sub.Wit.	
✔	**Verified**	
	Inventory	
	PTC	
	Not.Cred.	
	Notice of Hrg	x
	Aff.Mail	x
	Aff.Pub.	x
	Sp.Ntc.	
	Pers.Serv.	
	Conf. Screen	
✔	**Letters**	
✔	**Duties/Supp**	
	Objections	
	Video Receipt	
	CI Report	
	9202	
✔	**Order**	
	Aff. Posting	
	Status Rpt	
	UCCJEA	
	Citation	
	FTB Notice	

28 Dallas Wayne Phillips (GUARD/P) Case No. 15CEPR00315

Atty Toubeaux, Linda Carole (Pro Per – Maternal Grandmother – Petitioner)

Petition for Appointment of Temporary Guardianship of the Person

			See petition for details.
	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		

NEEDS/PROBLEMS/COMMENTS:

1. **Need proof of personal service of Notice of Hearing with a copy of the temp petition at least five court days prior to the hearing on David Phillips (Father) pursuant to Probate Code §2250(e).**

Reviewed by: skc

Reviewed on: 4/6/15

Updates:

Recommendation:

File 28 – Phillips

Dept. 303, 9:00 a.m. Wednesday, April 8, 2015

29 Luis Daniel Amezcua, Jr. (GUARD/P) Case No. 15CEPR00316

Pro Per **Martinez, Angelina (Pro Per Petitioner)**
Pro Per **Martinez, Isabel (Pro Per Petitioner)**

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

			General Hearing set for 5/28/2015	**NEEDS/PROBLEMS/COMMENTS:**
			ANGELINA MARTINEZ and **ISABEL MARTINEZ**, [*relationships to child unclear*], are Petitioners. ***~Please see Petition for details~***	1. Relationships of each of the Petitioners to the child is unclear from the *Petition* and other filed documents. 2. Need proof of five (5) court days' notice by personal service of the *Notice of Hearing* with a copy of the *Petition for Appointment of Temporary Guardian*, or *Consent to Appointment of Guardian and Waiver of Notice*, or a *Declaration of Due Diligence* for: • Luis Amezcua, father. 3. Need *Duties of Guardian* form signed by both Petitioners to be filed with the Court. 4. Need *Confidential Guardian Screening* form completed by each of the Petitioners to be filed with the Court. 5. *Child Information Attachment* filed on 3/25/2015 for the child does not list the paternal grandparents or maternal grandparents. These persons will need to be served with notice of the general hearing, or due diligence by Petitioners will need to be shown on a declaration of due diligence filed by Petitioners for the general hearing on 5/28/2015. 6. Need *Uniform Child Custody Jurisdiction Enforcement Act [UCCJEA]* form. 7. Need Guardianship Questionnaire for Angelina Martinez.
Cont. from				
	Aff.Sub.Wit.			
✓	**Verified**			
	Inventory			
	PTC			
	Not.Cred.			
✓	**Notice of Hrg**			
	Aff.Mail			
	Aff.Pub.			
	Sp.Ntc.			
✓	**Pers.Serv.**			
	Conf. Screen	X		
✓	**Letters**			
	Duties/Supp	X		
	Objections			
	Video Receipt			
	CI Report			
	9202			
✓	**Order**			
	Aff. Posting			**Reviewed by:** LEG
	Status Rpt			**Reviewed on:** 4/7/15
	UCCJEA			**Updates:**
	Citation			**Recommendation:**
	FTB Notice			**File 29 – Amezcua**

30 Francisco De La Mora, Jr (GUARD/PE) **Case No. 12CEPR00785**

Atty Horton, Lisa (for guardian Delia Gonzalez)

Status Hearing Re: Receipt of Assets from the Estate

Cont. from 120613, 121213, 022114, 050214, 062614, 112014, 012915, 032615		
	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	

DELIA GONZALEZ, paternal aunt, **RAFAEL DE LA MORA MARTIN** and **MARIA DE JESUS GOMEZ MUNOZ,** paternal grandparents were appointed guardians of the person on 10/31/12.

DELIA GONZALEZ was appointed guardian of the estate on 10/31/12.

Letters issued on 10/31/12.

Partial Inventory and appraisal filed on 12/18/12 showing a value of $117,353.88.

1st Account as approved on 6/26/14.

Status Report filed on 4/6/15 states the current balance of the blocked account is $211,972.29. If the Court approves the preliminary distributions proposed in the Second account from each parents' estates, then the balance of the blocked account would be approximately $569,176.21.

NEEDS/PROBLEMS/COMMENTS:

Please see related cases on pages 5 and 6.

Note: A Status Hearing for the filing of the final accounting in this guardianship is scheduled for 8/19/15.

Reviewed by: KT

Reviewed on: 4/6/15

Updates:

Recommendation:

File 30 – De La Mora

Dept. 303, 9:00 a.m. Wednesday, April 8, 2015

31 Fernando De La Mora, Jr (GUARD/PE) Case No. 12CEPR00786

Atty Horton, Lisa (for Co-Guardians of the Estate, Oscar Barba and Trisha Barba)

Status Hearing Re: Receipt of Assets from the Estate

Cont. from 120613 , 121213, 022114, 050214, 062614, 112014, 012914, 032615

	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	

DELIA GONZALEZ, paternal aunt, **RAFAEL DE LA MORA MARTIN** and **MARIA DE JESUS GOMEZ MUNOZ,** paternal grandparents were appointed guardians of the person on 10/31/12 and **DELIA GONZALEZ** was appointed guardian of the estate. On 08/15/13 **OSCAR BARBA** and **TRISHA BARBA**, maternal uncle and aunt, were appointed successor co-guardians of the person. **DELIA GONZALEZ** continued as guardian of the estate.

On 10/16/14 the court accepted the resignation of **DELIA GONZALEZ** as guardian of the estate and appointed **OSCAR BARBA** and **TRISHA BARBA** as successor guardians of the estate.

On 3/17/15 the Court accepted the resignation of **OSCAR BARBA** and **TRISHA BARBA** as co-guardians of the person and appointed **HECTOR BARBA** as successor guardian of the person. **OSCAR BARBA** and **TRISHA BARBA** remain as co-guardians of the estate.

Partial Inventory and Appraisal filed on 12/18/12 shows a value of $117,353.17.

1st Account as approved on 8/19/14.

This status hearing was set to inform the court of the status of the assets to be received from the estates of the minor's deceased parents Lorena De La Mora and Francisco De La Mora.

Status Report filed on 4/6/15 states the current balance of the blocked account is $211,972.29. If the Court approves the preliminary distributions proposed in the Second account from each parents' estates, then the balance of the blocked account would be approximately $569,176.21.

NEEDS/PROBLEMS/COMMENTS:

Please see related cases on pages 5 and 6.

Note: A Status Hearing for the filing of the final account of Delia Gonzalez is set for 4/16/15. A status hearing for the filing of the first account of successor guardians is set for 12/17/15.

Reviewed by: KT

Reviewed on: 4/6/15

Updates:

Recommendation:

File 31 – De La Mora

1 Richard Boghosian Trust 7-29-2004 **Case No. 14CEPR00905**

Atty Farley, Michael L. (for Penny Aaronian – Successor Trustee)

Atty Acuna, Frank R. (for Bruce Bickel – former trustee)

Probate Status Hearing for the Filing of the bond

Cont. from 031115		
	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	

PENNY AARONIAN, wife of cousin of Richard Boghosian, was appointed as Successor Trustee with bond set at $325,000.00 on 01/07/15.

Notice of Status Hearing set this matter for a Status Hearing re Filing of the Bond. **Clerk's Certificate of Mailing** states that a copy of the Notice of Status Hearing setting this hearing was mailed to Michael Farley on 01/07/15.

NEEDS/PROBLEMS/COMMENTS:

CONTINUED FROM 03/11/15

Note: This matter to be heard at 8:30am in Dept. 72. Judge Kazanjian is disqualified in this matter.

1. Need proof of bond.

Reviewed by: JF

Reviewed on: 04/06/15

Updates:

Recommendation:

File 1 - Boghosian

Dept. 303, 9:00 a.m. Wednesday, April 8, 2015