

(1) Second Account Current and Report of Conservators and Petition for Settlement and
 (2) Allowance of a Conservators' and Attorney's Compensation

Age: 60 DOB: 04/23/52	BARBARA ROMERO (CASTRO) , Conservator of the Estate, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
	Account period: 02/01/10 – 12/31/11	1. Pursuant to Probate Code § 2620(c) - Need copy of bank statements from all financial institutions showing the balance as of the 12/31/11. 2. Need <i>Notice of Hearing</i> . 3. Need proof of service by mail at least 15 days before the hearing of <i>Notice of Hearing</i> for: - Jesse Felix Castro (conservatee) - Jessica Burnett (Co-Conservator of the Person)
	Accounting - \$225,125.10	
	Beginning POH - \$218,550.01	
	Ending POH - \$215,350.24	
Cont. from	Conservator - waives	
Aff.Sub.Wit.	Conservator expense reimbursement - \$2,826.74 (for funds expended from Conservators personal bank account for the benefit of the Conservatee and maintenance of his real property, receipts attached to Petition)	
✓ Verified	Jessica Burnett (Co-Conservator of the Person) expense reimbursement - \$658.16 (for funds expended from Ms. Burnett's personal accounts for the benefit of the Conservatee and maintenance of his real property, less unaccounted for SSI benefits in the amount of \$200.00 and \$3,500.00 for conservatee's missing vehicle, copies of Ms. Burnett's bank statements attached to Petition)	
Inventory	Attorney - \$1,250.00 (Per Local Rule)	
PTC	Petitioner prays for an order:	
Not.Cred.	1. Approving, allowing and settling the Second Account; 2. Authorizing the attorney fees; 3. Authorizing the reimbursement to Conservator/Petitioner; and 4. Authorizing the reimbursement to Co-Conservator of the Person, Jessica Burnett.	
Notice of Hrg	Court Investigator Jennifer Young's report was filed 03/14/12.	
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
✓ CI Report		
2620(c)		
✓ Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		

Reviewed by: JF
 Reviewed on: 04/17/12
 Updates:
 Recommendation:
 File 1 - Castro

Final Report and Account of the Public Administrator [Prob. C. § 7660]

DOD: 12-18-08	PUBLIC ADMINISTRATOR is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
	Account period: 1-5-09 through 1-27-12	<u>Continued from 3-21-12</u>
	Accounting: \$61,032.58	<u>The following issue remains:</u>
Cont. from 032112	Beginning POH: \$60,400.00	1. The account period ends 1-27-12, but the Property On Hand is cash as of 6-30-11. The Court may require clarification.
<input type="checkbox"/> Aff.Sub.Wit.	Ending POH: \$7,877.19 (as of 6-30-11)	<i>Note: Declaration filed 4-18-12 does not appear to address this issue.</i>
<input checked="" type="checkbox"/> Verified	Public Administrator (Statutory): \$2,441.30	2. Need revised order.
<input type="checkbox"/> Inventory	Public Administrator (XO): \$1,345.55 (previously approved on 8-10-11)	
<input type="checkbox"/> PTC	Attorney: (Statutory): \$2,441.30	
<input type="checkbox"/> Not.Cred.	Bond fee: \$457.74 (ok)	
<input checked="" type="checkbox"/> Notice of Hrg	Petitioner intended to treat this like all 7660 final reports, which is to pay all fees and distributions and then report to the Court what occurred; however, given the insolvency of the estate, notice was given to review the account and proposed distributions.	
<input checked="" type="checkbox"/> Aff.Mail		
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.		
<input type="checkbox"/> Conf. Screen		
<input type="checkbox"/> Letters		
<input type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input type="checkbox"/> Order	After payment of the above fees totaling \$6,885.89, payment of the remaining estate in the amount of \$991.30 shall be made to the following creditors:	Reviewed by: skc
<input type="checkbox"/> Aff. Posting	<ul style="list-style-type: none"> • Joanne Sanoian - \$35.60 • Valley Health Care - \$9.65 • Pharmerica - \$25.75 • Avalon Care Center - \$795.64 • Fresno County Public Guardian - \$71.79 • Fresno County Treasurer - \$1.28 • Fresno County Counsel - \$51.59 	Reviewed on: 4-23-12
<input type="checkbox"/> Status Rpt		Updates:
<input type="checkbox"/> UCCJEA		Recommendation:
<input type="checkbox"/> Citation		File 2 - Sprague
<input type="checkbox"/> FTB Notice		

(1) Petition for Final Distribution on Waiver of Accounting and for (2) Allowance of Statutory Commissions (Prob. C. 10400-10406, 10954, 11600-11642)

DOD: 06/20/05	J. STANLEY TEIXEIRA , Administrator, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
	Accounting is waived.	
Cont. from	I & A - \$1,008,204.16	
Aff.Sub.Wit.	POH - \$1,315,879.95	
✓ Verified		
✓ Inventory	Administrator (statutory) - \$24,799.23	
✓ PTC		
✓ Not.Cred.		
✓ Notice of Hrg	Attorney (statutory) - \$24,799.23	
✓ Aff.Mail w/o		
Aff.Pub.	Closing - \$5,000.00	
Sp.Ntc.		
Pers.Serv.	Distribution, pursuant to decedent's will, is to:	
Conf. Screen		
Letters 08/08/11	Sandra Pereyra - \$127,589.09 cash, plus various US Equities	
Duties/Supp		
Objections		
Video Receipt	Paul Havens - \$127,589.09 cash, plus various US Equities	
CI Report		
✓ 9202		
✓ Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
✓ FTB Notice		
		Reviewed by: JF
		Reviewed on: 04/17/12
		Updates:
		Recommendation: SUBMITTED
		File 3 - Havens

4 Mary Corrales (Estate)
Atty LeVan, Nancy J. (for Demetria Mijangos – daughter/Petitioner)
ProPer Villareal, Monica (pro per – Petitioner/objector)
Atty Kruthers, Heather (for Public Administrator)

Case No. 11CEPR00636

Petition to Revoke Probate of Will and for Instructions to Public Administrator (Original Exhibit Attached)

DOD: 05/11/11	MONICA VILLAREAL , daughter, is Petitioner.	NEEDS/PROBLEMS/COMMENTS: CONTINUED FROM 03/21/12 Minute order from 03/21/12 hearing states: The Court terminates the appointment of the Public Administrator and continues the matter to 04/25/12. 1. Need Summons and proof of service of Summons on Personal Representative. (The Public Administrator was appointed as Administrator with Will Annexed on 08/30/11; however, they were subsequently dismissed as Administrator for this Will. A Holographic Will dated 02/01/09 was subsequently admitted to probate and the Public Administrator was appointed as Administrator with Will Annexed of the 02/01/09 Will on 10/24/11.) 2. Need Order.
	<p>On 07/26/11, Demetria Mijango’s, decedent’s daughter, filed a petition for probate to be appointed Administrator with Will Annexed and admit decedent’s Will dated 11/06/08 to Probate.</p> <p>On 08/08/11, Monica Villareal, filed a Declaration in Opposition to Demetria Mijango’s Petition for Probate.</p> <p>On 08/30/11 the Court appointed the Public Administrator as Administrator of the Estate.</p> <p>On 09/16/11, Monica Villareal filed this Petition to Revoke Probate of Will and For Instructions to Public Administrator. The Petition states that at the hearing on 08/30/11 another daughter of the decedent, Ruth Reyes, presented a holographic Will of the decedent dated 02/09/09 that leaves the entire estate to Ruth Reyes. Also presented was a handwritten note by the decedent declaring that the deed she signed giving joint tenancy to Demetria and Jose Mijangos was a product of fraud and undue influence. The note further completely disinherits the Mijangos. Ms. Villareal states that the Court would not accept these documents during the 08/30/11 hearing, but states that these documents should be accepted by the Court as the decedent’s last Will. Further, Ms. Villareal requests the Court to direct the Public Administrator to act on these two holographic documents.</p> <p>Declaration of Ramona Azevedo filed 02/24/12 states that the signature on the holographic will and letter omitting Demetria Mijangos is not Mary Corrales’ signature. Ms. Azevedo states that Mary Corrales told her several times that Demetria Mijangos would do the right thing with her estate.</p>	
Cont. from 102411, 011812, 020812, 032112		
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg		
<input checked="" type="checkbox"/> Aff.Mail	w/o	
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.		
<input type="checkbox"/> Conf. Screen		
<input type="checkbox"/> Letters		
<input type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input type="checkbox"/> Order	x	
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed by: JF
		Reviewed on: 04/17/12
		Updates:
		Recommendation:
		File 4 - Corrales

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

DOD: 5/9/2011		<p>GABRIELA GUERRERO, by her Guardian Ad Litem, JULIETA GURRERRO, is petitioner.</p> <p>40 days since DOD.</p> <p>No other proceedings.</p> <p>Decedent died intestate.</p> <p>I & A – \$127,483.00 (see note #3)</p> <p>Petitioner requests Court determination that decedent’s interest in real and personal property pass to Gabriela Guerrero pursuant to intestate succession.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Please see related case on page 6.</p> <p><u>Note:</u> Gabriela is a four year old minor</p> <ol style="list-style-type: none"> 1. Fee waiver was denied on 2/15/12. Filing fee of \$395.00 is now due. (<u>Note:</u> Filing fees are considered costs of administration and must be paid prior to property being distributed to beneficiaries.) 2. Petitioner’s Petition for Appointment as Guardian Ad Litem was denied on 2/15/12. Petitioner has not been appointed as guardian of the estate of the minor. The hearing on the appointment of guardian of the estate is on 4/25/12. Therefore Petitioner does not yet have standing to bring this petition. 3. Inventory and Appraisal was not signed by the Probate Referee as required. 4. #9a(3) of the petition was not answered re: issue of predeceased child. 5. Attachment 11 of the petition does not include the decedent’s interest in the property.
Cont. from 121411, 020112, 021512, 032812			
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			
		Reviewed by: KT	
		Reviewed on: 4/17/12	
		Updates: 4/23/12	
		Recommendation:	
		File 5 - Guerrero	

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

Age: 4 years DOB: 5/5/2007	There is no temporary. No temporary was requested.	NEEDS/PROBLEMS/COMMENTS:
	JULIETA GUERRERO , mother, is petitioner and requests appointment as Guardian of estate without bond.	<ol style="list-style-type: none"> 1. Need <i>Notice of Hearing</i>. 2. Need proof of service of the <i>Notice of Hearing</i> along with a copy of the petition or <i>Consent and Waiver of Notice</i> or <i>Declaration of Due Diligence</i> on: <ol style="list-style-type: none"> a. Maternal grandmother – <i>Unless the court dispenses with notice.</i> 3. Petition does not include the Child Information Attachment. Mandatory Judicial Council form GC-210(CA). 4. Petition requests powers under Probate Code 2590. Local Rule 7.15.1 states it is the policy of the court to grant a guardian only those powers necessary to each case to administer the estate. Each independent power must be justified by, and narrowly tailored to the specific circumstances of the case. Any powers so granted must be specified in the order and the Letters of Guardianship. The powers requested appear to be very broad in contradiction to the Local Rule. 5. Petition does not state why bond should not be required. Probate Code §2320 states except as otherwise provided by statute, every person appointed as guardian shall, before letters are issued, give a bond approved by the court. Therefore, bond should be set at \$99,440.00.
Cont. from	Estimated value of the estate: Personal property - \$500.00 Real property - <u>\$89,900.00</u> Total - \$90,400.00	
Aff.Sub.Wit.		
✓ Verified	Father: Deceased	
Inventory		
PTC	Paternal grandfather: Deceased Paternal grandmother: Deceased Maternal grandfather: Deceased Maternal grandmother: Not listed – <i>Petitioner states the maternal grandmother lives in Mexico and notice to her would be futile as she is outside the jurisdiction of this court.</i>	
Not.Cred.		
Notice of Hrg X	Petitioner requests powers under Probate Code 2590 to allow the guardian to include but not limited to, the power to pay, collect, compromise, arbitrate or otherwise adjust claims, debts or demands upon the property, enter into contracts necessary for the maintenance of the property, borrow money and provide security thereof, to create by grant or otherwise easements and servitudes, let or lease the property for any purpose, and employ attorneys, accountants, investment counsel, agents or depositor and employees and to pay the expense. Powers should also include the power to exchange the property of the estate.	
Aff.Mail X		
Aff.Pub.	Petitioner states the minor is to inherit real property of her deceased father. A guardianship is necessary in order that Petitioner can be her daughter’s representative in a probate action and for the purpose of maintaining the real property.	
Sp.Ntc.		
Pers.Serv.		
✓ Conf. Screen		
✓ Letters		
✓ Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
✓ Order		
Aff. Posting		
Status Rpt		
✓ UCCJEA		
Citation		
FTB Notice		
		Reviewed by: KT
		Reviewed on: 4/18/12
		Updates:
		Recommendation:
		File 6 - Guerrero

Rolinda Fay Wells Age: 14 DOB: 4-7-98		NO TEMPORARY REQUESTED PEGGY NICOLA , Maternal Grandmother, is Petitioner.	NEEDS/PROBLEMS/COMMENTS: If this matter goes forward, the following issues exist: <p style="text-align: center;"><u>SEE PAGE 2</u></p>
Dakota Allen James Nicola Age: 5 DOB: 1-12-07			
		Father (Rolinda): NOT LISTED Father (Dakota): NOT LISTED Mother: SHELLIEN BARKER - Filed Objection 4-9-12 Paternal Grandfather: Not listed Paternal Grandmother: Not listed Maternal Grandfather: Not listed	
<input type="checkbox"/> Aff.Sub.Wit.		Petitioner states both children have been traumatized by the mother's new husband. In September 2011, Kenneth "Gene" Barker squatted in front of Dakota revealing his private parts. In October 2011, he pulled out his penis in front of Rolinda and peed in the sink aware she was watching. In December 2011, he walked around in his underwear during the holiday season. The mother has carelessly spent cash aid money, child support money, and food stamps foolishly. Less than 10% for the children. Now she is using funds to pay rent. Petitioner is concerned about her grandchildren's state of mind. Petitioner states that in January 2012 she went to Social Services and discussed the perversion that was ongoing and they recommended filing for guardianship.	
<input checked="" type="checkbox"/> Verified			
<input type="checkbox"/> Inventory		Mother filed an objection on 4-9-12. Mother states the allegations are false and Petitioner is unable to provide the children with a healthy safe environment. From Feb 2007 until Aug 2011, Mother and the children lived together with Petitioner, and Petitioner would provide day care while Mother worked and attended school. In August 2011, Mother moved with her fiancée, but because the residence was small, the children stayed with Petitioner. However, by Christmas, both children were again residing with Mother and her husband. In January 2012, the family moved into their own apartment. The children share a room that is divided so that Rolinda has sufficient privacy.	
<input type="checkbox"/> PTC			
<input type="checkbox"/> Not.Cred.		Mother states her husband never exposed himself to anyone, peed in front of her daughter, or walked around in his underwear.	
<input type="checkbox"/> Notice of Hrg			
<input type="checkbox"/> Aff.Mail		The real reason for this this petition is that Mother has chosen to leave the Pentecostal faith tradition for Roman Catholicism and had her son baptized into that faith tradition. Ever since she announced her decision, Petitioner has been trying to talk her out of it and even threatened to commit suicide when she had her son baptized.	
<input type="checkbox"/> Aff.Pub.			
<input type="checkbox"/> Sp.Ntc.		Mother states Petitioner has come into her home and criticized all aspects of her newfound faith tradition, has stated in front of the children that it is a perversion in that they worship idols and a false god, and calls their faith "stupid" – None of which is true.	
<input type="checkbox"/> Pers.Serv.			
<input checked="" type="checkbox"/> Conf. Screen		Mother states Petitioner lives in a motor home in North Fork with no running water, no sewer hookup, and no heat or air conditioning. Her home is legally uninhabitable. She cannot provide a healthy safe environment for the children.	
<input checked="" type="checkbox"/> Letters			
<input checked="" type="checkbox"/> Duties/Supp		<p style="text-align: center;"><u>SEE PAGE 2</u></p>	
<input checked="" type="checkbox"/> Objections			
<input type="checkbox"/> Video Receipt		<input type="checkbox"/> Aff. Posting	
<input checked="" type="checkbox"/> CI Report			
<input checked="" type="checkbox"/> Clearances		<input type="checkbox"/> Status Rpt	
<input checked="" type="checkbox"/> Order			
<input type="checkbox"/> Aff. Posting		<input checked="" type="checkbox"/> UCCJEA	
<input type="checkbox"/> Status Rpt			
<input checked="" type="checkbox"/> UCCJEA		<input type="checkbox"/> Citation	
<input type="checkbox"/> Citation			
<input type="checkbox"/> FTB Notice			Reviewed by: skc Reviewed on: 4-20-12 Updates: Recommendation: File 8 – Wells & Nicola

Page 2

After the children were returned to Mother's care, they continued to visit with Petitioner. Because Petitioner involved CPS, Mother has not allowed the children to continue these visits, nor is Petitioner welcome in their home. Mother states the children love their grandmother and she is sorry that Petitioner has let Mother's decision regarding their spiritual life interfere with their relationship. Mother states she receives welfare aid, child support for Dakota, and food stamps, and her husband receives disability income. They have one vehicle. It takes the total of both of their incomes to pay rent, food, and other necessities for the children, but the children are well-fed and clothed. Mother also filed a UCCJEA. **Mother states there is no need for a guardianship. They are a very happy family who love each other very much.**

Court Investigator Jennifer Daniel filed a report on 4-18-12.

In addition, pursuant to Probate Code §1513(c), DSS Social Worker Anita Ruiz filed a report on 4-19-12.

If this matter goes forward, the following issues exist:

1. The Court Investigator's report indicates that the mother reported that she is ¼ Cherokee and that both fathers also had some Cherokee. **Therefore, this hearing cannot go forward without additional information and notice** required pursuant to the Indian Child Welfare Act, Probate Code §1460.2, and Cal. Rules of Court 7.1015. **The form is available at the Probate Clerks' Office.**

Need Notice of Child Custody Proceeding for Indian Child (Form ICWA-030) completed and returned to the Probate Clerk's office as soon as possible. The form must be completed by the Petitioner and the Probate Clerk must serve this form, together with copies of petition and all attachments, , on the child's parent(s); any Indian custodian; any Indian tribe that may have a connection to the child; the Bureau of Indian Affairs (BIA), and possibly the U.S. Secretary of the Interior, by certified or registered U.S. Mail, return receipt requested.

The Court must receive receipts of service pursuant to Probate Code §1461.2(d), and no proceeding shall be held until at least 10 days after receipt per §1461.2(e).
2. Need Notice of Hearing.
3. Need proof of personal service of Notice of Hearing with a copy of the Petition at least 15 days prior to the hearing per Probate Code §1511 or consent and waiver of notice or declaration of due diligence on:
 - Shellien Barker (Mother)
 - Rolinda's father (name not listed)
 - Dakota's father (name not listed)
4. Need proof of service of Notice of Hearing with a copy of the Petition at least 15 days prior to the hearing per Probate Code §1511 or consent and waiver of notice or declaration of due diligence on:
 - Rolinda's paternal grandfather (name not listed)
 - Rolinda's paternal grandmother (name not listed)
 - Dakota's paternal grandfather (name not listed)
 - Dakota's paternal grandmother (name not listed)
 - Maternal grandfather (name not listed)

Atty Stegall, Nancy (for Lynda Lockwood – maternal grandmother/Petitioner)

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

Hendrix, 10 DOB: 01/09/02	<u>TEMPORARY EXPIRES 04/25/12</u>	NEEDS/PROBLEMS/COMMENTS: 1. Need proof of service by mail of <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Guardian of the Person</i> or Consent and Waiver of Notice or Declaration of Due Diligence for: - Carlos Escoto (paternal grandfather) - Nora Escoto (paternal grandmother) - Mark Buik (maternal grandfather) 2. Need Order.
Camryn, 8 DOB: 04/22/04	LYNDA LOCKWOOD , maternal grandmother, is Petitioner.	
Carlos, 6 DOB: 12/15/05	Father: CARLOS ESCOTO – <i>personally served 04/03/12</i>	
Cont. from	Mother: LAURA ESCOTO – <i>personally served 04/03/12; consent & waiver of notice filed 02/22/12</i>	
Aff.Sub.Wit.	Paternal grandfather: CARLOS ESCOTO Paternal grandmother: NORA ESCOTO	
✓ Verified	Maternal grandmother: MARK BUIK	
Inventory	Petitioner states that the children’s mother suffers from mental illness and is a drug addict; she recently attempted suicide when the children were present and is not stable enough to care for the children. The children’s father is homeless and also a drug addict; he has been arrested at least 4 times in the past 6 months for drug related offenses as well as violating a restraining order the mother has against him. Petitioner states that the children have been living with her since 02/20/12 and it is imperative for the children’s safety that she be appointed as their guardian.	
PTC	Court Investigator Dina Calvillo’s report was filed 04/18/12.	
Not.Cred.		
✓ Notice of Hrg		
Aff.Mail	X	
Aff.Pub.		
Sp.Ntc.		
✓ Pers.Serv.		
✓ Conf. Screen		
✓ Letters		
✓ Duties/Supp		
Objections		
Video Receipt		
✓ CI Report		
9202		
Order	X	
Aff. Posting		
Status Rpt		
✓ UCCJEA		
Citation		
FTB Notice		
		Reviewed by: JF
		Reviewed on: 04/19/20
		Updates:
		Recommendation:
		File 9 - Escoto

**Petition for Probate of Will and for Letters of Administration with Will Annexed
 (Prob. C. 8002, 10450)**

DOD: 8/6/2011	<p>DENNIS BROWN, cousin, is petitioner and requests appointment as Administrator with Will Annexed and without bond.</p> <p>Named executor declines to act.</p> <p>Full IAEA - o.k.</p> <p>Will dated: 2/16/2010</p> <p>Residence: Sanger Publication: Sanger Herald</p> <p>Estimated value of the estate:</p> <table> <tr> <td>Personal property</td> <td>-</td> <td>\$111,000.00</td> </tr> <tr> <td>Real property</td> <td>-</td> <td>\$ 61,000.00</td> </tr> <tr> <td>Total</td> <td>-</td> <td>\$172,000.00</td> </tr> </table> <p>Probate Referee: RICK SMITH</p>	Personal property	-	\$111,000.00	Real property	-	\$ 61,000.00	Total	-	\$172,000.00	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Note:</u> Petitioner requests that bond be waived stating will waives bond. Bond is waived for the named executor but not for petitioner who is not named as an executor. However, Petitioner is the sole heir of the estate.</p>
Personal property		-	\$111,000.00								
Real property		-	\$ 61,000.00								
Total		-	\$172,000.00								
Cont. from											
<input type="checkbox"/> Aff.Sub.Wit.											
<input checked="" type="checkbox"/> Verified											
<input type="checkbox"/> Inventory											
<input type="checkbox"/> PTC											
<input type="checkbox"/> Not.Cred.											
<input type="checkbox"/> Notice of Hrg											
<input checked="" type="checkbox"/> Aff.Mail		W/O									
<input checked="" type="checkbox"/> Aff.Pub.											
<input type="checkbox"/> Sp.Ntc.											
<input type="checkbox"/> Pers.Serv.											
<input type="checkbox"/> Conf. Screen											
<input checked="" type="checkbox"/> Letters											
<input checked="" type="checkbox"/> Duties/Supp											
<input type="checkbox"/> Objections											
<input type="checkbox"/> Video Receipt											
<input type="checkbox"/> CI Report											
<input type="checkbox"/> 9202											
<input checked="" type="checkbox"/> Order											
<input type="checkbox"/> Aff. Posting											
<input type="checkbox"/> Status Rpt											
<input type="checkbox"/> UCCJEA											
<input type="checkbox"/> Citation											
<input type="checkbox"/> FTB Notice											

Reviewed by: KT
Reviewed on: 4/18/12
Updates:
Recommendation:
File 10 - Jones

Probate Status Hearing Re: Filing of Inventory and Appraisal

	<p>MYRNA M. BOWMAN was appointed as conservator of the person and estate without bond on 9/28/11.</p> <p>Letters issued on 10/7/11.</p> <p>Inventory and appraisal filed on 4/11/12.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Inventory and Appraisal filed on 4/11/12 is defective as follows:</p> <ul style="list-style-type: none"> a. It does not include the property tax certificate. b. Is not signed by the attorney. c. Assets (including money market account, real property, personal belongings and a sailboat) need to be appraised by the probate referee. <p>Need corrected Inventory and Appraisal.</p>	
Cont. from 030712			
Aff.Sub.Wit.			
Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
			Reviewed by: KT
			Reviewed on: 4/17/12
			Updates:
	Recommendation:		
	File 11 - Robbins		

Status Hearing Re: Filing of the First Account or Petition for Final Distribution

DOD: 7/11/10	<p>JONATHAN BEYER was appointed Administrator with full IAEA without bond on 9/15/10.</p> <p>Inventory and Appraisal filed 2/28/11 reflects a total estate value of \$353,473.00, including \$67,773.00 cash, real properties, a vehicle, furnishings and personal effects, and a sole proprietorship (“Boxcar Cafe”).</p> <p>On 9/15/11, the court set a status hearing for filing of the first account or petition for final distribution for 11/9/11.</p> <p>Minute Order from 11/9/2011 states there were no appearances at the status hearing. The court set the matter for Order to Show Cause and ordered Jonathan Beyer to be present on 1/25/12 and have the first account filed.</p> <p>Minute Order from 1/25/12 state the Court dispenses with the Order to Show Cause. Mr. Beyer is directed to file a first account or petition for final distribution.</p> <p>On 1/25/12, Mr. Beyer appeared. The Court dispensed with the OSC and set further status hearing for filing a first account or petition for distribution on 3/14/12.</p> <p>On 3/14/12, there was no appearance and the Court set this second Order to Show Cause.</p> <p>A copy of the minute order and order were mailed to Mr. Beyer on 3/16/12.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Minute Order 3-14-12: No appearances. The Court sets the matter for an Order to Show Cause on 4-25-12. Jonathan Beyer is ordered to be present on 4-25-12.</p> <p>A copy of the minute order and order signed by Judge Oliver on 3-16-12 were mailed to the Administrator on 3-16-12.</p> <p>See Page 12B.</p> <p><u>As of 4-18-12, nothing further has been filed. The following issue remains:</u></p> <ol style="list-style-type: none"> 1. Need first account current or petition for final distribution.
Cont. from 031412		
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 X		
UCCJEA		
Citation		
FTB Notice		
		<p>Reviewed by: skc</p> <p>Reviewed on: 4-18-12</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 12A - Beyer</p>

Order to Show Cause

Age:	<p>JONATHAN BEYER was appointed Administrator with full IAEA without bond on 9/15/10.</p> <p>Inventory and Appraisal filed 2/28/11 reflects a total estate value of \$353,473.00, including \$67,773.00 cash, real properties, a vehicle, furnishings and personal effects, and a sole proprietorship ("Boxcar Cafe").</p> <p>On 9/15/11, the court set a status hearing for filing of the first account or petition for final distribution for 11/9/11.</p> <p>Minute Order from 11/9/2011 states there were no appearances at the status hearing. The court set the matter for Order to Show Cause and ordered Jonathan Beyer to be present on 1/25/12 and have the first account filed.</p> <p>Minute Order from 1/25/12 state the Court dispenses with the Order to Show Cause. Mr. Beyer is directed to file a first account or petition for final distribution.</p> <p>On 1/25/12, Mr. Beyer appeared. The Court dispensed with the OSC and set further status hearing for filing a first account or petition for distribution on 3/14/12.</p> <p>On 3/14/12, there was no appearance and the Court set this second Order to Show Cause.</p> <p>A copy of the minute order and order were mailed to Mr. Beyer on 3/16/12.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Minute Order 3-14-12: No appearances. The Court sets the matter for an Order to Show Cause on 4-25-12. Jonathan Beyer is ordered to be present on 4-25-12.</u></p> <p>A copy of the minute order and order signed by Judge Oliver were mailed to the Administrator on 3-16-12.</p> <p><u>As of 4-18-12, nothing further has been filed.</u></p> <p>1. Need information as to why the Administrator should not be removed from office and letters revoked pursuant to Probate Code §8500 et seq.</p>
DOD:		
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 X		
UCCJEA		
Citation		
FTB Notice		

Reviewed by: skc
Reviewed on: 4-18-12
Updates:
Recommendation:
File 12B - Beyer

Probate Status Hearing Re: First Account or Final Distribution

DOD: 9/17/2010	<p>LEONOR BUEVARA DE BERRERA was appointed Administrator with full IAEA and without bond on 1/16/11.</p> <p>Minute Order dated 3/1/11 amended the order to allow only LIMITED IAEA authority.</p> <p>I & A filed on 6/17/11 indicates the value of the estate is \$98,000.00 (all real property).</p> <p>First account or a petition for final distribution is now due.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Continued from 3/14/12. Minute order states, No appearances. The court sets this matter for an Order to Show Cause on 4/25/12. The Court orders Leonor Barrera to be present on 4/25/12. Ms. Berrera is directed to seek professional help if she is unable to prepare the accounting herself, or to contact the Probate Office for further information. (Please see page 13B)</p> <p>1. Need current status report, first account or petition for final distribution.</p>	
Cont. from 031412			
Aff.Sub.Wit.			
Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
			<p>Reviewed by: KT</p> <p>Reviewed on: 4/18/12</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 13A - Barrera</p>

Order to Show Cause

DOD: 9/17/2010	<p>LEONOR BUEVARA DE BERRERA was appointed Administrator with full IAEA and without bond on 1/16/11.</p> <p>Minute Order dated 3/1/11 amended the order to allow only LIMITED IAEA authority.</p> <p>I & A filed on 6/17/11 indicates the value of the estate is \$98,000.00 (all real property).</p> <p>First account or a petition for final distribution is now due.</p> <p>This Order to show cause hearing was set after the Administrator, Leonor Barrera failed to appear at a status hearing (see page 13A). The Court orders Leonor Barrera to be present on 4/25/12. Ms. Berrera is directed to seek professional help if she is unable to prepare the accounting herself, or to contact the Probate Office for further information.</p>	NEEDS/PROBLEMS/COMMENTS:
Cont. from		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
	<p>Reviewed by: KT</p> <p>Reviewed on: 4/18/12</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 13B - Barrera</p>	

(1) Petition for Settlement of First and Final Account and (2) for Final Distribution and (3) Fixing and Allowing Compensation

DOD: 11-13-10	CHERYL LYNN MIGUEL , Administrator with Limited IAEA without bond, is Petitioner.	NEEDS/PROBLEMS/COMMENTS: Note: Notice to the Franchise Tax Board pursuant to Probate Code §9202(c) was sent on 3-29-12. The Court may require additional time for response from the Franchise Tax Board.
	Account period: 11-13-10 through 1-15-12	
Cont. from 031412	Accounting: \$187,809.70	
<input type="checkbox"/> Aff.Sub.Wit.	Beginning POH: \$182,071.03	
<input checked="" type="checkbox"/> Verified	Ending POH: \$137,012.89	
<input checked="" type="checkbox"/> Inventory	Administrator (Statutory): \$6,611.21	
<input checked="" type="checkbox"/> PTC	Closing: \$250.00	
<input checked="" type="checkbox"/> Not.Cred.	Distribution pursuant to intestate succession:	
<input checked="" type="checkbox"/> Notice of Hrg	Renee Lucille Austin: \$38,474.13 plus a 1/3 undivided interest in a note receivable	
<input checked="" type="checkbox"/> Aff.Mail W	Cheryl Lynn Miguel: \$38,474.13 plus a 1/3 undivided interest in a note receivable	
Aff.Pub.	Charlie Joseph Miguel: \$38,474.13 plus a 1/3 undivided interest in a note receivable	
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
<input checked="" type="checkbox"/> Letters 8-17-11		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
<input checked="" type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
<input checked="" type="checkbox"/> FTB Notice		
	Reviewed by: skc	
	Reviewed on: 4-17-12	
	Updates:	
	Recommendation:	
	File 14 – Highly	

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

DOD: 11-14-11	DENNIS B. SMITH, KAREN M. AMINIAN, and DAVID R. SMITH , Decedent's children, are Petitioners.	NEEDS/PROBLEMS/COMMENTS: <u>Note:</u> A Creditor's Claim in the amount of \$5,262.48 was filed by Phillips & Cohen Associates, Ltd. on behalf of Citibank, N.A.; however, Examiner notes that there is no provision for notice to creditors or creditor's claims in summary proceedings.
Cont. from 032112	40 days since DOD	
<input type="checkbox"/> Aff.Sub.Wit.	No other proceedings	
<input checked="" type="checkbox"/> Verified	I&A - \$95,000.00	
<input type="checkbox"/> Inventory	Will dated 1-5-07	
<input type="checkbox"/> PTC	Petitioners request Court determination that Decedent's 100% interest in certain real property passes to them in 1/3 shares pursuant to Decedent's will.	
<input type="checkbox"/> Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg		
<input checked="" type="checkbox"/> Aff.Mail	W	
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.		
<input type="checkbox"/> Conf. Screen		
<input type="checkbox"/> Letters		
<input type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed by: skc
		Reviewed on: 4-17-12
		Updates:
		Recommendation: SUBMITTED
		File 15 - Smith

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

Age: 7 months DOB: 9/21/11	<p align="center"><u>TEMPORARY EXPIRES 4/25/12</u></p> <p>DEVONA F. GARCIA, maternal aunt, is petitioner.</p> <p>Father: UNKNOWN – <i>petitioner states mother refuses to disclose who the father is.</i></p> <p>Mother: VALERIE GARCIA – <i>Court dispensed with notice per minute order dated 3/7/12.</i></p> <p>Paternal grandparents: unknown Maternal grandfather: John B. Garcia – <i>consents and waives notice.</i> Maternal grandmother: Teresa Garcia – <i>consents and waives notice.</i></p> <p>Petitioner states father is unknown. Mother is struggling with drug addiction and has no permanent home. Mother has three other children that are living with other family members.</p> <p>Court Investigator Jennifer Young’s Report filed on 4/18/12.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p>
Cont. from		
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input type="checkbox"/> Notice of Hrg		
<input type="checkbox"/> Aff.Mail		
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.		
<input checked="" type="checkbox"/> Conf. Screen		
<input checked="" type="checkbox"/> Letters		
<input checked="" type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input checked="" type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input checked="" type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
	Reviewed by: KT	
	Reviewed on: 4/18/12	
	Updates: 4/19/12	
	Recommendation:	
	File 16 - Garcia	