



ATTENTION

Probate cases on this calendar are currently under review by the probate examiners. Review of some probate cases may not be completed and therefore have not been posted.

If your probate case has not been posted please check back again later.

Thank you for your patience.

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

DOD: 07/23/10		MICHAEL TARASEVIC , Executor, is Petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>CONTINUED MULTIPLE TIMES Minute Order from 03/11/13 states: The Petition is granted. Counsel's request for address the issue of attorney's fees on 04/26/13 is granted. Counsel to file a request for attorney's fees.</p> <p>Order Confirming Sale of Real Property was signed 03/11/13.</p> <p>As of 04/19/13, nothing further has been filed, it is unclear from the record whether the following issue has been addressed:</p> <ol style="list-style-type: none"> The Petition states that all debts of the decedent have been paid, however, a Creditor's Claim in the amount of \$52,340.63 was filed by California Business Bureau for Community Medical Center on 11/02/10. The Petition states that no action has been taken on this claim at this time, therefore this debt has not been resolved. An Allowance or Rejection of Creditor's Claim was filed on 06/04/12 allowing the claim in the amount of \$24,689.09. Nothing further has been filed regarding this outstanding debt. <u>Distribution of estate assets cannot be made until all debts of the estate have been resolved.</u>
		I & A - \$135,867.00	
		POH - \$135,867.00	
		Executor - waives	
Cont. from 112811, 022712, 040912, 080712, 100512, 110912, 021113, 031113		Distribution, pursuant to decedent's Will, is to:	
	Aff.Sub.Wit.	Michael Tarasevic - \$58.50 cash, plus ½ interest in real property and ½ interest in a 1977 truck	
✓	Verified		
✓	Inventory		
✓	PTC		
✓	Not.Cred.	Anthony Tarasevic - \$58.50 cash, plus ½ interest in real property and ½ interest in a 1977 truck	
✓	Notice of Hrg		
✓	Aff.Mail	w/	
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters	11/30/10	
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
✓	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
✓	FTB Notice		
			<p>Reviewed by: JF</p> <p>Reviewed on: 04/19/13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 4 - Tarasevic</p>

Atty Capata, Julian Eli (for Anna Noriega Chavez – Executor)
 Probate Status Hearing Re: Filing Final Distribution

DOD: 8/2/1978	<p>ANNA NORIEGA CHAVEZ was appointed Executor without bond and without IAEA powers on 9/12/1978.</p> <p>Inventory and appraisal filed on 11/5/2009 shows the value of the estate as \$40,000.00.</p> <p>Maria J. Noriega de Torres, daughter, filed a Petition for Order directing Personal Representative to Act on 04/06/12 requesting to purchase the real property of the estate for \$55,000.00 cash.</p> <p>Minute Order from hearing on 08/07/12 states: The court accepts Petitioners all cash offer of \$66,000.00 with no inspection and 30 day escrow. The century 21 realtor will receive a 3% commission of the difference from the posting price to the over-bid price in the amount of \$330.00. Petitioner provided Mr. Capata a cashier's check for down payment in the amount of \$7,000.00. Mr. Capata will prepare a new Order. This status hearing for filing of the Petition for Final Distribution and Order was set for 12/03/12.</p> <p>Order Confirming Sale of Real Property was filed 09/18/12.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>CONTINUED FROM 03/25/13 Minute Order from 03/25/13 states: Mr. Capata is appearing via CourtCall. Mr. Capata requests a continuance. Matter continued to 04/26/13. Mr. Capata is authorized to send mailings directly to Barbara Juarez and Maria Noriega de Torres in addition to counsel.</p> <p>As of 04/19/13, nothing further has been filed in this matter and the following remains outstanding:</p> <ol style="list-style-type: none"> 1. Need Petition for Final Distribution.
Cont. from 120312, 022513, 032513		
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: JF</p> <p>Reviewed on: 04/19/13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 6 - Massoumi</p>	

Jerry, 64	<p>PATRICIA SCHOOLCRAFT, sister, was appointed successor conservator of the Person on 08/25/11.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p>
James, 58		
	<p>On 10/17/12, the Conservator filed a Petition to Fix Residence Outside the State of California.</p>	
Cont. from	<p>Minute Order dated 11/26/12 granted the Petition to Fix Residence Outside the State of California and set this matter for status.</p>	
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: JF</p>
		<p>Reviewed on: 04/19/13</p>
		<p>Updates:</p>
		<p>Recommendation:</p>
		<p>File 7 - Ray</p>

Probate Status Hearing Re: Failure to File First Account or Petition for Final Distribution

DOD: 06/22/07	<p>LARRY A. DONALDSON, friend, was appointed as Executor without bond on 05/27/08 and Letters were issued on 06/18/08.</p> <p>No Inventory & Appraisal has been filed.</p> <p>Notice of Status Hearing filed 11/28/12 set this matter for status. Clerk’s Certificate of Mailing states that the Notice of Status Hearing was mailed to Larry A. Donaldson on 10/19/12.</p> <p>Declaration of Beneficiary Laura Leonard re Probate Status Hearing – Failure to File First Account or Petition for Final Distribution filed 01/13/11 states: she and her brother (both beneficiaries of the estate) have made many written and verbal requests to Mr. Donaldson requesting an accounting and for their father’s estate be brought to a close. Ms. Leonard states that Mr. Donaldson has ignored their requests and repeatedly failed to communicate with them regarding the estate. Ms. Leonard and her brother had an attorney, Frederick Borges, contact Mr. Donaldson on their behalf to request that he move forward with the estate. Mr. Donaldson responded that he would move forward, but has failed to do so. Ms. Leonard states that she and her brother have also made a complaint to the state bar of California regarding Mr. Donaldson’s failure to act. Ms. Leonard states that after all of these efforts, Mr. Donaldson recently provided them with a sloppy, incomplete “accounting”, however several years’ worth of information is absent and many of the transactions are questionable. Declarant further states that she and her brother were supposed to receive a distribution in early January, but have not received anything.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>CONTINUED FROM 03/29/13 Minute Order from 03/29/13 states: No appearances. The Court sets the matter for an Order to Show Cause on 04/26/13 regarding Larry Donaldson’s failure to appear and imposition of sanctions in the amount of \$500.00. Larry Donaldson is ordered to be personally present on 04/26/13</p> <p>As of 04/19/13, nothing further has been filed and the following remains outstanding:</p> <ol style="list-style-type: none"> 1. Need Inventory & Appraisal. 2. Need Accounting and/or Petition for Final Distribution.
Cont. from 012513, 032913		
Aff.Sub.Wit.		
<input checked="" type="checkbox"/> 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: JF		
Reviewed on: 04/19/13		
Updates:		
Recommendation:		
File 11A - Wallace		

Probate Status Hearing Re: Filing of Inventory and Appraisal

Age: 74	TEMP EXPIRES 4-26-13	NEEDS/PROBLEMS/COMMENTS:
	VANCE SEVERIN and TERRI SEVERIN , Brother and Sister of Mr. Salzman's wife, Stacy Salzman, were appointed as Temporary Co-Conservators of the Person and Estate without bond (bond upon permanent appointment) on 9-25-12.	<u>Continued from 3-22-13</u>
Cont. from 032213	At a hearing on 11-5-12, the Court set this status hearing for the filing of the I&A.	1. Need receipt for blocked account (sale proceeds)
Aff.Sub.Wit.	On 12-10-12, The Temporary Co-Conservators were authorized to sell the Conservatee's real property, with proceeds to be deposited into a blocked account.	2. Need I&A.
Verified	At hearing on 1-7-13, the petition for conservatorship of the <u>person</u> was withdrawn, and the conservatorship of the <u>estate</u> was extended to 3-29-13, but limited to the sale of the property and negotiate and settle with the Conservatee's creditors, including California Franchise Tax Board and IRS.	3. Need status of the conservatorship estate at this time. Has the house sold? Have the debts been settled?
Inventory	Also on 1-7-13, the Court set this status hearing for filing of the First or Final Account of Temporary Conservator.	
PTC	Status Report filed 3-21-13 by Attorney Motsenbocker (<u>unverified</u>) states that at this time due to unforeseen circumstances and complications the house has not sold. There have been issues with repairs and other matters which have delayed sale. The parties are hopeful that in the next 30 days the house will sell. There are no funds to deposit to blocked account since the house has not sold. I&A has not been filed as the Co-Conservators were under the impression that this matter would be terminated by now. Since that has not happened, the only asset to be inventoried is the Conservatee's joint tenancy interest in the house. The Co-Conservators request a short extension to file I&A.	
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		Reviewed by: skc
9202		Reviewed on: 4-19-13
Order		Updates:
Aff. Posting		Recommendation:
Status Rpt		File 15A - Salzman
UCCJEA		
Citation		
FTB Notice		

Status Hearing Re: Filing of First and Final Account of Temporary Conservator

Age: 74	<p>VANCE SEVERIN and TERRI SEVERIN, Brother and Sister of Mr. Salzman's wife, Stacy Salzman, were appointed as Temporary Co-Conservators of the Person and Estate without bond (bond upon permanent appointment) on 9-25-12.</p> <p>At a hearing on 11-5-12, the Court set status hearing for the filing of the I&A for 3-22-13.</p> <p>On 12-10-12, The Temporary Co-Conservators were authorized to sell the Conservatee's real property, with proceeds to be deposited into a blocked account.</p> <p>At hearing on 1-7-13, the petition for conservatorship of the <u>person</u> was withdrawn, and the conservatorship of the <u>estate</u> was extended to 3-29-13, but limited to the sale of the property and negotiate and settle with the Conservatee's creditors, including California Franchise Tax Board and IRS.</p> <p>Also on 1-7-13, the Court set this status hearing for filing of the First or Final Account of Temporary Conservator.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Continued from 3-29-13</u></p> <p><u>Minute Order 3-22-13</u>: Mr. Motsenbocker requests a continuance to file the inventory. Matter continued to 4/26/13. At the request of both counsel, the hearing scheduled for 3/29/13 is vacated and rescheduled for 4/26/13.</p> <ol style="list-style-type: none"> 4. Need receipt for blocked account (sale proceeds) 5. Need I&A. 6. Need status of the conservatorship estate at this time. Has the house sold? Have the debts been settled?
Cont. from 032913		
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: skc</p> <p>Reviewed on: 3-20-13</p> <p>Updates: 3-27-13</p> <p>Recommendation:</p> <p>File 15B - Salzman</p>

Probate Status Hearing Re: Filing of Inventory and Appraisal

DOD: 05/22/12	<p>JIM D. REIS, brother, was appointed as Administrator with full IAEA without Bond on 08/14/12. Letters were issued on 08/15/12.</p>	NEEDS/PROBLEMS/COMMENTS:
Cont. from 011813, 032213	<p>Notice of Status Hearing filed 09/11/12 set this matter for status on 01/18/13 for filing of the Inventory & Appraisal and on 10/25/13 for filing of First Account or Petition for Final Distribution.</p>	<p>OFF CALENDAR I & A Filed 04/17/13</p>
Aff.Sub.Wit.	<p>Clerk's Certificate of Mailing indicates that the Notice of Status Hearing was mailed to the Administrator and his Counsel on 09/11/12.</p>	
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		

Review Hearing Re: Establishing Guardianship in Missouri

Colin (age 2 yrs)	Dr. Lawrence W. Schlak, Maternal Grandfather, was appointed Guardian on 1-3-13.	NEEDS/PROBLEMS/COMMENTS:
Kali (6 months)	At hearing on 1-3-13, the Court set this status hearing for Dr. Schlak to establish guardianship in Missouri. The Court also made orders for visitation. See Minute Order for details.	<u>Continued from 3-7-13, 3-28-13</u>
Cont. from 030713, 032813	On 3-20-13, Carol Schmock, Paternal Grandmother, filed a Declaration. Ms. Schmock states there has been no communication from the guardian Lawrence Schlak and he says they are not allowed to talk to Genevieve [mother]. If this is so, how are they supposed to stay in touch with the children and visit them if he will not communicate with us? Ms. Schmock states they needed two forms of ID to get Kali insured on Colin's [father's] insurance, but Mr. Schlak did not respond to the email. Fortunately the mother was able to get them what they needed, otherwise Kali would not have insurance. There has to be communication. Ms. Schmock has no intention of walking away from her grandchildren.	<u>As of 4-19-13, nothing further has been filed by the Guardian.</u>
Aff.Sub.Wit.	At hearing on 3-7-13, the matter was continued to 3-28-13 and the Court ordered that copies of all documents filed in Missouri be submitted no later than 3-21-13.	<u>The following issue remains:</u>
Verified	At hearing on 3-28-13, Dr. Schlak provided Missouri case numbers on the record, and the Court again ordered that copies be filed in this case within one week. Re Visitation:	1. Need proof of establishing guardianship in Missouri pursuant to Minute Orders 1-3-13, 3-7-13, and 3-28-13, and Probate Code §2352(d).
Inventory	Minute Order 3-28-13 states: Dr. Schlak objects to the visitation. The Court orders that supervised visitation with the father begin on 4/4/13. Said visitation is to extend for a period of fourteen days which shall include the date that visitation is to commence. Visits shall be supervised by Carol Schmock. Mr. Fearnside's clients agree that housing for the period of visitation will not be an issue. Carol Schmock is ordered to communicate with Dr. Schlak to coordinate the delivery and return of the children to the guardian. The Court orders that the children not be removed from the county in which visitation will be taking place. Parties are ordered not to speak ill of one another around the children. Set on 4/26/13 at 9:00am in Dept. 303 for Status Hearing Re: Establishing Guardianship in Missouri.	Reviewed by: skc
PTC		Reviewed on: 4-19-13
Not.Cred.		Updates:
Notice of Hrg		Recommendation:
Aff.Mail		File 20 - Schmock
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		