

Petition for Acceptance of Resignation of Trustee and Confirmation of Identity of Successor Co-Trustee

		BOSTON PRIVATE BANK AND TRUST COMPANY is petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Continued to 7/10/14 at the request of the attorney.</p> <ol style="list-style-type: none"> Petition does not include a copy of the Trust instrument for the court to confirm that Edwin R. O'Neill was given the authority to appoint an additional co-trustee as alleged in the petition. Order Approving Resignation of Corporate Trustee and Appointment of Successor Corporate and Individual Co-Trustees signed on 3/10/1997 includes paragraph 12(j) of the Trust which states that an appointment by the current trustee of a successor trustee must be by a "written instrument signed by the trustee . . ." The petition does not include the written instrument by which the current trustee appointed John R. O'Neill as successor co-trustee. <p style="text-align: center;">Please see additional page</p>
		Petitioner states on 4/10/1961 John Edward O'Neill died. In due course his will was admitted to probate and testamentary trusts were created for the benefit of his children. Only the trust for John Edward O'Neill, Jr. (the "Trust") remains in force.	
Cont. from		The current beneficiaries of the Trust are CHRISTIAN CAGLE and NICHOLAS CAGLE , the twin great-grandsons of John Edward O'Neill. The Trust will terminate upon their reaching the age of 25 (i.e. February 6, 2016), or their earlier graduation from a four-year college, and at that time they will receive the remaining Trust principal outright.	
	Aff.Sub.Wit.	By order of this Court on 3/10/1997, the resignation of Wells Fargo Bank as co-trustee was accepted and the appointment of Boston Private Bank and Trust Company and Edwin R. O'Neill as successor co-trustees of the Trust was confirmed.	
✓	Verified	On 6/14/10, pursuant to the power granted him by the Trust, Edwin R. O'Neill appointed John E. O'Neill III as an additional co-trustee of the Trust, and since then he, Boston Private Bank & Trust Company, and Edwin R. O'Neill III have acted together as co-trustees of the Trust.	
	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		
Please see additional page			<p>Reviewed by: KT</p> <p>Reviewed on: 5/7/14</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 1 - O'Neill</p>

Boston Private Bank & Trust Company has now resigned as Co-Trustee of the Trust. By virtue of this resignation, Edwin R. O'Neill and John E. O'Neill III as to the Co-Trustees of the Trust, and it is in the best interest of the Trust and its beneficiaries that the Court accept the resignation of Boston Private Bank & Trust Company and confirm the trusteeship to Edwin R. O'Neill and John E. O'Neill III.

Wherefore, Petitioner requests that this Court:

1. Accept the resignation of Boston Private Bank & Trust Company as Co-Trustee of the Trust established under the Will of John Edward O'Neill for the benefit of John Edward O'Neill, Jr.;
2. Confirm the appointment of Edwin R. O'Neill and John E. O'Neill, III as Co-Trustees of the Trust established under the Will of John Edward O'Neill.

NEEDS/PROBLEMS/COMMENTS (cont.):

3. Order Approving Resignation of Corporate Trustee and Appointment of Successor Corporate and Individual Co-Trustees signed on 3/10/1997 includes paragraph 12(k) of the Trust which states that "In the event of the resignation of the corporate trustee at any time, the individual trustees or trustee then acting hereunder must, by a written instrument signed by such trustees, or trustee, appoint a successor corporate trustee hereunder any bank or trust company, wherever situated deemed by the individual trustees or trustee to be of financial standing and reputation qualified to had hereunder; and in the event of the failure or refusal of such individual to do so, the said corporate trustee may secure the appointment of such successor corporate trustee by a Court of competent jurisdiction, at the expense of the trust property." This appears to imply that in addition to any individual trustee there must also, at all times, be a corporate trustee.

Waiver of Account and Petition for Final Distribution

DOD: 5/1/05	KIMIKO R. SMALL , Executor, is petitioner.		NEEDS/PROBLEMS/COMMENTS: 1. Petition states the attorney has already been paid her attorney fees. California Rules of Court Rule 7.700(a) states the personal representative must neither pay nor receive, and the attorney for the personal representative must not receive, statutory commissions or fees or fees for extraordinary services in advance of an order of the court authorizing their payment.
	Accounting is waived.		
	I & A	- \$240,000.00	
	POH	- \$ 60,201.74	
Cont. from	Executor - waives.		
<input type="checkbox"/> Aff.Sub.Wit.	Attorney - \$2,100.00 (already paid, less than statutory)		
<input checked="" type="checkbox"/> Verified	Distribution, pursuant to Decedent's Will is to:		
<input checked="" type="checkbox"/> Inventory	Kimiko R. Small - \$60,201.74		
<input checked="" type="checkbox"/> PTC			
<input checked="" type="checkbox"/> Not.Cred.			
<input checked="" type="checkbox"/> Notice of Hrg	W/O		
<input checked="" type="checkbox"/> Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
<input checked="" type="checkbox"/> Letters	8/2/05		
Duties/Supp			
Objections			
Video Receipt			
CI Report			
<input checked="" type="checkbox"/> 9202			
<input checked="" type="checkbox"/> Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
			Reviewed by: KT
			Reviewed on: 5/7/14
			Updates:
			Recommendation:
			File 2 - Myers

Atty Donaldson, Larry A., sole practitioner (for Mary Sue Lancaster, Administrator)

Petition for Final Distribution

DOD: 1/6/2009		<p>MARY SUE LANCASTER, sister and Administrator, is Petitioner.</p> <p>Accounting is waived.</p> <p>I & A — \$164,886.42 POH — \$164,886.42 (\$6,511.42 is cash)</p> <p>Administrator — not requested</p> <p>Attorney — not requested</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Continued from 4/8/14. As of 4/12/14 the following issues remain:</p> <ol style="list-style-type: none"> <i>Final Inventory and Appraisal</i> filed on 1/29/2014 is incomplete at Item 5 re: property tax certificate, as required by Probate Code § 8800(d). Need statement regarding Property Tax Certificate. (Revenue and Tax Code § 480.) <i>Petition</i> does not contain a statement regarding whether notice has been sent to the Franchise Tax Board as required pursuant to Probate Code 9202(c)(1) for estates in which <i>Letters</i> were issued 7/1/2008 or after, and Court records contain no proof of service of such notice. Need proof of service of notice to the Franchise Tax Board pursuant to Probate Code 9202(c)(1). The instant <i>Petition</i> does not fully comply with Probate Code § 10954 and CA Rules of Court 7.550 and 7.705 for waivers of account in estate matters, including the statements regarding whether notice of hearing is required to entities such as the Department of Health Care Services and the Victims' Compensation and Government Claims Board. Court may require further information regarding whether notices pursuant to Probate Code § 9202 were required for this estate. <p>~Please see additional page~</p>
Cont. from 040814			
Aff.Sub.Wit.			
Verified	?		
✓ Inventory			
PTC	X		
✓ Not.Cred.	070609		
Notice of Hrg	X		
Aff.Mail	X		
Aff.Pub.			
Sp.Ntc.		<p>Distribution pursuant to intestate succession is to:</p> <p>MARY SUE LANCASTER – entire estate.</p>	
Pers.Serv.			
Conf. Screen			
Letters	091509		
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202	X		
✓ Order			
Aff. Posting		<p>Reviewed by: LEG (KT for 5/13/14)</p> <p>Reviewed on: 5/12/14</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 3 – Lancaster</p>	
Status Rpt			
UCCJEA			
Citation			
FTB Notice	X		

NEEDS/PROBLEMS/COMMENTS, continued:Notes:

- *Petition for Final Distribution* filed 2/28/2014 is signed but is not verified by the Petitioner pursuant to Probate Code § 1021 and CA Rule of Court 7.103. However, *Declaration of Petitioner Mary Sue Lancaster in Support of Petition for Order of Final Distribution* filed 2/28/2014, which contains all and substantially the same assertions as the *Petition for Final Distribution*, is verified.
- *Declaration of Mary Sue Lancaster* attached to the initial *Petition for Probate* filed 6/19/2009 states the only creditors of the Decedent of which she is aware are mortgages on the real property and a Visa credit card with a balance of **\$400.00**. Verified *Declaration of Petitioner Mary Sue Lancaster in Support of Petition for Order of Final Distribution* filed 2/28/2014 states all bill[s] and obligations of the estate have been paid or assumed by [her.]
- *Receipt on Distribution* filed 2/19/2014 states **MARY SUE LANCASTER** received from Administrator Mary Sue Lancaster the entirety of the estate [as specified in the petition] including 100% interest in real property, and that she assumes all mortgage, tax, and other obligations owing on the real property distributed to her.

**First Amended First and Final Report of Executor, and Waiver of Accounting,
 Petition for Distribution**

DOD: 1-22-12	ROBERT F. PEREZ , Executor with Full IAEA without bond, is Petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Petitioner’s statement of property on hand for distribution indicates a vehicle, cash, and real property; however, the I&A indicates <u>two</u> vehicles.</p> <p>Therefore, need clarification as to <u>which</u> vehicle is being distributed by this Court order, and the disposition of the <u>other</u> vehicle per Cal. Rules of Court 7.550 (sold?).</p> <p>2. Prior Examiner Notes indicated “property tax certificate” was needed. Attached to this amended petition is a printed statement showing property taxes as paid.</p> <p>However, the “property tax certificate” that is needed is in connection with Probate Code §8800(d), which is a “certification” box to be checked at #5 of the Inventory and Appraisal – <u>a certification by the Executor that the requirements of Revenue and Taxation Code §480 have been satisfied by filing a change of ownership statement.</u> Therefore, need verified statement to this effect per §8800(d). See I&A Form DE-160.</p>
	Petitioner is the sole heir and waives accounting.	
	I&A: \$131,136.95	
	POH: \$57,010.88 cash plus real and personal property and a vehicle	
	Executor (Statutory): Waived Attorney (Statutory): Waived	
	Distribution pursuant to Decedent's will:	
	Robert F. Perez: Entire estate	
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
<input checked="" type="checkbox"/> Inventory		
<input type="checkbox"/> PTC	X	
<input checked="" 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 checked="" type="checkbox"/> Letters		
<input type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input checked="" 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 checked="" type="checkbox"/> FTB Notice		
		Reviewed by: skc
		Reviewed on: 5-7-14
		Updates:
		Recommendation:
		File 4 - Perez

5 Alex and Lillian G. Lamm Living Trust (Trust)

Case No. 12CEPR00687

Atty Baldwin, Kenneth A. (of McCormick Barstow, for Allene Joyce Lamm O'Neal – Co-Trustee – Petitioner)
Atty Poochigian, Mark (for Duane Lamm – Co-Trustee)

Status Hearing Re: Settlement Agreement

		<p>NEEDS/PROBLEMS/COMMENTS:</p> <p align="center"><u>OFF CALENDAR</u></p> <p>Request for Dismissal of petition was entered on 5-12-14.</p>					
<p>Cont. from 031813, 071913, 092013, 120613, 020714, 040814</p>	<p>ALLENE JOYCE LAMM O'NEAL, Co-Trustee, filed Petition to Compel Co-Trustee DUANE ALAN LAMM to File Report and Account after Written Request, to Remove DUANE ALAN LAMM as Co-Trustee, to Redress Breaches of the Trust by DUANE ALAN LAMM, to Divide and Distribute the Trust Estate, and to Terminate the Trust on 8-6-12.</p> <p>DUANE ALAN LAMM filed Objections on 9-20-12.</p>						
<table border="1"> <tr> <td>Aff.Sub.Wit.</td> <td></td> </tr> </table>	Aff.Sub.Wit.						
Aff.Sub.Wit.							
<table border="1"> <tr> <td>Verified</td> <td></td> </tr> </table>	Verified		<p>At hearing on 9-20-12, the Court ordered Mr. Poochigian to prepare a formal accounting for the period commencing from the date of death to the present by 11-19-12, and the matter was continued to 11-29-12.</p>				
Verified							
<table border="1"> <tr> <td>Inventory</td> <td></td> </tr> </table>	Inventory						
Inventory							
<table border="1"> <tr> <td>PTC</td> <td></td> </tr> </table>	PTC						
PTC							
<table border="1"> <tr> <td>Not.Cred.</td> <td></td> </tr> </table>	Not.Cred.						
Not.Cred.							
<table border="1"> <tr> <td>Notice of Hrg</td> <td></td> </tr> </table>	Notice of Hrg						
Notice of Hrg							
<table border="1"> <tr> <td>Aff.Mail</td> <td></td> </tr> </table>	Aff.Mail		<p>On 11-20-12, Attorney Poochigian filed a declaration that appears to contain an informal unverified "accounting" that was sent to Mr. Baldwin.</p>				
Aff.Mail							
<table border="1"> <tr> <td>Aff.Pub.</td> <td></td> </tr> </table>	Aff.Pub.		<p>Note to Judge: Because this document was filed as a simple "Declaration" there was no charge, since it was not a verified petition requesting approval or relief.</p>				
Aff.Pub.							
<table border="1"> <tr> <td>Sp.Ntc.</td> <td></td> </tr> </table>	Sp.Ntc.		<p>At hearing on 11-29-12, the matter was set for trial on 3-29-13, settlement conference to be held on 2-25-13.</p>				
Sp.Ntc.							
<table border="1"> <tr> <td>Pers.Serv.</td> <td></td> </tr> </table>	Pers.Serv.		<p>On 11-30-12, Allene Joyce Lamm O'Neal filed Objections to Accounting.</p>				
Pers.Serv.							
<table border="1"> <tr> <td>Conf. Screen</td> <td></td> </tr> </table>	Conf. Screen		<p>Note to Judge: Objector paid the \$435 filing fee pursuant to fee schedule for objections, even though there was no formal petition for approval of account before the Court.</p>				
Conf. Screen							
<table border="1"> <tr> <td>Letters</td> <td></td> </tr> </table>	Letters		<p>At hearing on 2-25-13, Counsel informed the Court that a settlement agreement is in progress. The Settlement Conference was taken off calendar and the Court set this status hearing re: Settlement Agreement.</p>				
Letters							
<table border="1"> <tr> <td>Duties/Supp</td> <td></td> </tr> </table>	Duties/Supp		<p>Due to continuances (see minute orders), this is the 6th Status Hearing re Settlement Agreement.</p>				
Duties/Supp							
<table border="1"> <tr> <td>Objections</td> <td></td> </tr> </table>	Objections						
Objections							
<table border="1"> <tr> <td>Video Receipt</td> <td></td> </tr> </table>	Video Receipt						
Video Receipt							
<table border="1"> <tr> <td>CI Report</td> <td></td> </tr> </table>	CI Report						
CI Report							
<table border="1"> <tr> <td>9202</td> <td></td> </tr> </table>	9202						
9202							
<table border="1"> <tr> <td>Order</td> <td></td> </tr> </table>	Order						
Order							
<table border="1"> <tr> <td>Aff. Posting</td> <td></td> </tr> </table>	Aff. Posting						
Aff. Posting							
<table border="1"> <tr> <td>Status Rpt</td> <td></td> </tr> </table>	Status Rpt						
Status Rpt							
<table border="1"> <tr> <td>UCCJEA</td> <td></td> </tr> </table>	UCCJEA						
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<table border="1"> <tr> <td>FTB Notice</td> <td></td> </tr> </table>	FTB Notice						
FTB Notice							
		<table border="1"> <tr> <td>Reviewed by: skc</td> </tr> <tr> <td>Reviewed on: 5-7-14</td> </tr> <tr> <td>Updates: 5-12-14</td> </tr> <tr> <td>Recommendation:</td> </tr> <tr> <td>File 5B – Lamm</td> </tr> </table>	Reviewed by: skc	Reviewed on: 5-7-14	Updates: 5-12-14	Recommendation:	File 5B – Lamm
Reviewed by: skc							
Reviewed on: 5-7-14							
Updates: 5-12-14							
Recommendation:							
File 5B – Lamm							

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

DOD: 2/23/09	<p>DYANNA MATTHEWS was appointed executor with Limited IAEA authority and without bond on 1/14/13.</p> <p>Letters issued on 1/22/13.</p> <p>Inventory and appraisal, partial no. 1 filed on 6/21/13 showing a value of \$126,673.00</p> <p>Inventory and appraisal, final filed on 9/16/13 showing a value of \$6,033.00</p> <p>Minute order dated 1/14/13 set this status hearing for the filing of the first account or petition for final distribution.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need first account, 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.</p>	
Cont. from 031414, 041114			
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: 5/7/14</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 6A – Brazeal</p>			

Petition for Order Instructing Personal Representative

DOD: 2/23/09		<p>DYANNA MATTHEWS, executor, is Petitioner.</p> <p>Petitioner states that in 1991 her parents purchased the real property which is the subject of this petition. In 2003 her parents placed Petitioner on the title to the property by means of the Grant Deed. In 2007 her father Quit Claimed his interest in the property to the Decedent (his wife). As a result the Petitioner is a 1/3 owner in the real property and the estate is a 2/3 owner of the real property as tenants in common.</p> <p>Petitioner states invested money in improvements in the residence. Petitioner states after her mother's death estate funds were depleted by payment of the mortgage and homeowner's dues. The mortgage fell into arrears. In an effort to avoid foreclosure Petitioner states she advanced her personal funds as full reinstatement of the note secured by the Deed of Trust.</p> <p>Since the death of her mother, Petitioner states it has been her intent to divest herself of record title interest in favor of the estate if it can be done without prejudicing Petitioner's claims to reimbursement.</p> <p>Petitioner prays for an Order that she be directed to take all steps to confirm to herself as Personal Representative, record title to the real property while preserving her right to reimbursement for improvements to the real property and for her advancement of funds for the preservation of the real property.</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 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		
		<p>Reviewed by: KT</p> <p>Reviewed on: 5/7/14</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 6B - Brazeal</p>	

(1) Petition for Settlement on Waiver of Account; (2) Petition for Final Distribution and (3) for Allowance of Compensation for Ordinary Services

DOD: 9-24-12		<p>MARTIN MATA RODRIGUES, Executor with Full IAEA without bond, is Petitioner.</p> <p>Accounting is waived.</p> <p>I&A: \$148,474.14 POH: \$93,362.47 (cash)</p> <p>Executor (Statutory): Waived</p> <p>Attorney (Statutory): \$5,454.22</p> <p>Distribution pursuant to Decedent's will: Martin Mata Rodrigues: \$87,908.25</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p>	
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input checked="" type="checkbox"/>	Inventory			
<input checked="" type="checkbox"/>	PTC			
<input checked="" 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 checked="" type="checkbox"/>	Letters			
<input type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input type="checkbox"/>	CI Report			
<input checked="" 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 checked="" type="checkbox"/>	FTB Notice			
			Reviewed by: skc	
			Reviewed on: 5-7-14	
			Updates:	
			Recommendation: SUBMITTED	
			File 7 - Bedrosian	

First Account and Report of Trustee and Petition for its Settlement

Vernon: 11-27-12	VANCE KACHADURIAN , Trustee, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
Barbara: 12-30-12		Note: Petitioner alleges that beneficiary Vanessa Kachadurian took possession of various assets. It is unclear whether the acts alleged were prior to or after the deaths of the settlors, or if they took place during this account period. Petitioner does not request relief in connection with the allegations; the petition only seeks approval of Petitioner's actions as trustee for the period indicated. Therefore, the following items are noted for the Court's consideration regarding this request.
	Acct period: 12-30-12 through 2-21-14	
	Accounting: \$223,228.36	
	Beginning POH: \$218,648.23	
	Ending POH: \$0	
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified	Trustee waives compensation; however, \$4,437.66 was paid to the trustee for partial reimbursement of \$8,630.94 in expenses incurred.	
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg	Attorney: Not addressed	
<input checked="" type="checkbox"/> Aff.Mail		
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.	Petitioner states he took the following actions as trustee:	
<input type="checkbox"/> Pers.Serv.		
<input type="checkbox"/> Conf. Screen	<ul style="list-style-type: none"> • Collected death benefits from Met Life xx131 of \$6,624.92 • Removed all tangible personal property from settlors' residence, which is being stored (see petition for storage address) • Closed Citibank Acct #xx502 and collected balance of \$4,437.66 as partial reimbursement for trust expenses • Sold residence for \$207,900.00 • Paid trust expenses of \$8,630.94 from Petitioner's personal assets because the balance of the Citi account #xx502 was the only liquid asset of the trust and was insufficient to cover the expenses • Made distributions totaling \$200,507.79 to the three beneficiaries as follows: <ul style="list-style-type: none"> - Cynthia Erbil \$66,835.93 - Vanessa Kachadurian \$66,835.93 - Vance Kachadurian \$66,835.93 	
<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	Petitioner states Citibank Acct #xx088 is not accounted for because it was held in joint tenancy in the names of Vernon Kachadurian and Vance Kachadurian and was not an asset of the trust at Vernon's death.	
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
	SEE ADDITIONAL PAGES	
		1. Notice of Hearing filed 4-17-14 indicates that a copy of the accounting petition was <u>not</u> included in the mailing to the beneficiaries. Probate Code §17203 does not require that a copy of a petition under that section (internal affairs of a trust) be included; however, the Court may require clarification with respect to Probate Code §16060 et seq (duty to inform, account, etc.). <u>Have the beneficiaries been provided a copy of this petition?</u>
		2. Trust Exhibit A indicates that the trust originally contained two properties: One on N. Sixth Street that was sold as described in this petition, and another on E. Nees Avenue that is not mentioned in this petition. The Court may require clarification as to the disposition of the Nees Avenue property.
		3. The trust indicates that the life insurance policies indicated in Exhibit B are assets of the trust; however, Exhibit B is not attached. Petitioner indicates receipt and distribution of one policy (Met). The Court may require clarification as to whether there were any others mentioned in the trust's Exhibit B.
		4. The Court may require clarification as to the expenses incurred by Petitioner that were partially reimbursed.
		Reviewed by: skc
		Reviewed on: 5-7-14
		Updates:
		Recommendation:
		File

Page 2

Petitioner alleges that Vanessa Kachadurian, without knowledge, permission, consent, or authorization of Vernon or Vance, unlawfully used Vernon's ATM card to withdraw approx. \$2,500.00 from Citibank Acct #xx088, and also removed approx. \$4,000.00 cash and tangible personal property from the residence including jewelry, misc. furnishings, Vernon's wallet, credit cards, Citibank debit card, and coins. Petitioner also alleges that Vanessa Kachadurian, by way of undue influence, fraud or theft, took possession of the 2005 Toyota Sienna thereby removing said van from the trust estate.

Petitioner prays for an order settling, allowing and approving the account and ratifying, confirming, and approving all acts and transactions of Petitioner as set forth in the petition, and for such other relief as the Court deems appropriate.

Petition for Probate of Will and for Letters Testamentary; Authorization to Administer Under IAEA (Prob. C. 8002, 10450)

DOD: 2/20/14		<p>PAUL E. QUINN, named executor without bond, is petitioner.</p> <p>Full IAEA – o.k.</p> <p>Will dated: 9/15/11</p> <p>Residence: Fresno Publication: Fresno Business Journal</p> <p>Estimated value of the estate:</p> <table> <tr> <td>Personal property</td> <td>-</td> <td>\$197,000.00</td> </tr> <tr> <td>Income</td> <td>-</td> <td>\$ 1,970.00</td> </tr> <tr> <td>Total</td> <td>-</td> <td>\$198,970.00</td> </tr> </table> <p>Probate Referee: Steven Diebert</p>	Personal property	-	\$197,000.00	Income	-	\$ 1,970.00	Total	-	\$198,970.00	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: Status hearings will be set as follows:</p> <ul style="list-style-type: none"> • Wednesday, October 8, 2014 at 9:00 a.m. in Department 303, for the filing of the inventory and appraisal. • Wednesday, July 15, 2015 at 9:00 a.m. in Department 303, for the filing of the first account or petition for final distribution. <p>Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior the date set the status hearing will come off calendar and no appearance will be required.</p>
Personal property	-		\$197,000.00									
Income	-		\$ 1,970.00									
Total	-		\$198,970.00									
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											
		<p>Reviewed by: KT</p> <p>Reviewed on: 5/7/14</p> <p>Updates:</p> <p>Recommendation: SUBMITTED</p> <p>File 9 - Schoemaker</p>										

Spousal or Domestic Partner Property Petition (Prob. C. 13650)

DOD: 11/6/13		JANE BERKLEY , surviving spouse, is petitioner.	NEEDS/PROBLEMS/COMMENTS:	
		No other proceedings	<ol style="list-style-type: none"> #5a(2) of the petition was not answered re: issue of predeceased child. Petition does not include a copy of the will (attachment 4c) as required. Therefore the court cannot make a determination that property passes to the surviving spouse. 	
		Will dated ???		
Cont. from		<p>Petitioner requests court confirmation that Decedent's interest in real property located at 1276 N. Vagedes in Fresno, a 1968 Ford Truck, 1970 Ford Van, 1993 Lincoln and personal property pass to her pursuant to decedent's Will.</p>	<p>Note: The attorney included an inventory and appraisal of the property. Probate Code §13651 does not require an inventory and appraisal be filed with a Spousal Property Petition.</p>	
<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/
<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: KT	
			Reviewed on: 5/8/14	
			Updates:	
			Recommendation:	
			File 10 - Sullivan	

Age: 18 years	<p>PUBLIC GUARDIAN was appointed Successor Guardian on 7/31/14.</p> <p>Minute order from 7/31/14 set this status hearing for the filing of the final account.</p> <p>Background: JULIE FULCHER, Mother, was appointed Guardian of the Estate of Matthew Fulcher on 6-9-11 without bond, with \$240,000.00 in blocked account.</p> <p>I&A Partial No. 1 filed 7-20-12 reflected \$121,103.77, which was in a blocked account (receipt filed 2-16-12).</p> <p>First Account filed 7-20-12 and settled on 9-18-12 indicated that the ward is still anticipated to receive distribution from his father's probate estate; however, because he resides in the primary asset, it is anticipated that a petition for instructions will be filed in that action regarding payment of creditors without sale of the home.</p> <p>On 7/31/13` the court heard a Petition to Be Relieved as Counsel filed by Marcus Magness (former attorney for Julie Fulcher). The Court granted Mr. Magness's request to be relieved as counsel and on its own motion removed Julie Fulcher as guardian of the estate and appointed the Public Guardian.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Continued from 4/15/14.</p> <p>1. Need final account 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.</p>
Cont. from 041514		
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: 5/7/14
		Updates:
		Recommendation:
		File 11 – Fulcher

Age: 2 years		<p>HEIDI SMITH, mother, is petitioner.</p> <p>CRISTOBAL CARDENAS and MICAELA CARDENAS, paternal uncle and aunt were appointed guardians on 12/5/11.</p> <p>Father: ADRIAN CARDENAS – consents and waives notice.</p> <p>Paternal grandfather: Cristobal Cardenas, Sr. – consents and waives notice. Paternal grandmother: Esperanza Cardenas – consents and waives notice. Maternal grandfather: Unknown Maternal grandmother: Anissa Turner – consents and waives notice.</p> <p>Petitioner states at the time her son was born she was in the process of stabilizing her life and was not in a position to care for him. Petitioner now feels she is in position to give her son the loving, happy, stable home he deserves. Petitioner states she has been consistently employed for over a year with the same company. She has a residence of her own and has financially provided for her son.</p> <p>Court Investigator Dina Calvillo's Report filed on 5/5/14.</p>	NEEDS/PROBLEMS/COMMENTS:	
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			N/A
<input 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 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: 5/8/14 Updates: Recommendation: File 13 – Cardenas		

Petition for Visitation

Age: 14	LACRISHA PHEA , mother is petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>14B is the Petition for Termination filed by the mother.</p> <ol style="list-style-type: none"> Petition appears to be a copy. Need original. Need Notice of Hearing. Need proof of service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Visitation on: <ul style="list-style-type: none"> Karen Parker (Guardian) Craig Alijah Kelley Jr. (Ward)
	KAREN PARKER , non-relative, was appointed guardian on 01/26/2001.	
Cont. from	Father: DECEASED	
<input type="checkbox"/> Aff.Sub.Wit.	Paternal Grandparents: Deceased	
<input checked="" type="checkbox"/> Verified	Maternal Grandparents: Deceased	
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.	Petitioner states: the guardian, Karen Parker, has not updated her information to the courts since 2001. Petitioner had to use the internet to locate her. Petitioner states she was 19 and had three other children, the guardian offered to help her. In 2002 the petitioner was a victim of an incident and victim witness relocated her to be closer to her mother. The mother called the guardian to get the child back and the guardian hung up on her after telling her to go to court. Petitioner states her heart is broken and misses her child.	
<input type="checkbox"/> Notice of Hrg	x	
<input type="checkbox"/> Aff.Mail	x	
<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: LV
		Reviewed on: 05/08/2014
		Updates:
		Recommendation:
		File 14A - Kelley

Petition for Termination of Guardianship

Age: 14	LACRISHA PHEA , mother is petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need Notice of Hearing. 2. Need proof of service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Termination on: <ul style="list-style-type: none"> • Karen Parker (Guardian) • Craig Alijah Kelley Jr. (Ward)
	KAREN PARKER , non-relative, was appointed guardian on 01/26/2001.	
Cont. from	Father: DECEASED	
<input type="checkbox"/> Aff.Sub.Wit.	Paternal Grandparents: Deceased	
<input checked="" type="checkbox"/> Verified	Maternal Grandparents: Deceased	
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.	Petitioner states: Karen Parker, the guardian took advantage of her when she was 19 years old and has made her miss 11 years of her son's life. Petitioner states guardian has changed her last name and has not updated her address since 2001.	
<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 type="checkbox"/> Conf. Screen	Court Investigator Julie Negrete's report filed 04/25/2014.	
<input type="checkbox"/> Letters		
<input 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 type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed by: LV
		Reviewed on: 05/08/2014
		Updates:
		Recommendation:
		File 14B - Kelley

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

Age: 1 year	TEMPORARY DENIED 5/13/14	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Notice of Hearing is incomplete at #4. It does not list the date, time or location of the hearing. 2. Need proof of service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Guardian or consent and waiver of notice or declaration of due diligence for: <ul style="list-style-type: none"> • Louie Ponce (Paternal Grandfather)
	<p>BRANDY MEDEIROS, paternal grandmother, is petitioner.</p> <p>Father: GABRIEL MEDEIROS – personally served on 04/09/2014.</p> <p>Mother: AMBER LOPEZ – personally served on 04/04/2014.</p> <p>Paternal grandfather: Louie Ponce</p> <p>Maternal grandfather: Not Listed Maternal grandmother: Elaine Franco, served by mail on 04/09/2014</p> <p>Petitioner states her grandson is neglected. He comes back with bruises and a bad rash. He has a skin condition that is not being taken care of. Petitioner alleges the mother is on crystal meth. Petitioner states she wants her grandson in a safe home environment.</p> <p>Court Investigator JoAnn Morris' report filed 05/05/2014.</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 checked="" type="checkbox"/> Notice of Hrg		
<input checked="" type="checkbox"/> Aff.Mail		
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input checked="" type="checkbox"/> Pers.Serv.		
<input checked="" type="checkbox"/> Conf. Screen		
<input checked="" type="checkbox"/> Letters		
<input checked="" type="checkbox"/> Duties/Supp		
<input 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: LV
		Reviewed on: 05/08/2014
		Updates:
		Recommendation:
		File 15 - Medeiros