



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.

Attorney Heather H. Kruthers (for Public Guardian, Conservator of the Estate)

Petition for Authorization and Instruction as to Management of Conservatee's Estate Assets (Authority to Invest Funds)

		<p>PUBLIC GUARDIAN, Successor Conservator of the Estate appointed on 7/5/1995, is Petitioner.</p> <p align="center"><i>~Please see Petition for details~</i></p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Continued from 4/21/2016. <i>Minute Order</i> states the Court wants more information regarding RIA and the rates of return for other comparable accounts they are managing for the Public Guardian's office; the information is to be filed at least one week prior to 6/2/2016.</p>										
Cont. from 042116		<p align="center"><i>~Please see additional page~</i></p>	<table border="1"> <tr> <td colspan="2">Reviewed by: LEG</td> </tr> <tr> <td colspan="2">Reviewed on: 5/24/16</td> </tr> <tr> <td colspan="2">Updates:</td> </tr> <tr> <td colspan="2">Recommendation:</td> </tr> <tr> <td colspan="2">File 1- Hernandez</td> </tr> </table>	Reviewed by: LEG		Reviewed on: 5/24/16		Updates:		Recommendation:		File 1- Hernandez	
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Updates:													
Recommendation:													
File 1- Hernandez													
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<input type="checkbox"/>	UCCJEA												
<input type="checkbox"/>	Citation												
<input type="checkbox"/>	FTB Notice												

Petitioner prays for an order that the Court authorize the Public Guardian to systematically invest the Conservatee's assets through the diversified portfolio presented by REGENCY INVESTMENT ADVISORS.

Note for reference: Probate Code § 2570(d) for authorization of investments provides the court may require such proof of fairness and feasibility of *[the investment]* as the court determines is necessary. Probate Code § 2574 provides the conservator, without authorization of court, may invest funds of the estate *[in enumerated types of investments, which appear to describe the proposed investment for Conservatee]*; 2574(b) provides that in making the investments, the conservator shall take into consideration the circumstances of the estate, indicated cash needs, and, if reasonably ascertainable, the date of the prospective termination of the conservatorship.

Attorney Mario D. Vega; Robert S. Parade; of Los Angeles (for John E. Rogers, Jr., Esq.)

Petition for Letters of Administration; Authorization to Administer Under the Independent Administration of Estates Act

DOD: 4/27/2013	JOHN E. ROGERS, JR., ESQ. , was appointed Special Administrator with no IAEA Authority without bond with special powers on 8/13/2015.	<p>NEEDS/PROBLEMS/COMMENTS: Continued from 10/29/2015. Minute Order states Counsel represents that there are no assets other than the anticipated proceeds from a successful personal injury case. The Court extends the Letters of Special Administration to 6/2/2016. A verified status report is to be filed by 5/31/2016, and Counsel is ordered to be personally present in court or via CourtCall on 6/2/2016.</p> <p align="center">~Please see additional page~</p>	
Cont. from 091015, 102915	LETTERS OF SPECIAL ADMINISTRATION EXPIRE ON 9/10/2015; extended to 10/29/2015; extended to 6/2/2016		
<input type="checkbox"/> Aff.Sub.Wit.	<p>JOHN E. ROGERS, JR., ESQ., nominee of Decedent's father, MELVIN COOPER, JR., is Petitioner and requests appointment as Administrator with Limited IAEA authority without bond.</p> <p>Limited IAEA — OK</p> <p>Decedent died intestate.</p> <p>Residence — Fresno Publication — Business Journal</p> <p>Estimated value of the Estate: Personal property - \$0.00* *The estate has no assets except for a wrongful death action with regard to Decedent's death.</p> <p>Probate Referee: Steven Diebert</p> <p>Petitioner states:</p> <ul style="list-style-type: none"> The sole heir of the estate is Decedent's father, MELVIN COOPER, JR., pursuant to Probate Code § 6402; Attorneys NAZARETH HAYSBERT and MILIN CHUN are attorneys with BOUCHER LLP, the law firm involved with the wrongful death lawsuit filed in federal court on behalf of Decedent's estate. <p>Supplemental Declaration filed 10/27/2015 states [briefly] that John E. Rogers, Jr. is a licensed California Attorney who has no relationship to Decedent, but who would be able to obtain the necessary probate bond; the federal Court has ordered in the wrongful death action that responsive pleadings be filed by 12/11/2015.</p>		
<input checked="" type="checkbox"/> Verified			
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<input checked="" type="checkbox"/> Notice of Hrg			
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<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: LEG			
Reviewed on: 5/24/16			
Updates:			
Recommendation:			
File 8 – Cooper			

NEEDS/PROBLEMS/COMMENTS, continued:

Note Re Notice: *Proof of Service by Mail of the Notice of Petition to Administer Estate* filed 10/1/2015 shows notice served to 7 of the 8 persons listed in Item 8 of the *Petition* was mailed to the same address in Fresno for each of the persons, who are identified as Decedent's father and adult siblings. Given that Decedent's father is entitled to inherit the entire estate at this time, address confirmation of the 8 persons is not requested.

Note Re Special Administration: *Ex Parte Order Appointing Special Administrator* filed 8/13/2015 authorizes the Petitioner special powers to pursue wrongful death litigation and to pursue any claims associated with the lawsuit on behalf of the Decedent's estate. *Ex Parte Petition* indicated that appointment of a special administrator was necessary to avoid dismissal of the initial wrongful death complaint which was filed 4/28/2015 by **BOUCHER, LLP**, in federal court without anyone having been appointed as administrator of Decedent's estate, and an amended complaint was required by 8/26/2015.

Note Re Bond: *Attachment 3(d)* to the *Petition* states Petitioner requests no bond be required until such time as assets come into the estate, as there are no funds with which to pay a bond premium. If assets are recovered from litigation on behalf of Decedent's estate, a petition to the Court will be required regarding the need for bond pursuant to Probate Code § 8482 and CA Rule of Court 7.204, which provides that immediately upon the occurrence of facts making it necessary or appropriate to increase the amount of the bond, the personal representative or the attorney must make an ex parte application for an order increasing the bond. Alternatively, the petition can request all funds be placed into a blocked account for the estate.

Note Re Future Hearings: If Petition for Letters of Administration is granted, Court may set status hearings as follows:

- **Thursday, February 2, 2017 (8 months, to allow additional time for litigation) at 9:00 a.m. in Dept. 303** for filing of inventory and appraisal; and
- **Thursday, November 2, 2017 (17 months, to allow additional time for litigation) at 9:00 a.m. in Dept. 303** for filing of first account and/or petition for final distribution.

Pursuant Local Rule 7.5, if the documents noted above are filed 10 days prior to the dates listed, the hearings will be taken off calendar and no appearance will be required.

Attorney Vega, Mario D.; Parada, Robert S.; of Los Angeles (for John E. Rogers, Jr., Esq.)

Petition for Letters of Administration; Authorization to Administer Under the Independent Administration of Estates Act

DOD: 11/10/2013	JOHN E. ROGERS, JR., ESQ. , nominee of Decedent's mother, RAMONA TALAMANTEZ , is Petitioner and requests appointment as Administrator with Limited IAEA authority without bond.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Continued from 10/29/2015.</u> Minute Order states Counsel represents that there are no assets other than the anticipated proceeds from a successful personal injury case. A verified status report is to be filed by 5/31/2016, and Counsel is ordered to be personally present in court or via CourtCall on 6/2/2016.</p> <p align="center">~Please see additional page~</p>
Cont. from 091015, 102915	Limited IAEA — OK	
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
Inventory	Decedent died intestate.	
PTC		
Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg	Residence — Fresno Publication — Business Journal	
<input checked="" type="checkbox"/> Aff.Mail	W/	
<input checked="" type="checkbox"/> Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
<input checked="" type="checkbox"/> Letters	Probate Referee: Rick Smith	
<input checked="" type="checkbox"/> Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
<input checked="" type="checkbox"/> Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
	Estimated value of the Estate: Personal property - \$0.00* <i>*The estate has no assets except for a wrongful death action with regard to Decedent's death.</i>	
	Petitioner states: This estate has no assets and has been opened for the purpose of having a representative to file a wrongful death action with regard to Decedent's death.	
	Supplemental Declaration filed 10/27/2015 states [briefly] that John E. Rogers, Jr. is a licensed California Attorney who has no relationship to Decedent, but who would be able to obtain the necessary probate bond.	
	Reviewed by: LEG	
	Reviewed on: 5/24/16	
	Updates:	
	Recommendation:	
	File 9 – Mendoza	

NEEDS/PROBLEMS/COMMENTS, continued:

Note Re Bond: Attachment 3(d) to the *Petition* states Petitioner requests no bond be required until such time as assets come into the estate, as there are no funds with which to pay a bond premium. If assets are recovered from litigation on behalf of Decedent's estate, a petition to the Court will be required regarding the need for bond pursuant to Probate Code § 8482 and CA Rule of Court 7.204, which provides that immediately upon the occurrence of facts making it necessary or appropriate to increase the amount of the bond, the personal representative or the attorney must make an ex parte application for an order increasing the bond. Alternatively, the petition can request all funds be placed into a blocked account for the estate.

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Petitioner Gretta Christa (Pro Per, daughter)

Petition for Appointment of Probate Conservator of the Person

		<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>CONTINUED TO 6/30/2016 Per Petitioner's request</p>
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<input type="checkbox"/>	Objections	
<input type="checkbox"/>	Video Receipt	
<input type="checkbox"/>	CI Report	
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<input type="checkbox"/>	Citation	
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		Reviewed by: LEG
		Reviewed on: 5/26/16
		Updates:
		Recommendation:
		File 19- Petrossian