



## 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) Second Account Current and Report of Conservator and (2) Petition for Allowance of Compensation to Conservator and Attorney

		<b>PUBLIC GUARDIAN</b> , Conservator, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>Note: If granted, A status hearing will be set for the filing of the next account on <u>FRIDAY MAY 22, 2015.</u></b>
		Account period: 3-9-11 through 3-19-13	
<b>Cont. from 052913</b>		Accounting: \$100,934.28	
	<b>Aff.Sub.Wit.</b>	Beginning POH: \$27.26	
✓	<b>Verified</b>	Ending POH: \$67,379.28 (cash)	
	<b>Inventory</b>	Conservator: \$1,495.12	
	<b>PTC</b>	(for 11.22 Deputy hours @ \$96/hr and 5.5 Staff hours @ \$76/hr)	
	<b>Not.Cred.</b>	Attorney: \$2,000.00 (per local rule)	
✓	<b>Notice of Hrg</b>	Bond Fee: \$504.68 (ok)	
✓	<b>Aff.Mail</b>	<b>Petitioner prays for an order:</b>	
	<b>Aff.Pub.</b>	1. Approving, allowing and settling the second account;	
	<b>Sp.Ntc.</b>	2. Authorizing the conservator and attorney fees and commissions;	
	<b>Pers.Serv.</b>	3. Authorizing payment of the bond fee; and	
	<b>Conf. Screen</b>	4. Any other relief the Court considers proper.	
	<b>Letters</b>		
	<b>Duties/Supp</b>		
	<b>Objections</b>		
	<b>Video Receipt</b>		
	<b>CI Report</b>		
	<b>9202</b>		
✓	<b>Order</b>		
	<b>Aff. Posting</b>		
	<b>Status Rpt</b>		
	<b>UCCJEA</b>		
	<b>Citation</b>		
	<b>FTB Notice</b>		
			<b>Reviewed by:</b> skc
			<b>Reviewed on:</b> 6-13-13
			<b>Updates:</b>
			<b>Recommendation:</b>
			<b>File 1 – Bonville</b>

(1) First and Final Report of Status of Administration on Waiver of Account and (2) Petition for Determination of Entitlement to Estate Distribution, (3) Compensation to Attorney for Ordinary and Extraordinary Services, Compensation to Executor for Ordinary and Extraordinary Services, (4) Reimbursement of Costs, and (5) Final Distribution (Prob. C. 10954, 11700, 10810, 10811)

<b>DOD: 12-16-08</b>		<p><b>JUDITH ELIA</b>, Executor with Full IAEA without bond, is Petitioner.</p> <p><b>Accounting is waived.</b></p> <p><b>Corrected I&amp;A: \$494,423.39</b> (Values confirmed by Probate Referee) <b>POH: \$131,281.57</b></p> <p><b>Executor (Statutory): \$12,348.47</b></p> <p><b>Executor (Extraordinary): \$1,000.00</b> (for sale of real property, per local rule)</p> <p><b>Executor (Reimbursement for expenses advanced re conservatorship): \$5,295.00</b></p> <p><b>Attorney (Statutory): \$12,348.47</b></p> <p><b>Attorney (Extraordinary): \$2,700.00</b> (for services in connection with the sale of the real property, discounted from \$4,488.00 time spent per declaration)</p> <p><b>Attorney (Conservatorship): \$7,088.50</b> (for post-petition services associated with the conservatorship (\$15,645.50 was previously authorized.))</p> <p><b>Costs: \$726.00</b> (reimburse to Executor for filing, appraisal, fees associated with the sale of the real property)</p> <p><b>Closing: \$3,000.00</b></p> <p><b>Distribution pursuant to Decedent's will and with reference to preliminary distributions previously made:</b>                      Missionary Gospel Fellowship: \$49,442.34                      Timothy Paul Kantor: \$0.00                      David Albert Kantor: \$5,000.00                      Harriet Elizabeth Long: \$5,000.37                      Judith Ann Elia: \$4,979.38</p>	<b>NEEDS/PROBLEMS/COMMENTS:</b>
<b>Cont. from 050113, 060513</b>			
	<b>Aff.Sub.Wit.</b>		
✓	<b>Verified</b>		
✓	<b>Inventory</b> X		
✓	<b>PTC</b>		
✓	<b>Not.Cred.</b>		
N/A	<b>Notice of Hrg</b>		
	<b>Aff.Mail</b>		
	<b>Aff.Pub.</b>		
	<b>Sp.Ntc.</b>		
	<b>Pers.Serv.</b>		
	<b>Conf. Screen</b>		
✓	<b>Letters</b> 2-15-11		
	<b>Duties/Supp</b>		
	<b>Objections</b>		
	<b>Video Receipt</b>		
	<b>CI Report</b>		
✓	<b>9202</b> X		
✓	<b>Order</b>		
	<b>Aff. Posting</b>		
	<b>Status Rpt</b>		
	<b>UCCJEA</b>		
	<b>Citation</b>		
✓	<b>FTB Notice</b>		
		<p><b>Reviewed by:</b> skc</p> <p><b>Reviewed on:</b> 6-13-13</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b> File 2 - Kantor</p>	

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

<b>Age: 74</b>	<b>TEMP (ESTATE ONLY) EXPIRES 5-15-13</b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>Note: On 5-15-13, conservatorship was granted and the request to sell property was continued to this date.</b>  <b>Minute Order 5-15-13:</b> The Court orders that counsel be appointed to represent Maxine Togo. The petition for appointment of conservator of the person and estate is granted. <b>The request to sell real and personal property is continued to 6/5/13 and the order is interlineated in open court to reflect the change. The Court sets the matter for Status Hearing on 6/5/13. The Court orders that there be no sale of property without a noticed hearing.</b> Continued to: 6/5/13 at 9 am in Dept. 303. Set on: 6/5/13 at 9 am in Dept. 303 for: Status Hearing. Petition is granted. Order signed before Court Trial.  <b>Minute Order 6-5-13: Ms. Kruthers informs the Court that Ms. Wright needs additional time.</b>  <b>As of 6-13-13, nothing further has been filed.</b>
	<b>PUBLIC GUARDIAN</b> is Petitioner and requests appointment as Conservator of the Person and Estate. Petitioner also requests authority to sell the proposed conservatee's former residence and retain the services of a licensed real estate broker to assist in the sale, and to sell personal property no longer needed by the Conservatee.	
<b>Cont. from 051513, 060513</b>	<b>Estimated Value of Estate:</b>	
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>	Personal property: \$ 8,293.00	
<input checked="" type="checkbox"/> <b>Verified</b>	Annual income: \$ 11,412.00	
<input type="checkbox"/> <b>Inventory</b>	Real property: \$ 100,000.00	
<input type="checkbox"/> <b>PTC</b>	Total: \$ 119,705.00	
<input type="checkbox"/> <b>Not.Cred.</b>	<b>Petitioner states</b> Mrs. Togo is currently residing at a skilled nursing facility due to a recent stroke. She is unable to properly care for herself. She requires a wheelchair to ambulate and requires 24-hour skilled nursing care. She is unable to manage activities of daily living without assistance. Conservatorship of the Person is necessary to ensure her care.	
<input checked="" type="checkbox"/> <b>Notice of Hrg</b>	<b>Petitioner states</b> Conservatorship of her estate is also necessary because there appears to be confusion about her personal and financial affairs. Family members attempted to clean her home, but Mrs. Togo got upset with them. She allowed a friend and a "pastor" to drive her car, enter her home, and sell certain items. Some items were returned; however, some were sold. It was then learned that the pastor was convicted for false advertising, practicing medicine without a certificate, and selling medicine to treat and cure cancer. He is not a pastor, his father was, but he is using the title. Petitioner requests conservatorship of the estate to manage and protect Mrs. Togo's assets.	
<input checked="" type="checkbox"/> <b>Aff.Mail</b> w		
<input type="checkbox"/> <b>Aff.Pub.</b>		
<input type="checkbox"/> <b>Sp.Ntc.</b>		
<input checked="" type="checkbox"/> <b>Pers.Serv.</b> w		
<input type="checkbox"/> <b>Conf. Screen</b>		
<input checked="" type="checkbox"/> <b>Letters</b>		
<input type="checkbox"/> <b>Duties/Supp</b>		
<input type="checkbox"/> <b>Objections</b>		
<input type="checkbox"/> <b>Video Receipt</b>		
<input checked="" type="checkbox"/> <b>CI Report</b>		
<input type="checkbox"/> <b>9202</b>		
<input checked="" type="checkbox"/> <b>Order</b>		
<input type="checkbox"/> <b>Aff. Posting</b>		
<input type="checkbox"/> <b>Status Rpt</b>		
<input type="checkbox"/> <b>UCCJEA</b>		
<input checked="" type="checkbox"/> <b>Citation</b>		
<input type="checkbox"/> <b>FTB Notice</b>		

**SEE ADDITIONAL PAGES**

**Petitioner states** Deputy Public Guardian Renee Garcia spoke with Mrs. Togo regarding the proposed sales. Mrs. Togo objected to the proposed sales because she planned on returning home. Ms. Garcia explained that based on her income, she could not afford to pay for 24-hour in-home care and continue to pay her monthly mortgage. Mrs. Togo stated she wanted to return home, and did not comment either way if she objected or was in favor of liquidating her assets. Petitioner states the proceeds will be used for the benefit of the Conservatee.

**Court Investigator Jennifer Daniel filed a report on 5-8-13 that states conservatorship appears to be necessary, appropriate, and in Mrs. Togo's best interest, and it is recommended that the Petition be GRANTED.**

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

- **Friday 10-11-13 for filing of Inventory and Appraisal**
- **Friday 10-10-14 for filing of First Account**

**Status Hearing**

<b>Age: 74</b>	<p><b>FRESNO COUNTY PUBLIC GUARDIAN</b> was appointed Conservator of the Person and Estate on 5-15-13.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Minute Order 5-15-13:</b> The Court orders that counsel be appointed to represent Maxine Togo. The petition for appointment of conservator of the person and estate is granted. The request to sell real and personal property is continued to 6/5/13 and the order is interlineated in open court to reflect the change. The Court sets the matter for Status Hearing on 6/5/13. The Court orders that there be no sale of property without a noticed hearing. Continued to: 6/5/13 at 9 am in Dept. 303. Set on: 6/5/13 at 9 am in Dept. 303 for: Status Hearing. Petition is granted. Order signed before Court Trial.</p> <p><b>Minute Order 6-5-13: Ms. Kruthers informs the Court that Ms. Wright needs additional time.</b></p> <p><b>As of 6-13-13, nothing further has been filed.</b></p>
<b>Cont. from 060513</b>	<p>Public Guardian also requested authority to sell the proposed conservatee's former residence and retain the services of a licensed real estate broker to assist in the sale, and to sell personal property no longer needed by the Conservatee.</p>	
<b>Aff.Sub.Wit.</b>		
<b>Verified</b>	<p>At hearing on 5-15-13, the Court granted conservatorship and ordered counsel appointed for Ms. Togo and continued the matter regarding the sale of her real and personal property (Page 10A). The Court also set this status hearing.</p>	
<b>Inventory</b>		
<b>PTC</b>		
<b>Not.Cred.</b>		
<b>Notice of Hrg</b>		
<b>Aff.Mail</b>		
<b>Aff.Pub.</b>		
<b>Sp.Ntc.</b>		
<b>Pers.Serv.</b>		
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<b>FTB Notice</b>		
		<b>Reviewed by:</b> skc
		<b>Reviewed on:</b> 6-13-13
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 4B – Togo</b>