



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 Carmelo Garcia (Estate)

Case No. 10CEPR00189

Atty Fanucchi, Edward L. (for Rosario Guizar – Administrator/Petitioner)

(1) First and Final Account and Report of Administrator, (2) Petition for Its Settlement for Allowance of Ordinary Attorneys' Fees, Costs of Administration Statutory Commissions, and for (3) Final Distribution (Prob. C. 1060 et seq, 10800, 10951, 11000, 11600-11603)

DOD: 09/03/07		ROSARIO GUIZAR , Administrator, is Petitioner.	<p>NEEDS/PROBLEMS/ COMMENTS:</p> <ol style="list-style-type: none"> The Petition states that there will be \$3,269.51 cash on hand to pay to the Department of Health Care Services after payment of attorney's fees, administrator's commission and costs; however, the Examiner calculates the remaining cash to be \$3,077.46. Need clarification. Need Allowance or Rejection of Creditor's Claim regarding the Creditor's Claims filed by the Department of Health Care Services pursuant to CRC 7.401. <p>Note: Approval Signature of the Department of Health Care Services to First and Final Account was filed 05/21/13 and Notice of Hearing with a copy of the Petition was served on the Department of Health Care Services.</p> <p>Reviewed by: JF</p> <p>Reviewed on: 06/20/13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 1 – Garcia</p>
		Account period: 09/03/07 – 04/24/13	
		Accounting - \$70,550.68	
		Beginning POH - \$70,327.73	
		Ending POH - \$70,135.68 (\$10,135.68 is cash)	
Cont. from			
<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 type="checkbox"/>	Letters	10/15/10	
<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		

(1) Petition for Final Distribution on Waiver of Account and for (2) Allowance of Statutory Compensation and Necessary Fees and Costs

DOD: 12/12/2011		PEARL POPIN , Executor, is petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> Inventory and Appraisal part 1, filed on 7/23/12, Inventory and Appraisal, part 2, corrected filed on 5/16/13 and Inventory and Appraisal, part 3 filed on 3/29/13 are incomplete at items 3 through 8. Need property tax certificate. Statutory fee base includes receipts and gains on sales. Need receipt schedule and gains on sale schedule pursuant to California Rules of Court 7.550 (6) which states a waiver of account must include detailed schedules of receipts and gains or losses on sale (where an amount other than the amount for the Inventory and Appraisal is used as a basis for calculating fees or commissions). Need current status of all inventoried items pursuant to Local Rule 7.13. Order does not comply with Local Rule 7.6.1.A. – Need new order.
		Accounting is waived.	
		I & A - \$712,757.02	
		POH - \$754,465.19 (\$734,465.19 is cash)	
Cont. from			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input checked="" type="checkbox"/>	Inventory	Executor (statutory) - \$18,350.68	
<input type="checkbox"/>	PTC		
<input checked="" type="checkbox"/>	Not.Cred.	Attorney (statutory) - \$18,350.68	
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail	Attorney x/o - \$7,283.00 (for lease of property and sale of real and personal property. 29.80 hours @ \$195 - \$275 per hour)	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen	Costs - 2,893.00 (filing fees, certified copies, probate referee)	
<input checked="" type="checkbox"/>	Letters	3/9/12	
<input type="checkbox"/>	Duties/Supp	Closing - \$2,000.00	
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt	Distribution, pursuant to Decedent's Will, is to:	
<input type="checkbox"/>	CI Report	Pearl Popin - 1/2	
<input checked="" type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order	Mary Varonin - 1/2	
<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: KT	
		Reviewed on: 6/21/13	
		Updates:	
		Recommendation:	
		File 2 – Samarin	

(1) First and Final Report of Administrators on Waiver of Account and (2) Petition for Allowance of Compensation to Attorneys for Ordinary Services, and (3) for Final Distribution (Prob. C. 10810, 10900, 10951, 10954, 11600, & 11640)

DOD: 2/29/2012		<p>LANCE MALACH and LORAN MALACH, Administrators, are petitioners.</p> <p>Accounting is waived.</p> <p>I & A - \$157,075.03 POH - \$157,075.03</p> <p>Administrators - waive</p> <p>Attorney (statutory) - \$5,712.55</p> <p>Costs - \$435.00 (filing fee)</p> <p>Distribution, pursuant to Intestate Succession, is to:</p> <p>Lance Malach - ½ interest in household furniture and furnishings, ½ interest in 1990 Golden West Mobile home, ½ of decedent's ½ interest in 1970 Fashion Manor Mobile home and ½ interest in promissory note.</p> <p>Loren Malach - ½ interest in household furniture and furnishings, ½ interest in 1990 Golden West Mobile home, ½ of decedent's ½ interest in 1970 Fashion Manor Mobile home and ½ interest in promissory note.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p>
Cont. from			
<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 7/26/12		
<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		

Age: 6	TEMPORARY EXPIRES 06/27/13	NEEDS/PROBLEMS/COMMENTS:
	VERNON BEATY and LYNDA BEATY , paternal grandparents, are Petitioners.	CONTINUED FROM 05/16/13
	Father: JEREMY KEITH BEATY	Minute Order from 05/16/13 states: Mr. Stott's legal assistant Patricia Medina is also present in the courtroom. Proof of Service is shown to the Court. The Court finds the proof of service to be inadequate. Matter is continued to 06/27/13. The Court on its own motion grants a temporary guardianship in favor of Vernon Beaty and Lynda Beaty. The temporary expires on 06/27/13. Counsel is directed to submit order and letters.
Cont. from 042513, 051613	Mother: AMANDA MELL	As of 06/19/13, nothing further has been filed and the following items remain outstanding:
<input type="checkbox"/> Aff.Sub.Wit.	Maternal grandfather: DALE MELL	1. Need Notice of Hearing.
<input checked="" type="checkbox"/> Verified	Maternal grandmother: CYNTHIA MELL	2. Need proof of personal service at least 15 days before the hearing of Notice of Hearing with a copy of the Petition for Appointment of Guardian of the Person <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for: - Jeremy Beaty (father) - Amanda Mell (mother)
<input type="checkbox"/> Inventory	Sibling: JUSTIN PETERSON (5)	3. Need proof of service by mail at least 15 days before the hearing of Notice of Hearing with a copy of the Petition for Appointment of Guardian of the Person <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for: - Dale Mell (maternal grandfather) - Cynthia Mell (maternal grandmother)
<input type="checkbox"/> PTC	Petitioners allege that the minor lived on and off with one or both parents from birth to age 5 due to both parents' incarcerations and drug use. The minor has lived with others step-grandparents, Petitioners, and other friends for period of up to 6-8 months while parents came and went. The minor has lived with Petitioners since September 2011 after being placed with them by CPS. To date, the parents have been unable to establish a safe and consistent environment for the minor.	
<input type="checkbox"/> Not.Cred.		
<input type="checkbox"/> Notice of Hrg		
<input checked="" 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	Court Investigator Jo Ann Morris filed a report on 04/17/13.	
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		Reviewed by: JF
<input type="checkbox"/> Status Rpt		Reviewed on: 06/19/13
<input checked="" type="checkbox"/> UCCJEA		Updates:
<input type="checkbox"/> Citation		Recommendation:
<input type="checkbox"/> FTB Notice		File 6 – Mell

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

DOD: 02/25/13		JANICE BEAVER , daughter, is Petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. The Petition indicates that the decedent's spouse is deceased. Need date of death of deceased spouse pursuant to Local Rule 7.1.1D.</p>	
		40 days since DOD.		
		No other proceedings.		
Cont. from				
	Aff.Sub.Wit.	s/p		I & A - \$120,000.00
✓	Verified			Will dated 07/30/03
✓	Inventory			Petitioner requests Court determination that decedent's 100% interest in real property located at 3679 N. Ninth Street, Fresno, CA pass to her pursuant to decedent's will.
✓	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: 06/21/13	
			Updates:	
			Recommendation:	
			File 7 – Jackson	

Petition for Letters of Administration; Authorization to Administer Under IAEA (Prob. C. 8002, 10450)

DOD: 04/08/13		<p>CYNTHIA L. GERRINGER, sister, is Petitioner and requests appointment as Administrator without bond.</p> <p>Full IAEA – OK</p> <p>All heirs waive bond</p> <p>Decedent died intestate</p> <p>Residence: Clovis Publication: The Business Journal</p> <p>Estimated Value of the Estate:</p> <table> <tr> <td>Personal property</td> <td>- \$98,000.00</td> </tr> <tr> <td>Annual income</td> <td>- 980.00</td> </tr> <tr> <td>Real property</td> <td>- 22,000.00</td> </tr> <tr> <td>Total</td> <td>- \$120,980.00</td> </tr> </table> <p>Probate Referee: STEVEN DIEBERT</p>	Personal property	- \$98,000.00	Annual income	- 980.00	Real property	- 22,000.00	Total	- \$120,980.00	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. The Petition indicates that the decedent's spouse is deceased. Need date of death of deceased spouse pursuant to Local Rule 7.1.1D.</p> <p>Note: The Notice of Petition to Administer Estate form (DE-121) used is outdated. This form was updated January 1, 2013 and revised the language of #8 regarding Notice to Creditor's. The updated language should also be used in the publication.</p> <p>Note: Letters of Special Administration were issued to Petitioner on 05/24/13 and will expire on 06/27/13.</p> <p>Note: If the petition is granted status hearings will be set as follows:</p> <ul style="list-style-type: none"> • Friday, 11/29/2013 at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal <u>and</u> • Friday, 08/29/2014 at 9:00a.m. in Dept. 303 for the filing of the first account and final distribution. <p>Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.</p>
Personal property	- \$98,000.00										
Annual income	- 980.00										
Real property	- 22,000.00										
Total	- \$120,980.00										
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 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 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: JF											
Reviewed on: 06/21/13											
Updates:											
Recommendation:											
File 9 – Copeland											