



## 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.

Petition for Compensation to Conservator and Attorney (Prob. C. 2942)

Age: 91 DOB: 03/10/22	<b>PUBLIC GUARDIAN</b> , Conservator of the Person and Estate appointed on 8/2/2005, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
	<b>Petitioner states:</b> <ul style="list-style-type: none"> <li>Petitioner's first account was approved by this Court on 7/7/2007 and included dispensation of further accounts;</li> <li>Conservatee receives Medi-Cal benefits and he is not allowed to amass more than \$2,000.00 each month, and his funds periodically build up to more than that which could affect his eligibility to continue to receive funds;</li> <li>Petitioner filed, and had approved, a petition for compensation for her and County Counsel's services rendered from February 2007 through October 2010. Those fees have been paid.</li> <li>Petitioner and his attorney have not received any compensation for services on behalf of the Conservatee since March 2011.</li> <li>Petitioner has expended a total of <b>14.18 Deputy hours @ \$96/hour and 6.5 Staff hours @ \$76/hour</b> on behalf of the Conservatee (<i>Statement of Services Rendered is attached as Exhibit A; entry dates cover the period of 12/08/10 through 03/29/13</i>), for a total sum of <b>\$1,855.28</b> as reasonable compensation for the Public Guardian's services;</li> <li>Petitioner's attorney has expended <b>3 hours</b> for preparation and filing of this petition and will expend <b>.5 hours</b> for attendance at the hearing; valuing County Counsel's time @ <b>\$150.00/hour</b>, the sum of <b>\$525.00</b> is reasonable compensation for legal services.</li> <li>Approved fees will be paid as funds become available. The conservatee's estate will not be harmed by periodic payments as his funds near the \$2,000.00 limit.</li> </ul>	
<b>Cont. from</b>		
<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		
	<b>Petitioner prays for an order:</b> <ol style="list-style-type: none"> <li>Authorizing Petitioner \$1,855.28 and her attorney \$525.00 for their services.</li> </ol>	Reviewed by: JF Reviewed on: 06/26/13 Updates: Recommendation: File 1 - Miranda

<b>DOD: 3/9/2013</b>	<b>RENEE DAUER and MARJORIE DAUER-PIPER, Co-Conservators, are Petitioners.</b>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b> <u>CONTINUED FROM 06/11/13</u></p> <ol style="list-style-type: none"> <li>This accounting does not include a separate accounting for the period subsequent to the decedent's death as required pursuant to Probate Code § 2620(b). Need accounting for period subsequent to the conservatee's death.</li> <li>The accounting does not address distribution of the remaining assets of the conservatorship to the estate of Sylvia Dauer. Need more information regarding disposition of the remaining conservatorship estate assets.</li> <li>The Petition requests reimbursement of funds advanced by Petitioners and Mary Dauer to the conservatee for payment of conservatee's expenses that were not covered by her income upon the sale of the real property asset and further states that an accounting of said funds will be provided. It is unclear if that accounting will be filed in this conservatorship proceeding or whether Petitioners plan to request said reimbursement in the estate proceeding. Need more information.</li> <li>Need <i>Notice of Hearing</i>.</li> <li>Need proof of service by mail at least 15 days before the hearing of Notice of Hearing with a copy of the Petition to all interested parties. (Unless notice is waived as requested).</li> </ol>
	Account period: <b>02/29/12 – 03/31/13</b>	
	Accounting - <b>\$99,405.89</b>	
<b>Cont. from 061113</b>	Beginning POH - <b>\$81,918.85</b>	
<b>Aff.Sub.Wit.</b>	Ending POH - <b>\$82,003.04</b>	
<input checked="" type="checkbox"/> <b>Verified</b>	Conservators - <b>Not addressed</b>	
<b>Inventory</b>	Attorney - <b>\$800.00</b>	
<b>PTC</b>	Costs - <b>\$435.00</b> (for filing fees)	
<b>Not.Cred.</b> x	Petitioners state that during this account period, each of them and their mother, Mary Dauer, deposited \$100.00 per month into a jointly held bank account and the funds were used to pay for the conservatee's expenses that were not covered by the conservatee's income. Petitioners request that each of them and their mother, Mary Dauer, be reimbursed for the funds deposited and used for conservatee's support upon the sale of conservatee's residence. An accounting of those funds will be provided to the Court prior to any disbursements being made.	
<b>Notice of Hrg</b> x	Petitioners states that the conservatee's remaining child, Peggy Dauer Stears died on 03/09/13, therefore, they request that notice be waived.	
<b>Aff.Mail</b>	<b>Petitioner prays that:</b>	
<b>Aff.Pub.</b>	1. The Court waive notice of hearing to Peggy Dauer Stears;	
<b>Sp.Ntc.</b>	2. The Court find that Notice of Hearing of this Account, Report and Petition be given as required by law;	
<b>Pers.Serv.</b>	3. The Court approve, allow and settle the Third and Final Account and Report of the Co-Guardians in all respects filed;	
<b>Conf. Screen</b>	4. The Court ratify, confirm, and approve all acts and transactions of the Co-Conservators set forth in the Petition;	
<b>Letters</b>	5. The Court order that Petitioner's and Mary Dauer be reimbursed for payments made from their personal funds for the care of Conservator upon the sale of the residence and upon the presentation of an accounting;	
<b>Duties/Supp</b>	6. The Court authorize payment of \$1,235.00 to Patricia Bone O'Neill for legal services rendered and costs advanced on behalf of the conservatorship;	
<b>Objections</b>	7. The Conservatorship be terminated; and	
<b>Video Receipt</b>	8. Upon filing of the proper receipts, Co-Conservators be discharged and the surety bond be discharged.	
<b>CI Report</b>		
<input checked="" type="checkbox"/> <b>2620(c)</b>		
<input checked="" type="checkbox"/> <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> JF	
	<b>Reviewed on:</b> 6/26/13	
	<b>Updates:</b>	
	<b>Recommendation:</b>	
	<b>File 2 – Dauer</b>	

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

<b>DOD: 02/21/2013</b>	<b>CARL JOHN PETERSON</b> , former spouse/named executor without bond, is petitioner.	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <ol style="list-style-type: none"> <li>1. Need original Will.</li> <li>2. Copy of Will is not attached to petition as required.</li> <li>3. Need name and date of death of decedent's spouse pursuant to Local Rule 7.1.1D.</li> <li>4. Petitioner states that he is the former spouse of the decedent. Pursuant to Probate Code §6122(a)(3) Unless the will expressly provides otherwise, if after executing a will the testator's marriage is dissolved or annulled, the dissolution or annulment revokes any provision of the will nominating the former spouse as executor, trustee, conservator, or guardian. If the decedent's will was executed prior to the dissolution of marriage the nomination of the petitioner as executor would be revoked.</li> <li>5. Need Notice of Petition to Administer Estate.</li> <li>6. Need proof of service of Notice of Petition to Administer Estate on the following: <ul style="list-style-type: none"> <li>• Kimbra Pannett</li> <li>• Tambra Peterson</li> <li>• Matthew Peterson</li> <li>• Cynthia Ann Wallert</li> <li>• Larry G. Fillmore</li> <li>• Juanita Lee Sobania</li> <li>• John Torres</li> <li>• Florinda Torres</li> </ul> </li> </ol> <p><b><u>Please see additional page for Status Hearings</u></b></p>
<b>Cont. from</b>	Full IAEA – o.k.	
<input checked="" type="checkbox"/> <b>Aff.Sub.Wit.</b>		
<input checked="" type="checkbox"/> <b>Verified</b>		
<b>Inventory</b>	Will dated: 06/19/2012	
<b>PTC</b>		
<b>Not.Cred.</b>		
<b>Notice of Hrg</b>	Residence: Clovis Publication: The Business Journal	
<b>Aff.Mail</b>		
<input checked="" type="checkbox"/> <b>Aff.Pub.</b>	<b>Estimated value of the Estate:</b>	
<b>Sp.Ntc.</b>	Personal property - \$434,000.00	
<b>Pers.Serv.</b>	Real property - \$325,000.00	
<b>Conf. Screen</b>	<b>Total: - \$759,000.00</b>	
<input checked="" type="checkbox"/> <b>Letters</b>	Probate Referee: Steven Diebert	
<input checked="" type="checkbox"/> <b>Duties/Supp</b>		
<b>Objections</b>		
<b>Video Receipt</b>		
<b>CI Report</b>		
<b>9202</b>		
<input checked="" type="checkbox"/> <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> LV
		<b>Reviewed on:</b> 06/26/2013
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 5 - Gomes</b>

**Note:** If the petition is granted status hearings will be set as follows:

- **Friday, 12/06/2013 at 9:00a.m. in Dept. 303** for the filing of the inventory and appraisal **and**
- **Friday, 09/05/2014 at 9:00a.m. in Dept. 303** for the filing of the first account and final distribution.

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.

**Dept. 303, 9:00 a.m. Tuesday, July 2, 2013**

Petition for Appointment of Temporary Guardian of the Person

Age:				<b>NEEDS/PROBLEMS/COMMENTS:</b>  <p style="text-align: center;"><b><u>OFF CALENDAR</u></b></p> <p>Petitioner filed Request for Dismissal on 6-25-13. Dismissal entered as requested on 6-25-13.</p>
DOD:				
Cont. from				
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: skc
				Reviewed on: 6-26-13
				Updates:
				Recommendation:
				File 9 - Kanaley

Petition for Appointment of Temporary Guardian of the Person (Prob. C. 2250)

Age: 6	<b>GENERAL HEARING 8-21-13</b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>		
	<b>MYRON and KELLEY ELLSBERRY</b> , Paternal Grandparents, are Petitioners.	1. <b>Need clarification: Where is the minor currently living? With Petitioners? Or with the mother? UCCJEA (Form GC-120) is incomplete.</b>		
	Father: <b>MYRON ELLSBERRY, JR.</b> Mother: <b>GLORIA GLADLEY</b>	2. <b>Petitioner Myron Ellsberry, Sr., did not sign/verify the Temp Petition.</b>		
Aff.Sub.Wit.	Maternal Grandfather: Maternal Grandmother:	3. <b>Need Notice of Hearing.</b>		
✓ Verified X	<p><b>Petitioners state</b> the minor was abused by her mother. The police were called and pictures were taken. This is not the first time. Petitioners want to give A'amyrha a better and safe environment. Petitioners attached a letter from the father, Myron Ellsberry, Jr., asking the Court to appoint his parents as guardians because the mother is very abusive. He wants to protect his daughter.</p>	4. <b>Need proof of personal service of Notice of Hearing with a copy of the temp petition at least five court days prior to the hearing per Probate Code §2250(e) or consent and waiver of notice or declaration of due diligence on:</b> - Myron Ellsberry, Jr. (Father) - Gloria Gladley (Mother)		
Inventory		<p><i>Note: Petitioners attached a letter from the father in support of this petition; however, the father has not signed Consent and Waiver of Notice.</i></p> 5. <b>The Child Information Attachment attached to the general petition is incomplete. Need completed Child Information Attachment. (This form identifies relatives and provides other pertinent information for the Court.)</b>		
PTC			6. <b>Letters are not signed by Petitioner Myron Ellsberry, Sr.</b>	
Not.Cred.				Reviewed by: skc
Notice of Hrg X				Reviewed on: 6-26-13
Aff.Mail				Updates:
Aff.Pub.				Recommendation:
Sp.Ntc.				File 10 - Ellsberry
Pers.Serv. X				
✓ Conf. Screen				
✓ Letters				
✓ Duties/Supp				
Objections				
Video Receipt				
CI Report				
9202				
✓ Order				
Aff. Posting				
Status Rpt				
✓ UCCJEA X				
Citation				
FTB Notice				