

Notice of Motion and Motion to be Relieved as Counsel

Age: 13 DOB: 02/02/99	<p>JULIA ANN BRUNGESS, attorney for Rita Sran, mother, is Petitioner.</p> <p>DAVID TRUJILLO and MARTHA AGUILAR, maternal grandfather and step-grandmother were appointed as co-guardians of the minor on 05/02/02 and Letters were issued on 05/06/02.</p> <p>Petitioner requests to be relieved as counsel for Rita Sran, stating that Ms. Sran has stated her lack of confidence in the competence and past work of Ms. Brungess and has failed to communicate with Petitioner in the last 4 months, despite having been sent a letter on 11/28/11 asking Ms. Sran to sign a substitution of attorney. Further, Ms. Sran refuses to pay Petitioner an outstanding balance owing of \$1,250.03.</p> <p>Petitioner states that Ms. Sran's address has been verified within the past 30 days by telephone.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need Notice of Hearing. Note: The Notice of Hearing is a mandatory form in Probate proceedings. It is noted that a proof of service (civil) has been filed indicating that the applicable parties were served by mail on 06/01/12; however, this is not the proper form for Probate matters.</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 type="checkbox"/> Notice of Hrg			x
<input checked="" 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: JF	
		Reviewed on: 07/12/12	
		Updates:	
		Recommendation:	
		File 1 - Haro	

Fifteenth Account and Report of Trustees, and Petition for Its Settlement, for Approval and Allowance of Trustees' Compensation and Attorney's Fees

		MICHAEL PAPPACODA and ANN PAPPACODA , Trustees, are petitioners.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>CONTINUED FROM 06/05/12</u> Minute order from 06/05/12 states: The court requests that the Public Guardian submit a schedule of fees for such services as would be required in this matter.</p> <p>As of 07/11/12, no additional documents have been filed.</p> <p><u>Note:</u> A status hearing will be set as follows:</p> <ul style="list-style-type: none"> • Friday, March 1, 2013 at 9:00a.m. in Dept. 303 for the filing of the Sixteenth Account and Report of Trustees <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>
		Account period: 01/01/11 – 12/31/11	
Cont. from 060512		Accounting - \$187,472.38	
	Aff.Sub.Wit.	Beginning POH - \$154,821.51	
✓	Verified	Ending POH - \$153,816.94	
	Inventory		
	PTC		
	Not.Cred.	Bond has been waived.	
✓	Notice of Hrg	Trustees - \$ 4,838.17 (1% of the value of the assets for general services totaling \$1,538.17 plus 66 hours @ \$50/hr (\$25/hr for each trustee) for specific services such as taking the beneficiary to the doctor, social outings and time spent maintaining trust equipment (van, wheelchair repair, etc.))	
✓	Aff.Mail	Attorney - \$2,318.75 (per itemization and declaration, 7.05 hrs at \$275/hr. attorney time and 4.75 hrs @ \$80/hr. paralegal time)	
	Aff.Pub.	Costs - \$271.20 (filing fee and postage (more than 10 people))	
	Sp.Ntc.		
	Pers.Serv.	Petitioners pray as follows:	
	Conf. Screen	1. That the Fifteenth Account and Report of Trustees is approved, allowed and settled;	
	Letters	2. That all acts and transactions of the Trustees and shown in the account be approved;	
	Duties/Supp	3. That the Trustees be allowed the sum of \$4,838.17 for their services as Trustees;	
	Objections	4. That the Attorney for the Trustee be allowed the sum of \$2,318.75 for his legal services rendered to said Trustees plus costs of \$271.20 during the account period.	
	Video Receipt		
	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		

(1) Petition for Final Distribution on Waiver of Accounting, and (2) for Allowance of Ordinary and Extraordinary Attorneys' Fees, (3) Statutory and Extraordinary Commissions, and Costs [Prob. C. 10954, 10810; Cal. Rules of Court 7.550(a), (b), 7.705(b); Local Rules 7.13, 7.18A, B]

DOD: 4/5/2008	JOSEPH A. GOLDING , Administrator, is petitioner.		<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> The attorney is requesting extraordinary fees in connection with an application for a hardship waiver and appeal on the denial in connection with the Department of Health Services creditor's claim in the amount of \$147,151.28. The request does not show the benefit of the services to the estate as required by California Rules of Court 7.702 (3). Inventory and Appraisal (final) filed on 10/18/11 was not appraised by the probate referee as required (I & A includes investment accounts and household furniture and furnishings). It appears that the investment accounts were sold during the administration of the estate. Need schedule of changes in the form of assets. California Rule of Court 7.550(b)(3). This should also contain information about gains or losses the sales. <p style="text-align: center;">Please see additional page</p>
	Accounting is waived.		
Cont. from	I & A (pt. 1)	- \$170,000.00	
<input type="checkbox"/> Aff.Sub.Wit.	I & A (final)	- \$ 90,577.45	
<input checked="" type="checkbox"/> Verified	POH	- \$ 70,076.71	
<input checked="" type="checkbox"/> Inventory	Administrator (statutory)	- \$6,120.32	
<input checked="" type="checkbox"/> PTC			
<input checked="" type="checkbox"/> Not.Cred.	Administrator x/o (per Local Rule for sale of real property)	- \$1,000.00	
<input checked="" type="checkbox"/> Notice of Hrg			
<input checked="" type="checkbox"/> Aff.Mail	Attorney (statutory)	- \$6,120.32	
<input type="checkbox"/> Aff.Pub.			
<input checked="" type="checkbox"/> Sp.Ntc.	Attorney x/o (\$1,000 for court confirmed sale of real property per Local Rule and 8.30 hours @ \$200/hr for preparation of an application for hardship waiver with DHS and subsequent appeal.)	- \$2,660.00	
<input type="checkbox"/> Pers.Serv.			
<input type="checkbox"/> Conf. Screen			
<input checked="" type="checkbox"/> Letters	3/5/09		
<input type="checkbox"/> Duties/Supp			
<input type="checkbox"/> Objections	Costs (filing fees, certified copies, probate referee, and publication).	- \$2,896.25	
<input type="checkbox"/> Video Receipt			
<input type="checkbox"/> CI Report	Distribution, pursuant to intestate succession is to:		
<input checked="" type="checkbox"/> 9202			
<input checked="" type="checkbox"/> Order	Department of Health Services - \$50,279.82 (for their creditor's claim)		
<input type="checkbox"/> Aff. Posting			
<input type="checkbox"/> Status Rpt			
<input type="checkbox"/> UCCJEA	Joseph Golding - personal property (valued at \$1,000)		
<input type="checkbox"/> Citation			
<input checked="" type="checkbox"/> FTB Notice			
			Reviewed by: KT
			Reviewed on: 7/13/12
			Updates:
			Recommendation:
			File 3 - Golden

4. It appears by the pleadings that the funds of the estate are held in the attorney's client trust account. Probate Code §9652 states the personal representative shall keep all cash in interest bearing accounts, except for the amount of cash that is reasonably necessary for orderly administration of the estate.
5. Petition requests and Order grants payment of \$50,279.82 in full satisfaction of the Department of Health Services Creditor's Claim. The claim was for \$147,151.28 and therefore not fully satisfied.
6. Petition requests and Order grants distribution of any other property of the decedent not now known or discovered to be distributed to Joseph A. Golding. The order should order distribution of any after discovered property to the Department of Health Services up to the amount remaining on their creditor's claim. After the DHS claim is fully satisfied the any remaining after discovered property can be distributed to Mr. Golding.

Petition for Ex Parte Order Approving Extraordinary Commissions for the Public Administrator (Prob. C. 7666)

DOD: 07/23/08		<p>PUBLIC ADMINISTRATOR, Administrator, is Petitioner.</p> <p>PUBLIC ADMINISTRATOR was appointed Administrator of the estate pursuant to Probate Code 7660 on 07/11/11.</p> <p>Petitioner requests extraordinary fees as follows:</p> <p>\$1,000.00 for the Sale of Real property (per Local Rule)</p> <p>\$248.00 for preparation of the first and final Fiduciary tax return. (1 Deputy hour @ \$96/hr. and 2 probate assistant hours @ \$76/hr.)</p> <p>Petitioner prays for an order:</p> <p>1) Authorizing payment of \$1,248.00 as reasonable extraordinary fees.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: The Department of Health Care Services has filed a creditor's claim in the amount of \$138,129.49.</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: JF</p> <p>Reviewed on: 07/12/12</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 4 - Aydelott</p>	

(1) First and Final Account and Report for Executor and (2) Petition for Its Settlement, for Allowance of Compensation to Executor for Ordinary Services, for Allowance of Compensation to Attorneys for Ordinary Services, and (3) for Final Distribution (Prob. C. 10810, 10951, 11641)

DOD: 08/25/11		CHARLES LAMBETECCHIO , Executor, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
		Account period: 01/13/12 – 05/30/12	
Cont. from		Accounting - \$144,154.04	
<input type="checkbox"/>	Aff.Sub.Wit.	Beginning POH - \$143,854.56	
<input checked="" type="checkbox"/>	Verified	Ending POH - \$144,154.04 (\$79,154.04 is cash)	
<input checked="" type="checkbox"/>	Inventory		
<input checked="" type="checkbox"/>	PTC	Executor - \$5,324.62 (statutory)	
<input checked="" type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg	Attorney - \$5,324.62 (statutory)	
<input checked="" type="checkbox"/>	Aff.Mail	w/ Costs - \$1,300.00 (for filing fees, certified copies, recording fees, probate referee, and publication)	
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.	Reserve - \$1,000.00	
	Conf. Screen		
	Letters	10/21/11	
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
<input checked="" type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
<input checked="" type="checkbox"/>	FTB Notice		
		<p>Petitioner states that the decedent's Will devises her entire estate to THE MARY BRINKHAUS LIVING TRUST dated 08/16/95 (the "Trust"). The Trust held no assets at the time of decedent's death. The Trust provides that the decedent's assets be held in trust for the benefit of Matthew Brinkhaus until he reaches the age of 65, at which time, the Trust would terminate and the entire trust estate would be distributed to Matthew Brinkhaus.</p> <p>Matthew Brinkhaus has attained the age of 65 and rather than distribute the probate estate to the Trust, which would immediately distribute the trust estate to Matthew Brinkhaus, Petitioner requests that the Court order that the probate estate be distributed directly to Matthew Brinkhaus.</p> <p>Distribution, pursuant to Decedent's Will and Trust, is to:</p> <p>Matthew Brinkhaus - \$66,204.80 cash, plus real property</p>	
		Reviewed by: JF	
		Reviewed on: 07/12/12	
		Updates:	
		Recommendation:	
		File 5 – Brinkhaus	

Ex Parte Petition for Reduction of Bond (Probate Code 8480 et Seq.)

DOD: 10/22/2011	MICHELLE SCOTT , Administrator with Will Annexed, is Petitioner.	NEEDS/PROBLEMS/COMMENTS: Note: There is a Will Contest and Petition of Will Scott Jr. to Revoke Probate of Purported Will that is set for Settlement Conference on 8/21/12 and a Trial is set for 10/19/12.
Cont. from	Petitioner states she was appointed as Administrator with Will Annexed on 2/2/12. Bond was set at \$165,000.00.	
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified	Petitioner states she has dutifully applied for a bond with a number of different companies and they have declined her applications. One company indicated they would bond her with a co-signer, but the premiums would be \$2,000.	
<input type="checkbox"/> Inventory	Petitioner states she does not have that kind of money and is unable to come up with it.	
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg	Petitioner requests the Court reduce the bond to \$10,000 with the proviso that any funds in excess of \$10,000 be deposited into a blocked account.	
<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	Present evaluation of the estate is something less than \$200,000; the chief source of funds, if any, would be the proceeds payable to the estate from an eminent domain action currently maintained by Fresno County Schools to take a parcel of real property which is owned jointly by the estate and the decedent's husband. Currently the standing offer for the property is \$240,000. It has yet to be determined if the Decedent's estate would be entitled to 1/2 the proceeds; that claim would be the subject of an action between the estate and her husband to determine who is entitled to the proceeds. The gross amount payable to the estate from the proceeds of that action would be less than \$100,000; currently there is a lien on the property for some \$40,000.	
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice	Petitioner requests the Court order the liability on the existing bond be reduced to \$10,000. and for such other relief that the Court considers proper.	
		Reviewed by: KT
		Reviewed on: 7/12/11
		Updates:
		Recommendation:
		File 7 - Scott

Petition for Ex Parte Order Approving Extraordinary Commissions for the Public Administrator (Prob. C. 7666)

DOD: 12/17/2011	PUBLIC ADMINISTRATOR/ADMINISTRATOR of the Estate is petitioner.	NEEDS/PROBLEMS/COMMENTS:
Cont. from	Petitioner states he was appointed as Administrator of the estate under Probate Code 7660.	
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
<input type="checkbox"/> Inventory	In the course of the administration of the estate the Public Administrator's office has performed extraordinary services regarding the sale of the Decedent's real property. Pursuant to Local Rule 7.18(B)(1) the reasonable fee for such services is \$1,000.00.	
<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 checked="" type="checkbox"/> Sp.Ntc.	W/	
<input type="checkbox"/> Pers.Serv.		
<input type="checkbox"/> Conf. Screen	In addition, petitioner filed the First and Final Fiduciary tax return for this estate. The reasonable value of such services is \$248.00.	
<input type="checkbox"/> Letters		
<input type="checkbox"/> Duties/Supp	Therefore, Petitioner prays for an Order that:	
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt	1. The Court authorize payment to the Fresno County Public Administrator of \$1,248.00 as reasonable compensation for extraordinary services to the estate.	
<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: 7/13/12
		Updates:
		Recommendation:
		File 8 - Gillard

DOD: 3-13-12		<p>ROSA MARIA PEDEMONTE, Successor Trustee of the ANGELA JOHNSON LIVING TRUST DATED 3-30-11, is Petitioner.</p> <p>Petitioner states the Trust Schedule A reflects the conveyance and transfer of the settlor's interest in certain real property on Princeton in Fresno; however, due to persistent health issues, a trust transfer deed was never recorded.</p> <p>In addition, the settlor intended that certain Wells Fargo accounts be transferred to the trust.</p> <p>The settlor also executed a pour-over will in which the trust is the sole beneficiary.</p> <p>Petitioner states it is clear from the execution of the trust that the settlor intended to transfer, assign and convey her interest in the property and bank accounts to the trust. She did not thereafter revoke or amend the trust.</p> <p>Accordingly, Petitioner requests that this Court confirm the settlor's interest in the real property and bank accounts be deemed assets of the trust and subject to administration by Petitioner as successor trustee.</p> <p>Petitioner cites Estate of Heggstad.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> Petitioner states she is the trustee and sole beneficiary, and is the only person entitled to notice of this petition. Petitioner also states this court has concurrent jurisdiction of other actions and proceedings involving trustees and third persons; however, the other cases and/or persons are not identified. <p>The Court may require clarification regarding the related cases with reference to possible notice issues, and also regarding whether the real property and accounts that are the subject of this petition are related to the other case(s).</p> <ol style="list-style-type: none"> Petitioner does not provide a copy of the trust or Schedule A. Need Order. 	
<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 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			
<p>Reviewed by: skc</p> <p>Reviewed on: 7-12-12</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 10 - Johnson</p>				

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

DOD: 01/24/2012		MARGARET K. BAKER, ELLEN E. CHASSY, ARTIS ANN BOARDMAN, BETTY J. BAKER, SANDEN R. FRANKS, CARROLL C. DURAN, MELISSA M. FRANKS , children are petitioners.	NEEDS/PROBLEMS/COMMENTS:
Cont. from		40 days since DOD	1. #9a(1) of the Petition was not answered regarding whether decedent is survived by a spouse or no spouse. Note: If spouse is deceased need date of death per Local Rule 7.1.1D.
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified	No other proceedings	
<input checked="" type="checkbox"/>	Inventory	I & A - \$130,000.00	
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.	Will dated 12/07/2006 devises all property both real and personal to his children in equal shares.	
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail	w	Petitioner requests Court determination that decedent's 100% interest in real property located at 1976 Cougar Lane, Clovis, California pass to decedent's children, Margaret K. Baker, Ellen E. Chassy, Artis Ann Boardman, Betty J. Baker, Sanden R. Franks, Carroll C. Duran, Melissa M. Franks in equal shares pursuant to decedent's will.
<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 / LV
			Reviewed on: 07/10/2012
			Updates:
			Recommendation:
			File 11 - Franks

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

DOD: 03/15/2012	SARAH ELIZABETH WARNER , daughter is petitioner and requests appointment as administrator without bond.	NEEDS/PROBLEMS/COMMENTS: 1. Petition states that the decedent domiciled in Walnut Creek, Contra Costa County, therefore it appears that pursuant to Probate Code §7051 Fresno County would not be the proper venue. – Faxed Declaration stating decedent's primary residence was in Fresno was received on 07/13/2012. Original shall be filed the day of the Court hearing.
	All heirs waive bond.	
Cont. from		
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified	Full IAEA – o.k.	
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC	Decedent died intestate	
<input type="checkbox"/> Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg	Residence: Walnut Creek, Contra Costa County	
<input checked="" type="checkbox"/> Aff.Mail	Publication: The Business Journal	
<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	Probate Referee: Steven Diebert	
<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		
Estimated value of the estate: Personal property - \$112,800.00 Real property - \$111,000.00 Less encumbrances (-\$171,000.00) Total: - \$52,800.00		
		Reviewed by: KT / LV
		Reviewed on: 07/11/2012
		Updates:
		Recommendation:
		File 12 - Webster

Probate Status Hearing for Failure to File a First Account or Petition for Final Distribution (Prob. C. 12200, et seq); Failure to File Inventory and Appraisal

DOD:8-27-07		<p>DALE EUGENE ANDREWS, Son, was appointed Executor with Full IAEA without bond and Decedent's Will dated 2-18-02 was admitted to probate on 1-13-09. Letters issued on 3-6-09.</p> <p>On 1-6-12, the Court set status hearing for failure to file an Inventory and Appraisal and failure to file a first account or petition for final distribution.</p> <p>On 2-21-12, counsel requested continuance.</p> <p>On 4-10-12, Attorney Ratzlaff informed the Court that they are waiting for the I&A from the referee. If I&A and final distribution are filed and approved, no appearances are needed. Matter continued to 6-5-12.</p> <p>Final Inventory and Appraisal filed 6-20-12 reflects a total estate value of \$103,918.00 (US Savings Bonds).</p> <p>As of 7-12-12, a first account, petition for final distribution, or current status report has not been filed.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Continued from 2-21-12, 4-10-12.</u></p> <p><u>Minute Order 6-5-12:</u> Counsel advises the Court that she does not have the inventory with the signature. Counsel requests a continuance. Matter continued to 7/17/12. If the documents are not filed by 7/17/12, Dale Eugene Andrews is to be personally present on that date.</p> <p><u>As of 7-12-12</u>, the following issue remains:</p> <ol style="list-style-type: none"> 1. Need account or petition for final distribution or current status report.
Cont. from 022112, 041012, 060512			
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	X		
UCCJEA			
Citation			
FTB Notice			
		<p>Reviewed by: skc</p> <p>Reviewed on: 7-12-12</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 13 - Andrews</p>	

Atty Abrahamian, Laura Levona (Pro Per – Guardian of Sean and Shelby – Petitioner)
 Atty Clinton, Sharon (Pro Per – Guardian of Sabrina)

Petition for Termination of Visitation

Sabrina (14) DOB: 3-2-98	LAURA ABRAHAMIAN, Maternal Great-Aunt and Guardian of minors Sean (11) and Shelby (9), is Petitioner.	NEEDS/PROBLEMS/ COMMENTS:
Sean (11) DOB: 6-12-00	SHARON CLINTON, Paternal Grandmother, was appointed Successor Guardian of minor Sabrina (14) on 2-9-12.	<p><u>Minute Order 5-29-12</u>: The Court directs that a court investigator contact Laura Abrahamian, Sean, Shelby, Sabrina, Sharon Clinton, and any other person deemed necessary including the therapist of the children for purposes of determining whether there should be a change in guardianship in either of the three children. The court investigator is directed to obtain the appropriate waivers of confidentiality and also look into the status of any police reports regarding child molestation and whether CPS intervention is warranted. Continued to 7/17/12.</p> <p><u>Court Investigator Charlotte Bien filed a report on 7-2-12.</u></p>
Shelby (9) DOB: 2-16-03	Father: HANS MATHEUS Mother: SARA ABRAHAMIAN Paternal Grandfather: Deceased Maternal Grandfather: Robert Abrahamian Maternal Grandmother: Susan [Abrahamian] Nunez	
Cont. from 052912	<p>On 2-9-12, the Court terminated Petitioner's guardianship of minor Sabrina (14) and appointed Sharon Clinton as Successor Guardian of Sabrina only. Minors Sean (11) and Shelby (9) remained with Laura Abrahamian. At that hearing, the Court stated visitation was to be determined among the parties and encouraged the parties to work towards having overnight visitation with the minors a couple times a month from Friday 5pm to Sunday 5pm. The Court ordered that the minors not be transported in any vehicle unless the driver is licensed and insured, and there is to be no alcohol use by anyone during visitation. The Court further ordered that the father not be left unsupervised around Sabrina or the other two minors.</p>	
Aff.Sub.Wit.	<p>Petitioner requests to terminate all visitations and further contact between Sean and Shelby and their maternal grandmother Sharon Clinton, and to allow Sean and Shelby to visit with their sister Sabrina at another relative's home.</p>	
✓ Verified	SEE PAGE 2	
Inventory		
PTC	Reviewed by: skc	
Not.Cred.	Reviewed on: 7-12-12	
✓ Notice of Hrg	Updates:	
Aff.Mail X	Recommendation:	
Aff.Pub.	File 14 - Matheus	
Sp.Ntc.		
✓ Pers.Serv. w/o		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		

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Petitioner describes an incident on 5-12-12 where Sharon had the children and did not bring Shelby to her baseball game. When she did not show up or call, Petitioner called and was told that she was having car problems and would not bring them. Sharon became belligerent and began yelling. Petitioner then received a call from her niece Andrea that Sabrina called and asked her to pick her and the other children up because Sharon was under the influence of alcohol and impaired. They left in such a hurry that Sean even forgot his shoes. The children were scared and do not want to go back to her home.

Petitioner picked up Sean and Shelby and left Sabrina with Andrea. Later, Petitioner was told Sabrina was with another niece and that Sharon had called police, who went to Sharon's home and determined that CPS should be involved. CPS placed Sabrina and Sammy (Sharon's son, age 13) in custody until the case could be reviewed on 5-15-12.

Petitioner also states that since termination of her guardianship of Sabrina, she has returned all requested items, and at this time, she would like the return of Sean's red and black Nike shoes and their 3DS game Zelda that they left at Sharon's home.

Petitioner filed an additional declaration stating that she would like Sean and Shelby to be able to visit with their sister Sabrina, but she does not feel Sharon's home is good because the children have said that Sharon speaks negatively about her. The children's aunt Stephanie Garcia has agreed to conduct visits at her home.

Declaration filed 5-25-12 attaches a letter from Shelby (9) regarding how the incident described above made her feel.

Note: Petitioner Laura Abrahamian submitted a sealed envelope with the above declaration on 5-25-12 that was hand-addressed to Judge Oliver and verbally stated that it was from a counselor; However, the sealed envelope is not in file-able format and as such cannot be considered unless filed. It is available for pickup by Petitioner at the Probate Clerk's Office.

Atty **Sifuentes, Matthew**
 Atty **Sifuentes, Denise M.**

Status Hearing Re: Filing of the Arizona Guardianship

Age: 2	<p>DENISE and MATTHEW SIFUENTES, maternal grandmother and step-grandfather, were appointed guardians on 11-29-11.</p> <p>On 12-8-11, the guardians filed a petition for Denise Sifuentes to move to Arizona with the child.</p> <p>Minute Order 1-31-12: No appearances. The Court grants the petition. The Court orders the guardians to initiate a guardianship in Arizona.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need proof of guardianship in Arizona.</p>
DOB: 6-16-10		
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 X		
UCCJEA		
Citation		
FTB Notice		
	<p>Reviewed by: skc</p> <p>Reviewed on: 7-12-12</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 15 - Schultz</p>	

Petition for Visitation

Age: 11	ESPERANZA GARCIA ZAVALA , Mother, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
DOB: 6-22-01		
	ELEANOR MATINZO , Step-Mother, was appointed Guardian on 11-23-11.	1. Need proof of service of Notice of Hearing at least 15 days prior to the hearing on Guardian Eleanor Matinzo.
<input type="checkbox"/> Aff.Sub.Wit.	Father: EDWARD LARRY MATINZO, III Paternal Grandmother: Yvonne Padilla	Petitioner filed a declaration of due diligence for the guardian stating that service was attempted but the Notice of Hearing sent to the guardian's address in the court file was returned.
<input checked="" type="checkbox"/> Verified		
<input type="checkbox"/> Inventory	At the hearing on appointment 11-23-11, the Court ordered regular and liberal visitation with the mother.	Note: Petitioner provided a proposed order; however, the Court may use minute order for visitation orders.
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.	Petitioner states she has kept in regular contact by phone with the guardian at least every other week and has been expressing her want and need to arrange visitation with Shianne, along with guardian present as she feels this would be the best way to approach this sensitive situation with both of their support.	
<input type="checkbox"/> Notice of Hrg		
<input type="checkbox"/> Aff.Mail	However, she has not been able to see her daughter yet. She has been given various excuses or reasons why it is not a good time. They are not available, out of town, or Shianne did not wish to visit.	
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.	Petitioner states she has spoken to Shianne only twice in the last six months. She understands this is not an easy process and it will take time to rebuild their mother-daughter relationship, but she is still a child and still needs her mother. She needs Shianne to know how much she loves her.	
<input type="checkbox"/> Pers.Serv.		
<input type="checkbox"/> Conf. Screen	Petitioner currently resides in San Francisco and is requesting regular and liberal visitation when she comes to Fresno, which is twice a month regularly, until Shianne can be placed back in her care.	
<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: skc
		Reviewed on: 7-12-12
		Updates:
		Recommendation:
		File 16 - Matinzo

Ex Parte Petition for Termination of Guardianship

Age: 14	<p>FEDERICK JACKSON, maternal uncle, and DANITA HIGHSMITH, maternal uncle's girlfriend, are petitioners.</p> <p>Petitioners were appointed guardians on 12/14/2011.</p> <p>Father: EARNEST RUFF, II, consents and waives notice</p> <p>Mother: DOROTHEA BENEFIELD, Declaration of Due Diligence filed 05/24/2012</p> <p>Paternal grandparents: Not Listed</p> <p>Maternal grandfather: Not Listed Maternal grandmother: Cathy Coleman, deceased</p> <p>Petitioner states: child has been displaying signs of being rebellious, he has been suspended from school, does not follow curfew and does not follow the rules of the house. 05/18/2012 the child became argumentative and disrespectful and tried leaving, police were called and upon questioning it was decided the child would be placed with CPS, the child agreed to go into Foster Care.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need Notice of Hearing 2. Need proof of personal 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"> • Dorothea Benefield (Mother)- Unless the Court dispenses with notice • Earnest Dontae Ruff III, age 14 (Minor) 3. 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"> • Paternal grandparents (Not Listed) • Maternal grandfather (Not Listed) <p>Court Investigator JoAnn Morris to provide:</p> <ol style="list-style-type: none"> 1. CI Report <p>Please see additional page</p>
DOB: 04/21/1998		
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"/>		
<input type="checkbox"/> Aff.Mail		
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv. <input checked="" type="checkbox"/>		
<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 checked="" type="checkbox"/>		
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<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 / LV</p> <p>Reviewed on: 07/11/2012</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 17 - Ruff</p>		

Note: Minute order dated 06/04/2012 on Danita Highsmith's Petition to fix the residence of the minor outside of California stated the Court did not have jurisdiction due to Juvenile Dependency action. Petition was denied and dismissed. Petitioner was authorized not to appear for the hearing scheduled 07/17/2012.

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

Age: 6 DOB:04/07/2006	GENERAL HEARING 09/05/2012	NEEDS/PROBLEMS/COMMENTS:
	JACQUELINE E. ALVARADO , godmother, is petitioner	1. Need Notice of Hearing
	Father: UNKNOWN , Declaration of Due Diligence filed 07/09/2012	2. Need proof of personal service five (5) 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:
Cont. from	Mother: SYLVIA ANN TORRES , deceased	• Father (Unknown)
<input type="checkbox"/> Aff.Sub.Wit.	Paternal grandparents: Unknown	Note: Declaration of Due Diligence was filed on Miguel Angel Carrillo. Declaration states that Petitioner has never met this person and is not able to locate him. 06/2012 petitioner received a call from Miguel Angel Carrillo, claiming to be the father of the minor but did not disclose his address or phone number.
<input checked="" type="checkbox"/> Verified	Maternal grandfather: Guadalupe Torres	
<input type="checkbox"/> Inventory	Maternal grandmother: Irma Puentes	
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input type="checkbox"/> Notice of Hrg	Petitioner alleges: mother is deceased. Petitioner needs guardianship of the child for medical care and education.	
<input 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 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: KT / LV
		Reviewed on: 07/11/2012
		Updates:
		Recommendation:
		File 18 - Carrillo