



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 an Order Approving Extraordinary Commissions for the Public Administrator

DOD: 6/11/2009	PUBLIC	<p>ADMINISTRATOR/ADMINISTRATOR of the Estate is petitioner.</p> <p>Petitioner states he was appointed as Administrator of the estate under Probate Code 7660.</p> <p>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.</p> <p>In addition, petitioner filed the First and Final Fiduciary tax return for this estate. The reasonable value of such services is \$248.00.</p> <p>Therefore, Petitioner prays for an Order that:</p> <p>The Court authorize payment to the Fresno County Public Administrator of \$1,248.00 as reasonable compensation for extraordinary services to the estate.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need proof of service of the Notice of Hearing on Fred Comenero (son) pursuant to Probate Code §10831.</p>
Cont. from			
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		Reviewed by: KT	
		Reviewed on: 7/20/12	
		Updates:	
		Recommendation:	
		File 2 - Comenero	

DOD: 6-6-12		SIGRID E. ANDERSON , Daughter, is Petitioner and requests appointment as Administrator with Full IAEA without bond.	NEEDS/PROBLEMS/COMMENTS:
		Petitioner is the sole heir and waives bond.	1. Need date of death of deceased spouse per Local Rule 7.1.1.D.
	Aff.Sub.Wit.		
✓	Verified	Full IAEA – ok	
	Inventory		
	PTC	Decedent died intestate	
	Not.Cred.		
N/A	Notice of Hrg	Residence: Fresno Publication: Fresno Business Journal	
	Aff.Mail		
✓	Aff.Pub.	Estimated Value of Estate: Personal property: \$200,000.00	
	Sp.Ntc.		
	Pers.Serv.	Probate Referee: Steven Diebert	
	Conf. Screen		
✓	Letters		
✓	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
✓	Order		Reviewed by: skc
	Aff. Posting		Reviewed on: 7-20-12
	Status Rpt		Updates:
	UCCJEA		Recommendation:
	Citation		File 8 - Bremer
	FTB Notice		

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

DOD: 4-5-12		<p>LESLIE ANNE CHESTER, Daughter and named executor without bond, is Petitioner.</p> <p>Petitioner is a resident of Waddell, AZ.</p> <p>Full IAEA – ok</p> <p>Will dated: 8-25-11</p> <p>Residence: Fresno Publication: Fresno Business Journal</p> <p>Estimated Value of Estate: Personal property: \$ 299,643.65 Annual income: \$ 2,000.00 Total: \$ 301,643.65</p> <p>Probate Referee: Steven Diebert</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Petitioner is a resident of Waddell, AZ. Pursuant to Probate Code §8571 and Cal. Rules of Court 7.201(b), the Court may require bond if the proposed personal representative resides outside California or for other good cause.</p> <p>2. Letters are not signed by Petitioner. (The submitted Letters can be signed at issuance if Petitioner is present. Otherwise, need signed original Letters.)</p>	
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<input type="checkbox"/>	UCCJEA			
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		Reviewed by: skc		
		Reviewed on: 7-20-12		
		Updates:		
		Recommendation:		
		File 9 - Porter		

First and Final Report of Status of Administration on Waivers of Accounting and Petition for Settlement Thereof; for Allowance of Statutory Attorney's Compensation; for Reimbursement of Costs Advanced; and for Final Distribution (Prob. Code 10810, 10830, 10951 and 11600 et seq.)

DOD: 6-4-09		<p>DANIEL J. ELLSWORTH and CAROL ELLSWORTH, Co-Administrators with Limited IAEA and bond of \$45,000.00, are Petitioners.</p> <p>Accounting is waived.</p> <p>I&A: \$619,880.02 POH: Approx. \$611,680.02 (\$6,680.02 cash plus real property and a vehicle)</p> <p>Co-Administrators (Statutory): Not addressed</p> <p>Attorney (Statutory): \$15,233.60 Petitioners request that due to the limited funds in the estate, compensation, the Court authorize liens against the real properties for the amount of the authorized compensation.</p> <p>Costs: \$3,209.95 (filing, publication, certified copies, probate referee, bond, expert witness) (See #1)</p> <p>Distribution pursuant to intestate succession:</p> <p>Daniel J. Ellsworth: an undivided one-half interest in the three residential real properties and an undivided one-half interest in the remaining property in the estate and in the amount of \$14,840.01.</p> <p>Anthony J. Ellsworth: an undivided one-half interest in the three residential real properties and an undivided one-half interest in the remaining property in the estate and in the amount of \$14,840.01.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> Need clarification regarding the request for reimbursement for \$800.00 for "Dr. Vandermark (Expert Witness Fee)." Examiner notes that there is nothing in the file that indicates a need for or use of an expert witness. The Court may reduce reimbursement by this amount. Need Allowance or Rejection of Creditor's Claim pursuant to Probate Code §9250. Petitioner requests to distribute the assets of the estate to the heirs, but does not address the Creditor's Claim filed 2-13-10 by Bank of the West for \$30,000.00 pursuant to Cal. Rule of Court 7.550(b)(1). The claim refers to a promissory note from Dan Ellsworth Roofing, Inc. Need actual POH pursuant to Cal. Rules of Court 7.550. (Petitioner states the approximate POH includes cash in the same amount as originally inventoried as of the date of death. However, Petitioner also states the real properties were rented during administration, with rents received and deposited and income used to pay the property expenses.) The petition does address the Co-Administrators' statutory compensation. If waived, need waivers from both Co-Administrators. Need Order. 	
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<input checked="" 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 checked="" type="checkbox"/>	FTB Notice			
		<p>Reviewed by: skc</p> <p>Reviewed on: 7-20-12</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 12 - Ellsworth</p>		

13 Nicholas Ivan Balero, Alyssa Lexie Duarte, Lucas Moises Duarte, Starr Monique Duarte, and Dominick Alexander Duarte (GUARD/P)

Case No. 11CEPR00774

Atty Perez, Rosie (Pro Per – Paternal Grandmother – Petitioner)

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

Nicholas Ivan Balero (11) DOB: 1-30-01		<p>TEMPORARY GRANTED EX PARTE EXPIRES 7-26-12</p> <p>ROSIE PEREZ, Paternal Step-Grandmother of Alyssa, Lucas, Starr, and Dominique, is Petitioner.</p> <p>Father (Nicholas): UNKNOWN (“RALFIE”) - Declaration of Due Diligence filed 7-16-12 states the mother will not disclose any information other than the first name “Ralfie”</p> <p>Father (Alyssa, Lucas, Starr, Dominique): LUCAS PEREZ DUARTE - Consent and Waiver of Notice filed 7-16-12</p> <p>Mother: VANESSA BALERO</p> <p>Paternal grandfather (Nicholas): Unknown</p> <p>Paternal grandfather (Alyssa, Lucas, Starr, Dominique): Lucas N. Duarte - Consent and Waiver of Notice filed 7-16-12</p> <p>Maternal Grandfather: Manuel Balero Maternal Grandmother: Julie Salinas</p> <p>Petitioner states the mother brought the children back to live with her on 5-20-12 because they had been evicted from their apartment. Dominick (4) has been in Petitioner's care since March.</p> <p>The mother is living somewhere else with her boyfriend. She does not pay attention to the children and forgets that she is their mother. She seldom calls and does not visit often. She forgets that the children need her. She does not provide financial assistance. Petitioner states she and her husband are raising their grandchildren as best they know how, but it is not fair that the mother gets all their income and does not provide for them.</p> <p>Petitioner requests the Court excuse notice to the mother because the children are scared to go back to live with the mother's boyfriend because they say he is mean.</p>	<p>NEEDS/PROBLEMS/ COMMENTS:</p> <ol style="list-style-type: none"> 1. Need Notice of Hearing. 2. Need proof of service of Notice of Hearing with a copy of the temporary 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: - Vanessa Balero (Mother) 3. If diligence is not found, the Court may require further diligence or notice to Nicholas' father “Ralfie.”
Alyssa Lexie Duarte (10) DOB: 2-12-02			
Lucas Moises Duarte (9) DOB: 12-27-02			
Starr Monique Duarte (7) DOB: 7-6-05			
Dominick Alexander Duarte (4) DOB: 5-28-08			
Aff.Sub.Wit.			
✓ Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg	X		
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.	X		
✓ 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: 7-20-12
Updates:
Recommendation:
File 13 – Duarte & Balero