



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.

DOD: 5-9-11	<p>MAGDALENA MANCILLA was appointed Administrator with Full IAEA without bond on 11-29-11.</p> <p>The Administrator failed to appear for two status hearings on 1-24-13 and 2-22-13, and on 2-22-13, Ms. Mancilla was removed and the FRESNO COUNTY PUBLIC ADMINISTRATOR was appointed as Successor Administrator with full IAEA. Letters issued on 3-6-13.</p> <p>At hearing on 2-22-13, the Court set this hearing for status.</p> <p>Status Report filed 4-9-13 states the real property in Sanger is in foreclosure because there were no estate assets to pay the mortgage. There is the possibility of money coming into the estate from a civil lawsuit, <i>Analilia Anguiano v. Suzette Ihara</i> (Fresno Superior Court Case Number 11CECG01428). It is a physical injury/property damage lawsuit. On 3-19-13, a stipulation and order was filed in the civil matter to continue the trial to 4-21-2014, with mandatory settlement conference set for 3-26-14 and trial readiness hearing on 4-18-14. Therefore, the possibility of any funds coming into the estate soon is improbable. Public Administrator states the estate is not in a position to be settled and requests that further status hearing be set at least nine (9) months from the date of this hearing.</p> <p>Status Report filed 1-17-14 states the real property remains in the foreclosure process. As previously reported, there remains the possibility of money coming into the estate from a civil lawsuit. Settlement conference has been set for 3-26-14 and trial readiness for 4-18-14. The possibility of any funds coming into the estate until after the trial on 4-21-14 is improbably Public Administrator requests the next status hearing be set at least nine months from today's hearing date.</p> <p>Status Report filed 3-12-14 states the Public Administrator previously requested continuance of seven months due to the pending civil litigation. The Court instead set status for two months later. At this time, the Public Administrator is advised that a settlement has been reached but there cannot be a signed agreement until they have a final Medi-Cal statement. They expect that within 30 days. Public Administrator requests that the next status hearing not be set before June 6, 2014.</p> <p>Status Report filed 7-29-14 states it was discovered that a creditor's claim needed to be partially rejected. Because the creditor will have 30 days to appeal the rejection, additional time is needed. Petitioner requests the next hearing be set on or after 9-19-14.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> Need amended Inventory and Appraisal pursuant to Probate Code §8900 et seq. Need petition for final distribution pursuant to Probate Code §12200. <p>Note: Inventory and Appraisal filed 11-1-11 by the former Administrator indicated a total estate value of \$140,000.00, which consisted of real property valued at \$65,000.00 and a pending personal injury lawsuit valued at \$75,000.00. <i>However</i>, the value of the pending lawsuit was provided by the Administrator rather than the Probate Referee.</p> <p>Note: The decedent left a spouse and five adult children, including the former Administrator, Ms. Mancilla. Ms. Mancilla's original petition listed all relatives at the same address (the decedent's former residence), and all notices were sent to this address.</p> <p>Note: A creditor has 90 days, not 30, to act on a rejected claim.</p>
Cont. from 041213, 011714 032114, 060614		
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: 7-30-14		
Updates:		
Recommendation:		
File 9 - Anguiano		

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

DOD: 11-10-13	ERNEST and CHRISTINE ESCOBEDO,	NEEDS/PROBLEMS/COMMENTS:
	parents, are Petitioners and request appointment as Co-Administrators with Limited IAEA with bond of \$12,500.00.	Continued from 3-4-14, 4-15-14, 6-17-14
		As of 7-30-14, nothing further has been filed.
Cont. from 030414, 041514, 061714	IAEA: Need publication	Note: Petitioners were formerly represented by Attorney Glenn R. Wilson; however, pursuant to substitutions filed 5-20-14, Petitioners are now self-represented.
<input type="checkbox"/> Aff.Sub.Wit.	Decedent died intestate	The following issues have not been addressed:
<input checked="" type="checkbox"/> Verified	Residence: Kerman, CA	1. Need Notice of Petition to Administer Estate DE-121.
<input type="checkbox"/> Inventory	Publication: Need publication	2. Need proof of service of Notice of Petition to Administer Estate on relatives listed at #8 at least 15 days prior to the hearing per Probate Code §8110.
<input type="checkbox"/> PTC	Estimated value of estate: Personal property: \$12,501.00	3. Need publication pursuant to Probate Code §8120 and Local Rule 7.9.
<input type="checkbox"/> Not.Cred.	Probate Referee: Steven Diebert	4. On 6-5-14, Petitioners filed a bond in the amount of \$12,500.00; however, the bond is incorrect. The bond indicates that Petitioners are individually "bound unto Fresno Superior Court;" however, pursuant to Probate Code §8480, the bond should cover Petitioners in their capacity as Co-Administrators of the estate for the benefit of the estate, not the Court. Petitioners may wish to confirm appointment in this matter before obtaining bond.
<input type="checkbox"/> Notice of Hrg		<u>Based on the foregoing, Petitioners may wish to research how to probate an estate at the Fresno County Law Library or seek assistance from an attorney going forward.</u>
<input 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 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		Reviewed by: skc
<input type="checkbox"/> Status Rpt		Reviewed on: 7-30-14
<input type="checkbox"/> UCCJEA		Updates:
<input type="checkbox"/> Citation		Recommendation:
<input type="checkbox"/> FTB Notice		File 15 – Escobedo