



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

DOD: 3/9/2013	MARIA GALLEGOS , surviving spouse, is petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Continued from 8/13/2013.</p> <ol style="list-style-type: none"> 1. There does not appear to be a provision in the Probate Code that would allow an individual to assign or disclaim their right in a summary proceeding. Therefore all who succeed to the property must petition. If after all those entitled receive the property they can then transfer their interest in the property to the petitioner. 2. Pursuant to Probate Code §282 a Disclaimer of Interest acts if the disclaimant predeceased the creator of the interest (decedent). Therefore, the issue of those disclaiming would then be entitled to the disclaimed property. That is assuming disclaimers could be used in summary proceedings which it appears that they cannot.
	40 days since DOD.	
Cont. from 060413, 070913	No other proceedings	
<input type="checkbox"/> Aff.Sub.Wit.	I & A - \$45,000.00	
<input checked="" type="checkbox"/> Verified	Decedent died intestate.	
<input type="checkbox"/> Inventory	Petitioner requests Court determination that decedent's interest in real property located 5078 E. Platt in Fresno passes to her pursuant to intestate succession and assignments of interest from decedent's children.	
<input type="checkbox"/> PTC	Disclaimer of Interest filed on 6/11/2013.	
<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		
		Reviewed by: KT
		Reviewed on: 8/7/2013
		Updates:
		Recommendation:
		File 4 – Gallegos