



## 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.

**Notice of Motion and Motion to be Relieved as Counsel**

|                                     |                        |   |   |
|-------------------------------------|------------------------|---|---|
| <b>DOD: 10/19/87</b>                |                        | <p><b>DARLENE AZEVEDO KELLY</b>, attorney for Curtis Lee, Administrator with Will Annexed, is Petitioner.</p> <p>CURTIS LEE, son, was appointed Administrator with Will Annexed with bond in the amount of \$9,000.00 on 01/13/04.</p> <p>Bond was filed 02/19/04 and Letters were issued on 03/30/04.</p> <p>I &amp; A showing the value of the estate at \$9,000.00 was filed on 03/22/04 and Reappraisal for Sale I &amp; A filed 04/01/01 showed the value of the estate at \$13,000.00.</p> <p>Petitioner states that this probate was commenced in November 2003. The assets consist of two real estate lots valued at \$13,000.00 that were sold during the course of the probate. The net to the estate was \$3,349.16. Since the lots were sold in 2004, petitioner has had no contact with the client despite attempts to contact him at his residence and workplace requesting that he contact petitioner to close the estate.</p> | <p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <ol style="list-style-type: none"> <li>1. Need <b>Notice of Hearing</b>.</li> <li>2. Need proof of service by mail of the <b>Notice of Hearing</b> on:                     <ul style="list-style-type: none"> <li>- Curtis Lee (personal representative)</li> <li>- Surety Bonding Company of America (pursuant to Probate Code § 1213)</li> </ul> </li> </ol> <p><b>Note:</b><br/>A Status Hearing will be set in this matter as follows:</p> <ul style="list-style-type: none"> <li>• <b>Friday, September 14, 2012 at 9:00 am in Dept. 303</b> for filing of the Account and Petition for Final Distribution</li> </ul> <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> |
| <b>Cont. from</b>                   |                        |   |   |
| <input type="checkbox"/>            | <b>Aff.Sub.Wit.</b>    |   |   |
| <input checked="" type="checkbox"/> | <b>Verified</b>        |   |   |
| <input type="checkbox"/>            | <b>Inventory</b>       |   |   |
| <input type="checkbox"/>            | <b>PTC</b>             |   |   |
| <input type="checkbox"/>            | <b>Not.Cred.</b>       |   |   |
| <input type="checkbox"/>            | <b>Notice of Hrg</b> x |   |   |
| <input type="checkbox"/>            | <b>Aff.Mail</b> x      |   |   |
| <input type="checkbox"/>            | <b>Aff.Pub.</b>        |   |   |
| <input type="checkbox"/>            | <b>Sp.Ntc.</b>         |   |   |
| <input type="checkbox"/>            | <b>Pers.Serv.</b>      |   |   |
| <input type="checkbox"/>            | <b>Conf. Screen</b>    |   |   |
| <input type="checkbox"/>            | <b>Letters</b>         |   |   |
| <input type="checkbox"/>            | <b>Duties/Supp</b>     |   |   |
| <input type="checkbox"/>            | <b>Objections</b>      |   |   |
| <input type="checkbox"/>            | <b>Video Receipt</b>   |   |   |
| <input type="checkbox"/>            | <b>CI Report</b>       |   |   |
| <input type="checkbox"/>            | <b>9202</b>            |   |   |
| <input checked="" type="checkbox"/> | <b>Order</b>           |   |   |
| <input type="checkbox"/>            | <b>Aff. Posting</b>    |   |   |
| <input type="checkbox"/>            | <b>Status Rpt</b>      |   |   |
| <input type="checkbox"/>            | <b>UCCJEA</b>          |   |   |
| <input type="checkbox"/>            | <b>Citation</b>        |   |   |
| <input type="checkbox"/>            | <b>FTB Notice</b>      |   |   |
|                                     |                        | <p><b>Reviewed by:</b> JF</p> <p><b>Reviewed on:</b> 08/07/12</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 1 - Baker</b></p>   |   |

|   |   |   |
|---|---|---|
| Age: 41   | <p><b>MATTHEW MILLER</b>, Brother and Conservator of the Person, is Petitioner.</p> <p><b>Petitioner states</b> the purpose of this petition is to avoid intestacy and to provide for distribution of the conservatorship estate and the <b>Alison Miller Special Needs Trust</b>. The Conservatee lacks capacity for the proposed action and lacks legal capacity to state a position as to the proposed action. The proposed action is only for the purposes of providing for the ultimate distribution of the conservatorship estate and special needs trust estate on the conservatee's death and will have no adverse effect on the assets available for her care. Petitioner states that the circumstances show the proposed action that Alison Miller, acting as a reasonably prudent person, would take if she had capacity to do so.</p> <p><b>The conservatee's existing estate plan</b> consists of the special needs trust, which provides that the trust shall terminate on the death of the beneficiary and the trustee shall distribute the undistributed balance of the trust estate as the beneficiary may direct by the exercise of a special power of appointment, etc., subject to federal law requiring notice and reimbursement of state claims (language cited and copy provided). The trust provides that if the Conservatee fails to exercise the special power of appointment, that part must be distributed to her "heirs at law," which would be her father.</p> <p><b>However, based on the following facts, it is reasonable to conclude that the Conservatee would not provide for her father, but would instead provide for her brothers, Andrew Miller and Matthew Miller.</b></p> <p>When Alison was four months old, she became disabled after suffering a reaction to an immunization vaccine. Since that time, she has been profoundly handicapped, both physically and mentally. Shortly thereafter, her father abandoned her and has had no contact with her and provided no support in the subsequent 40+ years. Alison has a half-brother, Jeremy Miller, that she has never met.</p> <p>Until her death, Alison's mother had been solely responsible for her care, and since her death, Alison's brothers, Andrew and Matthew, have taken responsibility for her care. Since her father and half-brother have not been a part of her life, it is reasonable to conclude that Alison Miller would prefer that the trust estate be given to her brothers.</p> <p><b>Petitioner requests an Order authorizing Matthew Miller, as Conservator of the Person of Alison Miller, to execute the attached will under Probate Code §2580(b)(13), and for such other and further relief as the court deems proper.</b></p> <p>The attached will appoints Petitioner as Executor and devises the estate equally to her two brothers.</p> | <p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Note:</b> The Special Needs Trust established in 1998 was originally created in this conservatorship file and was later assigned a different case number (09CEPR00502). All assets previously held in the conservatorship estate were transferred to the SNT. Upon the petition of Matthew Miller to become Successor Conservator of the Person and Estate; the Court did not find a need for further conservatorship of the estate, and granted conservatorship of the person only.</p> <p><b>Note:</b> Alison Miller resides at Melendez Family Home, a care home in Terra Bella, CA., and receives services from CVRC.</p> <p>Reviewed by: skc</p> <p>Reviewed on: 8-9-12</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 2 - Miller</p> |
| DOB: 3-20-71  |   |   |
| Cont. from 071612   |   |   |
| Aff.Sub.Wit.  |   |   |
| <input checked="" type="checkbox"/> Verified                  |   |   |
| Inventory   |   |   |
| PTC   |   |   |
| Not.Cred.   |   |   |
| <input checked="" type="checkbox"/> Notice of Hrg             |   |   |
| <input checked="" type="checkbox"/> Aff.Mail <small>W</small> |   |   |
| Aff.Pub.  |   |   |
| Sp.Ntc.   |   |   |
| Pers.Serv.  |   |   |
| Conf. Screen  |   |   |
| Letters   |   |   |
| Duties/Supp   |   |   |
| Objections  |   |   |
| Video Receipt   |   |   |
| CI Report   |   |   |
| 9202  |   |   |
| <input checked="" type="checkbox"/> Order                     |   |   |
| Aff. Posting  |   |   |
| Status Rpt  |   |   |
| UCCJEA  |   |   |
| Citation  |   |   |
| FTB Notice  |   |   |

**Trustee's Second Accounting of Trust Assets and Petition for Its Approval and for Allowance of Attorney's Fees and Costs**

|                                     |                      |  |   |
|-------------------------------------|----------------------|--|---|
|                                     |                      | <b>JOYCE A. HENRY</b> , Trustee, is petitioner.  | <p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Note:</b> A status hearing will be set as follows:</p> <ul style="list-style-type: none"> <li><b>Friday, June 27, 2014</b> at 9:00 a.m. in Department 303 for the filing of the third account.</li> </ul> <p>Pursuant to Local Rule 7.5 if the required accounting is filed 10 days prior to the hearing on the matter the status hearing will come off calendar and no appearance will be required.</p> |
|                                     |                      | Account period: 5/1/2008 – 4/30/2012   |   |
|                                     |                      | Accounting - <b>\$531,259.63</b>   |   |
|                                     |                      | Beginning POH - <b>\$215,856.89</b>  |   |
|                                     |                      | Ending POH - <b>\$327,870.67</b>   |   |
| <b>Cont. from</b>                   |                      | Trustee - <b>not addressed</b>   |   |
| <input type="checkbox"/>            | <b>Aff.Sub.Wit.</b>  | Attorney - <b>\$1,673.00</b> (Per declaration and itemization, 3 attorney hours @ \$280/hr and 5.95 paralegal hours @ \$140/hr)                        |   |
| <input checked="" type="checkbox"/> | <b>Verified</b>      | Attorney costs - <b>\$775.00</b> (certified copy and filing fees)  |   |
| <input type="checkbox"/>            | <b>Inventory</b>     | <b>Petitioner prays for an order:</b>  |   |
| <input type="checkbox"/>            | <b>PTC</b>           | 1. Settling and allowing the account and report and approving and confirming the acts of Petitioner and the Trust from 5/1/2008 through 4/30/2012.     |   |
| <input type="checkbox"/>            | <b>Not.Cred.</b>     | 2. Authorizing and directing the Trustee to pay to John E. Barrus the sum of \$1,673.00 for legal services and the sum of \$775.00 for costs advanced. |   |
| <input checked="" type="checkbox"/> | <b>Notice of Hrg</b> |  |   |
| <input checked="" type="checkbox"/> | <b>Aff.Mail</b> W/   |  |   |
| <input type="checkbox"/>            | <b>Aff.Pub.</b>      |  |   |
| <input type="checkbox"/>            | <b>Sp.Ntc.</b>       |  |   |
| <input type="checkbox"/>            | <b>Pers.Serv.</b>    |  |   |
| <input type="checkbox"/>            | <b>Conf. Screen</b>  |  |   |
| <input type="checkbox"/>            | <b>Letters</b>       |  |   |
| <input type="checkbox"/>            | <b>Duties/Supp</b>   |  |   |
| <input type="checkbox"/>            | <b>Objections</b>    |  |   |
| <input type="checkbox"/>            | <b>Video Receipt</b> |  |   |
| <input type="checkbox"/>            | <b>CI Report</b>     |  |   |
| <input type="checkbox"/>            | <b>9202</b>          |  |   |
| <input checked="" type="checkbox"/> | <b>Order</b>         |  |   |
| <input type="checkbox"/>            | <b>Aff. Posting</b>  |  |   |
| <input type="checkbox"/>            | <b>Status Rpt</b>    |  |   |
| <input type="checkbox"/>            | <b>UCCJEA</b>        |  |   |
| <input type="checkbox"/>            | <b>Citation</b>      |  |   |
| <input type="checkbox"/>            | <b>FTB Notice</b>    |  |   |
|                                     |                      |  | <b>Reviewed by: KT</b>  |
|                                     |                      |  | <b>Reviewed on: 8/14/12</b>   |
|                                     |                      |  | <b>Updates:</b>   |
|                                     |                      |  | <b>Recommendation:</b>  |
|                                     |                      |  | <b>File 3 - Tyler</b>   |

**5 Donnie De'monty Marquise Maiden, Jr (GUARD/P) Case No. 11CEPR01109**

Atty Williams, Phyllis Louise (pro per Petitioner/paternal grandmother)

Atty Schacher, Kara (for Objector/father Donnie Maiden, Sr.)

**Petition for Appointment of Guardian of the Person (Prob. C. 1510)**

|   |  |  |
|---|--|--|
| <b>Age: 4 years</b>                               | <b><u>Temporary Expires 8/14/12</u></b>  | <b>NEEDS/PROBLEMS/COMMENTS:</b>  |
|   | <b>PHYLLIS LOUISE WILLIAMS</b> , paternal grandmother, is Petitioner.  | <p><b>Continued from 7/12/12. Minute order states Counsel advises the court that she has been contacted by Ms. Fradue. The Court notes for the record that Ms. Fradue is not present in court. Counsel requests a continuance.</b></p> <p>1. Objections are brought by Latasha Fradue on behalf of the father, Donnie Maiden, Sr. via a Power of Attorney. The Power of Attorney attached to the objections gives Latasha Fradue temporary custody of Donnie Maiden's son, Donnie Maiden, Jr. The POA does not appear to give Ms. Fradue authority to file objections on behalf of the father Donnie Maiden, Sr.</p> |
|   | Father: <b>DONNIE DE'MONTY MARQUISE MAIDEN</b> – incarcerated in Phoenix, AZ – served by mail on 3/27/12. Minute order dated 4/26/12 found father has been given notice.   |  |
| Cont. from 022312, 042612, 060712, 071212         | Mother: <b>FELICIA RAMIREZ</b> – Court dispensed with notice by minute order dated 2/23/12.  |  |
| <input type="checkbox"/> Aff.Sub.Wit.             | Paternal Grandfather: Donnie Maiden  |  |
| <input checked="" type="checkbox"/> Verified      | Maternal Grandfather: Unknown  |  |
| <input type="checkbox"/> Inventory                | Maternal Grandmother: Unknown  |  |
| <input type="checkbox"/> PTC                      | Petitioner states the father had sole custody of the minor. Father is now incarcerated and is unable to care for the minor.  |  |
| <input type="checkbox"/> Not.Cred.                | Petitioner states she has been actively involved in the minor's life since birth. A guardianship is necessary so that the Petitioner can provide the minor with the proper care and support.   |  |
| <input checked="" type="checkbox"/> Notice of Hrg | <b>Objections of Donnie Maiden, Sr. filed by Latasha Purdue on behalf of Donnie Maiden, Sr. via Power of Attorney on 4/25/12.</b>  |  |
| <input checked="" type="checkbox"/> Aff.Mail W/   | Objections state Phyllis Williams was not involved in Donnie Maiden, Sr.'s upbringing, has past issues with drugs use and is not the party Mr. Maiden wants caring for his son.  |  |
| <input type="checkbox"/> Aff.Pub.                 | Mr. Maiden has known Latasha Fradue since childhood and they lived together since July 2010. She and Donnie Jr. have a very close relationship as she has known him since birth. Latasha Fradue is the person Mr. Maiden wants caring for his son. |  |
| <input type="checkbox"/> Sp.Ntc.                  | <b>Court Investigator JoAnn Morris' Report filed on 4/11/12.</b>   |  |
| <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 checked="" 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               |  |  |
|   |  | <b>Reviewed by: KT</b>   |
|   |  | <b>Reviewed on: 8/8/12</b>   |
|   |  | <b>Updates:</b>  |
|   |  | <b>Recommendation:</b>   |
|   |  | <b>File 5 - Maiden</b>   |

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

|                                     |                      |   |  |
|-------------------------------------|----------------------|---|--|
| <b>DOD: 4/7/12</b>                  |                      | <p><b>KATHLEEN DELSID-HOOVER and CHRISTOPHER DELSID</b> are petitioners.</p> <p>40 days since DOD.</p> <p>No other proceedings.</p> <p>Will dated 1/26/2009 and codicil dated 6/25/2009 devises entire estate in equal shares to Kathleen Delsid-Hoover and Christopher Delsid.</p> <p>I &amp; A - <b>\$147,800.00</b></p> <p><b>Petitioners request</b> court determination that decedent's 100% interest in real property located in Clovis and Decedent's 2005 Honda Civic pass to them in equal shares pursuant to Decedent's Will and Codicil.</p> | <p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>1. Need Order.</p> |
|                                     |                      |   |  |
|                                     |                      |   |  |
|                                     |                      |   |  |
| <b>Cont. from</b>                   |                      |   |  |
| <input type="checkbox"/>            | <b>Aff.Sub.Wit.</b>  |   |  |
| <input checked="" type="checkbox"/> | <b>Verified</b>      |   |  |
| <input type="checkbox"/>            | <b>Inventory</b>     |   |  |
| <input type="checkbox"/>            | <b>PTC</b>           |   |  |
| <input type="checkbox"/>            | <b>Not.Cred.</b>     |   |  |
| <input checked="" type="checkbox"/> | <b>Notice of Hrg</b> |   |  |
| <input checked="" type="checkbox"/> | <b>Aff.Mail</b> W/O  |   |  |
| <input type="checkbox"/>            | <b>Aff.Pub.</b>      |   |  |
| <input type="checkbox"/>            | <b>Sp.Ntc.</b>       |   |  |
| <input type="checkbox"/>            | <b>Pers.Serv.</b>    |   |  |
| <input type="checkbox"/>            | <b>Conf. Screen</b>  |   |  |
| <input type="checkbox"/>            | <b>Letters</b>       |   |  |
| <input type="checkbox"/>            | <b>Duties/Supp</b>   |   |  |
| <input type="checkbox"/>            | <b>Objections</b>    |   |  |
| <input type="checkbox"/>            | <b>Video Receipt</b> |   |  |
| <input type="checkbox"/>            | <b>CI Report</b>     |   |  |
| <input type="checkbox"/>            | <b>9202</b>          |   |  |
| <input type="checkbox"/>            | <b>Order</b> X       |   |  |
| <input type="checkbox"/>            | <b>Aff. Posting</b>  |   |  |
| <input type="checkbox"/>            | <b>Status Rpt</b>    |   |  |
| <input type="checkbox"/>            | <b>UCCJEA</b>        |   |  |
| <input type="checkbox"/>            | <b>Citation</b>      |   |  |
| <input type="checkbox"/>            | <b>FTB Notice</b>    |   |  |
|                                     |                      | <p><b>Reviewed by:</b> KT</p> <p><b>Reviewed on:</b> 8/7/12</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 8 - Maurer</b></p>  |  |

Petition for Letters Administration (Prob. C. 8002, 10450)

|                                     |                      |   |                     |              |                 |              |                |                     |   |
|-------------------------------------|----------------------|---|---------------------|--------------|-----------------|--------------|----------------|---------------------|---|
| <b>DOD: 5/12/12</b>                 |                      | <p><b>JIM D. REIS</b>, brother, is petitioner and requests appointment as Administrator without bond.</p> <p>Full IAEA – o.k.</p> <p>Decedent died intestate.</p> <p>Residence: Auberry<br/>         Publication: Fresno Business Journal</p> <p><b>Estimated value of the estate:</b></p> <table> <tr> <td>Personal property -</td> <td>\$ 56,000.00</td> </tr> <tr> <td>Real property -</td> <td>\$172,000.00</td> </tr> <tr> <td><b>Total -</b></td> <td><b>\$228,000.00</b></td> </tr> </table> <p><b>Probate Referee: Steven Diebert</b></p> | Personal property - | \$ 56,000.00 | Real property - | \$172,000.00 | <b>Total -</b> | <b>\$228,000.00</b> | <p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>1. Decedent's sister, Marilyn Goddard, is an heir of this estate was sent notice in Italy. Probate Code §8113 states if a citizen of a foreign country dies without leaving a will or leaves a will without naming an executor, or if it appears that property will pass to a citizen of a foreign country, notice shall be given to a recognized diplomatic or consular official of the foreign country maintaining an office in the United States. Need proof of service of the Notice of Petition to Administer the Estate on the Italian Consulate.</p> |
| Personal property -                 | \$ 56,000.00         |   |                     |              |                 |              |                |                     |   |
| Real property -                     | \$172,000.00         |   |                     |              |                 |              |                |                     |   |
| <b>Total -</b>                      | <b>\$228,000.00</b>  |   |                     |              |                 |              |                |                     |   |
| <b>Cont. from</b>                   |                      |   |                     |              |                 |              |                |                     |   |
| <input type="checkbox"/>            | <b>Aff.Sub.Wit.</b>  |   |                     |              |                 |              |                |                     |   |
| <input checked="" type="checkbox"/> | <b>Verified</b>      |   |                     |              |                 |              |                |                     |   |
| <input type="checkbox"/>            | <b>Inventory</b>     |   |                     |              |                 |              |                |                     |   |
| <input type="checkbox"/>            | <b>PTC</b>           |   |                     |              |                 |              |                |                     |   |
| <input type="checkbox"/>            | <b>Not.Cred.</b>     |   |                     |              |                 |              |                |                     |   |
| <input type="checkbox"/>            | <b>Notice of Hrg</b> |   |                     |              |                 |              |                |                     |   |
| <input checked="" type="checkbox"/> | <b>Aff.Mail</b>      |   | W/                  |              |                 |              |                |                     |   |
| <input checked="" type="checkbox"/> | <b>Aff.Pub.</b>      |   |                     |              |                 |              |                |                     |   |
| <input type="checkbox"/>            | <b>Sp.Ntc.</b>       |   |                     |              |                 |              |                |                     |   |
| <input type="checkbox"/>            | <b>Pers.Serv.</b>    |   |                     |              |                 |              |                |                     |   |
| <input type="checkbox"/>            | <b>Conf. Screen</b>  |   |                     |              |                 |              |                |                     |   |
| <input checked="" type="checkbox"/> | <b>Letters</b>       |   |                     |              |                 |              |                |                     |   |
| <input checked="" type="checkbox"/> | <b>Duties/Supp</b>   |   |                     |              |                 |              |                |                     |   |
| <input type="checkbox"/>            | <b>Objections</b>    |   |                     |              |                 |              |                |                     |   |
| <input type="checkbox"/>            | <b>Video Receipt</b> |   |                     |              |                 |              |                |                     |   |
| <input type="checkbox"/>            | <b>CI Report</b>     |   |                     |              |                 |              |                |                     |   |
| <input type="checkbox"/>            | <b>9202</b>          |   |                     |              |                 |              |                |                     |   |
| <input checked="" type="checkbox"/> | <b>Order</b>         |   |                     |              |                 |              |                |                     |   |
| <input type="checkbox"/>            | <b>Aff. Posting</b>  |   |                     |              |                 |              |                |                     |   |
| <input type="checkbox"/>            | <b>Status Rpt</b>    |   |                     |              |                 |              |                |                     |   |
| <input type="checkbox"/>            | <b>UCCJEA</b>        |   |                     |              |                 |              |                |                     |   |
| <input type="checkbox"/>            | <b>Citation</b>      |   |                     |              |                 |              |                |                     |   |
| <input type="checkbox"/>            | <b>FTB Notice</b>    |   |                     |              |                 |              |                |                     |   |
|                                     |                      | <b>Reviewed by: KT</b>  |                     |              |                 |              |                |                     |   |
|                                     |                      | <b>Reviewed on: 8/8/12</b>  |                     |              |                 |              |                |                     |   |
|                                     |                      | <b>Updates:</b>   |                     |              |                 |              |                |                     |   |
|                                     |                      | <b>Recommendation:</b>  |                     |              |                 |              |                |                     |   |
|                                     |                      | <b>File 9 - Reis</b>  |                     |              |                 |              |                |                     |   |

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

|   |   |  |   |
|---|---|--|---|
| <b>DOD:8-27-07</b>                        |   | <p><b>DALE EUGENE ANDREWS</b>, 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. <b>Letters issued on 3-6-09.</b></p> <p><b>On 1-6-12</b>, 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><b>On 2-21-12</b>, counsel requested continuance.</p> <p><b>On 4-10-12</b>, Attorney Ratzlaff informed the Court that they are waiting for the I&amp;A from the referee. If I&amp;A and final distribution are filed and approved, no appearances are needed. Matter continued to 6-5-12.</p> <p><b>Final Inventory and Appraisal filed 6-20-12</b> reflects a total estate value of \$103,918.00 (US Savings Bonds).</p> <p><b>Minute Order 7-17-12:</b> Counsel advises the Court that she has not yet prepared the Petition for Final Distribution which is not her client's fault but her own. Matter continued to 8-14-12. Counsel is directed to file the First Account or Petition for Final Distribution by 8-9-12.</p> <p><b>As of 8-9-12, a first account, petition for final distribution, or current status report has not been filed.</b></p> | <p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Note:</b> This is the 5<sup>th</sup> status hearing for failure to file.</p> <p><u>Continued from 2-21-12, 4-10-12, 6-5-12, 7-17-12.</u></p> <p><b>Minute Order 6-5-12:</b> 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><b>Minute Order 7-17-12:</b> Counsel advises the Court that she has not yet prepared the Petition for Final Distribution which is not her client's fault but her own. Matter continued to 8-14-12. Counsel is directed to file the First Account or Petition for Final Distribution by 8-9-12.</p> <p><b>As of 8-9-12, nothing further has been filed.</b></p> <p>1. Need account or petition for final distribution or current status report.</p> |
| Cont. from 022112, 041012, 060512, 071712 |   |  |   |
| 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                                |   |  |   |
| Reviewed by: skc                          |   |  |   |
| Reviewed on: 8-9-12                       |   |  |   |
| Updates:                                  |   |  |   |
| Recommendation:                           |   |  |   |
| File 11 - Andrews                         |   |  |   |

Status Hearing Re: Filing of the Inventory and Appraisal

|                          |               |  |
|--------------------------|---------------|--|
|                          |               | <p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>OFF CALENDAR.</b> Inventory and appraisal filed on 7/30/12.</p> |
|                          |               |  |
|                          |               |  |
|                          |               |  |
| <b>Cont. from</b>        |               |  |
| <input type="checkbox"/> | Aff.Sub.Wit.  |  |
| <input type="checkbox"/> | Verified      |  |
| <input type="checkbox"/> | Inventory     |  |
| <input type="checkbox"/> | PTC           |  |
| <input type="checkbox"/> | Not.Cred.     |  |
| <input type="checkbox"/> | Notice of Hrg |  |
| <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 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         |  |
| <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: 8/8/12  |
|                          |               | Updates:   |
|                          |               | Recommendation:  |
|                          |               | File 12 - Anderson   |

**Petition for Appointment of Guardian of the Person (Prob. C. 1510)**

|   |  |   |
|---|--|---|
| <b>Age: 2 years</b>                                     | <b>THERE IS NO TEMPORARY. Temporary was denied.</b>  | <p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <ol style="list-style-type: none"> <li>1. Need Notice of Hearing</li> <li>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"> <li>• Carl Johnson, Jr. (Father)</li> <li>• Corina Medrano (Mother)</li> </ul> </li> <li>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"> <li>• Carl Johnson, Sr. (paternal grandfather)</li> <li>• Lola Johnson (paternal grandmother)</li> <li>• Rudy Medrano (maternal grandfather)</li> </ul> </li> <li>4. UCCJEA is incomplete regarding the dates of the child's residence.</li> <li>5. Petitioner's indicates on #8 of the Confidential Screening Form that she is aware of reports alleging any form of child abuse, neglect, or molestation made to any agency protecting children regarding Petitioner or any other person living in her home but does not provide an explanation as required.</li> </ol> <p style="text-align: center;"><b>Please see additional page</b></p> |
|   | <b>ELEANOR SUBIA</b> , maternal grandmother, is petitioner.  |   |
| <b>Cont. from</b>                                       | Father: <b>CARL JOHNSON, JR.</b>   |   |
| <input type="checkbox"/> <b>Aff.Sub.Wit.</b>            | Mother: <b>CORINA MEDRANO</b>  |   |
| <input checked="" type="checkbox"/> <b>Verified</b>     | Paternal grandfather: Carl Johnson, Sr.  |   |
| <b>Inventory</b>  | Paternal grandmother: Lola Johnson   |   |
| <b>PTC</b>  | Maternal grandfather: Rudy Medrano   |   |
| <b>Not.Cred.</b>  | Maternal grandmother: Eleanor Subia  |   |
| <b>Notice of Hrg</b>                                    | <b>Petitioner alleges:</b> the child is residing in an unhealthy and unsafe environment due to domestic violence between the parents. Petitioner states that the Father went to jail and is on probation for domestic violence. Petitioner believes that a possible 3-5 year restraining order was issued. |   |
| <b>Aff.Mail</b>   |  |   |
| <b>Aff.Pub.</b>   |  |   |
| <b>Sp.Ntc.</b>  |  |   |
| <b>Pers.Serv.</b>                                       |  |   |
| <input checked="" type="checkbox"/> <b>Conf. Screen</b> |  |   |
| <input checked="" type="checkbox"/> <b>Letters</b>      |  |   |
| <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>                                       |  |   |
| <input checked="" type="checkbox"/> <b>UCCJEA</b>       |  |   |
| <b>Citation</b>   |  |   |
| <b>FTB Notice</b>                                       |  |   |

**NEEDS/PROBLEMS/COMMENTS (cont.):**

6. Petitioner indicates on ICWA 010A that the child may have Indian ancestry however on the Guardianship Petition – Child Information Attachment the petitioner indicates at #1 c.(2) that she has no knowledge of the child having Indian ancestry. Please clarify. (Note: If the child does have Indian ancestry then the petition will need to be continued in order to send notice required under ICWA. ICWA forms are in the file if needed.)

**Court Investigator Dina Calvillo to Provide:**

1. Court Investigator's Report
2. Clearances

**Petition for Appointment of Guardian of the Person (Prob. C. 1510)**

|                |                      |   |   |
|----------------|----------------------|---|---|
| <b>Age: 15</b> |                      | <b>TEMPORARY EXPIRES 8-14-12</b>  | <p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>1. The paternal grandfather's name is listed on the petition as "Paul Brizendine" with an unknown address. The Notice of Hearing filed 6-7-12 indicates that "Don Brizendine" was served by mail. Is this the paternal grandfather? If not, need proof of service of Notice of Hearing with a copy of the Petition on the paternal grandfather.</p> |
|                |                      | <p><b>TERRY LYN ELAM</b>, Maternal Grandmother, is Petitioner.</p> <p>Father: <b>PAUL BRIZENDINE</b><br/>         - Consent and Waiver of Notice filed 6-4-12</p> <p>Mother: <b>CRISTAL RANDOLPH</b><br/>         - Consent and Waiver of Notice filed 6-4-12</p> <p>Paternal Grandfather: Paul Brizendine<br/>         Paternal Grandmother: Sandy Workman<br/>         - Served by mail 6-6-12</p> <p>Maternal Grandfather: Sherman Tatum<br/>         - Served by mail 6-6-12</p> <p>Siblings: Khalfan Randolph<br/>         Ayanna Randolph<br/>         Sariah Tatum</p> <p><b>Petitioner states</b> the minor has lived with her most of her life. She and her husband Jerry Elam have raised her about 13 years. At this time, the minor needs medical attention so guardianship is needed.</p> <p><b>Court Investigator Samantha Henson filed a report on 8-6-12.</b></p> |   |
|                | <b>Aff.Sub.Wit.</b>  |   |   |
| ✓              | <b>Verified</b>      |   |   |
|                | <b>Inventory</b>     |   |   |
|                | <b>PTC</b>           |   |   |
|                | <b>Not.Cred.</b>     |   |   |
| ✓              | <b>Notice of Hrg</b> |   |   |
| ✓              | <b>Aff.Mail</b>      | W   |   |
|                | <b>Aff.Pub.</b>      |   |   |
|                | <b>Sp.Ntc.</b>       |   |   |
| N/A            | <b>Pers.Serv.</b>    |   |   |
| ✓              | <b>Conf. Screen</b>  |   |   |
| ✓              | <b>Letters</b>       |   |   |
| ✓              | <b>Duties/Supp</b>   |   |   |
|                | <b>Objections</b>    |   |   |
|                | <b>Video Receipt</b> |   |   |
| ✓              | <b>CI Report</b>     |   |   |
| ✓              | <b>Clearances</b>    |   |   |
| ✓              | <b>Order</b>         |   |   |
|                | <b>Aff. Posting</b>  |   |   |
|                | <b>Status Rpt</b>    |   |   |
| ✓              | <b>UCCJEA</b>        |   |   |
|                | <b>Citation</b>      |   |   |
|                | <b>FTB Notice</b>    |   |   |
|                |                      |   | <p><b>Reviewed by:</b> skc</p> <p><b>Reviewed on:</b> 8-9-12</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 14 - Brizendine</b></p>  |



Atty RANGEL, CRUZ  
Atty GUERRERO, LETICIA P.

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

|                |  |   |
|----------------|--|---|
| Age: 7         | TEMPORARY EXPIRES 8-14-12  | <p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <ol style="list-style-type: none"> <li>1. Need Notice of Hearing.</li> <li>2. Need proof of personal service of Notice of Hearing with a copy of the Petition at least 15 days prior to the hearing per Probate Code §1511 on:                     <ul style="list-style-type: none"> <li>- Albert Guerrero (Father)</li> </ul> </li> <li>3. Need proof of service of Notice of Hearing with a copy of the Petition at least 15 days prior to the hearing per Probate Code §1511 <u>or</u> consent and waiver of notice <u>or</u> declaration of due diligence on:                     <ul style="list-style-type: none"> <li>- Albert Guerrero (Paternal Grandfather)</li> <li>- Sally Guerrero (Paternal Grandmother)</li> <li>- Maternal Grandfather</li> <li>- Maternal Grandmother</li> </ul> <p><i>Note: Petitioner states the maternal grandparents are unknown; however, the Child Information Attachment at #4 states Petitioner was friends with the mother since they were children and is in contact with the mother's husband Daniel Bonilla. Therefore, Petitioners should able to find them and provide notice as required.</i></p> </li> </ol> |
| DOB: 9-13-04   | LETICIA GUERRERO and CRUZ RANGEL, paternal aunt and uncle, are Petitioners.  |   |
|                | Father: <b>ALBERT GUERRERO</b><br>- <i>Incarcerated (Avenal)</i>   |   |
| Aff.Sub.Wit.   | Mother: <b>SYLVIA TORRES</b> ( <i>Deceased</i> )   |   |
| ✓ Verified     | Paternal Grandfather: Albert Guerrero<br>Paternal Grandmother: Sally Guerrero  |   |
| Inventory      | Maternal Grandfather: Unknown<br>Maternal Grandmother: Unknown   |   |
| PTC            | <b>Petitioner states</b> the mother passed away in June. His step-father Danny contacted Petitioner to care for the minor. |   |
| Not.Cred.      | <b>Court Investigator Charlotte Bien</b> filed a report on 7-24-12.  |   |
| Notice of Hrg  |  |   |
| Aff.Mail       |  |   |
| Aff.Pub.       |  |   |
| Sp.Ntc.        |  |   |
| Pers.Serv.     |  |   |
| ✓ Conf. Screen |  |   |
| ✓ Letters      |  |   |
| ✓ Duties/Supp  |  |   |
| Objections     |  |   |
| Video Receipt  |  |   |
| ✓ CI Report    |  |   |
| ✓ Clearances   |  |   |
| ✓ Order        |  |   |
| Aff. Posting   |  |   |
| Status Rpt     |  |   |
| UCCJEA         |  |   |
| Citation       |  |   |
| FTB Notice     |  |   |
|                | Reviewed by: skc   |   |
|                | Reviewed on: 8-9-12  |   |
|                | Updates:   |   |
|                | Recommendation:  |   |
|                | File 16 - Guerrero   |   |