

(1) First Account Current and Report of Trustee, (2) Petition for Allowance of Compensation to Trustee and Attorney (Prob. C. 15681, 15688, 16062, 16063)

		PUBLIC GUARDIAN , Trustee, is petitioner.	NEEDS/PROBLEMS/COMMENTS:
		Account period: 1/30/07 – 6/30/10	Continued from 8/1/11 as of 9/19/11 the following issue remains:
Cont. from 080111			
	Aff.Sub.Wit.	Accounting - \$414,704.56	1. Petition does not include the names and addresses of each person entitled to notice. Probate Code §17203. <u>Note:</u> The only person noticed was Miguel Garcia, guardian for minor beneficiaries. The Trust instrument indicates the Settlor had two children who would be beneficiaries of this trust however neither child is named in the trust instrument or in this accounting.
✓	Verified	Beginning POH - \$403,750.00	
	Inventory	Ending POH - \$332,290.67	
	PTC		
	Not.Cred.	Trustee - \$2,922.80 (12.95 Deputy hours @ \$96/hr and 22.10 Staff hours @ \$76/hr)	
✓	Notice of Hrg		
✓	Aff.Mail	Attorney - \$2,000.00 (pursuant to Local Rule)	
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.	Bond - \$1,588.34 (o.k.)	
	Conf. Screen		
	Letters		
	Duties/Supp	Petitioner prays for an Order:	
	Objections	1. Approving, allowing and settling the first account;	
	Video Receipt	2. Authorizing Trustee fees in the amount of \$2,922.00 and attorney fees in the amount of \$2,000.00;	
	CI Report	3. Payment of the bond fee of \$1,588.34.	
	9202		
✓	Order		Reviewed by: KT
	Aff. Posting		Reviewed on: 9/19/11
	Status Rpt		Updates:
	UCCJEA		Recommendation:
	Citation		File 1 - Hernandez
	FTB Notice		

Probate Status Hearing Re: Failure to File a First Account or Petition for Final Distribution (Prob. C. 12200, et seq)

Age:		<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>OFF-CALENDAR; FIRST ACCOUNT AND PETITION FOR FINAL DISTRIBUTION WAS FILED 8/31/11 AND HAS A HEARING DATE OF 10/20/11.</u></p>
DOD:		
Cont. from		
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 on: 9/19/11
		Updates:
		Recommendation: NRN
		File 2 – Spears

Amended (1) First and Final Account and Report of Administrator and (2) Petition for Allowance of Ordinary and Extraordinary Commissions And Fees and for (3) Distribution

DOD: 12-22-06	PUBLIC ADMINISTRATOR is Petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Minute Order 8-1-11: Counsel advises the Court that the Public Administrator needs time to do an inventory.</p> <p>Note: Supplemental I&A was filed 8-18-11 reflecting \$3,252.70 in securities that were noted as sole, but had not been previously inventoried.</p> <ol style="list-style-type: none"> 1. Need receipts for the preliminary distributions of \$15,000.00 each to Donna George and Denise See authorized on 9-8-11. 2. Need amended account petition for final distribution in light of the Supplemental I&A and the preliminary distributions. 3. Need proof of service of Notice of Hearing on Donna George. Notice was sent "c/o Ray Holquin." Direct notice is required per Cal. Rule of Court 7.51(a).
	Account period: 6-9-08 through 9-17-10	
	Accounting: \$156,578.98	
Cont. from 080111	Beginning POH: \$152,700.00	
<input type="checkbox"/> Aff.Sub.Wit.	Ending POH: \$94,520.15 (cash)	
<input checked="" type="checkbox"/> Verified	Public Administrator (Statutory): \$4,437.37	
<input checked="" type="checkbox"/> Inventory	Attorney (Statutory): \$4,437.37	
<input checked="" type="checkbox"/> PTC	Public Administrator (XO): \$2,036.90 (\$1,000.00 for sale of real property and \$788.90 for sale of personal property per local rules, plus \$248.00 for 1 Deputy hour @ \$96.00/hr and 2 Staff hours @ \$76.00/hr for preparation of final tax return.)	
<input checked="" type="checkbox"/> Not.Cred.	Bond fee: \$880.74 (ok)	
<input checked="" type="checkbox"/> Notice of Hrg	Closing: \$600.00	
<input checked="" type="checkbox"/> Aff.Mail W	Petitioner states the Public Administrator advised heir Donna George on 8-5-08 that she must pay \$1,000.00/month rent for living in Decedent's residence for 19 months; however, she did not pay, and did not move without being served an eviction notice.	
<input type="checkbox"/> Aff.Pub.	Distribution pursuant to intestate succession and after payment of court fees and equalization of the above rental debt:	
<input type="checkbox"/> Sp.Ntc.	Donna George: \$31,183.14	
<input type="checkbox"/> Pers.Serv.	Denise See: \$50,183.13	
<input type="checkbox"/> Conf. Screen	Note: Need amended account and petition for final distribution in light of Supplemental Inventory and Appraisal filed 8-18-11 and preliminary distributions authorized 9-8-11.	
<input checked="" type="checkbox"/> Letters 6-9-08		
<input type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input checked="" 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		
N/A FTB Notice		

4 Daniel J. Atkins aka Daniel James Atkins aka Danny Atkins aka Daniel Atkins(Estate) Case No.09CEPR00896
Atty Jaech, Jeffrey A. (for Candy Atkins/personal representative – Petitioner)
First Status Report of Personal Representative (Probate Code 12201)

DOD: 10/1/09		<p>CANDY ATKINS, former spouse and personal representative, is Petitioner.</p> <p>Petitioner states:</p> <ul style="list-style-type: none"> Decedent passed away 10/1/09; his Will was admitted to probate on 3/25/10 (<i>Petitioner was originally appointed as administrator on 12/3/09; however, Decedent’s Will was found after said appointment and amended letters of administration with will annexed were issued 3/25/10.</i>) The estate is not now in a position to be closed; Four creditors’ claims have been filed with the Court, however none of the debts of Decedent or of the Estate have been paid; The estate has no liquid assets to pay the administration expenses or the creditors’ claims; Pursuant to a <i>Noticed of Proposed Action</i> filed 4/13/10, Petitioner discarded Decedent’s tangible personal property located in Decedent’s storage unit, as the items were damaged and not suitable for sale or distribution; Petitioner has listed Decedent’s unimproved real property in Madera County (the Real Property), and recently had to list it at a lower price due to lack of interest in the Real Property; An <i>I&A</i> has not been filed; Due to the slow real estate market, Petitioner initially requested that the Probate Referee wait for some time to value the Real Property to determine if it could be sold before he valued it; Petitioner’s attorney however recently requested that the Real Property be valued and the <i>I&A</i> should be filed prior to the 9/26/11 hearing; Petitioner is also currently working with the estate’s accountant to determine if income tax returns are necessary and for what years; The devisees named in Decedent’s Will are Petitioner, Decedent’s two sons, and one of Decedent’s friends. <p>Petitioner requests the Court order that:</p> <ol style="list-style-type: none"> The administration of the estate be allowed to continue until the Real Property is sold; All of Petitioner’s acts as personal representative be confirmed and approved. 	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: <u>A Final I&A was filed on 9/8/11.</u></p>	
Cont. from				
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input checked="" type="checkbox"/>	Inventory			
<input checked="" type="checkbox"/>	PTC			
<input checked="" 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			3/25/10
<input type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input type="checkbox"/>	CI Report			
<input checked="" type="checkbox"/>	9202			
<input checked="" type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input checked="" type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input checked="" type="checkbox"/>	FTB Notice			

Atty O'Neill, Patricia B (for Timothy Moore – Son – Conservator of the Person - Petitioner)
 Atty LeVan, Nancy J. (Court-appointed for Conservatee)
 Atty Kruthers, Heather H (for Public Guardian – Conservator of the Estate)

Petition to Relocate Conservatee

Age: 83	TIMOTHY MOORE , Conservator of the Person with medical consent powers, is Petitioner.	NEEDS/PROBLEMS/COMMENTS: Minute Order 8-15-11: The Court is advised that the movement of Bernice Dunn is pending. Ms. Smith advises the Court that the Public Guardian does not have any objections. The Court directs that proper notice be given so that any objections may be filed. The Court orders that Ms. Dunn not be moved until further order of the Court. Matter continued to 9-26-11.
DOB: 1-22-28		
	On 2-17-11 , Timothy Moore was appointed Conservator of the Person with medical consent powers, and Public Guardian was appointed Conservator of the Estate.	
Cont. from 081511		
Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified	The court order further specified that Mr. Moore shall not replace traditional medicine with non-traditional medicine and shall not move Conservatee from Sunrise Assisted Living without noticed hearing and court approval.	
Inventory		
PTC		
Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg	Petitioner states the Public Guardian informed him that Conservatee's money would be depleted in less than four years if she remains at Sunrise (at over \$8,000.00/ month), and requested that she be moved to a less expensive facility.	
<input checked="" type="checkbox"/> Aff.Mail	W	
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.	Petitioner selected Palm Gardens Retirement Home in Clovis. It is a licensed locked facility specializing in dementia care. It houses six residents with a nice room for Conservatee with lovely and secure grounds. Included are community and social outings such as movies, zoo, park senior center, concerts. Petitioner met with the resident physician, Dr. Flauta, and found him to be an acceptable medical provider. The facility also includes hospice care which means that the Conservatee can stay there until her death.	
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
<input checked="" type="checkbox"/> Order	This facility cost of \$4,000.00/month includes meals, housekeeping, linens, laundry, assistance with daily living, furniture, medication administration, planning and transportation for medical appointments, planned activities, and other services. Public Guardian prepared a budget based on the cost and has signed off on it. The conservatorship estate could pay the cost of this facility for over 19 years.	
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice	The facility is convenient to Petitioner's home in Coarsegold (Petitioner and his wife visit frequently). Petitioner states the only drawback is that Conservatee would not immediately have a private bathroom. It has been requested, but Petitioner notes that because of her physical condition, the use of a shared bathroom would not be detrimental to her privacy. Therefore, the facility appears to be within Conservatee's budget and will provide the care she requires. Petitioner states he has made a deposit that expires on 8-2-11; however, Petitioner would personally pay the facility to hold the bed until 8-15-11.	
SEE PAGE 2		Updates:
		Contacts: Reviewed 9-20-11
		Recommendation:
		Reviewed by: skc
		File 5 - Dunn

Atty O'Neill, Patricia B (for Timothy Moore – Son – Conservator of the Person - Petitioner)

Atty LeVan, Nancy J. (Court-appointed for Conservatee)

Atty Kruthers, Heather H (for Public Guardian – Conservator of the Estate)

Petition to Relocate Conservatee**SUMMARY (Continued):**

Petitioner's Declaration filed 9-19-11 explains that on 6-21-11, Deputy Public Guardian Youa Her emailed him to inform him that the Conservatee's care was costing too much and he should move her to a less expensive facility. She suggested some alternatives and Petitioner found one that he thought would appropriately care for and protect Conservatee. Petitioner states he inquired about the moving process, and Ms. Her told him that all he needed to do was give a 15-day notice (email attached). Petitioner took her advice and on 7-1-11, sent a letter regarding the new facility to Attorney LeVan (Court-appointed counsel for Conservatee), Mr. Dunn, and his siblings. On 7-7-11 and 7-14-11, he emailed Attorney LeVan again with the emails from Ms. Her so she would be aware of what was going on. Attorney LeVan informed him that he had used the wrong form, and also reminded him of the restriction on moving the Conservatee. Petitioner states that his attorney was unavailable for this urgent matter, and he met with another attorney, John Barrus, to get the correct filing done immediately. However, Mr. Barrus failed to file the petition and insisted that he enter into an agreement with Attorney LeVan to relocate the Conservatee to a facility selected by Attorney LeVan and his sister, which Petitioner does not believe is appropriate. Therefore, Petitioner declined Attorney Barrus' services (invoice attached).

Petitioner states that it was not his intention to relocate the Conservatee to Coarsegold, or to keep the other parties uninformed about her care. Petitioner thought he had given sufficient notice, and his faults were not consulting an attorney regarding the relocation restriction in the Court's order. Petitioner apologizes to the Court, Ms. Her, Ms. LeVan, Mr. Dunn, and his siblings.

Regarding the concern that the facility is locked: The Conservatee is diagnosed with Alzheimer's Dementia. Palm Gardens has a dementia waiver from the State of California, which means they can lock and alarm the facility without being considered a locked facility. This level of security is the same as at Sunrise (Conservatee's current facility).

Palm Gardens is the only affordable facility that Petitioner found that takes residence on routine community outings, and also provides in-house entertainment for residents. Regarding the private bathroom: Conservatee needs full assistance for hygiene and changing in toileting. Privacy is no longer an issue and staff is always present.

Petitioner paid \$2,000.00 out of his own pocket to reserve the room for July and August; however, at this time, Palm Gardens is no longer being held for Conservatee. Petitioner now requests that the Court allow Conservatee to remain at Sunrise until there is another opening at Palm Gardens, at which time Petitioner would be able to move her without further notice. Petitioner states Palm Gardens is the least restrictive, best suited, and economically feasible environment for Conservatee.

Court Investigator Charlotte Bien's 6-Month Review was filed 8-12-11.

Atty Gromis, David P.; of Gromis & Aguirre (for Petitioner Paul R. Porter, Executor)

(1) Petition for Final Distribution on Waiver of Account and (2) Allowance of Compensation for Ordinary Services

DOD: 2/7/2011		PAUL R. PORTER, son and Executor, is Petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Pursuant to Local Rule 7.12.4, the Court will not order distribution of real property in undivided interests without the written consent of all distributees. Need written consent of:</p> <ul style="list-style-type: none"> • Paul R. Porter; • Melissa A. Zilich.
		Accounting is waived.	
Cont. from			
<input type="checkbox"/>	Aff.Sub.Wit.	I & A - \$150,000.00	
<input checked="" type="checkbox"/>	Verified	POH - \$150,000.00 (no cash)	
<input checked="" type="checkbox"/>	Inventory		
<input checked="" type="checkbox"/>	PTC	Executor - waives	
<input checked="" type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg	Attorney - \$5,500.00	
<input checked="" type="checkbox"/>	Aff.Mail	(statutory; to be paid outside probate;)	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.	Petitioner requests the Court authorize the Executor to sign an Executor's Deed (copy of proposed Deed attached as Exhibit 2) which shall vest title to the real property as to an undivided 50% interest each as tenants in common to the Decedent's two heirs.	
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters	041511	
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt	Distribution pursuant to Decedent's Will is to:	
<input type="checkbox"/>	CI Report	<ul style="list-style-type: none"> • PAUL R. PORTER – 50% interest in real property; • MELISSA ANN ZILICH – 50% interest in real property. 	
<input checked="" 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 checked="" type="checkbox"/>	FTB Notice		
			Reviewed by: LEG
			Reviewed on: 9/19/11
			Updates:
			Recommendation:
			File 6 - Porter

Age: 58 years	<p><u>Temporary granted Ex Parte on 9/15/11.</u> <u>TEMPORARY EXPIRES 9/26/11</u></p> <p><u>GENERAL HEARING 10/17/11</u></p> <p>DIANE M. SMALL, sister, and FORREST BRIAN FLEMING, brother, are petitioners and requests appointment as temporary conservators of the person and estate with bond set at \$187,000.00.</p> <p>Estimated value of the Estate: Personal property - \$160,000.00 Annual income - \$ 10,000.00 <u>Recovery amount</u> - \$ 17,000.00 Total - \$187,000.00</p> <p>Petitioners state the proposed conservatee suffered a debilitating stroke on 8/26/11. He was admitted to the Medical Intensive Care Unit at Community Hospital with a diagnosis of having a large intracranial hemorrhage. The proposed conservatee owns a cattle ranch. A temporary conservatorship is needed to ensure the cattle have an adequate food and water supply. Approximately 1/3 of the cattle are ready for market and must be rounded up and taken to the auction in the near future.</p> <p>Court Investigator JoAnn Morris' Report filed on 9/20/11</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Court Investigator Advised Rights on 9/19/11</p>
DOB: 2/3/1953		
Cont. from		
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 W/		
Aff.Pub.		
Sp.Ntc.		
<input checked="" type="checkbox"/> Pers.Serv. W/		
<input checked="" type="checkbox"/> Conf. Screen		
<input checked="" type="checkbox"/> Letters		
<input checked="" type="checkbox"/> Duties/Supp		
Objections		
<input checked="" type="checkbox"/> Video Receipt		
<input checked="" type="checkbox"/> CI Report		
9202		
<input checked="" type="checkbox"/> Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
	<p>Reviewed by: KT</p> <p>Reviewed on: 9/20/11</p> <p>Updates: 9/22/11</p> <p>Recommendation:</p> <p>File 8 - Fleming</p>	

Atty LeVan, Nancy J. (for Petitioner Bobby Kirkpatrick)
 Atty Istanbulian, Flora (Court appointed for the Conservatee)

Petition for Appointment of Temporary Conservator of the Person and Estate (Prob. C. 2250)

Age: 87 years DOB: 3/30/1924	Temporary Granted Ex Parte by Judge Hamlin on 9/12/11. <u>TEMPORARY EXPIRES 9/26/11</u> <u>GENERAL HEARING 10/17/11</u>	NEEDS/PROBLEMS/COMMENTS: Court Investigator Advised Rights on 9/13/11
Cont. from		
<input type="checkbox"/> Aff.Sub.Wit.	BOBBY KIRKPATRICK , son, is petitioner and requests appointment as temporary conservator of the person and estate with bond set at \$50,000.00.	
<input checked="" type="checkbox"/> Verified		
<input type="checkbox"/> Inventory	Estimated value of the Estate: Personal property- \$38,136.86 Annual income- \$ 7,200.00 Recovery amount- <u>\$ 4,533.68</u> Total - \$49,870.54	
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.	Petitioner states proposed conservatee is unable to provide his food, shelter and clothing. His bills are going unpaid and his mobile home will soon be sold for back rent.	
<input checked="" type="checkbox"/> Notice of Hrg		
<input checked="" type="checkbox"/> Aff.Mail	Court Investigator Jennifer Young's Report filed on 9/21/11	
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input checked="" 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 type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed by: KT
		Reviewed on: 9/20/11
		Updates: 9/22/11
		Recommendation:
		File 9 - Kirkpatrick

Atty Hemb, Richard E. (for David D. Graber, Executor, son)
 Pro Per Nelson, Michele M. (Pro Per Contestant, daughter)

Probate Status Hearing Re: Filing of Petition for Final Distribution

DOD: 2/24/2010	<p>DAVID D. GRABER, son, was appointed Executor with full IAEA with bond of \$564,000.00 and Decedent's undated Holographic Will was admitted to probate on 9/13/2010. Bond was filed on 10/22/2010 and <i>Letters</i> issued 11/15/2010.</p> <p>MICHELE M. NELSON, daughter, filed a <i>Contest and Grounds of Opposition to Probate of Will</i> on 9/13/2010.</p> <p>Executor filed on 2/25/2011 a <i>Petition for Approval of Settlement of Will Contest/Revocation</i>, which was granted per <i>Minute Order</i> dated 4/11/2011, and <i>Contest and Grounds of Opposition to Probate of Will</i> was denied and dismissed. <i>Minute Order</i> dated 4/11/2011 set a status hearing on 7/11/2011 for the filing of a petition for final distribution.</p> <p>Status Conference Statement filed by David D. Graber on 7/7/2011 states:</p> <ul style="list-style-type: none"> • Because Michele Nelson continued to occupy the personal residence of Decedent and considering the relationship between she and the other children of Decedent who are listed as Will beneficiaries (including personal representative David Graber), it was determined that the personal representative could not perform an adequate inventory of personal property at Decedent's personal residence; • The personal representative determined that he needed to obtain access to the real property to perform an inventory and perform necessary improvements to the condition of the property; therefore, a 60-day notice to quit was served on Michele Nelson; • When no action was taken by Ms. Nelson to cease possession of the premises, the personal representative filed an unlawful detainer action against Ms. Nelson, which proceeded to trial, and a judgment in favor of the personal representative was granted; the sheriff's department evicted Ms. Nelson on 5/9/2011; • Since gaining access to the personal residence of Decedent, the personal representative has now conducted an exhaustive inventory of the personal property, and an inventory and appraisal has recently been submitted to the probate referee appointed by this Court [Rick Smith]; • The personal representative has continued to make payments on Decedent's deed of trust, initially using his own funds to keep current; the personal representative has provided notice of administration to all known or reasonably known creditors of the estate; • The estate has proceeded slowly considering the contest, settlement discussions and obtaining unrestricted access to Decedent's real property; the personal representative does not foresee any additional delays other than the normal marketability under current real estate conditions for the two parcels of real property owned by Decedent (personal residence and vacant land in Madera.) 	<p>NEEDS/PROBLEMS/ COMMENTS:</p> <p>Continued from 7/11/2011. Minute Order states Counsel informs the Court that the Inventory and Appraisal has been submitted. The Court advises counsel that it is willing to entertain an Order Shortening Time.</p> <p>Note: Final Inventory and Appraisal filed on 8/25/2011 shows an estate value of \$430,386.03.</p>
Cont. from 071111		
Aff.Sub.Wit		
Verified	X	
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Sup		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
✓ Status Rpt		
UCCJEA		
Citation		
FTB Notice		
Reviewed by:	LEG	
Reviewed on:	9/19/11	
Updates:		
Recommendation:		
File	10 – Graber	

Order to Show Cause Re: Failure to File a First Account or Petition for Final Distribution (Probate Code 12200, et seq)

DOD: 6/25/09	<p>KEVIN JOHNSON, son, was appointed Administrator without Bond with Limited IAEA Authority on 5/20/2010 and <i>Letters</i> issued on that date.</p> <p><i>Final Inventory and Appraisal</i> filed on 7/14/2010 shows an estate value of \$45,000.00 consisting of real property.</p> <p><i>Notice of Status Hearing</i> filed on 7/7/2011 set a status hearing for failure to file a first account or petition for final distribution. <i>Clerk's Certificate of Mailing</i> shows notice of this status hearing was mailed on 7/7/2011 to Kevin Johnson.</p> <p>At the hearing on 8/15/11 there were no appearances and the Court issued this Order to Show Cause and ordered Kevin Johnson to be present in court on 9/26/11. <i>Clerk's Certificate of Mailing</i> shows notice of this Order to Show Cause hearing was mailed on 8/19/11 to Kevin Johnson.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: Substitution of Attorney filed 3/14/2011 shows Attorney Joanne Sanoian formerly represented Kevin Johnson, who is now self-represented.</p>
Cont. from		
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		
	<p>Reviewed by: KT</p> <p>Reviewed on: 9/20/11</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 13 - McCray</p>	

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

DOD: 08/18/10		<p>ESTELLA GRIFFITH, sister, is Petitioner and requests appointment as Administrator without bond.</p> <p>Full IAEA – ok</p> <p>Decedent died intestate</p> <p>Residence – Huron Publication – The Business Journal</p> <p><u>Estimated Value of the Estate:</u> Personal Property - \$ 100.00 Real Property - 164,500.00 Total - \$164,600.00</p> <p>PROBATE REFEREE: Rick Smith</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>CONTINUED FROM 07/25/11</u></p> <p>As of 09/19/11 no additional documents have been filed and the following items remain outstanding:</p> <p>1. Item 2(d) of the Petition is marked stating Bond is not required, however item 3(d) of the petition is incomplete regarding the reason that Bond is not required. Need Waivers of Bond from:</p> <ul style="list-style-type: none"> - Esther Tinajero - Sandra Rapozo - Manuel Escandon, Jr. - Pedro Escandon <p>or Bond in the amount of \$164,600.00*</p> <p>*Note: I & A filed 03/11/11 states that the value of the real property is \$193,100.00.</p>
Cont. from 012411, 022811, 041111, 060611, 072511			
Aff.Sub.Wit.			
✓ Verified			
Inventory			
PTC			
Not.Cred.			
✓ Notice of Hrg			
✓ Aff.Mail	w/		
✓ 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: JF	
		Date reviewed: 09/19/11	
		Updates:	
		Recommendation: JF	
		File 14 - Escandon	

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

DOD: 5-26-11		DONALD PAUL TOPPIN , brother-in-law and named alternate Executor, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
		Full IAEA – ok	Note: The named executor predeceased the Decedent.
Cont. from 080811		Will dated 10-31-97	1. Need Notice of Petition to Administer Estate. 2. Need proof of service of Notice of Petition to Administer Estate at least 15 days prior to the hearing per Probate Code §8100 on: - Sayoko Nakayama (Japan) - Foreign consul office in U.S. (if Probate Code §8113 is applicable)
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		Note: Letters submitted are incomplete and do not include the “affirmation.” Examiner has prepared new letters for signature by the Petitioner when the petition is granted.
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		Updates: Contacts: Reviewed 9-19-11 Recommendation: Reviewed by: skc File 16 - Toppin
<input type="checkbox"/>	Not.Cred.		
<input type="checkbox"/>	Notice of Hrg	X	
<input type="checkbox"/>	Aff.Mail	X	
<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		
<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		

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

Zena age: 14 years	<p style="text-align: center;"><u>TEMPORARY EXPIRES ON 9/26/11</u></p> <p>TESSA HALE, sister, is petitioner and requests appointment as guardian of the person.</p> <p>Father: RANDY HALE</p> <p>Mother: TAMMY TURNER - deceased.</p> <p>Paternal grandfather: <i>deceased.</i> Paternal grandmother: Sarah Hale Maternal grandfather: Dale Turner Maternal grandmother: Carrol Kline</p> <p>Petitioner states their mother passed away on 7/9/2011. The father has not been in their lives for 9 years. She is the older sister and wants to take responsibility for them.</p> <p>Objections of Randy Hale, father, filed on 8/16/11 states everything in Tessa's petition is a lie. He has been seeing his daughters. Plus Aries did live with her. Tessa is not able to take care of her own life how his she going to care for Zena and Aries. Mr. Hale states he has always paid child support and cared for his girls.</p> <p>Objections of Aries Hale, minor, filed on 8/16/11 states she objects to her sister Tessa having legal custody of her. Aries states she has not been close to her sister. She has read the statements about her father and many of them are false. She lived with her father during her freshman and sophomore years of school. Zena stayed a week in December 09. Aries states she lives with her aunt in Visalia and has since her mother passed away.</p> <p>Court Investigator Samantha Henson's Report filed on 9/20/11.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need <i>Notice of Hearing</i>. 2. Need proof of personal service of the <i>Notice of Hearing</i> along with a copy of the petition, or consent and waiver of notice or declaration of due diligence on: <ol style="list-style-type: none"> a. Randy Hale (father) b. Aries Hale (minor, age 17) c. Zena Hale (minor, age 14) 3. Need proof of service of the <i>Notice of Hearing</i> along with a copy of the petition, or consent and waiver of notice or declaration of due diligence on: <ol style="list-style-type: none"> a. Sarah Hale (paternal grandmother) b. Dale Turner (maternal grandfather) c. Carrol Kline (maternal grandmother)
DOB: 10/28/1996		
Aries age: 17 years		
DOB: 7/1/1994		
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 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		
	<p>Reviewed by: KT</p> <p>Reviewed on: 9/20/11</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 17A – Hale</p>	

Petition for Appointment of Temporary Guardianship of the Person
(Petitioners Terry and Jerome Peacock)

Zena age: 14 years DOB: 10/28/1996	<p>TESSA HALE, sister, was appointed temporary guardian on 8/8/11. Temporary Expires on 9/26/11.</p> <p><u>GENERAL HEARING 11/10/11</u></p> <p>TERRY PEACOCK and JEROME PEACOCK, maternal aunt and uncle are Petitioners.</p> <p>Father: RANDY HALE – <i>consents and waives notice.</i></p> <p>Mother: TAMMY TURNER - <i>deceased.</i></p> <p>Paternal grandfather: <i>deceased.</i> Paternal grandmother: Sarah Hale Maternal grandfather: Dale Turner Maternal grandmother: Carrol Kline</p> <p>Petitioners state mom is deceased and father wants petitioners to be the guardian. Father struggles with alcohol addiction issues and cannot currently provide a stable home. Aries only lived with Tessa from 7/9/11 – 7/21/11 when she was assaulted by Tessa and fled to Petitioners’ home. Aries has lived with Petitioners since 7/21/1 and wants to remain there.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>4. Need proof of personal service, 5 court days prior to the hearing, of the <i>Notice of Hearing</i> along with a copy of the petition, or consent and waiver of notice or declaration of due diligence on:</p> <p>d. Aries Hale (minor, age 17) e. Zena Hale (minor, age 14)</p> <p>5. Order is incomplete at #4a. Need new order.</p> <p>6. Need Letters</p>
Aries age: 17 years DOB: 7/1/1994		
Cont. from		
Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
Inventory		
PTC		
Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.	X	
<input checked="" type="checkbox"/> Conf. Screen		
Letters	X	
<input checked="" type="checkbox"/> Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
<input checked="" type="checkbox"/> Order		
Aff. Posting		
Status Rpt		
<input checked="" type="checkbox"/> UCCJEA		
Citation		
FTB Notice		
		Reviewed by: KT
		Reviewed on: 9/20/11
		Updates: 9/22/11
		Recommendation:
		File 17B - Hale

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

Age: 2	<p align="center"><u>TEMPORARY EXPIRES 09/26/11</u></p> <p>MARY HERNANDEZ and ALEJANDRO HERNANDEZ, paternal grandparents, are Petitioners.</p> <p>Father: ALEJANDRO HERNANDEZ</p> <p>Mother: MICHELLE ROBLES – <i>served by mail 09/13/11</i></p> <p>Maternal Grandparents: NOT LISTED</p> <p>Half-Siblings: ADRIANA (11), ANGELIQUE (9), MICHAEL (5 months), DESIREE (18), ELEJANDRO (13)</p> <p>Petitioners state that the minor has lived with them since birth. Father has sole legal and physical custody. Mother is currently in rehab and father was arrested 07/12/11 and is incarcerated awaiting trial. Neither parent is in a position to care for the minor. The father has left the minor in the Petitioners care, but mother has recently been calling about custody. Petitioners state that it would be traumatic for the minor to be removed from their care as theirs is the only home he knows.</p> <p>Court Investigator Charlotte Bien's report filed 09/09/11.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> Need proof of personal service at least 15 days before the hearing date of <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Guardian of the Person</i> or Consent and Waiver of Notice or Declaration of Due Diligence for: <ul style="list-style-type: none"> - Alejandro Hernandez (father) - Michelle Robles (mother) <p>Note: Proof of Service filed 09/14/11 indicates that the mother was served by mail on 09/13/11.</p> Need proof of service by mail at least 15 days before the hearing date of <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Guardian of the Person</i> or Consent and Waiver of Notice or Declaration of Due Diligence for: <ul style="list-style-type: none"> - maternal grandparents (not listed) - Desiree Hernandez (half-sister) - Elejandro Hernandez (half-brother) 	
DOB: 09/23/09			
Cont. from			
Aff.Sub.Wit.			
✓ Verified			
Inventory			
PTC			
Not.Cred.			
✓ Notice of Hrg			
✓ Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
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✓ Conf. Screen			
✓ Letters			
✓ Duties/Supp			
Objections			
Video Receipt			
✓ CI Report			
9202			
✓ Order			
Aff. Posting			
Status Rpt			
✓ UCCJEA			
Citation			
FTB Notice			
		Reviewed by: JF	
		Reviewed on: 09/20/11	
		Updates:	
		Recommendation:	
		File 18 - Hernandez	

Age: 1	<p align="center"><u>NO TEMPORARY REQUESTED</u></p> <p>BONNIE LEDGER, maternal grandmother, is Petitioner.</p> <p>Father: UNKNOWN – <i>declaration of due diligence filed 07/27/11</i></p> <p>Mother: CYNTHIA VILLANUEVA – <i>personally served 07/27/11</i></p> <p>Paternal grandparents: UNKNOWN – <i>declaration of due diligence filed 08/11/11</i></p> <p>Maternal grandfather: LUIS VILLANUEVA – <i>personally served 08/10/11</i></p> <p>Petitioner states that the minor’s mother is addicted to meth and is unfit to care for the minor. The minor has been primarily cared for by neighbors. Father is unknown.</p> <p>Court Investigator Julie Negrete’s report filed 09/19/11.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> Declaration of Due Diligence filed 07/27/11 states that the father is unknown. If Diligence is not found, need proof of personal service at least 15 days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Guardianship or Consent and Waiver of Notice</i> for: <ul style="list-style-type: none"> - Father (unknown) Declaration of Due Diligence filed 08/11/11 states that the paternal grandparents are unknown. If Diligence is not found, need proof of personal service at least 15 days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Guardianship or Consent and Waiver of Notice</i> for: <ul style="list-style-type: none"> - paternal grandparents (unknown)
DOB: 11/30/09		
Cont. from		
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
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<input checked="" type="checkbox"/> Notice of Hrg		
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<input checked="" 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		
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<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		
<p>Reviewed by: JF</p> <p>Reviewed on: 09/21/11</p> <p>Updates:</p> <p>Recommendation: copy of notes in file</p> <p>File 19 - Villanueva</p>		

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

<p>Jessica Marie Zavala Age: 15 DOB: 8-27-96</p> <hr/> <p>Philip Antony Sanchez Age: 9 DOB: 4-20-02</p> <hr/> <p>Aff.Sub.Wit.</p> <p><input checked="" type="checkbox"/> Verified</p> <p>Inventory</p> <p>PTC</p> <p>Not.Cred.</p> <p>Notice of Hrg <input checked="" type="checkbox"/></p> <p>Aff.Mail</p> <p>Aff.Pub.</p> <p>Sp.Ntc.</p> <p>Pers.Serv. <input checked="" type="checkbox"/></p> <p><input checked="" type="checkbox"/> Conf. Screen</p> <p>Letters</p> <p><input checked="" type="checkbox"/> Duties/Supp</p> <p>Objections</p> <p>Video Receipt</p> <p>CI Report</p> <p>9202</p> <p>Order</p> <p>Aff. Posting</p> <p>Status Rpt</p> <p><input checked="" type="checkbox"/> UCCJEA</p> <p>Citation</p> <p>FTB Notice</p>	<p>TEMPORARY GRANTED EX PARTE EXPIRES 9-26-11</p> <p>GENERAL HEARING 11-14-11</p> <p>CARMEN ESTRIL, Non-relative (grandmother to these children’s two siblings) is Petitioner.</p> <p>Father (Jessica): ALONZO RAMIREZ - <i>Nomination, Consent and Waiver of Notice filed 9-12-11</i></p> <p>Father (Philip): JOSE SANCHEZ - <i>Declaration of Due Diligence filed 9-15-11</i></p> <p>Mother: DOLORES MARIE ZAVALA - <i>Personally served 9-15-11 at the Fresno County Jail</i></p> <p>Paternal Grandfather (Jessica): Saul Ramirez Paternal Grandmother (Jessica): Marina Ramirez</p> <p>Paternal Grandfather (Philip): Unknown - <i>Declaration of Due Diligence filed 9-15-11</i></p> <p>Paternal Grandmother (Philip): Unknown - <i>Declaration of Due Diligence filed 9-15-11</i></p> <p>Maternal Grandfather: Mauricio Lopez Zavala Maternal Grandmother: Rosemary Zavala - <i>Consent and Waiver of Notice filed 9-12-11</i></p> <p>Siblings: Not listed</p> <p>Petitioner states she raised Jessica since she was five (she is now 15) and her father consents. Philip has been in her custody since April 2011. Petitioner states Mother is presently incarcerated and when she gets out she will come pick up Philip. Petitioner doesn’t know how long she will be in jail, but wants to keep Philip safe. Mother is abusing drugs and not stable, and has not been able to provide a home for him.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. If notice not excused, need proof of personal service of Notice of Hearing with a copy of this Temporary Petition at least five court days prior to the hearing per Probate Code §2250(e) or consent and waiver of notice or further diligence on:</p> <ul style="list-style-type: none"> - Jose Sanchez (Philip’s father) - Jessica Marie Zavala (Minor age 15) <hr/> <p>Reviewed by: skc</p> <hr/> <p>Reviewed on: 9-20-11</p> <hr/> <p>Updates:</p> <hr/> <p>Recommendation:</p> <hr/> <p>File 20 – Zavala & Sanchez</p>
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