



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.

1 Louie Friguglietti Trust

Case No. 07CEPR00246

Atty Curry, Thomas M.

Atty Pape, Jeffrey B.

Atty Wright, Janet L

Petition of Elaine Cory for Settlement of Accounting and Report of Bruce Bickel Dated and Served August 21, 2009 and Objections Thereto, and for Order Compelling Former Trustee James Wagner to Account for Period from April 1, 2007 Through January 31, 2008

Age:		NEEDS/PROBLEMS/COMMENTS: Continued to 11/1/2012 at the request of attorney Thomas Curry.
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 by: KT
		Reviewed on: 9/25/12
		Updates:
		Recommendation:
		File 1 - Friguglietti

Report of Sale and Petition for Order Confirming Sale of Real Property

Age: 94 DOB: 10/26/17	DIANE MOSOLF , Conservator, is Petitioner.	NEEDS/PROBLEMS/COMMENTS: <u>Note:</u> If the Petition is granted, a status hearing will be set on: <ul style="list-style-type: none"> Friday, November 2, 2012 at 9:00 am in Dept. 303 for filing of Receipt of Money into Blocked Account
	Sale price - \$119,000.00 Overbid - \$125,940.50	
	Reappraisal - \$115,000.00	
Cont. from		
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified	Property - 1647 N. Harrison Fresno, CA 93704	
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC	Publication - Fresno Bee	
<input type="checkbox"/> Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg	Buyers - SRD Investments, Inc., a California Corporation	
<input checked="" type="checkbox"/> Aff.Mail w/		
<input checked="" type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.	Broker - \$7,140.00 (6% - payable 3% (\$3,570.00) to Manning Properties (Matt McGrath) and 3% (\$3,570.00) to Zinc Realty, Inc. (Scott Foxen))	
<input type="checkbox"/> Pers.Serv.		
<input type="checkbox"/> Conf. Screen		
<input type="checkbox"/> Letters		
<input type="checkbox"/> Duties/Supp	Bond is currently \$260,745.70. Proceeds of the sale are to be deposited into a blocked account at Wells Fargo Bank.	
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input checked="" type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed by: JF
		Reviewed on: 09/26/12
		Updates:
		Recommendation:
		File 2 - Fratis

Atty Lucich, Nicholas L., Jr. (for Lorna Ann Smotherman – Administrator)

(1) First and Final Account and Report of Administrator and (2) Petition for Allowance of Statutory Attorney’s Fees and (3) for Final Distribution (Probate Code 10810, 10831, 10951, and 11640)

DOD: 11/09/11	LORNA ANN SMOTHERMAN , Administrator, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
	Account period: 08/09/11 – 08/20/12	
Cont. from	Accounting - \$202,000.00	
<input type="checkbox"/> Aff.Sub.Wit.	Beginning POH - \$202,000.00	
<input type="checkbox"/> Verified	Ending POH - \$202,000.00	
<input checked="" type="checkbox"/> Inventory	(no cash)	
<input checked="" type="checkbox"/> PTC	Administrator - waived	
<input checked="" type="checkbox"/> Not.Cred.	Administrator costs - \$1,213.60 (for	
<input checked="" type="checkbox"/> Notice of Hrg	filing fees, publication, certified letters,	
<input checked="" type="checkbox"/> Aff.Mail w/	probate referee, and homeowners	
<input type="checkbox"/> Aff.Pub.	insurance)(to be paid by beneficiaries	
<input type="checkbox"/> Sp.Ntc.	outside of the estate)	
<input type="checkbox"/> Pers.Serv.	Attorney - \$7,040.00	
<input type="checkbox"/> Conf. Screen	(statutory)(to be paid by beneficiaries	
<input type="checkbox"/> Letters 03/14/12	outside of the estate)	
<input type="checkbox"/> Duties/Supp	Costs - \$495.50 (for	
<input type="checkbox"/> Objections	filing fees, certified copy, recording fee)(to	
<input type="checkbox"/> Video Receipt	be paid by beneficiaries outside of the	
<input type="checkbox"/> CI Report	estate)	
<input checked="" type="checkbox"/> 9202	Proposed distribution, pursuant to intestate	
<input checked="" type="checkbox"/> Order	succession and subject to a disclaimer of	
<input type="checkbox"/> Aff. Posting	interest by Lorna Ann Smotherman, is to:	
<input type="checkbox"/> Status Rpt	Mark C. Smotherman - ½ interest in	
<input type="checkbox"/> UCCJEA	real property and ½ interest in two vehicles	
<input type="checkbox"/> Citation	Eric M. Smotherman - ½ interest in real	
<input checked="" type="checkbox"/> FTB Notice	property and ½ interest in two vehicles	

Reviewed by: JF
Reviewed on: 09/26/12
Updates:
Recommendation: SUBMITTED
File 3 - Smotherman

Corrected Application to Fill Vacancy of Trustee Pursuant to Paragraph 12.4 "Filling Vacancies" by J. Michael Farley, Son of Melvin Farley and Beneficiary Under the Trust Under the Survivor's Trust and Family Trust Created Under Articles 6 and 7

Melvin L. Farley DOD: 9-27-99		J. MICHAEL FARLEY is Petitioner and requests appointment as Trustee.	NEEDS/PROBLEMS/COMMENTS:
Ruth L. Farley DOD: 11-9-11			
Cont. from 062512, 080612		Petitioner states Melvin Farley died in 1999 and Ruth Farley died in 2011. Both successor trustees (Conrad Rushing and Bill McMahan) have resigned. The surviving spouse, Ruth, sold the major asset of the trust, 20 acres of vineyards in Fowler, in 2000 and in 2002 purchased a residence for the same amount, and, thereupon, in violation of her authority and provisions of the trust, on 10-20-02, placed the residence in joint tenancy with her daughter, Diane Clark. Subsequently, the now deceased spouse removed her name from the deed on 4-10-05 so that the property was held of title in the name of Diane Clark. On 4-6-07, Diane Clark borrowed against the property and it is probably encumbered at this time.	<p>Note: The only issue before the Court pursuant to this Application is the vacancy. (The alleged unauthorized transfer of trust property is not before the Court.)</p> <p style="text-align: center;">SEE PAGE 2</p>
<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 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 type="checkbox"/>	Order	X	
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
		Petitioner learned after Ruth's death that Diane Clark claims there are no assets in the trust and Petitioner and his sister Frances Anita Rushing and his step-sister Susan Clare Stanton Williams assert that they have an interest in the property on Carson and he has caused to be executed and will record a Lis Pendens against said realty.	
		Petitioner requests the Court appoint him as trustee of the trust.	<p>Reviewed by: skc</p> <p>Reviewed on: 9-25-12</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 4 - Farley</p>

PAGE 2

NEEDS/PROBLEMS/COMMENTS:

Minute Order 8-6-12: Court informed Mr. Fanucchi to file the proof of service from the past and the present hearings. Mr. Fanucchi states that the information in trust resolves issues on the examiner notes. The Court will explore the trust provisions regarding the issues on the Examiner notes. Continued to 10/1/12.

1. As previously noted, the petition does not state the names and addresses of each person entitled to notice pursuant to Probate Code §17201, and no verified list has been provided. Need verified list.

Note Re Minute Order: Probate Code §17201 specifically requires the petitioner to state the names and addresses of each person entitled to notice in the verified petition. Persons entitled to notice may be from any of the categories of parties listed in §17203 including §17203(b), any person other than a trustee or beneficiary whose right, title, or interest would be affected by the petition. This information cannot simply be determined from review of the trust document. It is Petitioner's responsibility to gather and provide this information to the Court in the verified petition.

2. Notice of Hearing on 8-8-12 indicates notice was mailed to Diane Clark, Michael Clark, and Stephanie Clark at the same address; however, Petitioner also filed separate "Proof of Service" documents indicating that "substituted service" was completed that address. If the following parties reside at a different address than notice was mailed to, amended service is necessary. Examiner is not aware of any provision in the Probate Code that allows "substituted service."
3. Petitioner requests that he be appointed as trustee. Probate Code §15602(a)(3) states bond is required for a court-appointed trustee if he/she is not named as a trustee in the trust. Therefore, need information for the basis of bond.

Examiner notes that Petitioner states the 20 acres was sold for \$300,000.00 and the residence was purchased for that same amount, but is not now an asset of the trust. The Court may require bond of \$300,000.00 or further information on which to base the bond.

4. Need order.

Note: Examiner notes that from a brief review of the trust documents, it appears the service list should include:

- Diane Lynn Clark (beneficiary and current owner of the residence)
- Stephanie Lynn Clark (beneficiary)
- Michael Clark (beneficiary)
- Patrick Carter Farley (beneficiary)
- Frances Anita Rushing (beneficiary)
- Susan Clare Stanton Williams (beneficiary)

Note: Patrick Carter Farley appears to be omitted from all lists provided. If deceased, his issue, if any, are beneficiaries. Need clarification.

Note: Stephanie and Michael are listed at "c/o" the same address as Diane. Pursuant to Cal. Rules of Court 7.51, notice must be served directly, not "c/o," even if they are minors (unknown).

Note: Frances Anita Rushing and Susan Clare Stanton Williams have both signed consent to Petitioner's appointment.

Petition for Order Confirming that Property is a Trust Asset (Prob. C. 850 & 17200)

		DEE ANNE DOUVILLE , Trustee, is petitioner.	<p>NEEDS/PROBLEMS/ COMMENTS:</p> <p>1. Need Order</p>	
		Petitioner states Carolyn Kuehl established the CAROLYN KUEHL TRUST by written Declaration of Trust dated 3/6/1991.		
Cont. from		Carolyn Kuehl died on 8/18/2008.		
<input type="checkbox"/>	Aff.Sub.Wit.	<p>Petitioner states that concurrent with the execution of the Declaration of Trust, the Trustor executed an Assignment dated March 6, 1991.</p> <p>The Assignment assigned to the Trustee of the Trustee:</p> <p>All [of trustor's] "right, title and interest that [the trustor] has under that certain Settlement Agreement and Release of All Claims, dated July 11, 1986, between Carolyn Kuehl [the trustor], Dee Anne Douville, Dawn Kuehl, and Dianna Huehl [trustor's three daughters] and Narider Singh bains, Singh Jaswinder and Guadhiaj Singh [defendants] to Carolyn Kuehl, as Trustee of the Carolyn Kuehl Trust dated 3/6/1991."</p> <p>The settlement agreement settled a lawsuit filed by the Trustor and her three daughters arising out of the death of their husband/father in an auto accident on 1/30/1995. The terms of the Settlement Agreement resulted in the issuance of an annuity contract that paid a monthly sum to the Trustor until her death, as well as periodic lump sum annuity installment payments to the Trustor in 5-year intervals, with the final installment of \$160,000 due on 9/11/11. Although the annuity company has been provided copies of the Trust, the Assignment and the pour over will of the Trustor, the annuity company is refusing to make the final annuity installment payment without a court order that the Settlement Agreement is an asset of the Trust.</p> <p style="text-align: center;">Please see additional page</p>		
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<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 type="checkbox"/>	Order			X
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
				<p>Reviewed by: KT</p> <p>Reviewed on: 9/26/12</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 6 - Kuehl</p>

Petitioner requests that this Court confirm that title in the Settlement Agreement and Release of All Claims dated July 11, 1986, and all of the benefits contained therein, is in Dee Anne Douville, as Trustee of the Carolyn Kuehl Trust initially created on 3/6/1991.

Petition for Order Determining Title to Real Property and Partnership Interest [Prob. C. 17200.1, 850 et seq.]

		WILMA GAIL FISHER , Successor Trustee, is petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Petition does not include the name and addresses of each person entitled to notice as required by Probate Code § 17201.</p>	
		Petitioner states on 12/31/2004, Odys P. Davis created the ODYS P. DAVIS FAMILY TRUST.		
Cont. from		On 4/9/2012 Odys P. Davis died.		
<input type="checkbox"/>	Aff.Sub.Wit.	<p>Petitioner seeks an Order confirming title to her as successor trustee of the Trust of certain real property in San Luis Obispo ("the San Luis Obispo Property"); certain real property in Fresno County ("the Fresno County Property"); and an undivided 25% interest in Del Puerto Property, a California Partnership ("the Partnership").</p> <p>Petitioner states Exhibit A to the Trust specifically lists the San Luis Obispo Property as a trust asset, however title to the San Luis Obispo Property was not transferred to the trust for unknown reasons. At the time of the decedent's death the title to the San Luis Obispo Property remained in the name of the decedent.</p> <p>At the time of the preparation of the Trust Agreement, various other estate planning documents were prepared and assembled in a three-ringed binder. As part of the three-ringed binder, a section entitled "Asset Inventory" was prepared. On page 4 of the Asset Inventory, the San Luis Obispo Property is listed as Item No. 1 and the Fresno County Property is listed as Item No. 4 with the signature of the decedent dated 2/25/2012. At the time of the decedent's death the Fresno County Property remained in the name of the decedent.</p> <p style="text-align: center;">Please see additional page</p>		
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<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			
			<p>Reviewed by: KT</p> <p>Reviewed on: 9/26/12</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 7 - Davis</p>	

On page 5 of the Asset Inventory, the partnership interest in Del Puerto is listed as an asset of the Trust. At the time of decedent's death, the 25% interest in the Partnership was still in the name of the decedent.

Because of the use of the revocable living trust, it is expected that a probate of the decedent's estate will not be necessary.

A copy of the decedent's will is attached to the petition as Exhibit E. The Will devises all of decedent's estate to the Odys P. Davis Family Trust.

Petitioner is informed and believes that because the trust instrument together with the Asset Inventory specifically lists the San Luis Obispo Property, the Fresno County Property and the Partnership as Trust assets, it was the intent of the decedent to transfer title to these assets to the trust.

The decedent's failure to formally transfer title to the three assets listed above to the trust cannot be taken to mean that the three listed assets were not intended to be trust assets. In fact, the trust instrument read together with the Asset Inventory specifically lists the three named assets as trust assets. Moreover, the probate of the decedent's will would accomplish the same objective sought through this petition, namely transfer of title from decedent's name to that of Petitioner and successor trustee of the trust and ultimately to the named beneficiaries of the trust.

Wherefore, Petitioner requests that the Court issue the following orders:

1. That the real property described in Exhibits A and B attached and the undivided 25% interest in Del Puerto Properties, a California general partnership, be declared assets of the Odys P. Davis Family Trust under an Agreement Dated 12/31/2004, Wilma Gail Fisher successor Trustee.

DOD: 06/25/2012	ARLENE DIANA LUGO , daughter is petitioner and requests appointment as Administrator without bond.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Petition indicates there are issues of a predeceased child. Section 8 of the petition lists two predeceased children and one granddaughter however it is not clear who the granddaughter takes under. Pursuant to Probate Code §246 the property to be distributed shall be divided into as many equal shares as there are living children of the designated ancestor, if any, and deceased children who leave issue then living, therefore clarification is requested as to who the granddaughter takes under as well as if the predeceased children have any other children.</p> <p>Note: If the petition is granted status hearings will be set as follows:</p> <ul style="list-style-type: none"> • Friday, 03/01/2013 at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal <u>and</u> • Friday, 12/06/2013 at 9:00a.m. in Dept. 303 for the filing of the first account and final distribution. <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> <p>Reviewed by: KT / LV</p> <p>Reviewed on: 09/25/2012</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 8 - Shelton</p>
	All heirs waive bond	
Cont. from	Full IAEA – o.k.	
<input type="checkbox"/> Aff.Sub.Wit.	Decedent died intestate	
<input checked="" type="checkbox"/> Verified	Residence: Fresno	
<input type="checkbox"/> Inventory	Publication: The Business Journal	
<input type="checkbox"/> PTC	Estimated value of the estate:	
<input type="checkbox"/> Not.Cred.	Personal property - \$87,500.00	
<input checked="" type="checkbox"/> Notice of Hrg	Real property - \$31,000.00	
<input checked="" type="checkbox"/> Aff.Mail w/	Total: - \$118,500.00	
<input checked="" type="checkbox"/> Aff.Pub.	Probate Referee: Rick Smith	
<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		

Atty Fishman, Robert G.
 Atty Jaech, Jeffrey A.
 Atty Badhesha, Raj Singh
 Atty Milnes, Michael A

Status Hearing

Age:		NEEDS/PROBLEMS/COMMENTS: <p style="text-align: center;"><u>OFF CALENDAR</u></p> Both dismissals have been filed as of 9-25-12.
DOD:		
Cont. from		
<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: skc
		Reviewed on: 9-25-12
		Updates:
		Recommendation:
		File 9 - Jeffery

Filing of Receipt for Blocked Account and Inventory & Appraisal

Age: 11 years	<p>ELENA PENA, sister, was appointed Guardian of the Person and Estate on 07/26/11 and Letters were issued on 07/28/11. Minute order dated 6/12/12 removed Elena Pena and appointed the Public Guardian.</p> <p>An Order to Deposit Money Into Blocked Account was signed 07/26/11 ordering all funds of the minor to be placed in a blocked account.</p> <p>Notice of Taking Possession or Control of an Asset of Minor or Conservatee filed 09/28/11 by Metlife Total Control Account reflects that the guardian, Elena Pena, has taken control of the minor's assets in the amount of \$211,865.50 from Metlife.</p> <p>Receipt for Blocked Account filed on 1/11/12. (Signed by the Guardian and not a bank official.)</p> <p>Inventory and Appraisal filed on 1/11/12 showing the estate valued at \$244,116.64.</p> <p>Minute order dated 6/12/12 states no appearances. The Court removes Elena Pena as Guardian of the Estate. The Public Guardian is appointed forthwith to pursue the status of the assets which includes MetLife.</p> <p style="text-align: center;">Please see additional page</p>	NEEDS/PROBLEMS/COMMENTS:
Cont. from 022112, 050112, 061212, 081312		
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: KT
		Reviewed on: 9/25/12
		Updates:
		Recommendation:
		File 10 – Robinson-Cervantes

Status Report filed on 9/24/12 states on 9/4/12 Deputy Public Guardian Renee Garcia sent letters to MetLife and Prudential Annuities to notify them that the Public Guardian is now guardian of the estate. To date Deputy Garcia has not heard back from either MetLife or Prudential.

Deputy Garcia met with Ms. Pena on 9/19/12. Ms. Pena was relieved that the Public Guardian is now involved as guardian of the estate.

The Public Guardian requests clarification regarding the receipts. It is unclear whether it is Ms. Pena or the Public Guardian who should now obtain the receipts signed by the financial institutions. Furthermore, does the Court require an inventory and appraisal be filed in addition to the receipts that will be filed?

The Public Guardian's office requests the next status hearing be set out 90 days from the date of this hearing to allow time of the financial institutions to respond and for the Public Guardian's office to file an inventory and appraisal if needed.

Notice of Taking Possession or Control of an Asset of Minor or Conservatee filed on 9/24/12 showing the Public Guardian has taken control of the MetLife Total Control Account with a current balance of \$217,073.65.

Petition for Termination of Guardianship

Isaiah age: 7 yrs	ANA ROMERO , mother, is petitioner.	NEEDS/PROBLEMS/COMMENTS: 1. Need Notice of Hearing. 2. Need proof of service of the Notice of Hearing on: a. Ulises Avila (father) b. Emilano Avila (paternal grandfather) c. Francisco Romero (maternal grandfather)
Destiney age: 4 yrs	MARIA ANGUIANO , paternal grandmother, was appointed guardian on 3/7/2011. – consents and waives notice.	
Cont. from	Father: ULISES AVILA	
Aff.Sub.Wit.	Paternal grandfather: Emilano Avila	
✓ Verified	Maternal grandfather: Francisco Romero	
Inventory	Maternal grandmother: Juana Romero – consents and waives notice.	
PTC	Petitioner states she has been staying in the home since March of 2011 to help the guardian with the children. Recently the grandmother has started working and is unable to be with the children. Petitioner states she has taken responsibility for them. In May 2012 Petitioner states she filed a restraining order against their father due to a domestic dispute. Petitioner states she would like to take her children with her when she moves out. The guardian is willing to let her stay but her choice would be to go to the Marjorie Mason Center.	
Not.Cred.	Court Investigator Samantha Henson's Report filed on 9/24/12.	
Notice of Hrg	X	
Aff.Mail	X	
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
✓ CI Report		
9202		
Order	X	
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: KT
		Reviewed on: 9/26/12
		Updates:
		Recommendation:
		File 11 - Avila

Petition for Termination of Guardianship

Age: 1	PAULO AVILA DELACRUZ, father, is Petitioner.	NEEDS/PROBLEMS/COMMENTS: 1. Need <i>Notice of Hearing</i> . 2. Need proof of service by mail at least 15 days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Termination of Guardianship or Consent & Waiver of Notice or Declaration of Due Diligence</i> for: - Rachel Heredia (guardian) - Corina Ordonez (mother) - Jesus Ortega Avila (paternal grandfather) - Petra DeLaCruz (paternal grandmother) - Felix Ordonez, Jr. (maternal grandfather) - Priscilla Ordonez (maternal grandmother) 3. Need CI Report and Clearances – CI to provide.
	RACHEL HEREDIA , maternal great-grandmother, was appointed guardian of the person on 04/05/12.	
Cont. from	Mother: CORINA ORDONEZ	
Aff.Sub.Wit.	Paternal grandfather: JESUS J. ORTEGA AVILA	
✓ Verified	Paternal grandmother: PETRA D.E. DELACRUZ	
Inventory	Maternal grandfather: FELIX ORDONEZ, JR.	
PTC	Maternal grandmother: PRISCILLA ORDONEZ	
Not.Cred.	Petitioner states that the guardian lied in her court documents when she stated that the minor's father was unknown. Petitioner states that he has been in contact with the guardian and had visits with his son prior to the guardian filing her petition for guardianship and continues to have visits now.	
Notice of Hrg	Court Investigator Jennifer Young filed a report on – NEED REPORT.	
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: JF
		Reviewed on: 09/26/12
		Updates:
		Recommendation:
		File 13 – Robles-Ordonez

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

Jada Cameron Marshall (11)	TEMPORARY EXPIRES 8-14-12 IRENE AGUILERA , Maternal Aunt, is Petitioner.		NEEDS/PROBLEMS/COMMENTS: Note: The Court Investigator was unable to make contact with the Petitioner. See both CI Reports 8-6-12 and 9-20-12. Therefore, no report or clearances have been completed. Guardianship cannot be granted until an investigation and report is completed pursuant to Probate Code §1513.
Diego I.Xavier Aguilera (7)	Father: ROBERT MARSHALL - Notice dispensed 8-14-12		
Cont. from 081412	Mother: ALMA ROSE AGUILERA - Notice dispensed 8-14-12		
	Aff.Sub.Wit.		
✓	Verified	Paternal Grandfather: Unknown - Notice dispensed 8-14-12	
	Inventory	Paternal Grandmother: Unknown - Notice dispensed 8-14-12	
	PTC		
	Not.Cred.	Maternal Grandfather: Ruben Aguilera - Notice dispensed 8-14-12	
N/A	Notice of Hrg	Maternal Grandmother: Maria Aguilera - Substantive notice found 8-14-12	
	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
✓	Conf. Screen		
✓	Letters		
✓	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report	X	
	Clearances	X	
✓	Order	<p>Petitioner states the mother is homeless and is heavily using methamphetamines. The father has not seen, called or supported the children since 2006. The children have largely resided with Petitioner during their lives except for a three-year time 2009-2011 when they resided with the mother in Southern California (Norwalk). The mother was clean during a small part of those years, but when she came back to Fresno in December 2011, she dropped off the children and went straight to the streets. Petitioner is concerned that once the mother finds out she will not be receiving cash aid for the children, she will come and pick them up, take them to the streets, and to abject danger.</p>	
	Aff. Posting	<p>Petitioner states the school knows her from the years that they lived with her, and both children are in need of counseling due to the life their mother has forced them to lead for the past three years. However, she cannot obtain any insurance or medical care for them at this time. Petitioner describes violence from the mother's husband in front of the children and that there were times that he made the children sleep in the car in the driveway instead of the house because of fighting with the mother. He was ultimately incarcerated for beating the mother badly, but she maintained a relationship with him during his incarceration.</p>	
	Status Rpt		
✓	UCCJEA		
	Citation		
	FTB Notice	<p>Court Investigator Samantha Henson filed reports on 8-6-12 and 9-20-12.</p>	<p>Note: At the temporary hearing on 6-19-12, the Court dispensed with notice to both parents until they can be served, and at the hearing on 8-14-12, the Court dispensed with notice to the father until an address becomes known, dispensed with notice to the mother, paternal grandparents and maternal grandfather, and found substantive notice to the maternal grandmother.</p> <p><u>If this matter goes forward, the following issues remain:</u></p> <ol style="list-style-type: none"> <u>Petitioner to contact Court Investigator to complete investigation and clearances.</u> <u>Need Child Information Attachment for Diego.</u> <p>Reviewed by: skc</p> <p>Reviewed on: 9-25-12</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 15 – Marshall & Aguilera</p>