



## 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.

**Status RE: Report from the Public Administrator**

<b>DOD: 6/10/94</b>	<b>The FRESNO COUNTY PUBLIC ADMINISTRATOR</b> was appointed Successor Administrator on 9/7/16.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  1. <b>Need petition for final distribution pursuant to Probate Code §12200 or written status report pursuant to Local Rule 7.5.</b>
<b>Aff.Sub.Wit.</b>	<p><b>Minute Order 9/7/16:</b> Counsel represents that two heirs have been identified, but he has not made contact. Furthermore, the home is boarded up and taxes are delinquent. The Court orders the Public Administrator appointed to marshal the assets and close the estate.</p> <p><b>History: TONY RECEK</b>, Friend, was appointed Executor with Full IAEA without bond on 7/26/94 and Letters issued on 7/27/94. (A corrected order was entered 8/9/94 due to clerical error.)</p> <p>The Petition for Probate alleged that the decedent was not survived by spouse, issue, or issue of predeceased child, but had a will dated 5/27/94, which made various specific devises of real and personal property to various parties. The will was admitted to probate on 7/26/94.</p> <p><b>Final I&amp;A filed 11/8/94</b> indicated a total estate value of \$84,360.55 consisting of</p> <ul style="list-style-type: none"> <li>• Cash of \$25,869.95</li> <li>• Real property located at 1515 E. Fountain Way in Fresno</li> <li>• Personal property including vehicle, gun collection, jewelry, book collection, furnishings, personal effects</li> </ul> <p>Various creditor's claims were filed in the estate. In addition, the decedent was named as a defendant in a quiet title action (0482628-5) involving the estate real property borders.</p>	
<b>Verified</b>		
<b>Inventory</b>		
<b>PTC</b>		
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<b>Notice of Hrg</b>		
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<b>CI Report</b>		
<b>9202</b>		
<b>Order</b>		
<b>Aff. Posting</b>		
<b>Status Rpt</b>		
<b>UCCJEA</b>		
<b>Citation</b>		
<b>FTB Notice</b>	<b><u>SEE PAGE 2</u></b>	

**Reviewed by:** skc

**Reviewed on:** 9/26/16

**Updates:**

**Recommendation:**

**File 1- Bond**

**Page 2 – History (Cont'd):**

**Report of Status of Administration; Petition for Instructions Concerning Abatement of Property for Payment of Creditor's Claims and Expenses of Administration; Petition for Allowance on Compensation of Attorney filed 5/23/95** stated the estate was not in a condition to be closed because the lawsuit has not been finally determined. Judgment was entered in favor of the estate as to all causes of action, but the motion for costs and attorney's fees had not yet been filed or heard. Additionally, the plaintiff planned to appeal the judgment. Compensation for ordinary services to the estate will be approx. \$5,362.00. Extraordinary compensation for litigation expenses totaled \$17,650.00 to date.

The 5/23/95 report stated the residue includes only the personal effects which have a nil value and a 1974 Plymouth Valiant valued at \$500.00, which are insufficient to pay all funeral expenses, creditor claims, and expenses of administration. The decedent's will provided specific devises including the real property and various items. The report alleged that these gifts should be abated to pay creditor's claims, administration expenses, etc., as set forth in the petition. See report for discussion, authority.

Order entered 7/17/95 authorized and directed abatement as set forth in the Order to pay administration expenses, creditor claims, and satisfy gifts, and also authorized certain attorney fees and costs. The Order authorized administration to continue until the litigation involving the estate was finally determined.

On 3/10/00, Mr. Rindlisbacher filed a Substitution of Attorney noting his move to a subsequent firm.

Nothing further was filed thereafter until 6/2/16, when **MICHAEL RECEK**, son of Executor Tony Recek, in pro per, filed a **Petition for Court to Execute Deed in Favor of Beneficiaries and Survivor Named in Will of Mardel E. Bond**. Michael Recek alleged that his father Tony Recek died 8/22/13, and that his father and grandmother were to have inherited the real property located at 1515 E. Fountain Way. Mr. Recek claimed to be the owner, as he has resided there for over 15 years, and also sought damages of \$100,000 and requested the Court execute a deed in his favor as specified in this decedent's will.

**On 8/3/16, the Court denied Mr. Recek's petition on 8/3/16 and appointed the Public Guardian to properly close the estate on 9/7/16.**

**2 Charles David Tucker (Estate)**

**Case No. 0522981**

**Terry Tucker - Former Executor (pro per)**

**Attorney: Heather H. Kruthers (for Successor Administrator Public Administrator)**

**Probate Status Hearing RE: Filing of an Inventory and Appraisal and Filing of a First or Final Account**

<b>DOD: 3/4/1994</b>	<p><b>TERRY TUCKER</b> was appointed as Executor with full IAEA and without bond on 1/17/1995.</p> <p>Letters issued on 1/17/1995.</p> <p>Inventory and Appraisal was due June 1995.</p> <p>Creditor's claim filed on 2/14/1995 by Stephens &amp; Bean Chapel in the amount of \$1,160.11.</p> <p>First account or petition for final distribution was due March 1996.</p> <p><b>Minute Order dated 1/20/16</b> states the Court orders Terry Tucker removed as Executor and appoints the Public Administrator. Mr. Tucker reports that the home was lost to foreclosure in 1996, but there are vehicles and a business.</p> <p>Letters for the Public Administrator issued on 4/22/16.</p> <p><b>Status Report filed on 9/26/16 states</b> at the last hearing on 7/27/16, the Court ordered the PA to determine if the decedent's surviving spouse, Laverne Tucker, was interested in receiving anything from this estate. The PA's office also ordered to determine what happened to the real property, since it appears to have been sold, but the former administrator, Terry Tucker, said it was not.</p> <p>Deputy Public Administrator Scott Stacey states he was able to get the address for Laverne Tucker from Jennifer Tucker, who is the daughter of one of the decedent's three sons, Lanny Tucker. Deputy Public Administrator Stacey states Laverne Tucker lives in a secure senior complex. He went to the complex and rang her room, but she did not answer. He also sent a letter to her address asking that she call him to provide information on how the house on Lind was sold by Terry Tucker.</p> <p style="text-align: center;"><b>Please see additional page</b></p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Continued from 7/27/16.</b></p> <p>1. <b>Need Inventory and Appraisal and First or Final Account.</b></p>
<b>Cont. from 042016, 050416, 061516, 072716</b>		
<b>Aff.Sub.Wit.</b>		
<b>Verified</b>		
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<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: KT</b></p> <p><b>Reviewed on: 9/29/16</b></p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 2- Tucker</b></p>

**Status Report filed on 9/26/16 (cont.):** Deputy Public Administrator Stacey states he was told by Jennifer Tucker, who met with Laverne the afternoon after the last court appearance, that Laverne wants nothing to do with this case. She wants nothing to do with this family or the estate and just wants to be left alone.

Deputy Public Administrator Stacey states he has contacted Stewart Title several times to locate documents relating to the sale of the real property. They are unable to locate anything, stating that the sale was too long ago. The Court also recommended contacting the law office of deceased attorney David St. Louis. He attempted to do so, but the phone number is out of service.

**4 Alina Genesis Real Torres, Aiden Real (GUARD/P) Case No. 11CEPR00648**

**Petitioner Phillips, Kimberlina R (Pro Per – Maternal Grandmother)**

**Petition for Appointment of Guardian of the Person (Non-Competing)**

Aiden Age: 5 mos		<p><b>TEMPORARY EXPIRES 10/05/2016</b></p> <p><b>KIMBERLINA R. PHILLIPS</b>, maternal grandmother, is petitioner.</p> <p><u>Please see petition for details</u></p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Note: Petition is as to Aiden Real only. Petitioner, Kimberlina R. Phillips was appointed guardian of Alina Genesis Real Torres on 09/28/2011.</b></p> <p><b>Minute Order of 08/31/2016: No other efforts required to serve grandfather. Mother needs to be personally served. Petitioner is to file letter from mother regarding permission to have child.</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 for: <ul style="list-style-type: none"> <li>• Ashley Real (Mother) – Unless the Court dispenses with notice.</li> </ul> </li> </ol> <p><b>Note:</b> Declaration of Due Diligence filed 06/02/2016.</p>	
Cont. from 080316, 083116				
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<input type="checkbox"/>	Citation			
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<p><b>Reviewed by:</b> LV</p>				
<p><b>Reviewed on:</b> 09/29/2016</p>				
<p><b>Updates:</b></p>				
<p><b>Recommendation:</b></p>				
<p><b>File 4- Torres/ Real</b></p>				

Status RE: Visitation

	<b>ANGELICA ARTIGAS</b> , Maternal Grandmother, was appointed Guardian on 10/8/13.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
	On 8/6/15, <b>VANESSA A. ARTIGAS</b> , Mother, filed a Petition for Termination of Guardianship. The petition was denied 1/13/16, and visitation was ordered for the mother. See Minute Order of 1/13/16 for details.	
<b>Aff.Sub.Wit.</b>		
<b>Verified</b>		
<b>Inventory</b>		
<b>PTC</b>		
<b>Not.Cred.</b>		
<b>Notice of Hrg</b>	On 4/5/16, Guardian Angelica Artigas filed a petition to modify the order. Vanessa Artigas, Mother, filed an objection on 6/13/16.	
<b>Aff.Mail</b>		
<b>Aff.Pub.</b>		
<b>Sp.Ntc.</b>	On 8/16/16, the Court modified the visitation order and set this status hearing re visitation. See Minute Order for details.	
<b>Pers.Serv.</b>		
<b>Conf. Screen</b>		
<b>Letters</b>		
<b>Duties/Supp</b>		
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<b>Order</b>		
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<b>Status Rpt</b>		
<b>UCCJEA</b>		
<b>Citation</b>		
<b>FTB Notice</b>		
		<b>Reviewed by:</b> skc
		<b>Reviewed on:</b> 9/28/16
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 6- Artigas</b>

**Probate Status Hearing Re: Filing of the First Account**

		<p><b>SHELIA STEARNS</b> was appointed Conservator of the Person and Estate with bond of \$50,000.00 and \$425,000.00 to be placed into blocked accounts pursuant to Evidentiary/Settlement Conference Minute Order dated 2/25/14. The Order was signed on 3/5/14.</p> <p>On 8/13/14, bond of \$50,000.00 was filed. Thereafter, Letters were issued on 8/25/14.</p> <p><b>Order Increasing Bond filed 06/26/15,</b> increased bond to \$373,717.86.</p> <p>Bond of \$373,718.00 filed 09/08/15.</p> <p>Inventory &amp; Appraisal, partial no. 1, filed 10/28/15 - \$429,743.51</p> <p>Inventory &amp; Appraisal, partial no. 2-Final filed 7/13/16 - \$684,950.00</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Continued from 9/7/16. Minute order states</b> Counsel represents that the accounting is ready, however his client has not yet provided the facility statements.</p> <p>1. <b>Need First Account or current written status report</b> pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.</p>
<p><b>Cont. from 102915, 011316, 022416, 042016, 051816, 062216, 080316, 090716</b></p>			
<b>Aff.Sub.Wit.</b>			
<b>Verified</b>			
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<b>Status Rpt</b>			
<b>UCCJEA</b>			
<b>Citation</b>			
<b>FTB Notice</b>			
		<p><b>Reviewed by: KT</b></p> <p><b>Reviewed on: 9/29/16</b></p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 7 – Cook</b></p>	



**10 Frank Cambio (Estate) Case No. 15CEPR00104**

**Attorney Boyajian, Thomas M. (for JoAnne M. Ling – Executor)**

**Probate Status Hearing RE: First or Final Account**

<b>DOD: 12/20/2014</b>	<p><b>JOANNE M. LING</b>, was appointed Executor with full IAEA without bond on 03/11/2015.</p> <p>Letters issued on 03/13/2016</p> <p>Final Inventory &amp; Appraisal filed 0714/2015 shows an estate valued at \$702,352.62</p> <p>Minute Order of 03/11/2015 set this Status Hearing for the filing of the First or Final Account.</p> <p><b>Status Report filed 09/19/2016</b> states there is still an issue regarding the real property located at 5662 Greens Drive, Riverside, Ca. The buyer, Marie Perez, has an issue regarding some former bills which were community obligations, that weren't paid by her ex-husband. These bills came to the attention of her lender and they wanted them paid prior to the sale of the house. Mr. Boyajian states he has spoken to Lori Moore the realtor in this case and she believes that there will be a resolution within a week or two. Once those issues have been mitigated the sale will proceed. She believes the buyer is serious especially because she has spent over \$20,000.00 in repairs on the property. Mr. Boyajian states hopefully the issues will be resolved by the date of the hearing and the estate will be in a condition to close.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Continued from 07/27/2016</b></p> <p>1. Need First Account or Petition for Final Distribution.</p>
<b>Cont. from 051116, 072716</b>		
<b>Aff.Sub.Wit.</b>		
<b>Verified</b>		
<b>Inventory</b>		
<b>PTC</b>		
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<b>Notice of Hrg</b>		
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<b>Letters</b>		
<b>Duties/Supp</b>		
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<b>CI Report</b>		
<b>9202</b>		
<b>Order</b>		
<b>Aff. Posting</b>		
<b>Status Rpt</b>		
<b>UCCJEA</b>		
<b>Citation</b>		
<b>FTB Notice</b>		
		<b>Reviewed by: LV</b>
		<b>Reviewed on: 09/29/2016</b>
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 10- Cambio</b>





Status RE: Filing of the First or Final Account

<b>DOD: 4/15/15</b>	<p><b>BRAD M. JACOBSON</b>, Son, was appointed Administrator with Full IAEA without bond on 7/6/15; Letters issued 7/8/15.</p> <p>At the hearing on 7/6/15, the Court set this status hearing for the filing of the first or final account.</p> <p><b>Status Report filed 9/14/16 states</b> the I&amp;A was filed 4/14/16. A creditor's claim was filed by the Franchise Tax Board on 5/16/16. The Administrator and CPA are obtaining information, preparing, and filing delinquent tax returns for 2010-2014 in order to satisfy the claim. The CPA hopes to complete the filings and payment of taxes within the next 60 days. All federal income taxes due have been paid. Therefore, a request is made for continuance of 90 days to file the first and final report of administrator.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>1. <b>Need first account or petition for final distribution pursuant to Probate Code §12200.</b></p>
<b>Cont. from</b>		
<b>Aff.Sub.Wit.</b>		
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<b>UCCJEA</b>		
<b>Citation</b>		
<b>FTB Notice</b>		
		<p><b>Reviewed by:</b> skc</p> <p><b>Reviewed on:</b> 9/28/16</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 13- Craig</b></p>

Probate Status Hearing RE: Filing of the First or Final Account

<b>DOD: 09/30/14</b>		<p><b>DON LEMLY</b> and <b>LINDA JENVEY</b>, son and daughter, were appointed co-administrators with full IAEA and without bond on 07/01/15.</p> <p>Letters issued 07/06/15.</p> <p><b>Minute order dated 07/01/15</b> set this status hearing regarding filing of the first or final account.</p> <p><b>Minute order dated 7/6/2016</b> for status of the filing of the I&amp;A was continued to 1/25/2017. Declarations filed 6/27/2016 and 9/13/2016 by the attorney for the personal representatives state the only asset of the estate is decedent's share of a trust containing a parcel of real property that is in the process of being sold with an anticipated sale date of 11/15/2016. Once sold, the proceeds are to be distributed to this estate and an I&amp;A will be filed. Thereafter, the first and final account and petition for distribution of the estate will be prepared.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Continued from 9/7/2016.</b></p> <p>2. Need first or final account.</p>
<b>Cont. from 090716</b>			
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		<b>Reviewed by:</b> SEF	
		<b>Reviewed on:</b> 9/29/2016	
		<b>Updates:</b>	
		<b>Recommendation:</b>	
		<b>File 14 - Lemley</b>	

**Order to Show Cause**

<b>DOD:9/17/15</b>	<b>DARLE STONE</b> , Daughter, was appointed Special Administrator 1/5/16 with specific powers, and was later appointed Executor with Full IAEA without bond on 3/24/16. Letters issued 3/25/16.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>Note: The Executor was previously represented by Attorney Jeffrey B. Pape; however, pursuant to Substitution filed 8/18/16, is now self-represented.</b>  <b>1. Need Inventory and Appraisal pursuant to Probate Code §8800 or written status report pursuant to Local Rule 7.5.</b>
<b>Cont. from</b>	At the hearing on 3/24/16, the Court set status hearing for 8/24/16 for the filing of the Inventory and Appraisal.	
<b>Aff.Sub.Wit.</b>	There were no appearances at the status hearing on 8/24/16 and the Court set this Order to Show Cause to Darle Stone for her failure to appear and failure to file the Inventory and Appraisal. Darle Stone is ordered to be personally present in Court on 10/5/16.	
<b>Verified</b>	The minute order was mailed to Ms. Stone on 8/24/16.	
<b>Inventory</b>		
<b>PTC</b>		
<b>Not.Cred.</b>		
<b>Notice of Hrg</b>		
<b>Aff.Mail</b>		
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<b>Order</b>		
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<b>Citation</b>		
<b>FTB Notice</b>		
		<b>Reviewed by: skc</b>
		<b>Reviewed on: 9/28/16</b>
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 15- Loughridge</b>

Attorney Catherine A. Amador (for Petitioner Crystal Smith, Conservator of the Person)

Petition for Appointment of Conservator of the Estate

		<b><u>THERE IS NO TEMPORARY</u></b>	<p><b>CRYSTAL SMITH</b>, mother, is Petitioner and requests appointment of <b>IMA JOY HAMETT</b>, maternal grandmother, as Conservator of the Estate without bond.</p> <p style="text-align: center;">~Please see Petition for details~</p> <p>Court Investigator's Report filed 9/28/2016.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>1. Need proposed Order to Deposit Money into Blocked Account (Judicial Council form MC-355) for the settlement funds that will be received by the estate of Conservatee.</p> <p><b>Note: If Petition is granted, Court will set status hearings as follows:</b></p> <ul style="list-style-type: none"> <li>• Monday, November 7, 2016 at 9:00 a.m. in Dept. 303 for filing receipt for blocked account;</li> <li>• Monday, February 6, 2017 at 9:00 a.m. in Dept. 303 for filing of inventory and appraisal; and</li> <li>• Monday, December 4, 2017 at 9:00 a.m. in Dept. 303 for filing of first account of the conservatorship.</li> </ul> <p>Pursuant Local Rule 7.5, if the documents noted above are filed 10 days prior to the dates listed, the hearings will be taken off calendar and no appearance will be required.</p>
<b>Cont. from 060916</b>				
<input type="checkbox"/>	Aff.Sub.Wit.			
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<input type="checkbox"/>	PTC			
<input type="checkbox"/>	Not.Cred.			
<input checked="" type="checkbox"/>	Notice of Hrg			
<input checked="" type="checkbox"/>	Aff.Mail	W/		
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<input checked="" type="checkbox"/>	Pers.Serv.	W/		
<input checked="" type="checkbox"/>	Conf. Screen			
<input checked="" type="checkbox"/>	Letters			
<input checked="" type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input checked="" 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 checked="" type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
			<p><b>Reviewed by:</b> LEG</p> <p><b>Reviewed on:</b> 9/28/16</p> <p><b>Updates:</b> 9/29/16</p> <p><b>Recommendation:</b></p> <p><b>File 21B - King</b></p>	

**Petition for Substituted Judgment to Amend Revocable Trust**

	<b>ROBERT C. WILBANKS</b> and <b>ANGELA WILBANKS ANDERSON</b> , Co-Conservators, are petitioners.	<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 service of the Notice of Hearing on:             <ol style="list-style-type: none"> <li>a. James Wilbanks</li> <li>b. Tina Wilbanks Schrader</li> <li>c. Deanna Lynn Wilbanks</li> <li>d. Morgan Wilbanks</li> <li>e. Ethan Wilbanks</li> <li>f. Paige Anderson</li> <li>g. Lauren Anderson</li> <li>h. Ryan Anderson</li> <li>i. Sydney Anderson</li> <li>j. Luck Wilbanks</li> <li>k. Noah Wilbanks</li> <li>l. Cody Winkle</li> <li>m. Jake Winkle</li> <li>n. Theodore Wilbanks</li> <li>o. Thomas Markeson</li> <li>p. Bobby E. Wilbanks</li> </ol> </li> </ol>
	Petitioners state the purpose of this Petition is to modify the conservatee Bobby E. Wilbanks' (the "Conservatee") living trust consistent with his express wishes that the Conservators serve as Co-Trustees of the Trust.	
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	X	
<input type="checkbox"/> Aff.Mail	X	
<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>On 12/9/999, as Settlor, Bobby E. Wilbanks established the Bobby E. Wilbanks Revocable Trust (the "Trust").</p> <p>On 6/25/14 the Trust was amended and restated in its entirety by the Conservatee.</p> <p>On 9/9/14, the Trust was again amended and restated in its entirety by the Conservatee. The Second Amendment and Restatement has not been amended or modified in any way.</p> <p>Conservatee is represented by Thomas Markeson. Through discussions, Conservatee and Mr. Markeson expressed a desire that the Co-Conservators also serve as Co-Trustees of the Trust. This Petition is brought to fulfill the desire expressed by the Conservatee.</p> <p>As a result of the Conservatorship, Petitioners allege it is prudent and efficient for the Co-Conservators to be Co-Trustees of the Trust. This will allow the coordinated effort in managing both the trust estate and the conservatorship estate.</p> <p><b>Wherefore Petitioners pray</b> for an Order approving substituted judgment modifying Section "First" of the Trust, as set forth in Paragraph 10(b) governing succession of Trustees.</p>	
		<p><b>Reviewed by: KT</b></p> <p><b>Reviewed on: 9/30/16</b></p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 18- Wilbanks</b></p>

Probate Status Hearing RE: Proof of Bond

DOD: 10/09/2002	NANCY RAMOS, was appointed Administrator with full IAEA authority and with bond set at \$25,000.00 on 08/04/2016.	NEEDS/PROBLEMS/COMMENTS:
	Letters issued 09/15/2016	<b><u>OFF CALENDAR.</u></b> <b><u>Receipt of Bond filed in the amount of \$25,000.00 on 09/15/2016.</u></b>
Cont. from 090816	Minute Order of 08/04/2016 set this Status Hearing for the filing of the bond.	
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		Reviewed by: LV
Status Rpt		Reviewed on: 09/29/2016
UCCJEA		Updates:
Citation		Recommendation:
FTB Notice		File 20- Marple

Petitioner Villa, Brian (Pro Per – Son)

Petition for Appointment of Probate Conservator of the Person and Estate

Age: 76	<b><u>NO TEMPORARY REQUESTED</u></b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>
	BRIAN VILLA, son, is petitioner.	<b>Minute Order of 08/17/2016: Examiner notes provided in open court.</b>
		<b>The deficiencies with the pleadings include, but are not limited to, the following:</b>
Cont. from 081716	<b><u>Please see petition for details</u></b>	1. Need Capacity Declaration.
Aff.Sub.Wit.		2. Petition does not address bond. Probate Code §2320 states except as otherwise provided by statute, every person appointed as conservator shall, before letters are issued, give a bond approved by the court. Probate Code §2321 states Notwithstanding any other provision of the law, the court in a conservatorship proceeding may not waive the filing of a bond or reduce the amount of bond required without a good cause determination by the court that the conservatee will not suffer harm as a result of the waiver or reduction of the bond. <b>If the court requires bond it should be set at \$255,200.00.</b>
✓ Verified		3. Petition requests several independent powers under Probate Code §2591 without Court oversight. Local Rule 7.15.2 states: <i>It is the policy of the court to grant a guardian or conservator only those independent powers necessary in each case to administer the estate. A request for all powers described in Probate Code § 2591 will not be granted by the court. Each independent power requested must be justified by, and narrowly tailored to the specific circumstances of that case. Any powers so granted must be specified in the order and in the Letters of Guardianship or Conservatorship.</i> Petition does not state facts needed for the Court to determine powers under 2591 are necessary.
Inventory		<b>Please see additional page</b>
PTC		<b>Reviewed by:</b> LV
Not.Cred.		<b>Reviewed on:</b> 09/29/2016
Notice of Hrg	X	<b>Updates:</b>
Aff.Mail	X	<b>Recommendation:</b>
Aff.Pub.		<b>File 21- Villa</b>
Sp.Ntc.		
Pers.Serv.	X	
✓ Conf. Screen		
✓ Letters		
✓ Duties/Supp		
Objections		
Video Receipt	X	
✓ CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation	X	
FTB Notice		

**NEEDS/PROBLEMS/COMMENTS continued:**

4. Petition requests that the petitioner be granted the exclusive use and control of the family residence and if needed to sell the family home. However it is unclear if the family residence is separate property or if it was held in joint tenancy. Probate Code §251 states a joint tenant who feloniously and intentionally kills another joint tenant thereby effects a severance of the interest of the decedent so that the share of the decedent passes as the decedent's property and the killer has no rights by survivorship. This section applies to joint tenancies in real and personal property, joint and multiple-party accounts in financial institutions, and any other form of co-ownership with survivorship incidents.
5. Need Citation.
6. Need proof of personal service of the Citation and a copy of the Petition on the proposed conservatee.
7. Need video viewing receipt pursuant to Local Rule 7.15.8(A).
8. Need proof of service at least fifteen (15) days before the hearing of the Notice of Hearing with a copy of the Petition for Appointment of Conservator for:
  - Jerry Frank
  - Daniel Joseph Balber
9. Need order.

**Note: If the petition is granted status hearings will be set as follows:**

- **Wednesday, 11/02/2016 at 9:00a.m. in Dept. 303** for the filing of the bond **and**
- Wednesday, 03/01/2017 at 9:00a.m. in Dept. 303** for the filing of the inventory and appraisal **and**
- **Wednesday, 12/6/2017 at 9:00a.m. in Dept. 303** for the filing of the first account and final distribution.

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.

DOD: 01/07/2015	MARIA YOLANDA SANCHEZ, surviving spouse is petitioner and requests appointment as Administrator with bond set at \$110,000.00.	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Minute Order of 08/17/2016: Tamera Garcia is granted one continuance, absent extraordinary good cause, to file a competing petition or the Court will move forward.</b></p> <p><b>As of this Examiner’s review on 09/29/2016, no competing petition has been filed.</b></p> <p><b>Note: Final Inventory and Appraisal was filed 08/17/2016 therefore no status hearing was set.</b></p> <p><b>Note: If the petition is granted status hearings will be set as follows:</b></p> <ul style="list-style-type: none"> <li>• <b>Wednesday, 11/2/2016 at 9:00a.m. in Dept. 303</b> for the filing of the bond <u>and</u></li> <li>• <b>Wednesday, 12/06/2017 at 9:00a.m. in Dept. 303</b> for the filing of the first account and 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>
Cont. from 081716	Full IAEA – o.k.	
Aff.Sub.Wit.		
✓ Verified	Decedent died intestate	
Inventory	Residence: Firebaugh	
PTC	Publication: Firebaugh-Mendota Journal & The Mendota Times	
Not.Cred.		
✓ Notice of Hrg	<b>Estimated value of the Estate:</b>	
✓ Aff.Mail	Personal property - \$15,760.02	
✓ Aff.Pub.	Real property - \$120,000.00	
Sp.Ntc.	Less encumbrances - \$28,995.73	
Pers.Serv.	<b>Total - \$106,714.29</b>	
Conf. Screen	Probate Referee: Steven Diebert	
✓ Letters		
✓ Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
✓ Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		<b>Reviewed by:</b> LV
		<b>Reviewed on:</b> 09/29/2016
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 22- Green</b>



Petition for Letters of Administration with IAEA

<b>DOD: 12/1/13</b>		<p><b>WANDA FOSTER</b>, daughter, is petitioner and requests appointment as Administrator without bond.</p> <p>All heirs waive bond.</p> <p>Full/Limited IAEA – See # 1</p> <p>Decedent died intestate.</p> <p>Residence: Fresno Publication: Fresno Business Journal.</p> <p><b>Estimated value of the estate:</b> Real property - \$75,000.00</p> <p><b>Probate Referee: Steven Diebert</b></p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>1. The caption of the Petition and the proposed order have limited IAEA authority. #2(c) of the petition asks for full IAEA authority. Need clarification.</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>		
<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:</b> KT	
		<b>Reviewed on:</b> 9/29/16	
		<b>Updates:</b>	
		<b>Recommendation:</b>	
		<b>File 24- Jefferson</b>	

**Petition for Visitation**

		<p><b>SELINA GUTIERREZ</b>, mother, is petitioner.</p> <p><b>NORMA LEYVA</b>, paternal grandmother, was appointed successor guardian on 9/24/14.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Note:</b> This visitation petition was filed first. While this petition was still pending mother filed a second petition for visitation. Please see page 8B.</p> <p><b>Continued from 9/27/16. Minute order states</b> matter is continued in order for the parties to discuss an over-night visitation supervisor that they can each agree on.</p>	
<p>Cont. from 092115, 100515, 111715, 020216, 071916, 092716</p>				
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
	Notice of Hrg			N/A
	Aff.Mail			
	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			
			<p><b>Reviewed by:</b> KT</p>	
			<p><b>Reviewed on:</b> 9/29/16</p>	
			<p><b>Updates:</b></p>	
			<p><b>Recommendation:</b></p>	
			<p><b>File 26A – Ortiz</b></p>	

Guardian: Norma Irene Leyva (pro per)

Petitioner/Mother: Selina Eyleen Gutierrez (pro per)

Petition for Visitation

		SELINA GUTIERREZ, mother, is petitioner.	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Note:</b> This matter was presented ex parte. Order dated 8/9/16 set the matter for hearing and ordered a Notice of Hearing to be served on Norma Leyva at least 15 days prior to the hearing.</p> <p><b>Continued from 9/27/16. Minute order states</b> matter is continued in order for the parties to discuss an over-night visitation supervisor that they can each agree on.</p> <ol style="list-style-type: none"> <li>1. Need Notice of Hearing.</li> <li>2. Need proof of service of the Notice of Hearing on:             <ol style="list-style-type: none"> <li>a. Norma Leyva</li> </ol> </li> <li>3. Declaration of Norma Leyva filed on 8/9/16 was not verified. Probate Code §1021.</li> </ol>
		NORMA LEYVA, paternal grandmother, was appointed successor guardian on 9/24/14.	
Cont. from 090116, 092716			
	Aff.Sub.Wit.		
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
	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		
			<p><b>Reviewed by:</b> KT</p> <p><b>Reviewed on:</b> 9/29/16</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 26B- Ortiz</b></p>