



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.

7th Account and Report of Conservator, Allowance of Attorney Fees,
Motion for Reduction of Bond and For Substitution and Release of Surety

		MARY McCALL, mother and Conservator of the Person and Estate, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
Cont. from			<p>Note: Bank account statements were not filed confidentially in a separate affidavit in accordance with Probate Code § 2620(c)(7). (Note: This issue is raised for future reference of the attorney.)</p>
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		<p>Note: Court will set status hearings as follows:</p> <ul style="list-style-type: none"> • Thursday, November 17, 2016 at 9:00 a.m. in Dept. 303 for the filing of proof of reduced bond of \$380,000.00; and of the <i>Receipt and Acknowledgment of Order for the Deposit of Money Into Blocked Account</i> (Judicial Council form MC-356) for \$100,000.00.
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		<p>and</p> <ul style="list-style-type: none"> • Thursday, August 30, 2018 at 9:00 a.m. in Dept. 303 for the filing of the eighth account.
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		<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>
<input checked="" type="checkbox"/>	Aff.Mail	W/O	
<input type="checkbox"/>	Aff.Pub.		<p>Reviewed by: LEG</p> <p>Reviewed on: 10/5/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 1- McCall</p>
<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 checked="" type="checkbox"/>	CI Report		
<input checked="" type="checkbox"/>	2620		
<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		

~Please see Petition for details~

Court Investigator's Report was filed 6/1/2016.

Petition for Appointment of Guardian of the Person

		<u>NO TEMPORARY; denied 9/6/2016</u>	NEEDS/PROBLEMS/COMMENTS:
		MARIA BAUTISTA, paternal grandmother and former guardian, is petitioner.	
		<i>Please see petition for details.</i>	<p>Minute order 9/6/2016 from temporary hearing denied temporary and states Felipe Bautista (father) is admonished to make contact between the grandmother and the minor possible.</p> <ol style="list-style-type: none"> 1. Need proof of personal service with at least 15 days notice of the <i>Notice of Hearing</i> with a copy of the petition <u>or</u> consent and waiver of notice for: <ol style="list-style-type: none"> a. Felipe Bautista (father) 2. Need proof of service with at least 15 days notice of the <i>Notice of Hearing</i> with a copy of the petition <u>or</u> consent and waiver of notice <u>or</u> declaration of due diligence for: <ol style="list-style-type: none"> a. Kathy Ann Noriega (maternal grandmother) b. Siblings: Janessa, Josiah, Jesse and Julian Gonzalez;, Isaac, Isaiah and Makayla Bautista – <i>if 12 years or older</i> 3. Need proof of service of declarations filed 8/25/2016 and 9/29/2016 on: <ol style="list-style-type: none"> a. Felipe Bautista (father) b. Victor Manuel Noriega (maternal grandfather) c. Kathy Ann Noriega (maternal grandmother)
Cont. from			
	Aff.Sub.Wit.		
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
✓	Notice of Hrg		
✓	Aff.Mail	w/	
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.	x	
✓	Conf. Screen		
✓	Letters		
✓	Duties/Supp		
	Objections		
	Video Receipt		
✓	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
✓	UCCJEA		
	Citation		
	FTB Notice		
			Reviewed by: SEF
			Reviewed on: 10/5/2016
			Updates: 10/7/2016
			Recommendation:
			File 2 - Bautista

3A James Gardner III (GUARD/E)

Case No. 07CEPR00723

Attorney Markeson, Thomas A. (for Valerie Pearce-Gardner – Petitioner – Guardian)

Second and Final Report of Guardian on Waiver of Account; Petition for Allowance of Fees to Attorneys for Guardian and for Reimbursement of Costs Advanced by Attorneys; Petition for Reimbursement of Costs Advanced by Guardian; and Petition for Delivery of Assets

Age:18	VALERIE PEARCE-GARDNER , Guardian, is petitioner.	NEEDS/PROBLEMS/COMMENTS: 3B is the Ex Parte Petition to Withdrawal Funds from Blocked Account.
	Accounting is waived	
Cont. from	Accounting - \$877,470.80	
<input type="checkbox"/> Aff.Sub.Wit.	Ending POH - \$873,335.85	
<input checked="" type="checkbox"/> Verified	Guardian - waives	
<input type="checkbox"/> Inventory	Guardian Reimbursement - \$9,002.55 (medical expenses)	
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg	Attorney - \$4,713.75 (Per itemization for 20.95 hrs @ \$225/hr)	
<input checked="" type="checkbox"/> Aff.Mail		
<input type="checkbox"/> Aff.Pub.	Costs - \$930.00 (filing fees)	
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.	Closing - \$750.00	
<input type="checkbox"/> Conf. Screen		
<input checked="" type="checkbox"/> Letters 6/9/09	Petitioner prays for an order:	
<input type="checkbox"/> Duties/Supp	1. Approving, allowing and settling the first account and report;	
<input type="checkbox"/> Objections	2. Authorizing Petitioner to pay attorney fees in the sum of \$4,713.75;	
<input type="checkbox"/> Video Receipt	3. Authorizing Petitioner to pay reimbursement for costs advanced in the sum of \$930.00;	
<input type="checkbox"/> CI Report	4. The Court order distribution of the balance of funds, \$857,939.55 to Valerie Pearce and Edward Hashim as Trustees of the James Gardner Trust, fbo James Gardner, III.	
<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 type="checkbox"/> FTB Notice		
		Reviewed by: LV
		Reviewed on: 10/05/2016
		Updates:
		Recommendation:
		File 3A- Gardner

Age:18		<p>VALERIE PEARCE, Guardian, is petitioner.</p> <p>Petitioner requests the Court allow withdrawal of funds from the blocked accounts as follows:</p> <ul style="list-style-type: none"> • Court ordered attorney fees in the amount of \$4,713.75 and costs in the amount of \$930.00. • Reimbursement of Medical expenses in the amount of \$9,002.55. • Reserve in the amount of \$750.00. • Final distribution in the amount of \$857,939.55 to Valerie Pence-Gardner and Edward Hashim, Trustees of the James Gardner Trust, fbo James Gardner, III. 	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: This petition is contingent on the court granting the petition on page 3A.</p>
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 checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail w/		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
		Reviewed by: LV	
		Reviewed on: 10/06/2016	
		Updates:	
		Recommendation:	
		File 3B- Gardner	

Petitioner Mary Gutierrez (Pro Per, non-relative)

Petition for Appointment of Guardian of the Person

		NO TEMPORARY REQUESTED	NEEDS/PROBLEMS/COMMENTS:
		MARY GUTIERREZ , non-relative (mother of three of the father's children), is Petitioner.	<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> with a copy of the <i>Petition for Appointment of Guardian</i>, or <i>Consent to Appointment of Guardian and Waiver of Notice</i>, or a <i>Declaration of Due Diligence</i>, for: <ul style="list-style-type: none"> • Miranda Higareda, mother.
		~Please see <i>Petition for details</i> ~	
		Court Investigator's Supplemental Report filed 10/7/2016.	~Please see <i>additional page</i> ~
Cont. from			
	Aff.Sub.Wit.		
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
	Notice of Hrg	X	
	Aff.Mail	X	
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.	X	
✓	Conf. Screen		
✓	Letters		
✓	Duties/Supp		
	Objections		
	Video Receipt		
✓	CI Report		
	Clearances	X	
✓	Order		
	Aff. Posting		
	Status Rpt		
✓	UCCJEA		
	Citation		
	FTB Notice		
			Reviewed by: LEG
			Reviewed on: 10/5/16
			Updates: 10/7/16
			Recommendation:
			File 4- Garcia

4 Additional Page, Carlos Paul Garcia (GUARD/P) Case No. 11CEPR00475

NEEDS/PROBLEMS/COMMENTS, continued:

3. Need proof of service by mail of the *Notice of Hearing* with a copy of the *Petition for Appointment of Guardian, or Consent to Appointment of Guardian and Waiver of Notice, or a Declaration of Due Diligence*, for:
 - Esmeralda Moreno, paternal grandmother;
 - maternal grandparents;
 - Odgreana Garcia, half-sibling, if age 12 or over;
 - Adreana Garcia, half-sibling, if age 12 or over;
 - Ariana Garcia, half-sibling, if age 12 or over;

4. Need Attachment 3 explaining answer to Item 3 of Petitioner's *Confidential Guardian Screening* form filed on 8/12/2016

5. Need Attachment 19 explaining answer to Item 19 of Petitioner's *Confidential Guardian Screening* form filed on 8/12/2016.

Attorney Janet L. Wright (for Bruce Bickel, Successor Trustee)

Petition for Instructions, for Imposition of Surcharge on Prior Trustee and for Approval of First Account and Report of Successor Trustee

James DOD: 3/13/2011	BRUCE BICKEL, Successor Trustee, is Petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. <i>Petition</i> states no request for special notice has been filed in these proceedings; however, <i>Request for Special Notice</i> was filed 1/21/2014 by JAMIE STAR HAMILTON THOMAS, daughter, who was served with notice "C/O Spencer's RV Park" on 8/30/2016, per the <i>Proof of Service by Mail</i> of the <i>Notice of Hearing</i> filed 8/31/2016. Notice sent by mail must be mailed individually and directly to the person entitled to notice pursuant to CA Rule of Court 7.51(a)(1) and (2). Court may require direct notice to JAMIE STAR HAMILTON THOMAS.</p> <p>2. Need proposed order pursuant to Local Rule 7.1.1(F) which provides a proposed order shall be submitted with all pleadings that request relief.</p>
	Petitioner states:	
	<ul style="list-style-type: none"> Settlor JAMES O. HAMILTON established the JAMES O. HAMILTON LIVING TRUST on 4/16/2003, for which he served as initial Trustee, and which he amended on 12/20/2007 (<i>copy of the Trust and the Amendment attached as Exhibit A</i>); The Trust became irrevocable on James Hamilton's death, and following his death, the beneficiaries of the Trust were JAMIE STAR HAMILTON THOMAS, daughter, WADE HAMILTON, son, CYNTHIA ANN BARTON his granddaughter, and RICHARD ALLEN THOMAS, grandson, each as to a 25% interest, to be held in 4 separate sub-trusts for each of their benefit; Pursuant to Trust terms, GARY K. aka GARY C. HAMILTON, adopted son, began serving as the first Successor Trustee at the death of the Settlor; during his administration, Beneficiary Jamie filed a <i>Petition to Remove Trustee</i> on 6/3/2013; shortly before a trial was scheduled to commence, Gary resigned as part of an overall settlement documented in the <i>Order Upon Stipulation</i> filed on 1/8/2015 (<i>copy attached as Exhibit B</i>); an accounting for Gary's term as First Successor Trustee (March 13, 2011 through April 30, 2015) was delivered to Successor Trustee Bruce Bickel on 6/12/2015 (<i>see copy of Gary Hamilton's Account attached hereto as Exhibit C</i>); 	
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 checked="" type="checkbox"/> Notice of Hrg		
<input checked="" 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	X	
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
	~Please see additional page~	
		<p>Reviewed by: LEG</p> <p>Reviewed on: 10/6/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 5- Hamilton</p>

Petitioner states, continued:

- Pursuant to the Order Upon Stipulation, Petitioner **BRUCE BICKEL** was appointed by the Court to act as Successor Trustee on 1/8/2015; however, Petitioner did not receive any Trust assets until 5/22/2015, when the funds from the Trust's bank account were delivered to him. Petitioner received no information about the specific character, value and status of the Trust assets until Gary Hamilton's Account was received on 6/12/2015;
- **Review of Prior Trustee Gary K. Hamilton's Administration.** Pursuant to the Order Upon Stipulation, Petitioner was directed to "review the Prior Trustee's Report and Account and all acts of the prior Trustee during his term as Trustee of the Trust." The Order Upon Stipulation further denotes that after review and taking into consideration the recommendations of the Trust Beneficiaries, Petitioner "in his sole, unfettered and absolute discretion" was to determine what, if any, action should be taken "against Gary C. Hamilton, the Prior Trustee, for his actions or inactions during his term as Trustee of the Trust."
- *[Please see pages 3 to 14 of Petition for Review and Recommendations by Petitioner of prior Trustee Gary K. Hamilton's Administration];*

Trustee's Request for Instructions Re Further Action by Petitioner Regarding Stipulated Order.

- Petitioner is satisfied that he has identified the most egregious instances of breach in the prior Trust administration which would support the imposition of a surcharge. Pursuant to the surcharges outlined above, if all or a portion of them are subject to objection, substantial additional costs will be incurred in resolving these claims;
- Based on the fact that the identified claims are substantial as are the costs anticipated to pursue those claims, Petitioner has concluded that it will not be cost effective nor otherwise to the benefit of the Trust Beneficiaries to undertake further analysis and investigation of the prior Trust administration to identify additional claims, if any;
- Petitioner has consulted with the Trust Beneficiaries regarding this matter and believes that a majority are in agreement that the issues pursued further should be limited to those identified above and that further investigation (as to NEW issued not yet identified) should be curtailed;
- Petitioner believes that a minority of the Beneficiaries would prefer that the investigation be further pursued, including, but not limited to, the collection, review and analysis of all source documents supporting Gary Hamilton's Accounting;
- In light of the conflict in positions, Petitioner requests an instruction from the Court directing that other than pursuit of the potential claims identified in this Petition on which Petitioner has recommended a surcharge, no further action needs to be taken by Petitioner regarding the prior period of administration and an Order be issued confirming that Petitioner has fully fulfilled his fiduciary obligations under the Order Upon Stipulation and otherwise in regards to the prior Trust administration.

~Please see additional page~

Account and Report of Successor Trustee: Account period 1/8/2015 – 6/30/2016

Accounting	-	\$981,302.65
Beginning POH	-	\$981,235.84
Ending POH	-	\$102,782.95
Trustee Fees	-	Not addressed
Attorney Fees	-	Not addressed

- **Assets Not Acquired by Trustee.** On the Schedule listing "ending assets on hand" on Gary Hamilton's Accounting Gary Hamilton lists a series of assets which are delineated as never being in his possession. These assets were not delivered to Petitioner. Attached as Exhibit M are Schedules showing the assets listed as ending assets on Gary Hamilton's Accounting which were not delivered to Petitioner;
- It is Petitioner's position, as set forth previously in more detail in this Petition, that it would not be cost effective or to the benefit of the Trust Beneficiaries to pursue collection and/or marshaling of these assets, except for the potential collection of and/or surcharge for the California income tax refund attributed to withholding from escrow;
- **Period Not Covered by Accounting.** Petitioner did not receive any assets prior to 5/22/2015, even though he was appointed on 1/8/2015. Although Gary Hamilton's Account accounts through 4/30/2015, there is not actual account data for the period 5/1/2015 through 5/22/2015. Petitioner's review of Gary Hamilton's Account and his receipt of assets would indicate that there were no transactions during this period. It is Petitioner's position that it would not be cost effective nor beneficial to the Trust Beneficiaries to further investigate this time period.

Petitioner requests the Court Order:

1. That Gary Hamilton be surcharged in the total amount of **\$382,645.66**, broken down as follows:
 - a. **\$359,786.66** with regard to the collection Clovis Note as of August 30, 2016, with additional interest through date of payment;
 - b. **\$21,359.00** with regard to the collection of interest on the Tollhouse Note; and
 - c. **\$1,500.00** for bookkeeping services paid to Tamera Notley.
2. That Gary Hamilton be surcharged in additional amounts (i) as determined by the Court for fees for Trustee, CPA and attorney for Trustee in regards to review any analysis pursuant to the Order Upon Stipulation, and (ii) for failure to collect California withholding refund unless proved not to be due;
3. That Successor Trustee Bruce Bickel has fulfilled his fiduciary obligation in regards to the direction to him under the Order Upon Stipulation to review the administration of the Trust prior to the filing of the Order Upon Stipulation or otherwise and that Successor Trustee Bruce Bickel be directed not to take any further action with regard to the administration of the Trust prior to his appointment as Successor Trustee except to pursue the claims set forth in this Petition;
4. That the First Account and Report of Bruce Bickel as Successor Trustee be settled, allowed and approved as filed; and
5. That all acts and proceedings of Bruce Bickel as Successor Trustee as set forth in the Petition be confirmed and approved.

Age: 84	MELINDA MURRAY and MELANIE WELCH, Co-Conservators, are Petitioners.	NEEDS/PROBLEMS/COMMENTS:
	Account period: 07/01/2015 –07/15/2016	1. Need amended accounting. Gains and losses are only listed in the accounting if the property is sold pursuant to Probate Code § 1060(d). Unrealized gains and or lossess should be reflected in a schedule listing the fair market value of the asset pursuant to Probate Code § 1063(d).
Cont. from	Accounting: \$120,779.08	2. Petition was not verified by the petitioners pursuant to Probate Code § 1021. 3. Need Notice of Hearing. 4. Need proof of service of Notice of Hearing per Probate Code § 1460(b)(6) on the following: <ul style="list-style-type: none"> • Helen Marie Sircy Ratliff • Stanley Teixeira 5. Disbursement Schedule includes an ATM cash withdrawal of \$20 on 09/11/2015 however the nature and purpose of this withdrawal was not addressed. Need clarification. 6. Disbursement Schedule includes two separate charges on 07/13/2015 at Target in the amount of \$106.31 and \$154.55 however the nature and purpose of these charges is not addressed. Need clarification.
<input type="checkbox"/> Aff.Sub.Wit.	Beginning POH: \$60,018.58	
<input type="checkbox"/> Verified x	Ending POH: \$42,031.41	
<input type="checkbox"/> Inventory	Conservators: not addressed	
<input type="checkbox"/> PTC	Attorney: \$4,963.00 (per itemization, for 10.20 attorney hours @ \$275/hr. and 16.6 paralegal hours @ \$130/hr.)	
<input type="checkbox"/> Not.Cred.	Costs \$435.00 (filing fee)	
<input checked="" type="checkbox"/> Notice of Hrg	Petitioners pray for an Order:	
<input checked="" type="checkbox"/> Aff.Mail	1. Approving, allowing and settling the first account and report of co-conservators; and 2. Authorizing the attorney fees.	
<input type="checkbox"/> Aff.Pub.	Court Investigator Samantha Henson filed a report on 09/12/2016. The report states that conservatorship appears to continue to be warranted and in the best interest of the conservatee. It is recommended that the conservatorship continue as is.	
<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 checked="" type="checkbox"/> CI Report		
<input checked="" type="checkbox"/> 2620(c)		
<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		
		Please see additional page
		Reviewed by: LV
		Reviewed on: 10/06/2016
		Updates:
		Recommendation:
		File 6- Ratliff

7. Disbursement Schedule includes several large charges for groceries as follows:

- 12/02/2015 Walmart groceries in the amount of \$120.92.
- 02/09/2016 Savemart groceries in the amount of \$203.99.
- 04/07/2016 Savemart groceries in the amount of \$207.48.
- 07/08/2016 Savemart Groceries in the amount of \$215.64.

It appears that the Conservatee began living at the Windham, a long-term care facility in July 2015 so it is unclear what the need is for these large grocery disbursements. Need clarification.

8. Under the *Conservatee's Residence Expenses* portion of the Disbursement Schedule there are three charges for PG&E, amongst other smaller PG&E bills, dated 11/02/2015 in the amount of \$346.21; 02/03/2016 in the amount of \$373.58; and 10/06/2016 in the amount of \$197.25. It is unclear why the conservatorship of the estate is paying for the residential utilities when the petition states the house is an asset of the conservatee's trust. Also, it is unclear why these utility bills are so high if the conservatee has been residing in a long-term care facility since July 2015. Is someone residing in the home? If so are they paying rent?

9. Disbursement Schedule shows two misc./tip charges under the *Conservatee's Medical Expenses* portion in the amount of \$15 on 07/14/2015 and 07/17/2015, it is unclear what the nature and purpose is of this tip. Need clarification.

10. Disbursement Schedule includes three charges from Well-Being Senior Solutions in the amount of \$550.00 dated 09/22/2015; \$550.00 on 10/22/2015 and 12/10/2015 248.00, it is unclear what the nature and purpose of this charge is.

11. Care Facility statements includes guest meals totaling \$96. Why should the conservatee be paying for these meals?

12. Need Order. Local Rule 7.1 states a proposed Order shall be submitted with all pleadings that request relief. If the proposed order is not received in the Probate Filing Clerk's Office ten (10) days before the scheduled hearing, a continuance may be required.

First and Final Account and Report of Executor and Petition for Its Settlement, for Allowance of Compensation to Attorneys for Ordinary Services and for Final Distribution

DOD: 12/20/13		JOANN DIREDO , Executor, is petitioner.	NEEDS/PROBLEMS/COMMENTS: 1. Order includes a statement that property is subject to a lien in favor of Edward L. Fanucchi in the amount of \$42,910.31 with interest accruing at 10% per annum from the date of recording the Order for Final Distribution, which shall be paid upon the sale of the real property. – Need authority which allows the attorney to add interest onto his statutory attorney's fees in a probate matter. 2. Petition does not include a request for interest on the statutory attorney fee's lien.
		Account period: 12/20/13 – 8/25/16	
		Accounting - \$2,550,000.00	
		Beginning POH - \$2,550,000.00	
		Ending POH - \$2,550,000.00	
Cont. from		Executor - waives	
<input type="checkbox"/>	Aff.Sub.Wit.	Attorney (statutory) - \$38,500.00	
<input checked="" type="checkbox"/>	Verified	Costs - \$4,410.31 (filing fees, recording fees, certified copies, probate referee)	
<input checked="" type="checkbox"/>	Inventory	Distribution, pursuant to Decedent's Will and Settlement of Claims is to:	
<input checked="" type="checkbox"/>	PTC	JoAnn DiRedo – 100% interest in 2 parcels of real property;	
<input checked="" type="checkbox"/>	Not.Cred.	David DiRido – 33% interest on real property.	
<input checked="" type="checkbox"/>	Notice of Hrg		
	W/		
	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
<input checked="" type="checkbox"/>	Letters	7/16/14	
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
<input checked="" type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
<input checked="" type="checkbox"/>	FTB Notice		
		Reviewed by: KT	
		Reviewed on: 10/6/16	
		Updates:	
		Recommendation:	
		File 7- DiRedo	

Petitioner: McKenna Frasch (Pro per – Petitioner/Mother)

Ex Parte Application for Enforcement of Order and for Sanctions

		McKENNA FRASCH, mother, is petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Petitioner (McKenna Frasch):</p> <ol style="list-style-type: none"> 1. Need <i>Notice of Hearing</i>. 2. Need proof of service at least 5 court days prior to the hearing of the <i>Notice of Hearing</i> with a copy of the petition on Guardian Laurie Fries.** <p>**Note: A proof of service of a notice of hearing in a pleading format was filed 9/23/2016, but was not on the mandatory use <i>Notice of Hearing</i> (GC-020) form. Further, the notice lists the correct hearing date, time and department, but does not show a copy of the petition was served along with the notice.</p> <p>Respondent (Laurie Fries):</p> <ol style="list-style-type: none"> 1. The original declaration in response to petitioner's request for enforcement of order was attached to the original <i>Notice of Hearing</i> and was not filed as a separate document, as required. 	
		LAURIE FRIES, paternal grandmother, was appointed guardian on 9/18/14.		
Cont. from		<p><i>Please see petition for details.</i></p>		
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail			w/o
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen			
	Letters			
	Duties/Supp			
✓	Response			w/
	Video Receipt			
	CI Report			
	9202			
	Order		x	
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			
			<p>Reviewed by: SEF</p> <p>Reviewed on: 10/5/2016</p> <p>Updates: 10/7/2016</p> <p>Recommendation:</p> <p>File 8- Fries</p>	

Attorney Daniel J. Tekunoff and Paul Pimentel (for Petitioner Robert Chung)
 Attorney Randolph Krbechek (for Respondent Susan Hanley)

First Account by Susan Hanley, Former Trustee, and Petition for its Approval

Helene Chung DOD 10/6/2012	ESTHER FRANCINE SOTELO, Trustee, is Petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Continued from 8/11/2016. Minute Order states Mr. Pimentel states that he has concerns with the accounting. Written objections are to be filed no later than 9/27/2016, with any replies due by 10/6/2016.</p> <p>Note: Court records show no written objections filed as of 10/5/2016.</p> <p>Notes for background:</p> <ul style="list-style-type: none"> • ROBERT CHUNG, Beneficiary and named successor trustee, filed a <i>Petition for Removal of Trustee, Accounting, Surcharge to Trustee for Damage to Estate, Damages for Breach of Fiduciary Duty, and Appointment of Successor Trustee</i> on 7/16/2014. • Respondent, SUSAN HANLEY, filed a <i>Notice of Motion and Motion for Order Setting Aside and Vacating Order Removing Trustee</i> and supporting documents on 10/21/2014. • Minute Order from Court Trial on 03/13/15 set a status hearing re Resolution of the Case and Issue of Surcharge, and states: Parties have reached an agreement as to the removal of the Trustee and have a formal written resignation; a written stipulation is being circulated for signatures. • Court records show no stipulation filed with the Court as indicated in the Minute Order of 3/13/2015.
	<p>Account period: 12/28/2006 – 2/18/2015</p> <p>Accounting - \$221,087.94 Beginning POH - \$125,000.00 Ending POH - \$172,917.57 (real property; \$47,917.57 is cash)</p>	
Cont. from 092415, 011416, 042116, 081116	Former Trustee Exp. - \$30,348.16 <i>(expenses incurred for real property on Garland Ave.; Petitioner requests reimbursement;)</i>	
<input type="checkbox"/> Aff.Sub.Wit.	Former Trustee Exp. - \$55,029.86 <i>(personal expenses incurred by the Trustor; Petitioner has been reimbursed for \$17,073.17; Petitioner requests reimbursement of \$37,956.69;)</i>	
<input checked="" type="checkbox"/> Verified <small>By Atty</small>	Attorney - Not requested	
<input type="checkbox"/> Inventory	Petitioner prays for an Order approving, allowing and settling the First Account and Report of the former Trustee for the accounting period from 12/28/2006 to 2/18/2015.	
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg		
<input checked="" type="checkbox"/> Aff.Mail <small>w/ o</small>		
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.		
<input type="checkbox"/> Conf. Screen		
<input type="checkbox"/> Letters		
<input type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed by: LEG
		Reviewed on: 10/5/16
		Updates:
		Recommendation:
		File 9 – Chung

Amended First and Final Report of Executor on Waiver of Account, Petition for Final Distribution, and for Allowance of Compensation to Executor and Attorneys for Ordinary Services

DOD: 5/1/2014	JACK DARRYL JOHNSON , executor with full IAEA without bond, is petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need <i>Notice of Hearing</i>. 2. Need proof of service of <i>Notice of Hearing</i> with at least 15 days notice, pursuant to Probate Codes 11000 and 1220, for: <ol style="list-style-type: none"> a. Michael Allen Johnson** b. Dana Edward Johnson** <p>**Waivers of notice attached to petition (Attachment A), were filed for the “<i>notice of the hearing on May 18, 2016 and all future notices on the Petition for Probate...</i>”</p> 3. Need order.
	Accounting is waived	
	I&A - \$206,201.92	
	POH - \$208,781.93	
Cont. from	(\$206,501.58 cash)	
<input type="checkbox"/> Aff.Sub.Wit.	Executor - \$7,124.04	
<input checked="" type="checkbox"/> Verified	(less than statutory)	
<input checked="" type="checkbox"/> Inventory	Costs - \$8,560.21	
<input checked="" type="checkbox"/> PTC	(for reimbursement for advances paid for the benefit of the estate, including taxes, insurance, PG&E, DirectTV, AT&T, City of Fresno, filing and probate referee fees.**)	
<input checked="" type="checkbox"/> Not.Cred.	** One of the beneficiaries (Michael) continued living in the decedent's real property with the consent of the two remaining beneficiaries, rent free, to maintain said property until the sale of the home. All beneficiaries consent to reimbursement per Exhibits F and G of petition	
<input type="checkbox"/> Notice of Hrg	Attorney - \$7,124.04	
<input type="checkbox"/> Aff.Mail	(less than statutory)	
<input type="checkbox"/> Aff.Pub.	Costs - \$133.65	
<input type="checkbox"/> Sp.Ntc.	(filing, certification and copy fees)	
<input type="checkbox"/> Pers.Serv.	Closing - \$900.00	
<input type="checkbox"/> Conf. Screen	Distribution, pursuant to decedent's Will, of property on hand consisting of coins, a vehicle and cash, is to:	
<input type="checkbox"/> Letters: 1/7/15	Michael Allen Johnson \$59,886.55, 1/3 rd coin collection (\$260.11) Monte Carlo (\$1,500.00)	
<input type="checkbox"/> Duties/Supp	Dana Edward Johnson \$61,386.55 1/3 rd coin collection (\$260.11)	
<input type="checkbox"/> Objections	Jack Darryl Johnson \$61,386.54 1/3 rd coin collection (\$260.11)	
<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		
<input checked="" type="checkbox"/> FTB Notice		
		Reviewed by: SEF
		Reviewed on: 10/6/2016
		Updates:
		Recommendation:
		File 10- Johnson

11A
 Attorney
 Attorney
 Attorney

Anna Hepner Living Trust
 Krbechek, Randolph (for Jerry Prudek – Beneficiary – Petitioner)
 Teixeira, J. Stanley (for Glenn J. Hepner, George Hepner, Jr., and Jimmy Hepner)
 Horton, Lisa (for Beneficiary/Trustee Dolly Simpson)

Case No. 15CEPR00425

Verified Petition for Accounting and for Order Instructing Co-Trustees and Compelling Final Distribution From Trust [Probate Code §§ 16062, 17200(b)(4), (5), and (6)]

Anna Hepner DOD: 4/24/08	JERRY PRUDEK , Beneficiary, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
	Petitioner states GLENN J. HEPNER, JIMMY A. HEPNER, GEORGE HEPNER, JR., and DOLLIE SIMPSON have served as successor trustees since the death of their mother. The trust holds various acreage in Fresno County. Other assets are unknown.	Minute Order 8/23/16: Continued to meet up with the accounting set for 10/12/16. (See Page B.)
Cont. from 060815, 072215, 091715, 121715, 021616, 032916, 060716, 072616, 082316	Petitioner alleges that the co-trustees have reviewed a proposal for distribution as set forth on Exhibit B. No action has been taken to effect such distribution due to lack of agreement among the co-trustees.	
<input type="checkbox"/> Aff.Sub.Wit.		1. Need Order.
<input checked="" type="checkbox"/> Verified	The beneficiaries are Glenn J. Hepner, Jimmy A. Hepner, and George Hepner, Jr., each as to a 1/4 interest, and Dolly Simpson and Jerry Prudek each as to a 1/8 interest. Jerry Prudek is successor to Evelyn Prudek.	2. Other than the Stipulation to Continue Hearing filed 6/5/15 that indicated a mediation was scheduled that would include all five beneficiaries, no party other than Petitioner Jerry Prudek and Trustee Dollie Simpson has made formal appearance in this matter or filed any opposition or other response. If this matter is to proceed with trial, the Court may require written response or appearance by all participating parties.
<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		Reviewed by: skc
<input type="checkbox"/> Status Rpt		Reviewed on: 10/10/16
<input type="checkbox"/> UCCJEA		Updates:
<input type="checkbox"/> Citation		Recommendation:
<input type="checkbox"/> FTB Notice	Petitioner prays for relief against the co-trustees as follows: <ol style="list-style-type: none"> 1. An order compelling the successor trustees to account for any trust assets collected or received by them; 2. An order settling the accounts and passing upon the acts of each of the co-trustees; 3. An order determining to whom property shall pass or be delivered upon termination of the trust; 4. An order for termination of the trust; 5. For such other and further relief as the Court may deem just, equitable, and proper. 	File 11A - Hepner

Attorney David N. Knudson (for Executor Daniel Trzebiatowski)

Order to Show Cause Re: Filing of the First or Final Account

DOD: 12/102014	<p>DANIEL TRZEBIATOWSKI, Trustee of the MITJL CARVALHO CAPET TRUST, was appointed Executor with Full IAEA authority without bond on 6/17/2015. Letters issued on 6/19/2015.</p> <p>Final Inventory and Appraisal was filed 1/21/2016 showing an asset value of \$26,000.00.</p> <p>Partial No. 1 Inventory and Appraisal was filed 1/4/2016 showing an asset value of \$481,991.86.</p> <p>Pursuant to Probate Code § 12200, first account and/or petition for final distribution was due 6/19/2016.</p> <p>Minute Order dated 9/14/2016 from the Status Hearing for filing of the first account and/or petition for final distribution states:</p> <ul style="list-style-type: none"> The Court issues an Order to Show Cause to DANIEL TRZEBIATOWSKI as to why he should not be removed as Executor for his failure to file the first or final account. Mr. TRZEBIATOWSKI is ordered to be personally present in court of present via CourtCall on 10/12/2016. <p>Clerk's Certificate of Mailing shows a copy of the <i>Minute Order</i> dated 9/14/2016 was mailed to Daniel Trzebiatowski on 9/14/2016.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</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: LEG</p> <p>Reviewed on: 10/5/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 12- Capet</p>	

Attorney David N. Knudson (Petitioner, Court-appointed for Conservatee)

Petition for Fees to Court Appointed Attorney

		<p>DAVID N. KNUDSON, Attorney court-appointed on 5/20/2015 to represent the Conservatee, is Petitioner.</p> <p>PUBLIC GUARDIAN was appointed Conservator of the Person and Estate on 5/13/2015.</p> <p>Petitioner requests:</p> <ul style="list-style-type: none"> The payment of fees from the conservatorship estate in connection with the representation of the Conservatee for the Public Guardian's petition to appoint a conservator from the period of 5/20/2015 through 8/26/2016; That he be paid for 3.10 hours at \$300.00 per hour, and for 1.0 legal assistant hours at \$75.00 per hour, for a total of \$1,005.00; and That he be reimbursed \$435.00 for the filing of this petition. <p>Services are itemized at <i>Exhibit A</i> by date and include review and draft of documents, meetings with client, communications with Public Guardian, and court appearances.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p>
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 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: LEG</p> <p>Reviewed on: 10/6/16</p> <p>Updates: 10/7/16</p> <p>Recommendation:</p> <p>File 13- Owen</p>	

Attorney Lance E. Armo (for Administrator Tony Gutierrez)

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

DOD: 4/16/2009	TONY GUTIERREZ , son, was appointed Administrator with full IAEA authority without bond on 7/13/2015.	NEEDS/PROBLEMS/COMMENTS:
		Note: Request for Dismissal filed 8/17/2016 indicates the dismissal was not entered as requested because an order has been made appointing Tony Gutierrez as Administrator. Declaration of Lance E. Armo Regarding Dismissal of Matter attached to the Request for Dismissal states he has lost all contact with the Administrator, and the filing of this matter was to complete a short sale of the real property of Decedent's estate, but the property was not sold and it is his understanding that the property has been lost to foreclosure. A request for dismissal is an inappropriate mechanism for closing a no-asset estate.
Cont. from	Letters issued on 7/15/2015.	
<input type="checkbox"/> Aff.Sub.Wit.	<p>Pursuant to Probate Code § 8800(b), Final Inventory and Appraisal was filed 12/21/2015 showing an estate value of \$70,000.00.</p> <p>Pursuant to Probate Code § 12200, first account and/or petition for final distribution was due 7/15/2016.</p> <p>Minute Order dated 7/8/2015 from the hearing on the petition letters of administration set this status hearing on 10/12/2016 for filing of the first account and/or petition for final distribution.</p>	
<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 Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt	X	
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed by: LEG
		Reviewed on: 10/6/16
		Updates:
		Recommendation:
		File 14- Gutierrez

First and Final Account and Report of Administrator and Petition for Its Settlement, for Allowance of Compensation to Administrator and Attorneys for Ordinary Services, for Compensation to an Asset Finding Company, for Reimbursement of Costs Advanced, and for Final Distribution

DOD: 11/29/2009		GERALDINE LAVONNE COLLINS, Administrator, is petitioner.	NEEDS/PROBLEMS/COMMENTS: 1. Petition indicates the estate funds were held in the attorney's client trust account. Probate Code § 9652 states "the personal representative shall keep all cash in his or her possession invested in interest-bearing accounts or other investments authorized by law."
		Account period: 11/29/09 – 8/26/16	
Cont. from		Accounting - \$86,861.98	
<input type="checkbox"/>	Aff.Sub.Wit.	Beginning POH - \$87,852.38	
<input checked="" type="checkbox"/>	Verified	Ending POH - \$86,225.05	
<input checked="" type="checkbox"/>	Inventory	Administrator (statutory) - \$3,514.48	
<input checked="" type="checkbox"/>	PTC		
<input checked="" type="checkbox"/>	Not.Cred.	Attorney (statutory) - \$3,514.48	
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail	Attorney costs (FedEx) - \$89.90	
	Aff.Pub.		
	Sp.Ntc.	Costs - \$1,994.50 (filing fees, probate referee, copies, publication)	
	Pers.Serv.		
	Conf. Screen	Petitioner states the only asset of the estate is proceeds from an insurance policy that the decedent held.	
<input checked="" type="checkbox"/>	Letters	4/25/16 Petitioner was unaware of this asset until she was contacted by as asset finding company, Assets International, LLP. Petitioner entered into an agreement with Assets International LLP wherein she agreed to pay them a finder's fee of 10% of the estate.	
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
<input checked="" type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
	Aff. Posting	Distribution, pursuant to intestate succession and agreement of Petitioner is to:	
	Status Rpt		
	UCCJEA		
	Citation	Assets International LLP - \$8,622.50	
<input checked="" type="checkbox"/>	FTB Notice	Geraldine Collins - \$22,829.73 Scott Collins, Matthew Collins and Daniel Collins - \$15,219.82 each.	
			Reviewed by: KT
			Reviewed on: 10/7/16
			Updates:
			Recommendation:
			File 16- Collins

Attorney J. Stanley Teixeira (for Petitioner Tatum A. Toste)

Probate Status Hearing Re: Filing Inventory & Appraisal

DOD: 3/21/2016	TATUM A. TOSTE , daughter, was appointed Administrator without bond on 5/11/2016.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need <i>Final Inventory and Appraisal</i> pursuant to Probate Code § 8800(b),</p> <hr/> <p>Reviewed by: LEG</p> <p>Reviewed on: 10/6/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 17- Tavares</p>
	Letters issued on 5/16/2016.	
Cont. from	Pursuant to Probate Code § 8800(b) , <i>Final Inventory and Appraisal</i> was due 9/16/2016 .	
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
<input type="checkbox"/> Inventory	Minute Order dated 5/11/2016 from the hearing on the petition for letters of administration set the matter for a Status Hearing on 10/12/2016 for filing of the final inventory and appraisal.	
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input type="checkbox"/> Notice of Hrg	Status Report; Declaration of Tatum A. Toste filed 10/3/2016 states:	
<input checked="" type="checkbox"/> Aff.Mail	W/	
<input type="checkbox"/> Aff.Pub.	<ul style="list-style-type: none"> Decedent and his sister, as beneficiaries of their mother's estate, received real property in undivided interests. The real property consisted of farm land and two residences, all constituting one parcel; Prior to his death, Decedent and his sister began proceedings with the County of Fresno for lot line adjustments and the separation of the residences into distinct parcels; He had hoped the process would be completed by now, but have been informed that it will still take a while longer to complete; It is because of this that he does not yet have legal descriptions or Assessor Parcel Numbers for the real property that is to be included in the estate; Given this situation, he shall submit a partial Inventory and Appraisal of the other assets in the estate; when the property division with the County of Fresno is completed and he has Assessor Parcel Numbers and legal descriptions for the affected real property, he will then submit the final Inventory and Appraisal. 	
<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 Order		
<input type="checkbox"/> Aff. Posting		
<input checked="" type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		

18 Jonathan Garcia Espinoza, Mayra Nunez Garcia, Case No. 16CEPR00580
Angel Garcia Espinoza, Evelin Nunez Garcia, Ernesto Nunez Garcia,
Jairo Lopez Garcia, II, Fidela Lopez Garcia (GUARD/P)

Petitioner Espinoza, Fidela (Pro Per – Maternal Grandmother – Petitioner)
Objector Nunez Lopez, Ernesto (Pro Per – Father – Objector)

Petition for Appointment of Guardian of the Person

		See petition for details.	NEEDS/PROBLEMS/COMMENTS: <u>Minute Order 9/14/16:</u> Examiner notes provided in open court. The following remain noted: 1. If diligence is not found, need notice per Probate Code §1511 to: - Unknown fathers and paternal grandparents of Jonathan and Angel - Unknown Paternal Grandparents of Jairo and Fidela	
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail			W
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			X
✓	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
✓	Objections			
	Video Receipt			
✓	CI Report			
✓	Clearances			
✓	Order			
	Aff. Posting			
	Status Rpt			
✓	UCCJEA			
	Citation			
	FTB Notice			
			Reviewed by: skc	
			Reviewed on: 10/10/16	
			Updates:	
			Recommendation:	
			File 18- Espinoza/ Garcia	

Petitioner Marisa Alanis Vallejo (Pro Per, paternal aunt)
 Petitioner Rogelio Vallejo (Pro Per, paternal uncle)

Petition for Appointment of Guardian of the Person

	TEMPORARY EXPIRES 9/14/2016; extended to 10/12/2016	NEEDS/PROBLEMS/COMMENTS: Note Re Court Order: Minute Order dated 9/14/2016 from the hearing on the temporary petition states the Court orders that Akia Avila, mother, is not allowed to pick the minors up from school.
	MARISA VALLEJO and ROGELIO VALLEJO, paternal aunt and uncle, are Petitioners.	
	~Please see Petition for details~	
	Court Investigator's Report was filed on 10/5/2016.	
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 checked="" type="checkbox"/> Notice of Hrg		
<input type="checkbox"/> Aff.Mail		
<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 checked="" type="checkbox"/> Clearances		
<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		
		Reviewed by: LEG
		Reviewed on: 10/6/16
		Updates:
		Recommendation:
		File 19- Alanis

Petitioner Delfino Casy Ruiz, III, (Pro Per, maternal uncle)
 Petitioner Erika Lisa Ruiz (Pro Per, maternal aunt)

Petition for Appointment of Guardian of the Person

		TEMPORARY EXPIRES 10/12/2016	NEEDS/PROBLEMS/COMMENTS:
		DELFINO C. RUIZ, III, and ERIKA L. RUIZ, maternal uncle and aunt, are Petitioners.	Note Re Court Order: Order Appointing Temporary Guardian filed 8/25/2016 orders no visits to the mother until she comes to court.
Cont. from		<i>~Please see Petition for details~</i>	1. Need proof of personal service of the Notice of Hearing with a copy of the Petition for Appointment of Guardian, or Consent to Appointment of Guardian and Waiver of Notice, or a Declaration of Due Diligence, for:
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		2. Need proof of service by mail of the Notice of Hearing with a copy of the Petition for Appointment of Guardian, or Consent to Appointment of Guardian and Waiver of Notice, or a Declaration of Due Diligence, for:
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		• Melissa Ann Zaragoza, mother.
<input type="checkbox"/>	Not.Cred.		
<input type="checkbox"/>	Notice of Hrg	X	• Socorro Artiaga, paternal grandmother;
<input type="checkbox"/>	Aff.Mail	X	
<input type="checkbox"/>	Aff.Pub.		• Paternal grandfather;
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		• Richard Zaragoza, maternal grandfather;
<input checked="" type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters		• Susan Arredondo, maternal grandmother;
<input checked="" type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		• Richard Melendez, sibling (age 23);
<input type="checkbox"/>	Video Receipt		
<input checked="" type="checkbox"/>	CI Report		• Amanda Melendez Castellon, sibling (age 21);
<input checked="" type="checkbox"/>	Clearances		
<input checked="" type="checkbox"/>	Order		• Desiree Sanchez, sibling (age 19).
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		Reviewed by: LEG
<input checked="" type="checkbox"/>	UCCJEA		Reviewed on: 10/6/16
<input type="checkbox"/>	Citation		Updates:
<input type="checkbox"/>	FTB Notice		Recommendation:
			File 20 - Zaragoza

Attorney Thomas A. Markeson (for Petitioner Nicole Windfield, daughter)

Petition for Letters of Administration; for Authorization under IAEA

DOD: 5/26/2016	NICOLE WINDFIELD , daughter, is Petitioner and requests appointment as Administrator without bond (<i>Sole heir waives bond.</i>)	NEEDS/PROBLEMS/COMMENTS:
		Note: Court will set status hearings as follows:
Cont. from	Full IAEA — OK	<ul style="list-style-type: none"> Monday, March 13, 2017 at 9:00 a.m. in Dept. 303 for filing of inventory and appraisal; and Wednesday, December 13, 2017 at 9:00 a.m. in Dept. 303 for filing of first account and/or petition for final distribution.
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified	Decedent died intestate.	
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.	Residence — Fresno Publication — Business Journal	
<input type="checkbox"/> Notice of Hrg	N/A	
<input type="checkbox"/> Aff.Mail		
<input checked="" type="checkbox"/> Aff.Pub.	Estimated value of the Estate: Personal property - \$ 24,000.00 Real property - \$ 78,000.00	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.
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.	Total - \$102,000.00	
<input type="checkbox"/> Conf. Screen		
<input checked="" type="checkbox"/> Letters	Probate Referee: Steven Diebert	
<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		
		Reviewed by: LEG
		Reviewed on: 10/6/16
		Updates:
		Recommendation: SUBMITTED
		File 21- DuPree

Petition for Probate of Will and for Letters Testamentary with IAEA

DOD: 4/17/2016		ROBERT JAMES MERTZ , son/named executor without bond, is petitioner Full IAEA – o.k. Will dated 2/16/2011 Residence: Fresno Publication: Fresno Business Journal Estimated value of Estate: Personal property \$ 250,000.00 Annual gross income: \$ 3,000.00 Real property: \$ 0.00 Total: \$ 253,000.00	NEEDS/PROBLEMS/COMMENTS: 1. Item 8 of petition does not identify beneficiaries of the trust named in decedent's will. If the trustee and personal representative are the same person, notice is required to the trust beneficiaries, pursuant to Prob C §1208. Note: If granted, the Court will set status hearings as follows: <ul style="list-style-type: none"> • Tuesday, March 14, 2017 for filing Inventory and Appraisal • Tuesday, December 12, 2017 for filing the first account or petition for 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.
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 checked="" type="checkbox"/>	Notice of Petn Admin		
<input checked="" type="checkbox"/>	Aff.Mail w/o		
<input checked="" type="checkbox"/>	Aff.Pub.		
Sp.Ntc.		Probate referee: Steven Diebert	
Pers.Serv.			
Conf. Screen			
<input checked="" type="checkbox"/>	Letters		
<input checked="" type="checkbox"/>	Duties/Supp		
Objections			
Video Receipt			
CI Report			
9202			
<input checked="" type="checkbox"/>	Order		
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
		Reviewed by: SEF	
		Reviewed on: 10/7/2016	
		Updates:	
		Recommendation:	
		File 22- Mertz	

Petition for Appointment of Temporary Guardian of the Person

		<u>GENERAL HEARING 12/1/2016</u>	NEEDS/PROBLEMS/COMMENTS:	
		LEOPOLDO and MARY RODRIGUEZ, paternal grandparents, are petitioners		
		<i>Please see petition for details.</i>		
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 checked="" type="checkbox"/>	Notice of Hrg			
<input checked="" type="checkbox"/>	Aff.Mail			
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input type="checkbox"/>	Pers.Serv.			x
<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 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			
		Reviewed by: SEF		
		Reviewed on: 10/7/2016		
		Updates:		
		Recommendation:		
		File 23- Rodriguez		