

**(1) Second and Final Account and Report of Conservator; (2) Petition for Allowance of Compensation to Conservator and Attorney (Prob. C. 1860; 2620; 2623; 2630; 2942)**

<b>DOD: 03/29/11</b>	<b>PUBLIC GUARDIAN</b> , Conservator, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
	Second and Final Account period: 10/11/05 – 03/29/11	
<b>Cont. from</b>		
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>	Accounting - \$6,297.33	
<input checked="" type="checkbox"/> <b>Verified</b>	Beginning POH - \$3,047.33	
<input type="checkbox"/> <b>Inventory</b>	Ending POH - \$2,061.87	
<input type="checkbox"/> <b>PTC</b>		
<input type="checkbox"/> <b>Not.Cred.</b>	Subsequent to the Final Account period: 03/30/11 – 08/26/11	
<input checked="" type="checkbox"/> <b>Notice of Hrg</b>	Accounting - \$2,325.52	
<input checked="" type="checkbox"/> <b>Aff.Mail</b> w/	Beginning POH - \$2,061.87	
<input type="checkbox"/> <b>Aff.Pub.</b>	Ending POH - \$620.52	
<input type="checkbox"/> <b>Sp.Ntc.</b>		
<input type="checkbox"/> <b>Pers.Serv.</b>	Conservator - \$1,929.20 (14.95 Deputy hours @ \$96/hr. and 6.50 Staff hours @ \$76/hr.)	
<input type="checkbox"/> <b>Conf. Screen</b>		
<input type="checkbox"/> <b>Letters</b>		
<input type="checkbox"/> <b>Duties/Supp</b>	Attorney - \$1,500.00 (less than per Local Rule)	
<input type="checkbox"/> <b>Objections</b>		
<input type="checkbox"/> <b>Video Receipt</b>	Petitioner requests that due to the insufficiency of the estate to pay the fees and commissions that a lien be imposed upon the estate for any unpaid balances of the authorized fees and commissions.	
<input checked="" type="checkbox"/> <b>CI Report</b>		
<input type="checkbox"/> <b>2620(c)</b> n/a		
<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>Petitioner prays for an Order:</b>	
	1) Finding that the Conservatorship of the person and estate terminated on 03/29/11, the date of the conservatee’s death;	
	2) Approving, allowing and settling the second and final account;	
	3) Authorizing the Conservator and attorney fees and commissions;	
	4) Authorizing the petitioner to impose a lien on the estate for any unpaid balances of authorized fees and commissions.	
		<b>Reviewed by:</b> JF
		<b>Reviewed on:</b> 10/11/11
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 1 - Khalachyan</b>

## Report of Sale and Petition for Order Confirming Sale of Real Property (Prob. C. 2540, 10308)

<b>DOD: 4/5/08</b>		<b>JOSEPH GOLDING</b> is Executor/Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		Sale Price - <b>\$90,000.00</b>	<b>1. Need <i>Notice of Hearing</i> and proof of service showing service of the <i>Notice of Hearing</i> and <i>Petition</i> on parties entitled to notice pursuant to PrC §10308(c):</b> <b>a. Dale Fudge and Lucy Biggs (purchasers)</b>  <b>2. Need Publication pursuant to PrC §10300.</b>
		Overbid - <b>\$95,000.00</b>	
<b>Cont. from</b>		Reappraisal - <b>\$95,000.00</b>	
	<b>Aff.Sub.Wit.</b>	Property - 1173 S. Klein Reedley, CA	
✓	<b>Verified</b>	Publication - <u>need</u>	
✓	<b>Inventory</b>	Buyers - Dale Fudge and Lucy Biggs	
	<b>PTC</b>	Broker - <b>\$5,400.00</b> (6% - \$2,700.00 payable to Guarantee Real Estate and \$2,700.00 payable to Keller Williams Realty, Tulare)	
	<b>Not.Cred.</b>		
✓	<b>Notice of Hrg</b>		
✓	<b>Aff.Mail</b>		
	<b>Aff.Pub.</b>		
✓	<b>Sp.Ntc.</b>		
	<b>Pers.Serv.</b>		
	<b>Conf. Screen</b>		
	<b>Letters</b>	3/5/09	
	<b>Duties/Supp</b>		
	<b>Objections</b>		
	<b>Video Receipt</b>	<i>[Note: Petitioner is sole heir and waived bond at time of appointment as personal representative.]</i>	
	<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: NRN</b>
			<b>Reviewed on: 10/11/11</b>
			<b>Updates: 10/17/11</b>
			<b>Recommendation:</b>
			<b>File 2 - Golden</b>

**3 Raymond and Andrea Ortega Trust**

**Case No. 09CEPR00857**

**Atty Fanucchi, Edward L. (for Natalie Sullivan, Trust beneficiary and Petitioner)**

**Atty Rindlisbacher, Curtis D. (for Connie Ortega Ariaz, Former Trustee)**

**Atty Kruthers, Heather H (for the Public Guardian/ Successor Trustee )**

**Petition of Beneficiary to Remove Successor Trustee and to Appoint Successor Trustee and for Payment of Attorneys' Fees (Prob. C. 15642, 17200)**

<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td colspan="2"><b>DOD (Raymond):</b></td> </tr> <tr> <td colspan="2"><b>2/3/01</b></td> </tr> <tr> <td colspan="2"><b>DOD (Andrea): 5/18/05</b></td> </tr> <tr> <td colspan="2"> </td> </tr> <tr> <td colspan="2"> </td> </tr> <tr> <td colspan="2"><b>Cont. from</b></td> </tr> <tr> <td> </td> <td><b>Aff.Sub.Wit.</b></td> </tr> <tr> <td>√</td> <td><b>Verified</b></td> </tr> <tr> <td> </td> <td><b>Inventory</b></td> </tr> <tr> <td> </td> <td><b>PTC</b></td> </tr> <tr> <td> </td> <td><b>Not.Cred.</b></td> </tr> <tr> <td>√</td> <td><b>Notice of Hrg</b></td> </tr> <tr> <td>√</td> <td><b>Aff.Mail</b>      w/o</td> </tr> <tr> <td> </td> <td><b>Aff.Pub.</b></td> </tr> <tr> <td> </td> <td><b>Sp.Ntc.</b></td> </tr> <tr> <td> </td> <td><b>Pers.Serv.</b></td> </tr> <tr> <td> </td> <td><b>Conf. Screen</b></td> </tr> <tr> <td> </td> <td><b>Letters</b></td> </tr> <tr> <td> </td> <td><b>Duties/Supp</b></td> </tr> <tr> <td> </td> <td><b>Objections</b>      X</td> </tr> <tr> <td> </td> <td><b>Video Receipt</b></td> </tr> <tr> <td> </td> <td><b>CI Report</b></td> </tr> <tr> <td> </td> <td><b>9202</b></td> </tr> <tr> <td> </td> <td><b>Order</b>              X</td> </tr> <tr> <td> </td> <td><b>Aff. Posting</b></td> </tr> <tr> <td> </td> <td><b>Status Rpt</b></td> </tr> <tr> <td> </td> <td><b>UCCJEA</b></td> </tr> <tr> <td> </td> <td><b>Citation</b></td> </tr> <tr> <td> </td> <td><b>FTB Notice</b></td> </tr> </table>	<b>DOD (Raymond):</b>		<b>2/3/01</b>		<b>DOD (Andrea): 5/18/05</b>						<b>Cont. from</b>			<b>Aff.Sub.Wit.</b>	√	<b>Verified</b>		<b>Inventory</b>		<b>PTC</b>		<b>Not.Cred.</b>	√	<b>Notice of Hrg</b>	√	<b>Aff.Mail</b> w/o		<b>Aff.Pub.</b>		<b>Sp.Ntc.</b>		<b>Pers.Serv.</b>		<b>Conf. Screen</b>		<b>Letters</b>		<b>Duties/Supp</b>		<b>Objections</b> X		<b>Video Receipt</b>		<b>CI Report</b>		<b>9202</b>		<b>Order</b> X		<b>Aff. Posting</b>		<b>Status Rpt</b>		<b>UCCJEA</b>		<b>Citation</b>		<b>FTB Notice</b>	<p><b>NATALIE C. ORTEGA SULLIVAN</b>, beneficiary of the Raymond and Andrea Ortega Family Trust Dated November 4, 1994 (“Trust”), is Petitioner.</p> <p><b>Background:</b></p> <ul style="list-style-type: none"> <li>The Public Guardian was appointed Successor Trustee on 3/18/10, after the Court removed co-Trustees and siblings of Petitioner, Rachel Dominguez and Connie Ortega Ariaz.</li> </ul> <p><b>Petitioner states:</b></p> <ol style="list-style-type: none"> <li>Natalie Ortega Sullivan, Petitioner and Trust beneficiary, requests the Court remove the Public Guardian as Successor Trustee because the family of Settlor/Trustors Raymond and Andrea Ortega have entered in agreement whereby all Trustee beneficiaries agree that Petitioner should be appointed and without bond;</li> <li>Petitioner believes said appointment is in the Trust’s best interests and that the family members and Trust beneficiaries have agreed and are able to manage the Trust properties together as a family, including repairs, maintenance, collection of rents, obtaining renters, without using independent contractors unnecessarily, but using their own selection of independent contractors when necessary (<i>Siblings’ signed agreement for Petitioner to be appointed as Successor Trustee attached to Petition as Exh. B</i>);</li> <li>Petitioner agrees to act as Trustee without compensation until the Trust is in a financial position to pay it;</li> <li>Petitioner has an associate degree in paralegal studies and has an understanding of a trustee’s duties;</li> <li>The current status of Trust properties is as follows:             <ol style="list-style-type: none"> <li>Real property on Farrin Ave.; vacant for 14 mos until it was rented 7/1/11; Petitioner is unaware of the amount of rent being collected, if any;</li> <li>Real property on Dakota was vacant for approximately 5 months or more, needed repairs and yard maintenance, and was rented 7/1/11 after the repairs and yard maintenance was performed;</li> </ol> </li> </ol> <p style="text-align: center;"><b><u>SEE ATTACHED PAGE</u></b></p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p style="text-align: center;"><b>1. Need Order.</b></p> <hr/> <p><b>Reviewed by:</b> NRN</p> <hr/> <p><b>Reviewed on:</b> 10/11/11</p> <hr/> <p><b>Updates:</b></p> <hr/> <p><b>Recommendation:</b></p> <p><b>File 3 - Ortega</b></p>
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**Cont'd:**

- c. Furthermore, the Dakota property had a gas leak which was repaired, however the Public Administrator sent the repair bill to the beneficiary for payment instead of paying it from the Trust; then on 7/15/11, PG&E informed the occupant that the water heater need repair or replacement and that the Public Administrator had a freeze on all property repairs; therefore, the occupant has had no hot water since 7/15/11;
- d. Real property on Saginaw was vacant for almost 12 months, needed repairs and maintenance, and was rented approximately 3 months ago (approximately end of May 2011);
- e. Real property on Woodson was rented through Section 8 until the tenant vacated the property; currently the property is not rented and Royal Properties is the property management company that is listing it;
- f. Real property on Mitre is occupied by one of the beneficiaries and no rent is being collected due to repair work and maintenance needed on the property;
- g. Home on Dakota is occupied by the income beneficiary, Eddie Ortega, and rent is not being collected pursuant to the Trust terms.

**Petitioner requests:**

1. The Court remove the Public Guardian as Successor Trustee and appoint Petitioner Natalie Sullivan to serve without bond, and that the Public Guardian shall deliver the Trust asset to the Successor Trustee within 30 days of the Court's order;
2. The Court order the Public Guardian to file an accounting detailing its acts as Successor Trustee, no later than 4 weeks after the Court's order;
3. The Court order reasonable attorneys' fee of the beneficiary and \$395.00 for costs for filing the instant Petition to be paid to the attorneys from the Trust within a reasonable time after the accounting is filed, and charged 100% to the Trust income.

**(1) First Account Current and Report of Conservator and (2) Petition for Allowance of Compensation to Conservator and Attorney (Prob. C. 2620; 2623; 2942)**

<b>Age: 76 years</b>	<p><b>PUBLIC GUARDIAN</b>, Conservator, is Petitioner.</p> <p>Account Period: <u>7/1/10 – 8/15/11</u></p> <p>Accounting:                   <b>\$29,951.80</b>          Beginning POH:           <b>\$ 3,564.26</b>          Ending POH:               <b>\$ 4,465.88</b></p> <p>Conservator:                 <b>\$ 2,328.00</b>          (6.0 staff hours @\$76.00/hr and 19/50 deputy hours @\$96/hr)</p> <p>Attorney:                      <b>\$ 2,000.00</b>          (per Local Rule)</p> <p>Bond fee:                      <b>\$ 25.00 (o.k.)</b></p> <p>Costs:                         <b>\$ 433.00</b> (<i>filing fee and processing fee</i>)</p> <p><b>Petitioner requests:</b></p> <ol style="list-style-type: none"> <li>1. The court approve, allow and settle Petitioner’s 1<sup>st</sup> Account;</li> <li>2. The Court authorize Petitioner’s fees and her attorney’s fees as requested;</li> <li>3. The Court authorize Petitioner to pay from the estate the bond fee, filing fee and processing fee;</li> <li>4. The Court impose a lien against the estate for any authorized compensation to Petitioner and her attorney which remains unpaid due to the insufficiency of the estate.</li> </ol> <p><b>Court Investigator Julie Negrete’s report, filed 7/7/11.</b></p>	<b>NEEDS/PROBLEMS/COMMENTS:</b>
<b>DOB: 1/14/35</b>		
<b>Cont. from</b>		
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>		
<input checked="" type="checkbox"/> <b>Verified</b>		
<input type="checkbox"/> <b>Inventory</b>		
<input type="checkbox"/> <b>PTC</b>		
<input type="checkbox"/> <b>Not.Cred.</b>		
<input checked="" type="checkbox"/> <b>Notice of Hrg</b>		
<input checked="" type="checkbox"/> <b>Aff.Mail</b> <input type="checkbox"/> <b>w</b>		
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<input type="checkbox"/> <b>9202</b>		
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<input type="checkbox"/> <b>UCCJEA</b>		
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		<p><b>Reviewed by:</b> NRN</p> <p><b>Reviewed on:</b> 10/12/11</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b> File 4 – Poole</p>

Atty Montano, Estela (pro per Petitioner/maternal grandmother)

Atty Fearnside, William L. (for Jose Arroyo, father and Laura Montano, mother)

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

Age: 1 year DOB: 3/7/10	<u>Temporary Expires 11/19/11</u>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><u>Note:</u> Petitioner is Spanish speaking.</p> <p>Continued from 8/31/11. Minute order states the Court orders that a court investigator conduct a further investigation of all the parties including Jacqueline Naman and Dora Diaz who are from the Fresno County Office of Education. The Court further orders the investigation include CPS and/or DSS. The Court directs that a CPS referral be made in this matter. The Court orders supervised visitation on a weekly basis between mother and the minor at the maternal grandmother's house. The Court further orders that there be no drugs or alcohol during visitation. The father is not to have any visitation at this time.</p>
	ESTELA MONTANO, maternal grandmother, is Petitioner.	
	Father: JOSE ARROYO, personally served 07/14/11	
Cont. from 083111	Mother: LAURA MONTANO, personally served 07/14/11	
Aff.Sub.Wit.		
✓ Verified	Paternal grandfather: Tomas Arroyo – served by mail on 7/11/11.	
Inventory	Paternal grandmother: Margarita Guerrero served by mail on 7/11/11.	
PTC	Maternal grandfather: J. Mario Montano – present in court on 8/31/11.	
Not.Cred.		
✓ Notice of Hrg		
✓ Aff.Mail	W/ Petitioner states the child was removed from the parents care by CPS due to injuries to the child's ribs.	
Aff.Pub.	The father is currently under investigation for the injuries. The mother chose to keep her husband in the home instead of the child. Petitioner states that the father does not agree with the guardianship and she is fearful that he will come and take minor from her home.	
Sp.Ntc.		
✓ Pers.Serv.	W/	
✓ Conf. Screen		
✓ Letters		
✓ Duties/Supp	<b>Objections of Jose Arroyo filed on 8/16/11 and Objections of Laura Montano filed on 8/16/11</b> each states the appointment of a guardian is unnecessary and is not in the best interest of the minor because there is no "clear and convincing" evidence that leaving custody with the parent would be detrimental to Jiselle as there is no evidence to prove that either parent did any act of abuse or was neglectful in any way causing injuries to the minor. Mr. Arroyo has not been arrested and there is no proof that he did any act that caused injury to the minor's ribs. The parents have provided and will provide a safe home for the minor.	
Objections		
Video Receipt		
✓ CI Report		
9202		
✓ Order		
Aff. Posting		
Status Rpt		
✓ UCCJEA		
Citation		
FTB Notice	<p><b>Declaration of Laura Montano filed on 11/12/11.</b></p> <p><b>Court Investigator Julie Negrete's Report filed on 8/24/11.</b></p> <p><b>Supplemental Court Investigator's Report filed on 10/12/11.</b></p>	

Reviewed by: KT

Reviewed on: 10/11/11

Updates:

Recommendation:

File 5 - Arroyo

Petition to Appoint Successor Trustee and Confirm Title to Real Property, and Instructions to Trustee, Distribution of Real Property, and Succession to Real Property (Prob. C. 17200, 13150-158)

DOD: 4/13/2001		<p><b>SOYO GRAHAM STUART</b>, niece, is Petitioner.</p> <p><b>Petitioner states:</b></p> <ul style="list-style-type: none"> <li>• She seeks to be appointed Successor Trustee of the <b>PAUL HOOMI SUMIDA [1998 REVOCABLE] TRUST</b> (<i>copy attached as Exhibit A</i>);</li> <li>• She is the sole Executrix of the <b>Estate of Alice Sumida</b> (sister and heir of Decedent), in a current New York probate estate; the appointed Co-Executor is deceased (<i>please refer to certified Letters attached as Exhibit B; authenticated copy of the Will of Alice Sumida attached as Exhibit C</i>);</li> <li>• The Sumida family consists of four siblings: the Decedent <b>PAUL SUMIDA, ALICE SUMIDA</b> (DOD 3/26/2010), <b>HELEN SUMIKO SUMIDA EHRHARDT</b> (DOD 10/19/2008), and <b>KINUYO GRAHAM STUART</b> (DOD 7/29/2011), who collectively owned an <b>undivided 1/3 interest</b> in real property consisting of 80 acres of farmland located in Coalinga, County of Fresno;</li> <li>• The other <b>2/3 interest</b> in the property is owned by <b>MIKIO UCHIYAMA</b>; the real property is pending sale;</li> <li>• The successor trustees of the Trust named to serve following the death of the Decedent are deceased, the last named being Kinuyo Stuart (<i>noted above</i>), and there are no additional named successor trustees;</li> <li>• A successor trustee is now required in order to complete the sale by signing on behalf of the Trust;</li> <li>• A successor trustee is also required to authorize and clarify distribution of the real property, an <b>undivided 1/12<sup>th</sup></b> of which is vested in the Trust and should have been distributed but was not properly distributed;</li> </ul> <p align="center"><i>~Please see additional page~</i></p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <ol style="list-style-type: none"> <li>1. <i>Petition does not state the principal place of administration of the Paul Hoomi Sumida Trust pursuant to Probate Code § 17002, and the basis for jurisdiction and proper venue pursuant to Probate Code § 17003 – 17005. (Note: Petitioner is currently, and the last Successor Trustee, Kinuyo Graham Stuart, was a resident of Paris, France; the subject real property is located in Coalinga.)</i></li> <li>2. <i>Petition states the Declaration of Trust attached as Exhibit A is the Paul Hoomi Sumida Trust. Article Two of the Trust refers to Schedule A which lists the property consisting of the “trust estate.” However, the copy of the Trust submitted by Petitioner does not include a copy of Schedule A.</i></li> <li>3. <i>Petition states in Lines 16 to 26 on Page 2 that the Estate of Helen Sumiko Sumida Ehrhardt (sibling/heir of Decedent, DOD 10/19/2008) was probated in Orange County as if a deed had been distributed by her, but should have been distributed differently since no deed was drawn. Court may require justification for the filing of this Petition in this Court as opposed to filing a petition for an Amended Order Settling First and Final Report of Helen Ehrhardt’s estate in Orange County (copy of the initial Order from Orange County shows it was signed on 9/10/2010 by Temporary Judge Linda C. Martinez.)</i></li> </ol> <p align="center"><i>~Please see additional page~</i></p>
Cont. from			
Aff.Sub.Wit.			
✓ Verified			
Inventory			
PTC			
Not.Cred.			
✓ Notice of Hrg			
✓ Aff.Mail	W/		
Aff.Pub.			
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Objections			
Video Receipt			
CI Report			
9202			
Order	X		
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
Reviewed by: LEG			
Reviewed on: 10/13/11			
Updates:			
Recommendation:			
File 6 – Sumida			

Petitioner states, continued:

- Under the terms of the Trust, the Trust owned an undivided **960/11,520 interest** in the real property, and the interest “should have” [*emphasis added*] distributed as follows:
  1. **Kinuyo Graham Stuart** (DOD 7/29/2011) = 240/11,520 interest;
  2. **Helen Sumiko Sumida Ehrhardt** (DOD 10/19/2008) = 240/11,520 interest;
  3. **Alice Sumida** (DOD 3/26/2010) = 240/11,520 interest;
  4. **Soyo Graham Stuart** (Petitioner) = 96/11,520 interest;
  5. **William R. Ehrhardt, Jr.** = 72/11,520 interest;
  6. **Hideko Sumida** (DOD 6/28/2005) = 72/11,520 interest;
- The estate of Trust beneficiary Helen Sumiko Sumida Ehrhardt, who was a named successor trustee of the Trust, was probated in Orange County (*please refer to copy of Order Settling First and Final Report, etc., from Orange County Superior Court attached as Exhibit E*); Helen’s interest in the property (240/11,520) was probated in Orange County as if a Deed had been distributed by Helen as successor trustee to the Trust beneficiaries, though no deed was actually drawn by the Trust;
- Because no deed was drawn by the Trust, confirmation should be made by an order of this Court so that the title insurance may be obtained; Helen’s undivided 1/12 interest should be increased by her proportionate distribution of the proceeds from the Decedent’s Trust; the interest owned by Helen, without the interest she would have received from the Decedent, was an undivided 1/12 interest in the real property; at the time of Helen’s death, she owned an undivided 1/12 interest plus the undivided 240/11,520 interest that should have been distributed by the Trust;
- The interest from Decedent’s Trust should be distributed, and Petitioner requests instructions to authorize a distribution from the Trust, as follows:
  1. **Soyo Graham Stuart** (Petitioner), as Executrix of the NY Probate **Estate of Alice Sumida** (60 shares from Helen’s estate) = an undivided 300/11520;
  2. **Soyo Graham Stuart** (Petitioner), as heir to **Kinuyo Graham Stuart** (60 shares from Helen’s estate) = an undivided 300/11520;  
 Kinuyo Graham Stuart died a resident of Paris, France, and the only interest she had in CA subject to administration is her interest in the real property which was valued at less than **\$60,000**; her sole heir is her daughter Soyo (Petitioner), and her share should pass to Petitioner by order of this Court under Probate Code § 17200 and 13150 - 13158 [determining succession to property];
  3. **William R. Ehrhardt, Jr.** (120 shares from Helen’s estate) = an undivided 192/11520;
  4. **Soyo Graham Stuart** (Petitioner) = an undivided 96/11520;
  5. **Hideko Sumida** (DOD 6/28/2005) = an undivided 72/11520;  
 Hideko Sumida’s 72 shares should be escheated to the State of California subject to the claims of the Department of Health, as she died without assets subject to administration and without heirs; it is believed she was on Medi-Cal for a substantial period of time, and her interest may be subject to claims from the Department of Health.
- A *Final Inventory and Appraisal* of the partial interest in the real property is attached as *Exhibit D*, showing the value of an undivided 1500/11520 interest as **\$19,500.00**.

~Please see additional page~

**Petitioner prays for an Order** (draft proposed order is attached as *Exhibit F*):

1. Appointing Soyo Graham Stuart as Successor Trustee of the Trust;
2. Confirming title to the real property as an undivided 960/11520 interest in the Paul Hoomi Sumida Trust, an undivided 1200/11520 interest to Soyo Graham Stuart as Executrix of the Estate of Alice Sumida, and an undivided 1200/11520 interest to Soyo Graham Stuart as sole heir of the interest of Kinuyo Graham Stuart;
3. Instructing and authorizing the Petitioner as successor Trustee of the Trust to sell the Paul Hoomi Sumida 1/12<sup>th</sup> interest in the real property and distribute it or the proceeds to the beneficiaries of the Trust as follows:
  - **Soyo Graham Stuart** (Petitioner), as Executrix of the NY Probate **Estate of Alice Sumida** = an undivided 300/11520;
  - **Soyo Graham Stuart** (Petitioner), as heir to **Kinuyo Graham Stuart** = an undivided 300/11520;
  - **William R. Ehrhardt, Jr.** = an undivided 192/11520;
  - **Soyo Graham Stuart** (Petitioner) = an undivided 96/11520;
  - **Hideko Sumida** (DOD 6/28/2005) = an undivided 72/11520; this interest after the sale of the real property is to be distributed to the California State Controller.
4. Finding that the undivided interest in the real property is an interest in 80 acres of farmland in Coalinga, Fresno County (*legal description included.*)

**NEEDS/PROBLEMS/COMMENTS, continued:**

4. *Petition* states it is expected that by the time this matter is heard [on 10/19/2011], the Petitioner will be appointed Executrix of the Estate of Kinuyo Graham Stuart (sibling/heir of Decedent, DOD 7/29/2011) in Florida. Need status of the Florida probate proceedings.
5. *Petition* states Kinuyo Graham Stuart died a resident of Paris, France, and the only interest she had in California subject to administration is her 300/11520 interest in the real property which was valued at less than \$60,000.00; and that Kinuyo's sole heir is her daughter Soyo Graham Stuart (Petitioner), and Kinuyo's share should pass to Petitioner by order of this Court under Probate Code §§ 17200 and 13150 – 13158. It appears that the Petitioner seeks an order determining succession to real property for Kinuyo's interest in the California property, which requires a petition to be filed in the Estate of Kinuyo Graham Stuart pursuant to Probate Code § 13150 et seq., as an ancillary proceeding under Probate Code § 12511 and 7052 to the pending Florida probate.
6. *Petition* states that the interest of Hideko Sumida should be escheated to the State of California and distributed to the California State Controller, subject to the claims of the Department of Health. It appears the request to distribute real property sale proceeds in the amount of Hideko's 72/11520 interest to the State of California is premature since the sale has not been authorized by the Court, and additionally appears inappropriate given the potential Department of Health claims which would require determination and liquid assets for payment.
7. Paragraph 3 in the prayer of the *Petition* requests the Court authorize Petitioner to sell the Trust's 1/12<sup>th</sup> interest in the real property and "distribute it or the proceeds" to the Trust beneficiaries in the specified undivided interests. Court may require Petitioner to replace the request for distribution of the real property in undivided interests with a request to distribute proceeds from a court-authorized sale of the real property, which request must be made in a separate petition subsequent to the Petitioner obtaining instructions and authority from the Court regarding the power to sell the real property based upon the instant *Petition to Appoint Successor Trustee and Confirm Title to Real Property and Instructions for Trustee*. (Note as an aside: Distribution of real property in undivided interests requires written consent of all distributees per Local Rule 7.12.4, which consents have not been filed in this case.)
8. Proposed order attached as *Exhibit F* contains discussion in Paragraphs 4 and 5 regarding distribution that "should have" been made from the Trust; this discussion should be more succinctly summarized or removed from the order entirely for the sake of clarity. Need revised proposed order, taking into account the Court's determinations specific to the instant *Petition*.

*~Please see additional page~*

**Attorney Henry Coopersmith faxed (NOT YET FILED) on 10/17/2011 a *Supplement to Petition to Appoint Successor Trustee, etc.*, stating in brief sum:**

1. The location of the Trust to the extent there was a jurisdiction was Kinuyo Graham Stuart's [last successor trustee] domicile in Florida; however, pursuant to Probate Code § 17005(b), it is believed the appropriate venue and jurisdiction for this Trust would be in Fresno, where the only real property is located;
2. Schedule A of the Trust is set forth as an Attachment to this *Supplement*;
3. The Trust was never administered in Orange County, by Kinuyo Graham Stuart; *[Note from examiner: the subject real property located in Coalinga was distributed by the Court in Orange County.]*
4. Petitioner has been appointed Executrix in the Estate of Kinuyo Graham Stuart in Florida (Letters of Administration from Circuit Court for Sarasota County Florida attached);
5. Kinuyo Graham Stuart's domicile was in Florida and Petitioner was hoping to avoid filing duplicate pleadings under § 13150 by combining everything in one petition *[Note from examiner: Petitions under Probate Code §§ 13150 et seq. must be filed in a separate case number for the decedent's estate for Kinuyo Graham Stuart, not as part of this Trust matter];*
6. Petitioner desired to explain what Petitioner proposed to do with the interest of Hideko Sumida to be distributed to the State Controller of California subject to any liens of the Dept. of Health Services; notice has been given to the Dept. of Health Services;
7. It appears the real property of the Trust should not be distributed, but the Trust's fractional interest in the real property should be sold by the Trustee of the Trust which is appropriate, and then the sale proceeds should be distributed as outlined in the Petition; this distribution should not be subject to Local Rule 7.12.4 because it is not a probate of the estate but the administration of the Trust.

Age: 56	<p><b>SYLVIA GONZALES</b>, sister, and <b>GUADALUPE PENA</b>, mother, are Co-Conservators.</p> <p>On 4/15/09, the 10<sup>th</sup> account for the account period ending 4/30/08 was settled showing an ending property on hand of \$191,840.99. The court set a status hearing for filing of the next account.</p> <p>Minute Order from 6/15/11 indicates there were no appearances and continued the matter to 7/6/11. A copy of the minute order was mailed to attorney Ruth Ratzlaff.</p> <p>Minute Order from 7/6/11 continued the matter to 8/31/11.</p> <p>Minute Order from 8/31/11 states attorney Ruth Ratzlaff requests a continuance.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>Continued from 8/31/11.</p> <p><b>1. Need 11<sup>th</sup> account or current status report.</b></p>
DOB: 5/3/1955		
<b>Cont. from 061511, 070611, 083111</b>		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
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Status Rpt		
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Citation		
FTB Notice		
		Reviewed by: KT
		Reviewed on: 10/11/11
		Updates:
		Recommendation:
		File 7 – Larssen

**Probate Status Hearing Re: Termination of Proceeding for Deceased Conservatee (Prob. C. § 1860, et seq.)**

<b>DOD: 5-5-09</b>	<p><b>PAT MIRANDA</b>, daughter, was appointed Temporary Conservator of the Person and Estate with bond of \$30,000.00 on 8-22-03. Bond was filed and Temporary Letters issued on 8-22-03.</p> <p>Pat Miranda was later appointed general Conservator of the Person and Estate with bond of \$30,000.00 and Letters issued on 9-30-03.</p> <p><b>On 7-15-11</b>, the court set this status hearing for termination of conservatorship for deceased conservatee.</p> <p><b>Status Report filed by Attorney LeVan states an account is in process.</b></p> <p>The report states the Conservator has had “problems with her husband rifling through all of her paperwork and forging checks to acquire funds from the Conservator’s personal accounts. All of this has been occurring since the death of the Conservatee.”</p> <p>Attorney and Conservator understand the conservatorship has gone on long after the Conservatee’s death, but due to serious complications with the Conservator’s life, getting the items needed for the accounting was put on the “back burner.” Right now, Conservator is unemployed and focusing on saving her house from foreclosure.</p> <p>Attorney LeVan requests a 45 day continuance to file the account and petition for termination.</p> <p><b>On 8-30-11</b>, the matter was continued to 10-9-11.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Note:</b> Attorney LeVan requests a 45-day continuance to file the accounting and petition for termination.</p> <p><u>As of 10-12-11, nothing further has been filed.</u></p> <ol style="list-style-type: none"> <li>1. Need final account/petition for termination.</li> </ol>
<b>Cont. from 083011</b>		
<b>Aff.Sub.Wit.</b>		
<b>Verified</b>		
<b>Inventory</b>		
<b>PTC</b>		
<b>Not.Cred.</b>		
<b>Notice of Hrg</b>		
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<b>Aff.Pub.</b>		
<b>Sp.Ntc.</b>		
<b>Pers.Serv.</b>		
<b>Conf. Screen</b>		
<b>Letters</b>		
<b>Duties/Supp</b>		
<b>Objections</b>		
<b>Video Receipt</b>		
<b>CI Report</b>		
<b>9202</b>		
<b>Order</b>		
<b>Aff. Posting</b>		
<b>Status Rpt</b> X		
<b>UCCJEA</b>		
<b>Citation</b>		
<b>FTB Notice</b>		
<p><b>Updates:</b></p> <p><b>Contacts:</b> Reviewed 10-12-11</p> <p><b>Recommendation:</b></p> <p><b>Reviewed by:</b> skc</p> <p><b>File 8 - McCaslin</b></p>		

Atty

Kruthers, Heather H. (for Public Guardian, Successor Conservator of the Estate)

Atty

Lescoulie, Donald P. (for Susan Schlievert, Co-Conservator of the Person)

Atty

Motsenbocker, Gary (for Catherine Foin, Co-Conservator of the Person; Elizabeth Foin &amp; Owen Foin, III)

**Status Hearing**

Age: 99 years	<p><b>PUBLIC GUARDIAN</b> is the Successor Conservator of the Estate.</p> <p>Susan Schlievert and Catherine Foin are the Co-Conservators of the Person.</p> <p><b>Minute Order of 8/24/11 on Public Guardian's Petition for Order Authorizing and Directing Transfer of Real Property to Mildred Foin, Conservatee; for Damages, and Finding Abuse of an Elderly Person to Quiet Title, for Cancellation of Deed to Real Property; and for Undue Influence, states:</b> Ms. Kruthers is directed to obtain the document dealing with the litigation. The court approves the petition. Mr. Motsenbocker is directed to submit amended letters. The Court sets the matter for Status Hearing on 10/19/11. If everything is completed by 10/19/11, no appearance will be necessary.</p> <p><u>Note: Amended Letters of the Person were submitted by Attorney Lescoulie and filed 9/12/11.</u></p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>OFF CALENDAR</b> Agreement has been executed by Public Guardian, per Attorney Kruthers 10/12/11.</p> <p><u>Note:</u> Other than the Amended Letters of the Person, filed 9/12/11, nothing has been filed since the last hearing.</p>
DOB: 7/20/1912		
<b>Cont. from</b>		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
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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><b>Reviewed by:</b> NRN / LEG</p> <p><b>Reviewed on:</b> 10/12/11</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 9 - Foin</b></p>	

**Status Hearing Re: Mother's Progress**

<b>Age:</b> 5 years	<p><b>JEFFREY HALSTEAD and JENNIFER HALSTEAD</b> (non-relatives) were appointed as guardians on 10/23/08.</p> <p>Petitioners filed an Ex Parte Petition on 12/3/10 regarding the visitation. Petition alleges mother has tested positive for drugs and states a drug user does not provide a safe, healthy, stable environment for the minor. Copy of positive drug test attached to the petition.</p> <p>The Court set the matter for hearing.</p> <p><b>Minute order from the hearing on 2/23/11</b> states counsel advises the court that one of Ms. Rodriguez's tests came back positive for drugs. Visitation remains as previously ordered. The Court orders that before Ms. Rodriguez may petition the court for a modification she must have negative test results for four months. Ms. Brungess to prepare the order.</p> <p><b>Minute order from 8/24/11</b> states Ms. Brungess advises the court that the mother has refused to drug test since January 2011, and it appears that she has been under the influence during visits. The Court orders that all visits between the mother, Jennifer Rodriguez and Sean cease immediately until further order of the Court. The Court indicates for the record that it is not ordering mother to attend AA/NA three times per week, but wishes to see proof of the mother's self-initiated attendance. The Court orders the mother to drug test as previously ordered. All prior orders not modified remain in full force and effect. The court on its own mother set case no. 08CEPR00598 (see page 11) for further status on 10/19/11. Richard Ruiz is ordered to be present at the hearing. Minute order indicates that Richard Ruiz was present in court on 8/24/11.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>1. Need current status report.</b></p>
<b>DOB:</b> 12/1/05		
<b>Cont. from 101911</b>		
<b>Aff.Sub.Wit.</b>		
<b>Verified</b>		
<b>Inventory</b>		
<b>PTC</b>		
<b>Not.Cred.</b>		
<b>Notice of Hrg</b>		
<b>Aff.Mail</b>		
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<b>Pers.Serv.</b>		
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<b>Letters</b>		
<b>Duties/Supp</b>		
<b>Objections</b>		
<b>Video Receipt</b>		
<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>		
	<p><b>Reviewed by:</b> KT</p> <p><b>Reviewed on:</b> 10/12/11</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 10 – O'Dougherty</b></p>	

Atty Ruiz, Renee M. (pro per Guardian)

Atty Ruiz, Richard (pro per Guardian)

Atty Rodriguez, Jenifer (pro per mother)

Further Status

Age: 8 years DOB: 2/26/03	<p><b>RENEE RUIZ</b> and <b>RICHARD RUIZ</b>, maternal aunt and uncle, were appointed guardians on 8/18/08.</p> <p>The Court on its own motion set this matter for further states per minute order dated 8/24/11 in the Guardianship of Sean O'Dougherty, case no. 08CEPR00596. Minute order indicates that Richard Ruiz was present in court on 8/24/11.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p>
Cont. from		
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Citation		
FTB Notice		
	Reviewed by: KT	
	Reviewed on: 10/12/11	
	Updates:	
	Recommendation:	
	File 11 – O'Dougherty	

<b>DOD: 6/26/09</b>		<p><b>HOPE KALBAUGH</b>, Daughter, sole beneficiary, and Executor, provides this status report. Letters Testamentary were issue to Ms. Kalbaugh on 8/11/09.</p> <p><i>Status Report, filed 10/14/11, states:</i></p> <ol style="list-style-type: none"> <li>1. Executor, daughter and sole beneficiary of the estate (“Executor”), is preparing to file a <i>Petition for Final Distribution</i>;</li> <li>2. The major estate asset is real property located in Clovis, CA, which has been sold for \$305,000 and is currently in escrow;</li> <li>3. Since <i>Letters Testamentary</i> issued, several creditors’ claims have been filed against the estate, but none have been paid and the estate is insolvent;</li> <li>4. The funds from the sale of the real property are insufficient to pay the estate’s general debts;</li> <li>5. From the sale funds, Executor paid the balance of the mortgage loan (which includes late fees, escrow fees and closing costs), which will leave approximately \$11,160.33 in cash;</li> <li>6. From this remaining cash, Executor will pay the Franchise Tax Board claim and will seek Court approval for reimbursement of administrative costs advanced and funeral expenses paid and request authority for to pay Executor’s commission and attorneys’ fees from the remaining proceeds;</li> <li>7. The estate will be distributed as soon after the escrow closing as possible; however as stated, there will be insufficient funds to pay creditors’ claims (there was only a small amount in Decedent’s checking account which was used for house payments, and remaining personal property was disposed of prior the real property being rented);</li> <li>8. <b>The time estimate to close the estate is one month.</b></li> </ol>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b><u>Continued from 7/20/11.</u></b>  <b><u>Minute Order states:</u></b> Ms. Koligian informs the Court the Petitioner has accepted an offer and the property is in escrow. Matter is continued to monitor the progress of the sale of property.</p>	
<b>Cont. from 072011</b>				
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<input type="checkbox"/>	<b>Objections</b>			
<input type="checkbox"/>	<b>Video Receipt</b>			
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<input type="checkbox"/>	<b>Order</b>			
<input type="checkbox"/>	<b>Aff. Posting</b>			
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<input type="checkbox"/>	<b>Citation</b>			
<input type="checkbox"/>	<b>FTB Notice</b>			

**Probate Status Hearing Re: Final Distribution**

<b>DOD: 08/30/09</b>	<b>JESSE CORTEZ</b> was appointed Executor and letters were issued on 02/01/11.	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b><u>OFF-CALENDAR; 2<sup>ND</sup> AND FINAL ACCOUNT WAS FILED 10/14/11 AND HEARING IS SCHEDULED FOR 11/21/11</u></b></p> <p><b>1. Need Petition for Final Distribution or Status Update.</b></p>	
<b>Cont. from</b>	Petitioner filed his First Account Current and Report of Status of Administration of Executor and Petition for its Settlement on 04/01/11.		
<b>Aff.Sub.Wit.</b>	Petitioner filed a Supplement to the First Account Current and Report of Status of Administration of Executor and Petition for its Settlement on 05/05/11.		
<b>Verified</b>	Dr. Edward B. Chan filed Objections to Executor’s First Account Current and Report of Status of Administration of Executor and Petition for its Settlement on 05/24/11.		
<b>Inventory</b>	Petitioner filed a Response to Dr. Edward B. Chan’s Objections to Executor’s First Account Current and Report of Status of Administration of Executor and Petition for its Settlement on 07/13/11.		
<b>PTC</b>	The Order Settling First Account Current and Report of Status of Administration of Executor was signed and filed 07/20/11.		
<b>Not.Cred.</b>	Minute Order from 07/20/11 hearing set this matter for status on 10/19/11.		
<b>Notice of Hrg</b>	Petitioner filed a Notice of Proposed Action on 09/27/11 stating that the Executor has agreed to a settlement between Jesse Cortez as Executor and Trustee of the Decedent’s Trust and Edward B. Chan in Contra Costa County Case No. P10-00081 and upon completion of the terms of the settlement, Mr. Chan shall file a dismissal of the Contra Costa Action with prejudice.		
<b>Aff.Mail</b>			
<b>Aff.Pub.</b>			
<b>Sp.Ntc.</b>			
<b>Pers.Serv.</b>			
<b>Conf. Screen</b>			
<b>Letters</b>			
<b>Duties/Supp</b>			
<b>Objections</b>			
<b>Video Receipt</b>			
<b>CI Report</b>			
<b>9202</b>			
<b>Order</b>			
<b>Aff. Posting</b>			
<b>Status Rpt</b>			
<b>UCCJEA</b>			
<b>Citation</b>			
<b>FTB Notice</b>			
			<p><b>Reviewed by: JF/NRN</b></p> <p><b>Reviewed on: 10/12/11</b></p> <p><b>Updates: 10/18/11</b></p> <p><b>Recommendation:</b></p> <p><b>File 13 - Chan</b></p>

Age: 1	<b><u>TEMPORARY EXPIRES 10/19/11</u></b>		<b>NEEDS/PROBLEMS/COMMENTS:</b>
DOB: 06/27/10	<b>DEAN WILLIAMS and SONYA WILLIAMS</b> , maternal grandfather and step-grandmother, are Petitioners.		
Cont. from	Father: <b>UNKNOWN</b> – <i>court dispensed with notice to the father on 08/30/11</i>		
Aff.Sub.Wit.	Mother: <b>NIKKI WILLIAMS</b> – <i>deceased</i>		
✓ Verified	Paternal grandparents: UNKNOWN		
Inventory	Maternal grandmother: <b>TAMMY RICHARDSON</b> – <i>consent and waiver of notice filed 08/25/11, served by mail 09/06/11</i>		
PTC	Sibling: <b>SERENITY WILLIAMS</b> – <i>served by mail 09/06/11</i>		
Not.Cred.	Petitioners state that the minor’s mother recently passed away and his father is unknown. The minor was born with severe medical issues and has been hospitalized since birth. Petitioners state that guardianship is necessary because there is no one legally able to make decisions regarding his health and the Petitioners are the only family the minor knows who can care for his physical and emotional needs and who will be able to provide a loving home upon his release from the hospital.		
✓ Notice of Hrg	<b>Court Investigator Julie Negrete’s report was filed 10/13/11.</b>		
✓ Aff.Mail			
Aff.Pub.			
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✓ Conf. Screen			
✓ Letters			
✓ Duties/Supp			
Objections			
Video Receipt			
✓ CI Report			
9202			
✓ Order			
Aff. Posting			
Status Rpt			
✓ UCCJEA			
Citation			
FTB Notice			
			<b>Reviewed by:</b> JF
			<b>Reviewed on:</b> 10/12/11
			<b>Updates:</b> 10/17/11
			<b>Recommendation:</b>
			<b>File 14 – Williams</b>

Probate Status Hearing Re: Filing of the First Account

<b>Age:</b> 14	<p><b>MARIA ARACELI CHAVEZ</b>, mother, was appointed Guardian of the Estate on 01/26/10.</p> <p>Final I &amp; A filed 04/06/10 - \$77,336.67</p> <p><b><u>Minute Order 01/06/10 set matter for status hearing for the filing of the first account on 03/09/11.</u></b></p> <p><b>Minute Order 03/09/11 states:</b> Parties not appearing. Matter continued to 05/04/11. The Court orders Maria Chavez to be present at the next hearing. The Court directs that a copy of the minute order be sent to Ms. Chavez.</p> <p><b>On 4-28-11</b>, Guardian filed a request to withdraw \$25,000.00 from each minors' blocked account to purchase a home for the family. The matter was heard on 7-7-11.</p> <p><b>Minute Order 5-4-11</b> set this matter for status on 7-20-11.</p> <p><b>Minute Order 7-7-11 states:</b> The Court grants the petition on the condition that Ms. Chavez maintain the dwelling and pay all the expenses including, but not limited to the taxes and insurance. In addition, Ms. Chavez is to execute a will whereby the dwelling/property will vest in the minor. The Court further orders that the account be unblocked for the limited purpose of obtaining the maximum allowable funds by the Court of \$25,000 as to this case. Petition is granted; Order to be signed ex parte.</p> <p><b>On 7-11-11</b>, the court signed orders to transfer up to \$25,000.00 from each minor's account to an unblocked account "for the limited purpose of obtaining funds to purchase a home, subject to court hearing regarding vesting of ownership prior to the close of escrow.</p> <p><b>Also on 7-11-11</b>, the court signed orders for withdrawal of court fees from each minor's account pursuant to the court's prior order of 1-6-10.</p> <p><b>Minute Order from Status Hearing on 07/20/11</b> continued the matter to 10/19/11.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><u>Parties are Spanish-speaking.</u></p> <p><b>Note:</b> Page 16 is the related case (this minor's sister).</p> <p>1. Need first account pursuant to Probate Code 2620(a).</p>
<b>DOB:</b> 12/04/96		
Cont. from 030911, 050411, 072011		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
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Sp.Ntc.		
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Letters		
Duties/Supp		
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Status Rpt		
UCCJEA		
Citation		
FTB Notice		
	Reviewed by: JF/skc/JF	
	Reviewed on: 10/12/11	
	Recommendation:	
	Updates:	
	File 15 - Mendez	

Probate Status Hearing Re: Filing of the First Account

<b>Age:</b> 7	<p><b>MARIA ARACELI CHAVEZ</b>, mother, was appointed Guardian of the Estate on 01/26/10.</p> <p>Final I &amp; A filed 04/06/10 - \$77,336.67</p> <p><b><u>Minute Order 01/06/10 set matter for status hearing for the filing of the first account on 03/09/11.</u></b></p> <p><b>Minute Order 03/09/11 states:</b> Parties not appearing. Matter continued to 05/04/11. The Court orders Maria Chavez to be present at the next hearing. The Court directs that a copy of the minute order be sent to Ms. Chavez.</p> <p><b>On 4-28-11</b>, Guardian filed a request to withdraw \$25,000.00 from each minors' blocked account to purchase a home for the family. The matter was heard on 7-7-11.</p> <p><b>Minute Order 5-4-11</b> set the matter on 7-20-11.</p> <p><b>Minute Order 7-7-11 states:</b> The Court grants the petition on the condition that Ms. Chavez maintain the dwelling and pay all the expenses including, but not limited to the taxes and insurance. In addition, Ms. Chavez is to execute a will whereby the dwelling/ property will vest in the minor. The Court further orders that the account be unblocked for the limited purpose of obtaining the maximum allowable funds by the Court of \$25,000 as to this case. Petition is granted; Order to be signed ex parte.</p> <p><b>On 7-11-11</b>, the court signed orders to transfer up to \$25,000.00 from each minor's account to an unblocked account "for the limited purpose of obtaining funds to purchase a home, subject to court hearing regarding vesting of ownership prior to the close of escrow.</p> <p><b>Also on 7-11-11</b>, the court signed orders for withdrawal of court fees from each minor's account pursuant to the court's prior order of 1-6-10.</p> <p><b>Minute Order from Status Hearing on 07/20/11</b> continued the matter to 10/19/11.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><u>Parties are Spanish-speaking.</u></p> <p><b>Note:</b> Page 15 is the related case (this minor's sister).</p> <p>1. Need first account pursuant to Probate Code 2620(a).</p>
<b>DOB:</b> 05/19/03		
<b>Cont. from</b> 030911, 050411, 072011		
<b>Aff.Sub.Wit.</b>		
<b>Verified</b>		
<b>Inventory</b>		
<b>PTC</b>		
<b>Not.Cred.</b>		
<b>Notice of Hrg</b>		
<b>Aff.Mail</b>		
<b>Aff.Pub.</b>		
<b>Sp.Ntc.</b>		
<b>Pers.Serv.</b>		
<b>Conf. Screen</b>		
<b>Letters</b>		
<b>Duties/Supp</b>		
<b>Objections</b>		
<b>Video Receipt</b>		
<b>CI Report</b>		
<b>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:</b> JF/skc/JF		
<b>Reviewed on:</b> 10/12/11		
<b>Recommendation:</b>		
<b>Updates:</b>		
<b>File 16 – Mendez-Chavez</b>		

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

Age: 7 years DOB: 9/9/2004	<p><u>TEMPORARY Granted Ex Parte on 10/4/2011. EXPIRES ON 10/19/2011</u></p> <p><u>GENERAL HEARING 12/5/2011</u></p> <p>MARBELLA CASTANEDA, maternal aunt, is petitioner.</p> <p>Father: <b>JERRY JOE SANCHEZ</b></p> <p>Mother: <b>DULCE PEREZ</b> – <i>deceased</i>.</p> <p>Paternal grandparents: not listed.          Maternal grandfather: not listed.          Maternal grandmother: Maria Castaneda.</p> <p><b>Petitioner states</b> the minor’s mother is deceased and the father is unavailable.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>This petition is as to CADENCE ELLA SANCHEZ only. Guardianship of Denice Perez was previously granted. Maternal grandmother Maria Castaneda was previously granted guardianship of Denice on 1/11/10.</p> <ol style="list-style-type: none"> <li>1. Need UCCJEA</li> <li>2. Need Confidential Guardian Screening form.</li> </ol>
Cont. from		
<input type="checkbox"/> Aff.Sub.Wit.		
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<input type="checkbox"/> Conf. Screen <input checked="" type="checkbox"/>		
<input checked="" type="checkbox"/> Letters		
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<input type="checkbox"/> UCCJEA <input checked="" type="checkbox"/>		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed by: KT
		Reviewed on: 10/12/11
		Updates:
		Recommendation:
		File 17 – Perez & Sanchez

Atty Ayala Dominguez, Jose Luis (pro per Petitioner/maternal grandfather)

Atty Ayala, Maria Concepcion (pro per Petitioner/maternal grandmother)

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

Steve age: 12 years DOB: 8/6/1999	<p><b>THERE IS NO TEMPORARY.</b> No temporary was requested.</p> <p><b>JOSE LUIS AYALA DOMINGUEZ and MARIA CONCEPCION ALAYA</b>, maternal grandparents, are petitioners.</p> <p>Father: <b>STEVEN GARCIA</b> – <i>personally served on 8/17/11.</i></p> <p>Mother: <b>PATRICIA AYALA</b> – <i>personally served on 8/17/11.</i></p> <p>Paternal grandfather: Joe Garcia – <i>mailed notice on 9/26/11.</i></p> <p>Paternal grandmother: Irma Trevino – <i>mailed notice on 9/26/11.</i></p> <p>Minor: Steven Garcia – <i>consents and waives notice.</i></p> <p>Petitioners state the children have lived with them since 7/2011, when the mother called them to pick up the children. The mother’s boyfriend is physically abusive to the mother and the children. Petitioners state they have a stable home and that they have been providing for their day to day needs.</p> <p><b>Court Investigator Charlotte Bien’s Report filed on 9/26/11.</b></p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>1. The fee waiver for Petitioner Jose Luis Ayala Dominguez was denied on 8/18/11. Therefore a filing fee of \$225.00 is now due.</p>
Jessika age: 11 years DOB: 6/12/00		
Aliza age: 9 years DOB: 1/29/02		
Cont. from		
Aff.Sub.Wit.		
✓ Verified		
Inventory		
PTC		
Not.Cred.		
✓ Notice of Hrg		
✓ Aff.Mail W/		
Aff.Pub.		
Sp.Ntc.		
✓ Pers.Serv. W/		
✓ Conf. Screen		
✓ Letters		
✓ Duties/Supp		
Objections		
Video Receipt		
✓ CI Report		
9202		
✓ Order		
Aff. Posting		
Status Rpt		
✓ UCCJEA		
Citation		
FTB Notice		
<p>Reviewed by: KT</p>		
<p>Reviewed on: 10/12/11</p>		
<p>Updates:</p>		
<p>Recommendation:</p>		
<p>File 18 - Garcia</p>		

Atty Beck, Melanie (pro per – maternal grandmother/Petitioner)

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

Tobias, 10 DOB: 05/20/01		<p align="center"><b><u>GENERAL HEARING 12/05/11</u></b></p> <p>MELANIE BECK, maternal grandmother, is Petitioner.</p> <p>Father: <b>DAVID BREWER</b> – <i>declaration of due diligence filed 10/17/11</i></p> <p>Mother: <b>TABITHA BREWER</b> – <i>personally served 10/07/11</i></p> <p>Paternal grandfather: UNKNOWN Paternal grandmother: TERRIE DUMICHELE</p> <p>Maternal grandfather: STEVE MOORE</p> <p>Petitioner states that both parents are using meth and are not providing for the children and are not concerned with the children’s best interests. Both parents have been arrested and are involved in illegal activities. The parents are physically fighting and are seeking a divorce. Petitioner states that she can provide a safe and stable environment for the children.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>1. Declaration of Due Diligence filed 10/17/11 states that it is believed that the father is in rehab and the facility will not allow personal service of the documents. Petitioner states that she has informed the father of the proceedings by phone. If diligence is not found, need proof of personal service at least 5 court days before the hearing of <i>Notice of Hearing</i> along with a copy of the <i>Petition for Appointment of Temporary Guardian or Consent and Waiver of Notice</i> for: - David Brewer (father)</p>
Tyler, 9 DOB: 09/04/02			
Trevor, 7 DOB: 09/23/04			
Torilyn, 3 DOB: 01/07/08			
Cont. from			
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<input checked="" type="checkbox"/>	Verified		
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<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: JF	
		Reviewed on: 10/12/11	
		Updates: 10/18/11	
		Recommendation: copy of notes in file	
		File 19 - Brewer	

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

Age: 7 months DOB: 03/21/11	<p align="center"><b><u>GENERAL HEARING 12/07/11</u></b></p> <p><b>DAWN YVETTE LEMONS</b>, maternal grandmother, is Petitioner.</p> <p>Father: <b>MICHAEL JOHNSON</b> – <i>personally served 10/10/11.</i></p> <p>Mother: <b>BRITTANY WOOD</b></p> <p>Paternal grandfather: DECEASED Paternal grandmother: LINDA DEAN</p> <p>Maternal grandfather: KIP WOOD</p> <p>Siblings: Lisa Johnson, Sherrie Johnson</p> <p>Petitioner states the mother is homeless and living with whomever will let her stay with them. The minor lived with the Petitioner until 09/02/11 when her father removed her from Petitioners home. The child is now living with the father in an apartment with 8-9 other people including a parolee.</p> <p>Petitioner states that the father has two arrest warrants pending and is at risk of being taken into custody. Petitioner states that she can provide a safe, clean &amp; loving environment for the child.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <ol style="list-style-type: none"> <li>1. Need <i>Notice of Hearing</i>.</li> <li>2. Need proof of personal service at least 5 court days before the hearing of <i>Notice of Hearing</i> along with a copy of the <i>Temporary Petition or Consent and Waiver of Notice or Declaration of Due Diligence</i> for: - Brittany Wood (mother)</li> <li>3. Need <i>Duties of Guardian</i>.</li> </ol>
Cont. from		
<input type="checkbox"/> Aff.Sub.Wit.		
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<input type="checkbox"/> Notice of Hrg <input type="checkbox"/> X		
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<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: JF
		Reviewed on: 10/12/11
		Updates: 10/13/11; 10/17/11
		Recommendation: copy of notes in file
		File 20 - Wood

Atty Gaytan, Rudolph (Pro Per – Maternal Grandfather – Petitioner)

Atty Gaytan, Linda Christina (Pro Per – Maternal Step-Grandmother – Petitioner)

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

Age: 16	TEMPORARY GRANTED EX PARTE ON 10-11-11 EXPIRES 10-19-11.	NEEDS/PROBLEMS/COMMENTS:
DOB: 8-16-95		
	GENERAL HEARING 12-12-11	
Aff.Sub.Wit.	RUDOLPH GAYTAN and LINDA CHRISTINA GAYTAN, Maternal Grandfather and Step-Grandmother, are Petitioners.	1. Need proof of personal service of Notice of Hearing with a copy of the Temporary Petition at least five court days prior to the hearing per Probate Code §2250(e) or consent and waiver of notice on the minor (age 16), and the father: - Bianca Monique Vega (minor) - Miguel Angel Vega, Sr. (father)
✓ Verified		
Inventory		
PTC		
Not.Cred.	Father: MIGUEL ANGEL VEGA, SR.	
Notice of Hrg X	Mother: NELLIE CRUZ VEGA - Personally served 10-11-11	
Aff.Mail	Paternal Grandfather: Unknown	
Aff.Pub.	Paternal Grandmother: Unknown	
Sp.Ntc.	Maternal Grandmother: Rachel Juarez	
Pers.Serv. X	Siblings: Miguel Angel Vega, Jr., Blanca Marie Vega, Alfonso Angel Vega, Jose Jesus Vega (ages not provided)	
✓ Conf. Screen	<b>Petitioners state</b> Bianca does not want to return home after Mother threw her out of the house. Petitioners are concerned that if she is forced to return home she will run away and disappear. Petitioners believe temporary guardianship is necessary for Bianca's emotional and mental health.  <b>UCCJEA indicates</b> Bianca has always lived with her parents.	Reviewed by: skc
Letters		Reviewed on: 10-17-11
✓ Duties/Supp		Updates:
Objections		Recommendation:
Video Receipt		File 21 - Vega
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
✓ UCCJEA		
Citation		
FTB Notice		