



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.

2 Demetra Araujo (Estate)

Case No. 11CEPR00455

Atty Wright, Judith A. (for R. Anthony Araujo – Executor/Petitioner)

(1) First and Final Report of Executor and (2) Final Distribution without an Accounting and (3) for Allowance of Compensation for Ordinary and Extraordinary

DOD: 11/11/10		R. ANTHONY ARAUJO , Executor, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
		Accounting is waived.	
Cont. from		I & A - \$588,293.00	
<input type="checkbox"/>	Aff.Sub.Wit.	POH - \$587,933.50 (\$22,933.50 is cash)	
<input checked="" type="checkbox"/>	Verified	Executor - waives	
<input checked="" type="checkbox"/>	Inventory	Attorney - \$14,610.72 (90% of statutory fee)	
<input checked="" type="checkbox"/>	PTC	Attorney x/o - \$3,600.00 (to Joanne Sanoian for representation of the estate in recovery of fund owed the estate from the Nick & Nicoletta Agrapidis Living Trust)	
<input checked="" type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail	w/	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters	08/17/11	
<input type="checkbox"/>	Duties/Supp	Distribution, pursuant to decedent's will, is to:	
<input type="checkbox"/>	Objections	R. Anthony Araujo - \$4,722.78 cash, plus real property valued at \$565,000.00	
<input checked="" type="checkbox"/>	Video Receipt		
<input checked="" 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: JF
			Reviewed on: 10/16/13
			Updates:
			Recommendation:
			File 2 – Araujo

(1) First and Final Report of Executrix and Petition for Its settlement on Waiver of Account and (2) for Allowance of Statutory Fees to Executrix and Attorney for Ordinary Services and (3) for Final Distribution

DOD: 07/23/12		DEBBIE M. KORTE , Executor, is Petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>CONTINUED FROM 10/07/13</u> Minute Order from 10/07/13 states: No appearances. Clerk to send Minute Order & OSC. Daniel McCloskey and Executor are ordered to be present on 10/21/13.</p> <p>As of 10/16/13, the following remains outstanding:</p> <ol style="list-style-type: none"> Decedents will leaves her estate to her children who survive her or to the decedents of any deceased child. Decedent's son, Darrell Ray Pat Frantz, died after the decedent on 08/15/12. Petitioner proposed to distribute Darrell's share to Spencer Frantz, however, since he died after the decedent, his share is distributable to Darrell Frantz' estate and cannot be distributed directly to Darrell's heirs without additional documentation/information. Need Affidavit pursuant to Probate Code § 13100 executed by Spencer Frantz. Note: Declaration of Daniel T. McCloskey re Examiner's Notes filed 10/15/13 indicates that an Affidavit pursuant to Probate Code § 13100 has been forwarded to Mr. Frantz for execution and will be filed with court once received from Mr. Frantz.
		Accounting is waived.	
Cont. from 090913, 100713		I & A - \$165,000.00 POH - \$17,815.50 (all cash)	
<input type="checkbox"/>	Aff.Sub.Wit.	Executor - \$5,740.00	
<input checked="" type="checkbox"/>	Verified	Executor costs - \$3,129.43 (for expenses paid for house repairs, PG&E, mortgage payment, insurance, utilities)	
<input checked="" type="checkbox"/>	Inventory	Attorney - \$5,740.00 (statutory)	
<input checked="" type="checkbox"/>	PTC	Costs - \$1,255.00 (filing fees, publication, certified copies)	
<input checked="" type="checkbox"/>	Not.Cred.	Distribution pursuant to decedent's will, is to:	
<input checked="" type="checkbox"/>	Notice of Hrg	Debbie M. Korte - \$478.76 William T. Frantz, III - \$478.77 Heidi M. Frantz - \$478.77 Spencer Frantz - \$478.77	
<input checked="" type="checkbox"/>	Aff.Mail w/	Status Report filed 10/15/13 states: Counsel for the Administrator failed to appear at the hearing on 10/07/13 due to a clerical error. Petitioner lives in West Des Moines, Iowa and is not able to attend the hearing on 10/21/13. Petitioner requests that she be excused from appearing on 10/21/13.	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters 12/04/12		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input checked="" type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input checked="" type="checkbox"/>	FTB Notice		
		Reviewed by: JF	
		Reviewed on: 10/16/13	
		Updates:	
		Recommendation:	
		File 5A – Palmer	

Order to Show Cause

DOD: 07/23/12	DEBBIE M. KORTE , daughter, was appointed Executor without bond on 12/04/13. Letters Testamentary were issued on 12/04/13.	NEEDS/PROBLEMS/COMMENTS:
Cont. from 090913, 100713	First & Final Report of Executrix and Petition for its Settlement on Waiver of Account was filed 07/31/13.	
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified	There were no appearances at the hearing on 09/09/13 for the First & Final Report of Executrix and the matter was continued to 10/07/13.	
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input type="checkbox"/> Notice of Hrg	There were no appearances again at the continued hearing on 10/07/13. Minute Order from 10/07/13 set this matter for an Order to Show Cause and Ordered that Daniel McCloskey and Executor be personally present on 10/21/13.	
<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 12/04/12	Clerk's Certificate of Mailing filed 10/07/13 states that a copy of the Minute Order dated 10/07/13 and Order to Show Cause were mailed to Petitioner and attorney Daniel McCloskey on 10/07/13.	
<input type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report	Status Report filed 10/15/13 states: Counsel for the Administrator failed to appear at the hearing on 10/07/13 due to a clerical error. Petitioner lives in West Des Moines, Iowa and is not able to attend the hearing on 10/21/13. Petitioner requests that she be excused from appearing on 10/21/13.	
<input type="checkbox"/> 9202		
<input type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input checked="" type="checkbox"/> FTB Notice		
		Reviewed by: JF
		Reviewed on: 10/16/13
		Updates:
		Recommendation:
		File 5B – Palmer

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

DOD: 7/18/2010	SHAWN SMITH , Nephew, is petitioner and requests appointment as Administrator with bond set at \$60,000.00.		<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Continued from 9/9/13. Minute order states Ms. Tracy, Ms. Whiting and Mr. Wardlaw object to the petition. Matter is continued to 10/21/13 to allow for the filing of a competing petition. As of 10/16/13 a competing petition has not been filed.</p> <p>1. #8 of the petition lists several persons as deceased. Local Rule 7.1.1D requires the date of death to be included in the petition.</p> <p>Note: If the petition is granted, status hearings will be set as follows:</p> <ul style="list-style-type: none"> Friday, November 22, 2013 at 9:00 a.m. in Department 303, for the filing of the bond. Friday, March 21, 2014 at 9:00 a.m. in Department 303, for the filing of the inventory and appraisal. Friday, December 19, 2014 at 9:00 a.m. in Department 303, for the filing of the first account or petition for final distribution. <p>Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior the date set the status hearing will come off calendar and no appearance will be required.</p>
	Full IAEA – o.k.		
Cont. from 090913	Decedent died intestate.		
<input type="checkbox"/> Aff.Sub.Wit.	Residence: Firebaugh Publication: Fresno Business Journal		
<input checked="" type="checkbox"/> Verified	Estimated value of the Estate: Real property - \$60,000.00		
<input type="checkbox"/> Inventory	Probate Referee: Rick Smith		
<input type="checkbox"/> PTC			
<input type="checkbox"/> Not.Cred.			
<input type="checkbox"/> Notice of Hrg			
<input checked="" type="checkbox"/> Aff.Mail	W/		
<input checked="" type="checkbox"/> Aff.Pub.			
<input type="checkbox"/> Sp.Ntc.			
<input type="checkbox"/> Pers.Serv.			
<input type="checkbox"/> Conf. Screen			
<input checked="" type="checkbox"/> Letters			
<input checked="" type="checkbox"/> Duties/Supp			
<input type="checkbox"/> Objections			
<input type="checkbox"/> Video Receipt			
<input type="checkbox"/> CI Report			
<input type="checkbox"/> 9202			
<input checked="" type="checkbox"/> Order			
<input type="checkbox"/> Aff. Posting			
<input type="checkbox"/> Status Rpt			
<input type="checkbox"/> UCCJEA			
<input type="checkbox"/> Citation			
<input type="checkbox"/> FTB Notice			
			Reviewed by: KT
			Reviewed on: 10/16/13
			Updates:
			Recommendation:
			File 7 – Wardlaw

Petition to Determine Succession to Real Property (Prob. C. 13151)

DOD:		NEEDS/PROBLEMS/COMMENTS: <u>Continued to 11/4/2013</u> at the request of the attorney.
Cont. from		
<input type="checkbox"/>	Aff.Sub.Wit.	
<input type="checkbox"/>	Verified	
<input type="checkbox"/>	Inventory	
<input type="checkbox"/>	PTC	
<input type="checkbox"/>	Not.Cred.	
<input type="checkbox"/>	Notice of Hrg	
<input type="checkbox"/>	Aff.Mail	
<input type="checkbox"/>	Aff.Pub.	
<input type="checkbox"/>	Sp.Ntc.	
<input type="checkbox"/>	Pers.Serv.	
<input type="checkbox"/>	Conf. Screen	
<input type="checkbox"/>	Letters	
<input type="checkbox"/>	Duties/Supp	
<input type="checkbox"/>	Objections	
<input type="checkbox"/>	Video Receipt	
<input type="checkbox"/>	CI Report	
<input type="checkbox"/>	9202	
<input type="checkbox"/>	Order	
<input type="checkbox"/>	Aff. Posting	
<input type="checkbox"/>	Status Rpt	
<input type="checkbox"/>	UCCJEA	
<input type="checkbox"/>	Citation	
<input type="checkbox"/>	FTB Notice	
		Reviewed by: KT
		Reviewed on: 10/16/13
		Updates:
		Recommendation:
		File 8 – Gardner

DOD: 09/01/13	<p>NANCY QUEMADA LAU, daughter, was appointed Conservator of the Person and Estate without bond on 05/10/12. Letters were issued on 05/31/12.</p> <p>Inventory & Appraisal filed 09/10/12 - \$481,000.00</p> <p>Minute Order from 05/10/12 set this matter for status regarding filing of the First Account and Report of Conservator.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>CONTINUED FROM 09/16/13 Minute Order from 09/16/13 states: Ms. Lau informs the Court that her mother, Sally Quemada passed away on 09/01/13.</p> <p>As of 10/16/13, nothing further has been filed in this matter.</p> <p>1. Need First Account and Report of Conservator.</p>
Cont. from 091613		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
Reviewed by: JF		
Reviewed on: 10/16/13		
Updates:		
Recommendation:		
File 9 - Quemada		

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

Age: 14	GENERAL HEARING 12/03/13	NEEDS/PROBLEMS/COMMENTS:
	CHRISTY CLARK , paternal aunt, is Petitioner.	CONTINUED FROM 10/07/13 Per 10/07/13 Minute Order, there were no appearances. A copy of the Examiner Notes and Minute Order were mailed to Petitioner on 10/08/13.
Cont. from 100713	Father: ERIC CLINE SR. – Consent & Waiver of Notice filed 09/24/13	As of 10/16/13, nothing further has been filed by Petitioner and the following notes remain:
<input type="checkbox"/> Aff.Sub.Wit.	Mother: ALICIA SUMAYA	1. Need Notice of Hearing.
<input checked="" type="checkbox"/> Verified	Paternal grandfather: DANNY CLINE	2. Need proof of personal service at least 5 court days before the hearing of Notice of Hearing with a copy of the Petition for Temporary Guardianship or Consent & Waiver of Notice or Declaration of Due Diligence for:
<input type="checkbox"/> Inventory	Paternal grandmother: JULIE TURNER – Consent & Waiver of Notice filed 09/24/13	- Alicia Sumaya (mother)
<input type="checkbox"/> PTC	Maternal grandfather: UNKNOWN	3. The UCCJEA is incomplete. Need minor's residence information for the past 5 years.
<input type="checkbox"/> Not.Cred.	Maternal grandmother: ROSIE MORALO	4. Petitioner indicates the child has Indian ancestry. Therefore, need Notice of Child Custody Proceeding for Indian Child (Form ICWA-030) to be completed and returned to the Probate Clerk's Office as soon as possible . See Probate Code §1460.2, and CA Rules of Court 7.1015.
<input type="checkbox"/> Notice of Hrg	Siblings: ERIC CLINE, JR., LUKE CLINE, CALVIN CLINE	
<input type="checkbox"/> Aff.Mail	Petitioner alleges that the minor is without a home. Her mother asked petitioner to take her in and she agreed. The father is currently living in a men's group home. There is no other person in the family willing to take her in. Petitioner states that the minor is very behind in school and temporary guardianship is needed so that Petitioner can enroll the minor in school.	The general guardianship hearing on 12/03/13 cannot go forward unless this form has been served on the child's parents; any Indian custodian; any Indian tribe that may have a connection to the child; the Bureau of Indian Affairs (BIA), and possibly the U.S. Secretary of the Interior, by certified or registered U.S. Mail, return receipt requested.
<input type="checkbox"/> Aff.Pub.		A blank copy of the form is in the file for Petitioner, and it should be completed and returned as soon as possible to the Probate Clerk's Office. The Probate Clerk's Office will complete service.
<input type="checkbox"/> Sp.Ntc.		At the general hearing on 12/03/13, a continuance may be required to ensure that the appropriate parties and agencies received 60 days' notice. See Probate Code 1460.2, and CA Rules of Court 7.1015.
<input 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 type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		Reviewed by: JF
<input type="checkbox"/> Status Rpt		Reviewed on: 10/16/13
<input checked="" type="checkbox"/> UCCJEA		Updates:
<input type="checkbox"/> Citation		Recommendation:
<input type="checkbox"/> FTB Notice		File 15 - Cline