



## 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.

**Second Amended Report and Final Account of Administrator, Petition for  
 Distribution of Personal Property upon Waiver of Accounting: Allowance of Fees  
 for Attorney and Closing an Insolvent Estate**

<b>DOD: 01/26/04</b>	<b>ANTONETTE FREGOSO</b> , Administrator, is petitioner.		<b>NEEDS/PROBLEMS/COMMENTS:</b>  Continued from 9/10/13.  There have been approximately 20 hearings to close this estate and as of 10/22/13 nothing additional has been filed addressing the issues raised below.  1. Petition states all heirs have signed an assignment of their share of the "J" Street property to the Petitioner. Need assignments from Christina Canales.  2. Petition states the decedent's 1997 Buick was distributed to Christina. Property of the estate cannot be distributed prior to creditor's being satisfied.
	Accounting is waived.		
<b>Cont. from 091013</b>	I & A	- \$264,250.00	
<b>Aff.Sub.Wit.</b>	POH	- \$ 1,500.00	
<input checked="" type="checkbox"/> <b>Verified</b>	Administrator - <b>waives</b>		
<input checked="" type="checkbox"/> <b>Inventory</b>	Attorney	- \$4,099.00 (less than statutory)	
<input checked="" type="checkbox"/> <b>PTC</b>	<b>Petitioner prays for an Order:</b>		
<input checked="" type="checkbox"/> <b>Not.Cred.</b>	1. Approving, allowing and settling the 2 <sup>nd</sup> Amended Report and Final Distribution		
<input checked="" type="checkbox"/> <b>Notice of Hrg</b>	2. Authorize Petitioner to pay her attorney \$4,099.00 for her statutory fees		
<input checked="" type="checkbox"/> <b>Aff.Mail</b>	w/o	3. Authorize Petitioner to pay former attorney Cynthia Arroyo the amount of \$1,164.00 in costs advanced.	
<b>Aff.Pub.</b>			
<b>Sp.Ntc.</b>			
<b>Pers.Serv.</b>			
<b>Conf. Screen</b>			
<input checked="" type="checkbox"/> <b>Letters</b>	6/15/04		
<b>Duties/Supp</b>			
<b>Objections</b>			
<b>Video Receipt</b>			
<b>CI Report</b>			
<input checked="" type="checkbox"/> <b>9202</b>			
<input checked="" type="checkbox"/> <b>Order</b>			
<b>Aff. Posting</b>			
<b>Status Rpt</b>			
<b>UCCJEA</b>			
<b>Citation</b>			
<input checked="" type="checkbox"/> <b>FTB Notice</b>			
			<b>Reviewed by: KT</b>
			<b>Reviewed on: 10/22/13</b>
			<b>Updates:</b>
			<b>Recommendation:</b>
			<b>File 1 – Canales</b>

**Petition states** all other beneficiaries have filed waivers of accounting of administrator and acceptance of \$10,000 as their full beneficial interest in the estate on 6/6/11. Because of the EDD their beneficial interest could not be distributed from the estate. All the funds, except administration and attorney fees, had to be paid to the mortgage on the "J" Street property, or the EDD would not allow the partial release of the lien to allow the "J" Street property to be sold. Since there was no money remaining after the payment of title fees, costs, attorney fees and property taxes, the Personal Representative took \$20,000 from her own retirement funds and paid all other beneficiaries \$5,000.00 each. Kristina received the 1997 Buick Bonneville with the value of \$5,000.00. All beneficiaries have signed an assignment of their share of the "J" Street property to the petitioner. Petitioner has used this property as collateral to acquire enough money to pay off the "J" Street property's mortgage, back property taxes, and other debts of the decedent. Petitioner is still making payments on these loans.

Atty Kruthers, Heather H., of County Counsel's Office (for Petitioner Public Guardian)

**Petition for Fees for Conservator and Her Attorney**

<b>Age: 94 years</b>		<p><b>PUBLIC GUARDIAN</b>, Conservator of the Person and Estate appointed on 12/17/2009, is Petitioner.</p> <p><b>Petitioner states:</b></p> <ul style="list-style-type: none"> <li>• Petitioner filed her <i>First Account Current</i> on 2/4/2011; the account was approved on [3/15/2011] including dispensation of further accountings; all of the requirements set forth in Probate Code § 2628(b) remain;</li> <li>• Petitioner has applied for Medi-Cal, thus the Conservatee is only allowed to maintain assets of <b>\$2,000.00</b>; otherwise, she will lose her benefits eligibility; her funds have built up to that amount, so they must be spent down;</li> <li>• The Conservator and her attorney have provided services to the Conservatee since December 2010 without receiving payment;</li> <li>• Pursuant to Local Rule 7.16(A), the Petitioner's statement of services (attached as <i>Exhibit A</i>) shows the reasonable value of petitioner's services to be <b>\$7,869.36</b>, covering the period of <b>12/23/2010 through 8/23/2013</b>;</li> <li>• Pursuant to Local Rule 7.16(B)(2), the reasonable value of the services of the attorney is <b>\$3,125.00</b> (<b>\$1,250.00</b> per year for ~2 ½ years); however, he accepts <b>\$1,250.00</b> for one year of services, including preparation and filing of this petition;</li> <li>• Due to the insufficiency of the estate, Petitioner seeks a lien for any unpaid commissions and fees against the estate of the Conservatee.</li> </ul>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>1. Need <i>Notice of Hearing</i> and proof of service by mail of 15 days' notice prior to the hearing pursuant to Probate Code §§ 2640(b) and 1460 for the Conservatee, Barbara Rollins.</p>	
<b>Cont. from</b>				
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>			
<input checked="" type="checkbox"/>	<b>Verified</b>			
<input type="checkbox"/>	<b>Inventory</b>			
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<input type="checkbox"/>	<b>Letters</b>			
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<input type="checkbox"/>	<b>CI Report</b>			
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<input type="checkbox"/>	<b>Citation</b>			
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		<b>Reviewed by:</b> LEG		
		<b>Reviewed on:</b> 10/22/13		
		<b>Updates:</b>		
		<b>Recommendation:</b>		
		<b>File 2 – Rollins</b>		



**Petition for Approval of Payment of Fees for the Conservator of the Estate; Request for Approval of Payment of Attorney's Fees for the Co-Conservators of the Person; Request for Authorization to Reimburse Costs Advanced to Marshal Assets of the Estate [Prob. C. 2640; 2642]**

<p>Age: 76 DOB: 07/17/37</p> <hr/> <p>Cont. from</p> <table border="1" style="width: 100%;"> <tr> <td style="width: 5%;"></td> <td style="width: 85%;">Aff.Sub.Wit.</td> <td style="width: 10%;"></td> </tr> <tr> <td style="text-align: center;">✓</td> <td>Verified</td> <td></td> </tr> <tr> <td></td> <td>Inventory</td> <td></td> </tr> <tr> <td></td> <td>PTC</td> <td></td> </tr> <tr> <td></td> <td>Not.Cred.</td> <td></td> </tr> <tr> <td style="text-align: center;">✓</td> <td>Notice of Hrg</td> <td></td> </tr> <tr> <td style="text-align: center;">✓</td> <td>Aff.Mail</td> <td style="text-align: center;">w/</td> </tr> <tr> <td></td> <td>Aff.Pub.</td> <td></td> </tr> <tr> <td></td> <td>Sp.Ntc.</td> <td></td> </tr> <tr> <td></td> <td>Pers.Serv.</td> <td></td> </tr> <tr> <td></td> <td>Conf. Screen</td> <td></td> </tr> <tr> <td></td> <td>Letters</td> <td></td> </tr> <tr> <td></td> <td>Duties/Supp</td> <td></td> </tr> <tr> <td></td> <td>Objections</td> <td></td> </tr> <tr> <td></td> <td>Video Receipt</td> <td></td> </tr> <tr> <td></td> <td>CI Report</td> <td></td> </tr> <tr> <td></td> <td>9202</td> <td></td> </tr> <tr> <td></td> <td>Order</td> <td style="text-align: center;">x</td> </tr> <tr> <td></td> <td>Aff. Posting</td> <td></td> </tr> <tr> <td></td> <td>Status Rpt</td> <td></td> </tr> <tr> <td></td> <td>UCCJEA</td> <td></td> </tr> <tr> <td></td> <td>Citation</td> <td></td> </tr> <tr> <td></td> <td>FTB Notice</td> <td></td> </tr> </table>		Aff.Sub.Wit.		✓	Verified			Inventory			PTC			Not.Cred.		✓	Notice of Hrg		✓	Aff.Mail	w/		Aff.Pub.			Sp.Ntc.			Pers.Serv.			Conf. Screen			Letters			Duties/Supp			Objections			Video Receipt			CI Report			9202			Order	x		Aff. Posting			Status Rpt			UCCJEA			Citation			FTB Notice		<p><b>BRUCE BICKEL</b>, conservator of the Estate and <b>SUMMER JOHNSON</b>, attorney for Co-Conservators of the Person, are Petitioners.</p> <p><b>BRUCE BICKEL</b>, is the current acting Conservator of the Estate. He was appointed temporary conservator of the estate on 02/21/12 and as permanent conservator of the estate on 03/29/12.</p> <p><b>KATE A. SINGH</b> and <b>HUBERT MITCHELL</b>, were appointed temporary Co-Conservators of the Person on 02/21/12 and as permanent Co-Conservators of the Person on 03/29/12.</p> <p><b>Petitioner Bruce Bickel</b> requests fees for his services as Conservator of the Estate from 02/09/12 – 02/27/13 and <b>asks that he be paid for 194.4 hrs @ \$130.35/hr. (effective combined rate) and 4.7 hours @ \$145.74/hr. (effective combined rate)</b> for a total fee request of <b>\$26,039.00</b>. Services are itemized by date and include administrative, transactional, case management and clerical duties.</p> <p><b>Petitioner Bruce Bickel</b> further requests authorization to reimburse the Conservatee's sister, Ms. Daphne Mitchell King, <b>\$1,996.19 in travel expenses</b> for her traveling to Los Angeles and assisting in sorting through the conservatee's home, assisting in locating several important documents to the conservatorship estate.</p> <p><b>Petitioner Summer Johnson</b> requests fees for legal services performed on behalf of the co-conservators of the person relating to the establishment and administration of the conservatorship from 11/21/11 – 08/08/13. <b>Ms. Johnson asks that she be paid for 96.95 hrs. @ \$190/hr. and .35 hrs. @ \$325/hr. and requests cost reimbursements in the amount of \$870.00</b> for a total fee request of <b>\$19,404.50</b>. Services are itemized by date and include review and preparation of documents, conferences with clients and other attorneys involved in the matter, assisting in marshalling assets, tax matters, accounting matters, and court appearances.</p> <p>Conservatorship Assets on hand:          \$55,150 cash          \$441,900 cash/securities          \$115,250 securities          \$323,000 real property          \$264,000 proceeds from an eminent domain action on deposit with the State Department of the Treasury          \$57,000 annual income</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>1. Need Order.</p> <hr/> <p><b>Reviewed by:</b> JF</p> <p><b>Reviewed on:</b> 10/22/13</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 4 – Mitchell</b></p>
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(1) First and Final Report of Executor on Waiver of Accounting; and (2) Petition for Payment of Statutory Commission and Attorney Fee for Ordinary Services and (3) Petition for Final Distribution

<b>DOD: 1-10-12</b>	<b>RICKY G. SMITH</b> , Executor with full IAEA without bond, is Petitioner.	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>1. <b>Need waiver of accounting and consent to distribution in undivided interests from heir Dale J. Smith.</b></p>
	Accounting is waived.	
	I&A: \$559,072.08 POH: \$618,951.47	
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>		
<input checked="" type="checkbox"/> <b>Verified</b>	Executor ( Statutory): \$14,381.44	
<input type="checkbox"/> <b>Inventory</b>		
<input type="checkbox"/> <b>PTC</b>	Attorney (Statutory): \$14,381.44	
<input type="checkbox"/> <b>Not.Cred.</b>		
<input checked="" type="checkbox"/> <b>Notice of Hrg</b>	Costs: \$435.00 (filing)	
<input checked="" type="checkbox"/> <b>Aff.Mail</b>	W Closing: \$2,500.00	
<input type="checkbox"/> <b>Aff.Pub.</b>		
<input type="checkbox"/> <b>Sp.Ntc.</b>	Distribution pursuant to decedent's will and per agreement:	
<input type="checkbox"/> <b>Pers.Serv.</b>		
<input type="checkbox"/> <b>Conf. Screen</b>		
<input checked="" type="checkbox"/> <b>Letters</b>	Dale J. Smith: A one-third undivided interest in certain real property, \$82,500 of certain account, one third of shares of remainder of that certain account and other accounts, and a one-third undivided interest in personal property	
<input type="checkbox"/> <b>Duties/Supp</b>		
<input type="checkbox"/> <b>Objections</b>		
<input type="checkbox"/> <b>Video Receipt</b>		
<input type="checkbox"/> <b>CI Report</b>	Karen Lynn Waughtal: A one-third undivided interest in certain real property, a one-half undivided interest in certain real property, and one-third of shares of remainder of that certain account after distribution of \$82,500 to Dale J. Smith and other accounts, and a one-third undivided interest in personal property	
<input checked="" type="checkbox"/> <b>9202</b>		
<input checked="" type="checkbox"/> <b>Order</b>		
<input type="checkbox"/> <b>Aff. Posting</b>		
<input type="checkbox"/> <b>Status Rpt</b>		
<input type="checkbox"/> <b>UCCJEA</b>		
<input type="checkbox"/> <b>Citation</b>		
<input checked="" type="checkbox"/> <b>FTB Notice</b>	Ricky G. Smith A one-third undivided interest in certain real property, a one-half undivided interest in certain real property, and one-third of shares of remainder of that certain account after distribution of \$82,500 to Dale J. Smith and other accounts, and a one-third undivided interest in personal property	
		<b>Reviewed by:</b> skc
		<b>Reviewed on:</b> 10-22-13
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 5 – Smith</b>

<b>DOD: 12/04/2012</b>	<b>LEONEL RIOS</b> , son is petitioner and requests appointment as Administrator with bond set at \$122,000.00.		<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <ol style="list-style-type: none"> <li>1. Need name and date of death of decedent's spouse pursuant to Local Rule 7.1.1D.</li> <li>2. Need proof of service of Notice of Petition to Administer Estate on Aide Rios.</li> </ol> <p><b>Note: If the petition is granted status hearings will be set as follows:</b></p> <ul style="list-style-type: none"> <li>• <b>Friday, 11/22/2013 at 9:00a.m. in Dept. 303</b> for filing of the Bond <b>and</b></li> <li><b>Friday, 03/21/2014 at 9:00a.m. in Dept. 303</b> for the filing of the inventory and appraisal <b>and</b></li> <li>• <b>Friday, 12/19/2014 at 9:00a.m. in Dept. 303</b> for the filing of the first account and final distribution.</li> </ul> <p>Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.</p>
	Full IAEA – o.k.		
<b>Cont. from</b>	Decedent died intestate		
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>	Residence: Selma		
<input checked="" type="checkbox"/> <b>Verified</b>	Publication: The Business Journal		
<input type="checkbox"/> <b>Inventory</b>			
<input type="checkbox"/> <b>PTC</b>			
<input type="checkbox"/> <b>Not.Cred.</b>	<b>Estimated value of the Estate:</b>		
<input checked="" type="checkbox"/> <b>Notice of Hrg</b>	Personal property - \$2,000.00		
<input checked="" type="checkbox"/> <b>Aff.Mail</b>	Real property - \$120,000.00		
<input checked="" type="checkbox"/> <b>Aff.Pub.</b>	<b>Total - \$122,000.00</b>		
<input type="checkbox"/> <b>Sp.Ntc.</b>	Probate Referee: Rick Smith		
<input type="checkbox"/> <b>Pers.Serv.</b>			
<input type="checkbox"/> <b>Conf. Screen</b>			
<input checked="" type="checkbox"/> <b>Letters</b>			
<input checked="" type="checkbox"/> <b>Duties/Supp</b>			
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<input type="checkbox"/> <b>UCCJEA</b>			
<input type="checkbox"/> <b>Citation</b>			
<input type="checkbox"/> <b>FTB Notice</b>			
<b>Reviewed by: LV</b>			
<b>Reviewed on: 10/22/2013</b>			
<b>Updates:</b>			
<b>Recommendation:</b>			
<b>File 6 – Rios</b>			

<b>DOD: 7-5-13</b>		<p><b>GURBAKSH PATTAR-KAUR</b>, Surviving Spouse, is Petitioner.</p> <p>No other proceedings.</p> <p>Will dated 6-16-13</p> <p>Petitioner states she and the decedent were married 5-2-99. The real property was acquired during the marriage but titled in Decedent's name for financing purposes only. Community funds were used to acquire the property and all contributions to the property were made with community funds.</p> <p>Petitioner requests court confirmation that a one half interest of the real property belongs to her and a one half interest of the real property passes to her pursuant to the decedent's will.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>1. The decedent's minor children were not served directly per Cal. Rules of Court 7.51(d). The Court may require service.</p>
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>		
<input checked="" type="checkbox"/>	<b>Verified</b>		
<input type="checkbox"/>	<b>Inventory</b>		
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<input type="checkbox"/>	<b>Not.Cred.</b>		
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<input checked="" type="checkbox"/>	<b>Aff.Mail</b> <small>W</small>		
<input type="checkbox"/>	<b>Aff.Pub.</b>		
<input type="checkbox"/>	<b>Sp.Ntc.</b>		
<input type="checkbox"/>	<b>Pers.Serv.</b>		
<input type="checkbox"/>	<b>Conf. Screen</b>		
<input type="checkbox"/>	<b>Letters</b>		
<input type="checkbox"/>	<b>Duties/Supp</b>		
<input type="checkbox"/>	<b>Objections</b>		
<input type="checkbox"/>	<b>Video Receipt</b>		
<input type="checkbox"/>	<b>CI Report</b>		
<input type="checkbox"/>	<b>9202</b>		
<input checked="" type="checkbox"/>	<b>Order</b>		
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<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>		
		<p><b>Reviewed by:</b> skc</p> <p><b>Reviewed on:</b> 10-22-13</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 9 – Singh</b></p>	

<b>DOD: 7-11-01</b>	<p><b>DANIEL J. GUTERREZ</b>, Father, was appointed Administrator with Full IAEA without bond and Letters issued on <b>12-4-01</b>.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><u>Continued from 9-20-13.</u>  <u>Minute Order 9-20-13:</u>  <b>No appearances. Matter continued to 10/24/13. James Rigali and Daniel Guterrez are ordered to be personally present on 10/24/13 if the petition has not been filed. James Rigali and Daniel Guterrez are authorized to appear via CourtCall. The Court will want to know at the next hearing how the creditors' claims were disposed of. Continued to: 10/24/13 at 09:00am in Dept 303. A copy of the minute order was mailed to James Rigali and Daniel Gutierrez on 9-20-13.</b></p> <p>1. <b>Need petition to close estate. Probate Code §§ 12200, 11000, etc.</b></p>
<b>Cont. from 092013</b>	<p>Petitioner originally estimated the estate to contain approx. \$500,000.00 personal property (nature not specified), and stated the only relatives/heirs at law are the decedent's parents, Administrator Daniel J. Guterrez and Janice S. Guterrez, both of Coalinga, CA.</p>	
<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>		
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<b>Duties/Supp</b>		
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<b>Order</b>		
<b>Aff. Posting</b>		
<b>Status Rpt</b>		
<b>UCCJEA</b>		
<b>Citation</b>		
<b>FTB Notice</b>		
	<p>The following Creditor's Claims have been filed:</p> <ul style="list-style-type: none"> <li>• \$7,767.00 by Claimant Discover Financial Services, Inc.</li> <li>• \$348.38 by Claimant American Express</li> <li>• \$7,159.68 by Claimant Citibank (South Dakota) NA</li> </ul> <p>On 11-19-03, the Administrator filed Petition for Authorization to Dismiss Survivor Action, which stated this probate was opened out of an abundance of caution because counsel for decedent filed a survivor action in Madera Superior Court on behalf of the decedent's estate. It was subsequently determined that the wrongful death claim on behalf of the estate should be dismissed, as the estate suffered no damages pursuant to CCP §377.34 (no final medical bills, lost wages, or other compensable damages). The Administrator requested an order from this Probate Court approving dismissal of the estate's claims.</p> <p>That petition was denied on 1-29-04, and the attorney was directed to provide points and authority.</p> <p>On 7-25-13, the Court set this status hearing for failure to file accounting or petition for final distribution.</p>	
		<p><b>Reviewed by:</b> skc</p> <p><b>Reviewed on:</b> 10-22-13</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 10 - Guterrez</b></p>

Atty Teixeira, Stanley, sole practitioner (for Victoria L. Reyes and Stephanie E. Callahan)  
 Atty Sharbaugh, Catherine (Court-appointed for Conservatee)

Status Hearing Re: Filing of the First Account

<b>Age: 77 years</b>	<p><b>VICTORIA L. REYES</b> and <b>STEPHANIE E. CALLAHAN</b>, daughters, were appointed Co-Conservators of the Estate on 8/22/2012.</p> <p><b>Letters of Conservatorship issued 8/23/2012</b> impose the following conditions: Co-Conservators, Victoria L. Reyes and Stephanie E. Callahan, are both required to be signers on all bank accounts for Barbara Jean Quintana. The Co-Conservators may independently sign checks and other negotiable instruments. However, they both must concur in every such exercise of power per Probate Code § 2105(c)(1).</p> <p><b>Minute Order dated 8/22/2012</b> from the hearing on the appointment of conservator of the estate set this Status Hearing for the filing of the first account.</p> <p><b>Final Inventory and Appraisal filed 12/3/2012</b> shows an estate value of <b>\$7,617.91</b> consisting of cash and household furnishings/furniture.</p> <p><b>Court Investigator Jennifer Daniel's Annual Review was filed 3/5/2013</b> and recommends the conservatorship continue as is.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>1. Need first account of the conservatorship estate, or verified status report and proof of service of notice of the status hearing pursuant to Local Rule 7.5(B).</p>
<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>		
<b>Aff.Pub.</b>		
<b>Sp.Ntc.</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> LEG</p> <p><b>Reviewed on:</b> 10/22/13</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 11 – Quintana</b></p>

Atty Winter, Gary L  
 Atty St. Louis, Allison

Order to Show Cause Re: Failure to Appear (As to Allison St. Louis)

		<p><b>On 5-21-13</b>, pursuant to Amended Petition filed by <b>David and Arlene Liles</b>, Guardians Ad Litem for Raven Nicole Bailey, minor beneficiary, the Court appointed <b>H.F. RICK LEAS</b>, a licensed professional fiduciary, as Successor Trustee of the Amended Carol Baily Living Trust with bond of \$500,000.00 on 5-21-13. Bond was filed on 5-31-13.</p> <p>Order 5-21-13 also requires <b>ALLISON ST. LOUIS</b>, as successor or representative of the prior trustee <b>DAVID J. ST. LOUIS</b>, to file an accounting with the Court, which accounting shall be prepared by Dritsas, Groom and McCormick, LLP, within four weeks of the order.</p> <p>The Court set status hearing for the filing of the accounting for 6-14-13, continued to 8-16-13, 9-5-13, and now 10-10-13. See Page 9A.</p> <p><b>On 9-5-13</b>, the Court also set this Order to Show Cause regarding Allison St. Louis' failure to appear.</p> <p>The minute order and OSC were mailed to Allison St. Louis and Attorney Winter on 9-6-13.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><u>Continued from 10-10-13</u></p>
<b>Cont. from 101013</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>			
<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:</b> skc</p>	
		<p><b>Reviewed on:</b> 10-22-13</p>	
		<p><b>Updates:</b></p>	
		<p><b>Recommendation:</b></p>	
		<p><b>File 12B - Bailey</b></p>	

Probate Status Hearing for Failure to File a First Account or Petition for Final Distribution

<b>DOD: 9/7/2001</b>	<p><b>JACK SINOR</b> was appointed as Administrator with full IAEA and without bond on 12/18/2001.</p> <p>Letters issued on 12/18/2001.</p> <p>Inventory and Appraisal was filed on 5/13/2002 showing an estate valued at \$142,111.42.</p> <p><b>Creditor's Claims filed:</b></p> <p>Household Retail Services - \$509.77</p> <p>Discover Card - \$5,747.00</p> <p>Sears - \$2,056.92</p> <p>Wells Fargo - \$9,100.19</p> <p>(Note: an Abstract of Judgment was filed whereby Wells Fargo was awarded \$12,131.50 in a Civil case for the rejected creditor's claim).</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Continued from 9/20/13. Minute order states there were no appearances. Jack Sinor is ordered to be personally present on 10/24/13. Copy of the minute order was mailed to Jack Sinor on 9/20/13.</b></p> <p>1. Need First Account, Petition for Final Distribution or current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.</p>	
<b>Cont. from 092013</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>			
<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: KT</b>			
<b>Reviewed on: 10/22/2013</b>			
<b>Updates:</b>			
<b>Recommendation:</b>			
<b>File 13 – Sinor</b>			

Age: 3	<b>DESTINY GONZALES</b> , mother is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>CONTINUED FROM 04/25/13</b> <b>Minute Order from 04/25/13 states:</b> <b>Visitation is increased to alternating weeks beginning this week. Parties agree to participate in mediation today at 1:30 pm. The Court directs that mediation address the issues of visitation with regards to alternating weeks, holidays, and birthdays. Matter is continued to 10/24/13. Parties are ordered not to speak ill of one another around the child.</b>  <b>As of 10/22/13, nothing further has been filed and the following comments remain:</b> 1. Need Notice of Hearing.  2. Need proof of service by mail at least 15 days before the hearing of Notice of Hearing with a copy of the Petition to Terminate Guardianship or Consent & Waiver of Notice or Declaration of Due Diligence for: - Stephen Solorzano (father) - Severiano Solorzano (paternal grandfather) - Ernest Gonzales (maternal grandfather) - Gloria Gonzales (maternal grandmother)
	<b>ELVIA SOLORZANO</b> paternal grandmother, was appointed Guardian of the Person on 06/06/12.	
	Father: <b>STEPHEN SOLORZANO</b>	
Cont. from 042513	Paternal grandfather: SEVERIANO SOLORZANO	
<input type="checkbox"/> Aff.Sub.Wit.	Maternal grandfather: ERNEST GONZALES	
<input checked="" type="checkbox"/> Verified	Maternal grandmother: GLORIA GONZALES	
<input type="checkbox"/> Inventory	<b>Petitioner states</b> that she believes her son belongs with her. She states that she has her older son with her full time and that he misses his little brother. Petitioner alleges that the guardian is always leaving Ayden with various people to watch him sometimes for days at a time. Petitioner alleges that the guardian doesn't answer her calls regularly and lies to her about why she doesn't answer. Further, Petitioner alleges that the guardian often gets frustrated with Ayden.	
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input type="checkbox"/> Notice of Hrg	<input checked="" type="checkbox"/>	
<input type="checkbox"/> Aff.Mail	<input checked="" type="checkbox"/>	
<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 checked="" type="checkbox"/> Objections	<b>Objection to Petition of Termination of Guardianship</b> filed 04/10/13 by Elvia Solorzano, Guardian, states: she is concerned about Ayden's welfare if returned to his mother. The mother has stated that she works full time and goes to school. If this is the case, who will be caring for Ayden? Further, she states that she did not always answer the mother's phone calls because of the conflict that would occur when she called. Guardian states that her son does not live with her and she has no control over his behavior. Further, guardian states that she stays home and provides full-time care for Ayden. Ms. Solorzano states that she wants Ayden to be well cared for and have a good education.	
<input type="checkbox"/> Video Receipt		
<input checked="" type="checkbox"/> CI Report	<b>Court Investigator Jennifer Daniel filed a report on 04/18/13.</b>	
<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		
		<b>Reviewed by:</b> JF
		<b>Reviewed on:</b> 10/22/13
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 14 – Solozano</b>

**Petition for Order Directing Transfer of Property to Petitioner [Prob. C. 850(a)(2)(D)]**

	<p><b>MARGOT BELLANDO</b>, Successor Trustee for Sunnyside Medical, a California fictitiously named business association registered and doing business in the City of Fresno, County of Fresno, State of California, is Petitioner.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p>
<p>Cont. from 080813, 091213</p>	<p>Sunnyside Medical is an interested person within the contemplated provisions of Probate Code §48 in certain personal property that the decedent held title to and possession of at her death.</p>	<p><u>SEE ADDITIONAL PAGES FOR UPDATED NEEDS/PROBLEMS/COMMENTS</u></p>
<p><input type="checkbox"/> Aff.Sub.Wit.</p>		<p><u>Continued from 8-8-13, 9-12-13</u></p>
<p><input checked="" type="checkbox"/> Verified</p>	<p>Petitioner states John Chaing, Controller, State of California, currently holds funds in the sum of \$98,957.43, represented by three time-expired negotiable instruments, each payable to the decedent, drawn on Citibank, dated 11-18-03 and 4-6-04 (serial numbers provided), the source of which funds is Sunnyside Medical, and, because they have not been negotiated, were delivered to respondent with the funds represented thereby by said bank as unclaimed funds under the laws of the State of California. Sunnyside Medical is the owner of the beneficial interest in those funds that were withdrawn and held by the decedent as trustee for Sunnyside Medical at the time of withdrawal. The decedent died without discharging her duty as trustee to surrender said instruments and/or funds represented thereby to petitioner as successor trustee upon the demand of petitioner.</p>	<p><b>Minute Order 9-12-13:</b> <b>There is no trust by Ms. Bellando's own declaration. The Court directs the Petitioner to seek legal advice.</b></p>
<p><input type="checkbox"/> Inventory</p>	<p>Petitioner claims the right to legal title and possession of property as a successor trustee of Sunnyside Medical the equitable title owner in this property held by decedent as trustee during her lifetime and now held on her behalf by respondent John Chaing.</p>	<p><b>As of 10-22-13, nothing further has been filed.</b></p>
<p><input type="checkbox"/> PTC</p>		
<p><input type="checkbox"/> Not.Cred.</p>		<p><b>Reviewed by:</b> skc</p>
<p><input checked="" type="checkbox"/> Notice of Hrg</p>		<p><b>Reviewed on:</b> 10-22-13</p>
<p><input checked="" type="checkbox"/> Aff.Mail <span style="float:right">w</span></p>		<p><b>Updates:</b></p>
<p><input type="checkbox"/> Aff.Pub.</p>		<p><b>Recommendation:</b></p>
<p><input type="checkbox"/> Sp.Ntc.</p>		<p><b>File 15 – Girazian</b></p>
<p><input type="checkbox"/> Pers.Serv.</p>		
<p><input type="checkbox"/> Conf. Screen</p>		
<p><input type="checkbox"/> Letters</p>		
<p><input type="checkbox"/> Duties/Supp</p>		
<p><input type="checkbox"/> Objections</p>		
<p><input type="checkbox"/> Video Receipt</p>		
<p><input type="checkbox"/> CI Report</p>		
<p><input type="checkbox"/> 9202</p>		
<p><input checked="" type="checkbox"/> Order</p>		
<p><input type="checkbox"/> Aff. Posting</p>		
<p><input type="checkbox"/> Status Rpt</p>		
<p><input type="checkbox"/> UCCJEA</p>		
<p><input type="checkbox"/> Citation</p>		
<p><input type="checkbox"/> FTB Notice</p>		
	<p style="text-align:center"><b>SEE ADDITIONAL PAGES</b></p>	

Page 2

Petitioner prays for an order:

1. Directing John Chiang, Controller, State of California to transfer the funds represented by the cashier's checks to Petitioner, as the successor trustee of Sunnyside Medical, the beneficiary of the trust in which those funds were lawfully held by Jeannie Girazian and to execute any documents necessary in order to fully complete the transfer;
2. Directing John Chiang, Controller, State of California to immediately deliver possession of this property to Petitioner; and
3. For such other orders as the court deems proper.

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**Examiner's Note:** Prior Examiner Notes requested clarification regarding the relationship between Petitioner, the decedent, and the business, and regarding Petitioner's authority to bring this petition on behalf of the business, noting that it was unclear whether there was a trust instrument or agreement, or how Petitioner was associated with the business or trust, if any. It appeared Petitioner was using the term "trustee" in the figurative sense, rather than as a legal capacity in relation to a trust instrument.

After discussing these questions with Examiner after the last hearing, Petitioner filed two (2) separate declarations on 8-13-13 as follows:

**The 1<sup>st</sup> Declaration states:** Sunnyside Medical is a registered fictitious business name for a business created and existing to administer and manage revenues generated by the medical practice of **David J. Edwards, M.D.**, who, as settlor of those revenues, directed that those revenues be administered by Sunnyside Medical for the operation of his medical practice. Decedent Jeannee Girazian was Petitioner's predecessor as trustee for the funds representing the revenue being administered by Sunnyside Medical. As such, in keeping with the standing direction of **Settlor David J. Edwards, MD**, Petitioner is informed and believes that Jeannee Girazian received revenue generated from Dr. Edwards' medical practice in trust and deposited same forthwith into an account with Citibank or Bank of American, which account was denominated as the Sunnyside Medical business account and during her service as trustee, identified Jeannee Girazian as the exclusive person authorized to sign for withdrawals from that account. After comprehensive and diligent good faith review, it is clear to Petitioner that no funds have ever been deposited in the Sunnyside Medical account from which these negotiable instruments have been drawn that are attributable to any source other than the medical practice of Dr. Edwards. Petitioner is also completely certain that there is no evidence whatsoever of funds in the account that may have been commingled by Jeannee Girazian with funds belonging to Sunnyside Medical entrusted to her.

**SEE ADDITIONAL PAGES**

Page 3

Petitioner states Ms. Girazian exclusively administered the financial affairs of Sunnyside Medical from the revenues deposited in the account until mental disability secondary to senile dementia resulted in her incapacity to administer those financial affairs. **Petitioner has subsequently been duly substituted as trustee of those funds by the settlor David J. Edwards, MD, and is now the person authorized to sign on the account.**

In the initial course of Petitioner's service as substitute trustee of the Sunnyside Medical accounts, Petitioner personally reviewed records and notes of Jeannee Girazian and others relating to the Sunnyside Medical accounts, and learned that Ms. Girazian had become concerned that the Sunnyside Medical bank account might be susceptible to levy by creditors, although Petitioner was not able to establish any comprehensible reason for her concern in this regard. It appeared to Petitioner that Sunnyside Medical was current or close to current with all creditors, and she could not see why there would be any credible threat of levy. Petitioner assumed that her concerns may have been born of the onset of her mental disability and concluded that she could prudently assume that there was no basis in reality for Ms. Girazian's concerns.

Petitioner states it was only well after Ms. Girazian's death, in the course of closing the medical practice, that Petitioner came across certain negotiable instruments concealed among Sunnyside Medical papers and **payable to Jeannee Girazian**. A review disclosed that the funds used to purchase those instruments were drawn from the Sunnyside Medical account at Citibank or Bank of America. **These instruments had obviously never been negotiated, but instead had evidently been acquired and intentionally concealed by Jeannee Girazian during the time she was administering Sunnyside Medical as trustee and had never been discovered by Petitioner or anyone else until Petitioner was engaged in the final closing of the medical practice.**

Upon close examination of all Sunnyside Medical's accounts, and with specific reference to the withdrawals that were obviously related to the negotiable instruments Petitioner discovered, Petitioner could not discern any reason for those funds to have been withdrawn by Jeannee Girazian and converted to negotiable instruments, nor any reason for her to physically conceal those instruments among Sunnyside Medical's records. Petitioner was also unable to discover a reason she never attempted to negotiate the instruments or further account for the funds they represented.

Petitioner states it was only after considerable reflection that she recalled Ms. Girazian's concern about the potential for levies on the Sunnyside Medical account. At that point, Petitioner presented her quandary to Dr. Edwards personally. She explained the circumstances and inquired as to whether he knew or might be able to discern the purpose of Ms. Girazian drawing funds from the account, converting them to negotiable instruments, and then concealing them.

**SEE ADDITIONAL PAGES**

## Page 4

In response to her inquiry, and after reflection of his own, Petitioner states Dr. Edwards explained that over the years of her association with Sunnyside Medical as administrator of its affairs and as trustee of revenue derived from his medical practice, there had been many conversations between Dr. Edwards and Ms. Girazian where he had, from time to time, expounded upon some of his own opinions about what he perceived to be a dramatic rise in frivolous medical malpractice suits in California. Among other things, he expressed his opinion to Ms. Girazian that a "doctor's fat bank account" was a ripe target for a malpractice attorney and that the size of the account was often the determining factor in whether a physician would be subjected to a suit for malpractice. Petitioner states Dr. Edwards also expressed his opinion to Ms. Girazian that he considered having medical malpractice insurance itself an invitation to frivolous litigation and that the only difference between having such insurance and not having insurance was that in the former case, the insurer would have to pay the attorney bills to defend, whereas in the latter, the doctor would pay. He concluded the opinion he expressed to Ms. Girazian by observing that, in the end, a doctor could not successfully avoid medical malpractice suit by practicing prudent and competent medicine, but rather came down to having a physician's having neither medical malpractice insurance, nor a "fat bank account" to tempt contingency fee lawyers.

Petitioner states after providing her with this explanation, Dr. Edwards confessed that when he said these things, he was just "blowing off steam," and did not intend to be taken seriously. He then reflected, however, that the discovery of the instruments, indicates that she had, however, taken him seriously, and the fact that she had hidden them in the later years of her administration showed that she was becoming increasingly troubled by her perception that Dr. Edwards might be victimized by an expensive frivolous medical malpractice lawsuit. Evidently, knowing that he did not carry professional E&O insurance, Ms. Girazian devised this well-intentioned, albeit inadequately revealed, "plan" to keep the account from appearing "too fat" in an effort to avoid tempting attorneys.

**Petitioner states** Dr. Edwards' response to her inquiry is the only satisfactory explanation for the existence and purpose of the instruments consistent with the facts her inquiry has disclosed. Accordingly, based on that explanation, Petitioner attempted to negotiate the instruments back into the Sunnyside Medical account as successor trustee to Jeannee Girazian. However, she then learned that the instruments would require Ms. Girazian's endorsement because she had taken them in her own name, even though they came from Sunnyside Medical funds and she had no other entitlement to receive such funds beyond her trusteeship of the revenues entrusted to her for management through Sunnyside Medical.

Petitioner states despite careful examination of business records, Petitioner has not been able to discern any other satisfactory reason for the acquisition and concealment of those negotiable instruments by Ms. Girazian, and has been unable to establish evidence supporting Ms. Girazian's efforts with respect to such funds.

Accordingly, Petitioner concludes that the funds belong to Sunnyside Medical and that Jeannee Girazian held them at the time of her death in that capacity only and that her intention for the disposition of those funds was to use them in accordance with her duties as administrator of Sunnyside Medical.

**SEE ADDITIONAL PAGES**

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**The 2<sup>nd</sup> Declaration states** this declaration will clarify the relationship between the medical business, a holding trust, and the Sunnyside Medical bank account of David J. Edwards, MD. The origin of the funds arose from medical activities of Dr. Edwards, and were immediately deposited into the Citibank account called "Sunnyside Medical" in which Petitioner was office administrator and trustee with sole fiduciary authority to sign accounts payable checks only, and to handle the financial affairs of Dr. Edwards. Petitioner became the successor trustee to the account after Jeanee Girazian left. The medical business is not the beneficiary of a trust and never has been. Sunnyside Medical is a standalone sole proprietorship.

The medical office at 360 So Clovis Avenue is closed. Dr. Edwards, now 83, has retired due to physical disabilities resulting from an automobile accident, and resides at the address on Indianapolis used for this petition. It is from this new location that Petitioner still manages the SSM account as fiduciary paying all necessary bills relating to the physical property.

Petitioner states the Sunnyside Medical account was a dba, and the property of the trust. The funds were held in trust by Jeanee Girazian, who had legal title and a contractual duty as a fiduciary. Petitioner became the trustee and took over her duties.

Petitioner states Sunnyside Medical is a standalone sole proprietorship and there are no other persons in the business organization other than Dr. Edwards and Petitioner. All entitled to notice were served, but none appeared to oppose the petition. The petition filed was performed with the assistance of an attorney, wherein certain words were sued and written in an ambiguous manner causing blurring of the three entities and confusion which needed to be corrected.

**SEE ADDITIONAL PAGES**

NEEDS/PROBLEMS/COMMENTS:

1. Examiner Notes previously noted, based on the content of the original petition, that the relationships between Petitioner, the business, and the decedent were unclear, and further that Petitioner's capacity with respect to the business or trust, if any, was unclear (i.e., using trust terms such as "trustee" when there is no trust agreement or document).

Petitioner explains in her subsequent declarations that she took over the administrative role for the business Sunnyside Medical, which is a sole proprietorship of David J. Edwards, MD., after the decedent, and that later, in the process of winding down the business, she discovered these expired negotiable instruments held in the decedent's name individually, although the funds are allegedly business funds.

Petitioner seeks a court order under Probate Code §850 et seq., that the funds be released to her "in trust for the benefit of Sunnyside Medical." However, although it appears that although Petitioner may be or may have been an employee of the business, there does not appear to be any documentation of authority to bring this petition on behalf of the business in this Court. Petitioner uses the terms "trustee" and "settlor" although there does not appear to be any legal basis for using these terms.

It does not appear that Petitioner has the legal capacity to bring this petition on behalf of the business or Dr. Edwards, and further does not have authority to bring this petition under Probate Code in the Probate Court.

Petitioner may wish to seek legal advice regarding recovery from Ms. Girazian's personal representative in the civil arena, or other remedy available after seeking appropriate legal advice.

Note: Probate Code §850(a)(3)(B) allows a trustee to bring a petition under this section when the trustee has a claim to real or personal property, title to or possession of which is held by another; however, that does not appear to be the case here, as Petitioner makes clear in her declarations that there is no trust.

2. If this petition goes forward in this Probate Court, the Court may require proof of service of Notice of Hearing with a copy of the Petition and supporting documentation at least 30 days prior to the hearing on Dr. Edwards pursuant to Probate Code §851.
3. If this petition goes forward in this Probate Court, the Court may require documentation regarding Petitioner's capacity as a representative or "trustee" of the business accounts, and documentation regarding the instruments themselves, such as copies.
4. If this petition goes forward in this Probate Court, the Court may require clarification of what communications have been received from the State Controller, and what, specifically, they are looking for in terms of documentation.
5. If this petition goes forward in this Probate Court, need verification of the decedent's name, as it is spelled various different ways in the petition and declarations (for purposes of Court order).

<b>Kaydence 6 mos.</b>	<b>TEMPORARY EXPIRES 10/24/2013</b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>
<b>Jazmine 4</b>	<b>VONDA MARIE RODGERS</b> , maternal grandmother, is petitioner.	<ol style="list-style-type: none"> <li>Need proof of personal service of Notice of Hearing with a copy of the petition at least 15 days prior to the hearing per Probate Code §1511 on: <ul style="list-style-type: none"> <li>- Crystal Rodgers (Mother)</li> <li>- Kaydence's father (if diligence not found)</li> </ul> </li> </ol>
	Father of Jazmine: <b>JOHNNY AVILA III</b> , Deceased	
	Father of Kaydence: <b>NOT LISTED</b> , Declaration of Due Diligence filed 08/29/2013	<p><b>Note:</b> Declaration of Due Diligence filed 8-29-13 states Kaydence's father is unknown. Per Minute Order 9-3-13, Petitioner was directed to file another declaration of due diligence as to the father. However, nothing further has been filed.</p> <ol style="list-style-type: none"> <li>Need proof of service of Notice of Hearing with a copy of the petition at least 15 days prior to the hearing per Probate Code §1511 on: <ul style="list-style-type: none"> <li>- Joey Rodgers (Maternal Grandfather)</li> <li>- Paternal grandparents of Jazmine</li> <li>- Paternal grandparents of Kaydence</li> </ul> </li> </ol>
<input type="checkbox"/> Aff.Sub.Wit.	Mother: <b>CRYSTAL RODGERS</b>	
<input checked="" type="checkbox"/> Verified	Paternal Grandparents of Jazmine: Not Listed	<p><b>Reviewed by:</b> skc</p> <p><b>Reviewed on:</b> 10-22-13</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 16 – Palma &amp; Avila</b></p>
<input type="checkbox"/> Inventory	Paternal Grandparents of Kaydence: Not Listed	
<input type="checkbox"/> PTC	Maternal Grandfather: Joey Rodgers	
<input type="checkbox"/> Not.Cred.	<b>Petitioner states:</b> the mother is doing drugs, is unstable and does not want the children. Petitioner is scared for her life and that of the children's as the mother has already pushed and hit the petitioner and has threatened to kill the petitioner if she takes the children.	
<input checked="" type="checkbox"/> Notice of Hrg	<b>Court Investigator Jennifer Daniel filed a report on 10-17-13.</b>	
<input checked="" 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		

Pro Per Burt, Johnny (Pro Per Petitioner, maternal grandfather)  
 Pro Per Athans, Kimberly (Pro Per Petitioner, step-grandmother)

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

Mikenzi Age: 7 yrs		<p style="text-align: center;"><b>TEMPORARY EXPIRES 10/24/2013</b></p> <p><b>JOHNNY BURT and KIMBERLY ATHANS</b>, maternal grandfather and step-grandmother, are Petitioners.</p> <p>Father of Mikenzi: <b>DUANE BRANUM</b>; consents and waives notice.</p> <p>Father of Justin: <b>JUSTIN LEVI SORRELLS</b>; sent notice by mail 8/21/2013 and 9/3/2013; personally served 8/25/2013.</p> <p>Mother: <b>HAILEY BURT-SORRELLS</b>; sent notice by mail 8/21/2013 and 9/3/2013; personally served 8/25/2013.</p> <p>Paternal grandfather of Mikenzi: Unknown                  Paternal grandmother of Mikenzi: Unknown                  Paternal grandfather of Justin: Unknown                  Paternal grandmother of Justin: Unknown</p> <p>Maternal grandmother: Shelley O'Hanesian (Scott); sent notice by mail 8/21/2013 and 9/3/2013.</p> <p><b>Petitioners state</b> both parents have a long history of drug addiction, and the children have been in the Petitioners care since July 2013. Petitioners state the parents are not stable and cannot properly care for the children at this time, as they do not have adequate housing and are suffering from drug addiction. Petitioners state both children are subject to CPS but are currently with Petitioners in a safe and stable loving home environment.</p> <p><b>Court Investigator Julie Negrete's Report was filed 10/17/2013.</b></p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Note:</b> Minute Order dated 9/3/2013 [Judge Cardoza] states, in pertinent part, that Petitioners are directed to resubmit a fee waiver application if necessary.</p> <p>1. 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:</p> <ul style="list-style-type: none"> <li>• Paternal Grandparents of Mikenzi;</li> <li>• Paternal Grandparents of Justin.</li> </ul> <p><b>Note:</b> Proof of Service by Mail filed 9/26/2013 shows the following persons, who are not listed in the Petition and have not been identified, were mailed notice on 9/3/2013:</p> <ul style="list-style-type: none"> <li>• Lida Teague;</li> <li>• Toby Sorrells.</li> </ul>	
Justin Age: 1 ½ yrs				
Cont. from				
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail			W / O
	Aff.Pub.			
	Sp.Ntc.			
✓	Pers.Serv.			W /
✓	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt			
✓	CI Report			
✓	Clearances			
✓	Order			
	Aff. Posting			
	Status Rpt			
✓	UCCJEA			
	Citation			
	FTB Notice			
		<p><b>Reviewed by:</b> LEG</p> <p><b>Reviewed on:</b> 10/22/13</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 17 – Sorrells</b></p>		

<b>Age: 12</b>		<b>TEMP EXPIRES 10-24-13</b>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <ol style="list-style-type: none"> <li>1. Need proof of personal service or consent of minor age 12 per Probate Code §1511.</li> <li>2. The mother was served by mail, and without a copy of the petition. Personal service is required by Probate Code §1511. The Court may require amended service.</li> <li>3. Notice of Hearing filed 9-17-13 indicates that the petition was not served with the notice. The Court may require amended service.</li> </ol>
		<p><b>ROBERT SOLIS, JR.</b> and <b>CLAUDIA SOLIS</b>, maternal uncle and aunt, are Petitioners.</p> <p>Father: <b>ENAIN DIAZ</b> – Declaration of Due Diligence filed 08/22/13 states father was deported - Notice excused per minute order 9-5-13</p> <p>Mother: <b>CAROLINA ZAMORA</b></p> <p>Paternal grandfather: UNKNOWN Paternal grandmother: UNKNOWN</p> <p>Maternal grandfather: DECEASED Maternal grandmother: AMELIA FLORES – Consents and waives notice</p> <p>Siblings: Efrain (21), Crystal (20), Perla (19), Consuela (18), Anai (15), Vianey (1)</p> <p><b>Petitioner states</b> that the mother is in a rehab treatment program for 6 months. The father's whereabouts are unknown. Petitioner states that Eovani has lived with them since he was 5 months old and their home is the only home he has known. Guardianship is necessary for school and medical needs. Petitioners provided letters in support.</p> <p><b>Court Investigator Charlotte Bien filed a report on 10-9-13.</b></p>	
	<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>	X	
✓	<b>Conf. Screen</b>		
✓	<b>Letters</b>		
✓	<b>Duties/Supp</b>		
	<b>Objections</b>		
	<b>Video Receipt</b>		
✓	<b>CI Report</b>		
✓	<b>Clearances</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: skc</b>			
<b>Reviewed on: 10-22-13</b>			
<b>Updates:</b>			
<b>Recommendation:</b>			
<b>File 18 – Diaz</b>			

**Petition for Appointment of Temporary Conservator of the Person and Estate**

<b>Age:</b> 79	<b>GENERAL HEARING 11-21-13</b>	<b>NEEDS/PROBLEMS/ COMMENTS:</b>
	<b>JULIE CASTILLO and CONNIE MARTINEZ</b> , Daughters, are Petitioners and request appointment as Temporary Conservators of the Person and Estate without bond with funds blocked.	<b>Court Investigator advised rights on 10-7-13</b>
	Estimated value of estate: Personal property: \$100,000.00	
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>	<b>Petitioners state</b> their mother is living in her own home, and her adult son Joseph Reyna and his girlfriend also stay at the residence the majority of the week. She was diagnosed with dementia in 2010; however, before this occurred, in June of 2010, she drafted a power of attorney for health care indicating Joseph, Connie, and Monica Reyna (her granddaughter) as potential agents. In the last year, the family has witnessed action executed by Joseph that have caused great concern regarding his motivation for assisting his mother. Joseph will not allow access to their mother's finances and now utilizes a debit card in her name all over town. The family became alarmed so they secured information from the bank. On one occasion, Joseph removed approx. \$17,500 from the account. When they confronted him, he insisted it was his, even though he is unemployed and contributes no funds to the account. He has also been talking derogatorily and with obscene profanity toward their mother – telling her nobody wants her and if he didn't live there she would be all alone. She is afraid to say anything to him. All of these issues could have been dealt with, but now the medical professionals have indicated that Petitioners are not allowed to any of Rosie's information as there has been a new document drafted. Their mother told them Joseph took her to an attorney but she does not know what she signed and nobody can find the document. Joseph is not allowing her to go to the doctor and threatens that he will not feed her if she doesn't listen.	<b>1. Need Confidential Supplemental Information Form GC-312. (This form provides information about the proposed Conservatee.)</b>
<input checked="" type="checkbox"/> <b>Verified</b>		<b>2. Petitioners request appointment without bond; however, per Cal. Rules of Court 7.207 and Probate Code §2320(c)(4), all conservators of the estate must post bond including cost of recovery.</b>
<input type="checkbox"/> <b>Inventory</b>		<b>3. Need order.</b>
<input type="checkbox"/> <b>PTC</b>		
<input type="checkbox"/> <b>Not.Cred.</b>		
<input type="checkbox"/> <b>Notice of Hrg</b>	<input checked="" type="checkbox"/>	
<input type="checkbox"/> <b>Aff.Mail</b>	<input checked="" type="checkbox"/>	
<input type="checkbox"/> <b>Aff.Pub.</b>		
<input type="checkbox"/> <b>Sp.Ntc.</b>		
<input type="checkbox"/> <b>Pers.Serv.</b>	<input checked="" type="checkbox"/>	
<input checked="" type="checkbox"/> <b>Conf. Screen</b>	<input checked="" type="checkbox"/>	
<input checked="" type="checkbox"/> <b>Letters</b>		
<input checked="" type="checkbox"/> <b>Duties/Supp</b>		
<input type="checkbox"/> <b>Objections</b>		
<input type="checkbox"/> <b>Video Receipt</b>		
<input checked="" type="checkbox"/> <b>CI Report</b>		
<input type="checkbox"/> <b>9202</b>		
<input checked="" type="checkbox"/> <b>Order</b>		
<input type="checkbox"/> <b>Aff. Posting</b>		<b>Reviewed by:</b> skc
<input type="checkbox"/> <b>Status Rpt</b>		<b>Reviewed on:</b> 10-22-13
<input type="checkbox"/> <b>UCCJEA</b>		<b>Updates:</b>
<input type="checkbox"/> <b>Citation</b>		<b>Recommendation:</b>
<input type="checkbox"/> <b>FTB Notice</b>	<b>Court Investigator Samantha Henson filed a report on 10-22-13.</b>	<b>File 19 – Reyna</b>