

Atty Istanbulian, Flora, sole practitioner (for Petitioner Theodora Michailides, Conservator)

**Petition for Order Authorizing Payment of Fees to Conservator and Attorney  
(Probate Code 2640, 2641, 2642)**

<b>Age:</b> 93 years	<p><b>THEODORA MICHAILIDES</b>, goddaughter and Conservator of the Person and Estate appointed on 3/13/2007, is Petitioner.</p> <p><b>Petitioner states</b> she and her attorney have performed services for the conservatorship in good faith and in the best interests of the Conservatee and her estate; Petitioner, with the assistance of her attorney, sold the Conservatee's residence in Fresno, and this Court found good reason existed for the sale and confirmed the sale on 9/10/2012.</p> <p><b>Petitioner requests:</b></p> <ul style="list-style-type: none"> <li>The Court authorize Petitioner to pay herself from the conservatorship estate the sum of <b>\$1,000.00</b> as compensation for her services related to the sale of the Conservatee's residence, pursuant to Local Rule 7.16C(2); and</li> <li>The Court authorize Petitioner to pay her attorney from the conservatorship estate the sum of <b>\$1,000.00</b> as compensation for her legal services related to the sale of the Conservatee's residence, pursuant to Local Rule 7.16B(2).</li> </ul>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p>
<b>Cont. from</b>		
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>		
<input checked="" type="checkbox"/> <b>Verified</b>		
<input type="checkbox"/> <b>Inventory</b>		
<input type="checkbox"/> <b>PTC</b>		
<input type="checkbox"/> <b>Not.Cred.</b>		
<input checked="" type="checkbox"/> <b>Notice of Hrg</b>		
<input checked="" type="checkbox"/> <b>Aff.Mail</b> W/		
<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>		
<input type="checkbox"/> <b>Aff. Posting</b>		
<input type="checkbox"/> <b>Status Rpt</b>		
<input type="checkbox"/> <b>UCCJEA</b>		
<input type="checkbox"/> <b>Citation</b>		
<input type="checkbox"/> <b>FTB Notice</b>		
		<b>Reviewed by:</b> LEG
		<b>Reviewed on:</b> 10/23/12
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 1 - Mitchell</b>

<b>Age: 33</b>	<b>CARLOS GARZA</b> , Father, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b> <u>Continued from 6-19-12, 7-19-12, 8-30-12.</u>
	<b>PUBLIC GUARDIAN</b> was appointed Conservator of the Person and Estate of Elva Garza on 5-14-08.	<u>Minute Order 8-30-12:</u> Ms. Walters advsies the Court that the parties are going to work out a visitation schedule.
<b>Cont. from 061912, 071912, 083012</b>	<b>Petitioner states</b> his daughter (33) is developmentally disabled, is a CVRC client, and resides in an assisted living facility. He was actively involved in the proceedings for conservatorship, and at the conclusion of the proceedings on 5-2-08, the Court encouraged visits.	<u>As of 10-24-12, nothing further has been filed. The following issues remain:</u>
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>	Until December 2011, Petitioner was receiving supervised visits with his daughter. On 12-5-11, however, he received his last visit and no family has been able to visit since.	<b>1. The Court may also require proof of service of Notice of Hearing on:</b>
<input checked="" type="checkbox"/> <b>Verified</b>	Petitioner has called the Public Guardian's office multiple times and has been told that his daughter cannot decide if she wants to visit and therefore they are not setting up visits at this time.	- Daniel Escandon (brother)
<input type="checkbox"/> <b>Inventory</b>	Petitioner does admit that his daughter has a history of one day saying one thing and the next day saying something else. She probably has said on occasion that she does not want to visit; however, she suffers from mental disabilities that should be taken into account.	- Gloria Ramos (aunt)
<input type="checkbox"/> <b>PTC</b>	There have been no incidents during visitation that would cause the Public Guardian concern or to cease visitation.	- Any other interested parties as the Court may require.
<input type="checkbox"/> <b>Not.Cred.</b>	Ms. Garza's family wants to be able to visit, especially Petitioner, and it has become apparent that this will not occur without additional assistance from the Court.	
<input checked="" type="checkbox"/> <b>Notice of Hrg</b>	<b>Petitioner requests this Court order that:</b>	
<input checked="" type="checkbox"/> <b>Aff.Mail</b> W	1. Petitioner receive reasonable visitation with the Conservatee; and	
<input type="checkbox"/> <b>Aff.Pub.</b>	2. Any other orders the Court deems necessary.	
<input type="checkbox"/> <b>Sp.Ntc.</b>	<b>Note: Court Investigator Dina Calvillo filed a Biennial Review on 9-20-12.</b>	
<input type="checkbox"/> <b>Pers.Serv.</b>		
<input type="checkbox"/> <b>Conf. Screen</b>		
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<input type="checkbox"/> <b>Video Receipt</b>		
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<input type="checkbox"/> <b>Aff. Posting</b>		
<input type="checkbox"/> <b>Status Rpt</b>		
<input type="checkbox"/> <b>UCCJEA</b>		
<input type="checkbox"/> <b>Citation</b>		
<input type="checkbox"/> <b>FTB Notice</b>		
		<b>Reviewed by:</b> skc
		<b>Reviewed on:</b> 10-24-12
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 2 - Garza</b>



**Petitioner states, continued:**

- Two of the subscribing witnesses to Decedent's Will, one of whom is deceased, were devised specific items of property in the Will, and pursuant to Probate Code § 6112(c) and (d), they are interested witnesses and the gifts are invalid; the specific items of property have been added to the residue of the estate for distribution;
- Petitioner sold all personal property of the estate not specifically bequeathed at public auction;
- At the time of Decedent's death, she owned five time shares in various resort locations in California, which were acted upon by Petitioner as follows:
  - Petitioner notified the administration at each resort soon after *Letters* issued to her [on 9/25/2007] that the times shares were available for sale; after the passage of several months without receiving any inquiries by potential purchasers or from the resorts on behalf of potential purchasers, Petitioner contacted several entities who advertise their services to sell times shares, each of which required "up-front fees" to market and attempt to sell the time shares;
  - Due to the depressed economy and real estate market in California, Petitioner discovered that hundreds of times shares were for sale at the same resorts as Decedent's and many were in foreclosure; between 2008 and 2011, Petitioner received less than 10 inquiries from potential purchasers of the time shares, and advised all potential purchasers that the time share was owned by the estate and all sales required court approval [*based upon Petitioner possessing Limited IAEA authority*]; none of the four potential purchasers who contacted Petitioner's attorney regarding the time shares were willing to endure the unavoidable delays necessitated by the Probate Code procedures;
  - In light of the market conditions, and even if Court approval of sale was not required, Petitioner could not have gifted the time shares to anyone without first paying the annual association fees and secured property taxes; after paying the annual association fees and secured property taxes through July 2009, Petitioner determined that any further expenses on those assets was wasteful and was not for the benefit of the estate, and Petitioner thereafter did not pay the annual association fees and secured property taxes on any of the time shares, thus all of the time shares have been lost to foreclosure, identified in *Schedule 4, Losses on Sale*, totaling **\$34,000.00** in losses, based on the appraised values of the time shares which clearly exceed the current fair market value of each time share.
- **Distribution pursuant to Decedent's Will is to the AMERICAN MUSEUM OF NATURAL HISTORY, New York, NY:** personal property consisting of jewelry and cash of [**\$142,793.56.**]

<b>DOD: 9-3-09</b>		<p><b>TERESA GOODING</b>, daughter, was appointed as Administrator of the Estate with Limited IAEA with cash to be placed in a blocked account on 2/2/11. Letters issued 2/3/11.</p> <p>At the 2/2/11 hearing, this Court set status hearing for 2/2/12 for filing of the first account or petition for final distribution.</p> <p><b>Final Inventory &amp; Appraisal filed 5/9/11</b> shows an Estate value of \$96,195.14 consisting of \$73,995.14 cash (<i>receipt for blocked account was filed 3/1/11</i>) plus a one-third (1/3) interest in real property and two vehicles.</p> <p><b>Status Report filed 7/25/12 states</b> the Administrator has been unable to file a petition for final distribution in this matter because she has been unable to reach agreement with the heirs. Since the heirs have thus far failed to file a Petition to Determine Succession to Real Property for the property involved herein, the Administrator plans to file a petition herself and file a Complaint for Partition. Administrator requests 90 days.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><u>Continued from 2-2-12, 7-31-12</u></p> <p><b>Minute Order 2-2-12: Counsel informs the Court that all they have is a blocked bank account.</b></p> <p><b>Minute Order 9-31-12: Continued to 10-29-12</b></p> <p><u>As of 10-24-12, nothing further has been filed.</u></p> <p>1. <u>Need First Account or Petition for Final Distribution or status report regarding the assets of the estate.</u></p>
<b>Cont. from 020212, 073112</b>			
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>		
<input type="checkbox"/>	<b>Verified</b>		
<input checked="" type="checkbox"/>	<b>Inventory</b>		
<input type="checkbox"/>	<b>PTC</b>		
<input type="checkbox"/>	<b>Not.Cred.</b>		
<input type="checkbox"/>	<b>Notice of Hrg</b>		
<input type="checkbox"/>	<b>Aff.Mail</b>		
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<input type="checkbox"/>	<b>Pers.Serv.</b>		
<input type="checkbox"/>	<b>Conf. Screen</b>		
<input type="checkbox"/>	<b>Letters</b> 2/3/11		
<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 type="checkbox"/>	<b>Order</b>		
<input type="checkbox"/>	<b>Aff. Posting</b>		
<input type="checkbox"/>	<b>Status Rpt</b> X		
<input type="checkbox"/>	<b>UCCJEA</b>		
<input type="checkbox"/>	<b>Citation</b>		
<input type="checkbox"/>	<b>FTB Notice</b>		
		<p><b>Reviewed by:</b> NRN / skc</p> <p><b>Reviewed on:</b> 10-24-12</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 4 - Sanchez</b></p>	

Respondent's Notice of Motion and Motion to Continue Hearing on Petition;  
 Memorandum of Points and Authorities and Declaration of Roger D. Wilson in  
 Support Thereof (Probate Code 852)

Age:		NEEDS/PROBLEMS/COMMENTS:  <b><u>OFF CALENDAR</u></b>  The Petition for which this motion requested to continue was heard on 10/18/12 and continued to 12/07/12.
DOD:		
Cont. from		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
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Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
Reviewed by: JF		
Reviewed on: 10/23/12		
Updates:		
Recommendation:		
File 5 - Scott		

**Report of Sale and Petition for Order Confirming Sale of Real Property**

<b>DOD: 01/11/10</b>	<b>JENNY ORONA</b> , Executor, is Petitioner.		<b>NEEDS/PROBLEMS/COMMENTS:</b>  1. Need Publication pursuant to Probate Code § 10300.  2. Need Order.
	<b>Sale price</b>	- \$164,500.00	
	<b>Overbid</b>	- \$173,675.00	
<b>Cont. from</b>	<b>Reappraisal</b>	- \$142,000.00	
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>	<b>Property</b>	- 396 N. Shelly Fresno, CA	
<input checked="" type="checkbox"/> <b>Verified</b>	<b>Publication</b>	- <b>NEED</b>	
<input type="checkbox"/> <b>Inventory</b>	<b>Buyers</b>	- Melissa A. Stapp & Bobby R. Stapp	
<input type="checkbox"/> <b>PTC</b>	<b>Broker</b>	- \$8,225.00 (5% - payable to Javier B. Cazavos, Concierge Realty)	
<input type="checkbox"/> <b>Not.Cred.</b>	Bond was not required at appointment as Executor.		
<input checked="" type="checkbox"/> <b>Notice of Hrg</b>			
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<input type="checkbox"/> <b>Aff.Pub.</b>			
<input type="checkbox"/> <b>Sp.Ntc.</b>			
<input type="checkbox"/> <b>Pers.Serv.</b>			
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<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>			
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<input checked="" type="checkbox"/> <b>Aff. Posting</b>			
<input type="checkbox"/> <b>Status Rpt</b>			
<input type="checkbox"/> <b>UCCJEA</b>			
<input type="checkbox"/> <b>Citation</b>			
<input type="checkbox"/> <b>FTB Notice</b>			
			<b>Reviewed by:</b> JF
			<b>Reviewed on:</b> 10/24/12
			<b>Updates:</b>
			<b>Recommendation:</b>
			<b>File 6 - Orona</b>



<b>DOD: 7/23/2007</b>		<p><b>GLORIA MALDONADO, ANDREW SANCHEZ</b> and <b>TERESA GOODING</b> as <b>Administrator of the Estate of NORMA SANCHEZ</b>, are petitioners.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Please see related case on page 4 of this calendar the Estate of Norma Sanchez.</b></p>
<b>Cont. from</b>		40 days since DOD.	<ol style="list-style-type: none"> <li>1. Inventory and Appraisal was not signed by all petitioners.</li> <li>2. Inventory and appraisal indicate that it is a supplemental Inventory and Appraisal and Reappraisal for Sale. In addition #3 indicates that the property listed is a portion of the estate. Pursuant to Probate Code §13151 this summary proceeding may only be used if the gross value of the decedent's real and personal property in this state does not exceed \$150,000.00. Need inventory and appraisal that includes all the property of the decedent located in this state.</li> <li>3. Petition states the decedent's date of death was 7/23/2007. The inventory and appraisal lists the decedent's date of death as 7/25/2007.</li> </ol>
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>	No other proceedings.	
<input checked="" type="checkbox"/>	<b>Verified</b>	Decedent died intestate.	
<input checked="" type="checkbox"/>	<b>Inventory</b>	I & A - \$60,000.00	
<input checked="" type="checkbox"/>	<b>PTC</b>		
<input type="checkbox"/>	<b>Not.Cred.</b>		
<input checked="" type="checkbox"/>	<b>Notice of Hrg</b>	<b>Petitioners request</b> Court determination that Decedent's interest in real property located at 4162 E. Clay Ave., in Fresno passes to them in equal shares pursuant to intestate succession.	
<input checked="" type="checkbox"/>	<b>Aff.Mail</b>		
<input type="checkbox"/>	<b>Aff.Pub.</b>		
<input type="checkbox"/>	<b>Sp.Ntc.</b>		
<input type="checkbox"/>	<b>Pers.Serv.</b>		
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<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>		
			<b>Reviewed by: KT</b>
			<b>Reviewed on: 10/24/12</b>
			<b>Updates:</b>
			<b>Recommendation:</b>
			<b>File 8 - Sanchez</b>

Petition for Probate of Will and for Letters Testamentary; Authorization to Administer Under IAEA (Prob. C. 8002, 10450)

<b>DOD: 2/23/2009</b>		<p><b>DYANNA MATTHEWS</b>, named alternate executor, is petitioner and requests appointment without bond.</p> <p>Limited IAEA – o.k.</p> <p>Will dated: 9/8/2004</p> <p>Residence: Clovis</p> <p>Publication: Fresno Business Journal</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <ol style="list-style-type: none"> <li>1. Need Notice of Petition to Administer the Estate.</li> <li>2. Need proof of service of the Notice of Petition to Administer the Estate on:                     <ol style="list-style-type: none"> <li>a) Medeia Maquis</li> <li>b) Margaret Draper</li> <li>c) Marsha Steinhauer</li> <li>d) Donald Brazeal</li> <li>e) Deborah Diehl</li> </ol> </li> <li>3. Need Duties and Liabilities</li> <li>4. Need supplement to the Duties and Liabilities.</li> <li>5. #8 of the Petition does not include the name and date of death of the pre-deceased spouse. Local Rule 7.1.1D.</li> <li>6. #8 of the Petition does not include the relationship to the decedent of those listed.</li> <li>7. Will lists Dyanna Winn as the named alternate executor. Dyanna Matthews is petitioning. Court may require clarification.</li> <li>8. Will lists Marsha Brazeal as the decedent's daughter. # 8 of the Petition lists Marsha Steinhauer. Court may require clarification.</li> <li>9. #5a(3) or 5a(4) of the Petition was not answered re: registered domestic partner.</li> <li>10. #5a(7) of 5a(8) of the petition was not answered re: issue of a predeceased child</li> </ol>
<b>Cont. from</b>			
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>	S/P		
<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>			
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<input type="checkbox"/> <b>Aff.Mail</b>	X		
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<input type="checkbox"/> <b>Sp.Ntc.</b>			
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<input type="checkbox"/> <b>Conf. Screen</b>			
<input type="checkbox"/> <b>Letters</b>	X		
<input type="checkbox"/> <b>Duties/Supp</b>	X		
<input type="checkbox"/> <b>Objections</b>			
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<input type="checkbox"/> <b>CI Report</b>			
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<input type="checkbox"/> <b>UCCJEA</b>			
<input type="checkbox"/> <b>Citation</b>			
<input type="checkbox"/> <b>FTB Notice</b>			

**Estimated value of the estate:**

Personal property - \$ 2,000.00

Annual income R/P - \$10,000.00

Real property - \$50,000.00

**Total - \$62,000.00**

**Probate Referee: RICK SMITH**

**Please see additional page**

**Reviewed by: KT**

**Reviewed on: 10/24/12**

**Updates:**

**Recommendation:**

**File 9 - Brazeal**

**NEEDS/PROBLEMS/COMMENTS (cont.):**

11. Will does not waive bond. Need bond set at \$12,000.00 or waivers of bond from:

- a) Medeia Maquis
- b) Margaret Draper
- c) Marsha Steinhauer
- d) Donald Brazeal
- e) Deborah Diehl

12. Need Order

13. Need Letters

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

- **Friday, November 30, 2012** at 9:00 a.m. in Department 303, for the filing of the bond (if bond is required)
- **Friday, March 22, 2013** at 9:00 a.m. in Department 303, for the filing of the inventory and appraisal.
- **Friday, December 20, 2013** at 9:00 a.m. in Department 303, for the filing of the first account or petition for final distribution.

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.

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

Age: 76 years	<u>GENERAL HEARING 11/28/12</u>		<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <ol style="list-style-type: none"> <li>Order includes the authority to make medical decisions on behalf of the conservatee pursuant to Probate Code §2355 However, a Capacity Declaration has not been filed in support of medical consent powers.</li> <li>Need proof of personal service of the Notice of Hearing along with a copy of the Temporary Petition on:           <ol style="list-style-type: none"> <li>Elaine J. Constantian (proposed conservatee)</li> </ol> </li> </ol>
	<p><b>PUBLIC GUARDIAN</b> is petitioner and requests appointment as temporary conservator of the person and estate.</p>		
	<p>Petitioner requests the authority to change the residence of the proposed conservatee.</p>		
Cont. from	<p>Petitioner requests medial powers.</p>		
<input type="checkbox"/> Aff.Sub.Wit.	<p><b>Estimated value of the estate:</b></p>		
<input checked="" type="checkbox"/> Verified	<p>Personal property - \$ 6,014.58</p>		
<input type="checkbox"/> Inventory	<p>Annual income - <u>\$15,238.08</u></p>		
<input type="checkbox"/> PTC	<p><b>Total</b> - <b>\$21,297.66</b></p>		
<input type="checkbox"/> Not.Cred.	<p><b>Petitioner alleges:</b> As a result of the Public Guardian's investigation, it was concluded that Ms. Contantian would benefit from a temporary conservatorship. A temporary conservatorship would allow the Public Guardian to find an appropriate placement so that her medications and medical appointments can be properly monitored. Medical powers are further requested so that she can receive appropriate medical care. A temporary of the estate will allow the Public Guardian to maintain and protect her assets.</p>		
<input checked="" type="checkbox"/> Notice of Hrg			
<input type="checkbox"/> Aff.Mail			
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<input type="checkbox"/> Sp.Ntc.			
<input type="checkbox"/> Pers.Serv.	X		
<input type="checkbox"/> Conf. Screen			
<input checked="" type="checkbox"/> Letters			
<input type="checkbox"/> Duties/Supp			
<input type="checkbox"/> Objections			
<input type="checkbox"/> Video Receipt			
<input checked="" type="checkbox"/> PG 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: 10/24/12
			Updates:
			Recommendation:
			File 10 - Constantian

Petition for Appointment of Probate Conservator of the Person and Estate (Prob. C. 1820, 1821, 2680-2682)

Age: 67 years		<p style="text-align: center;"><b><u>THERE IS NO TEMPORARY.</u></b>  <b><u>No temporary was requested.</u></b></p> <p><b>CHRISTINA E. TOLMAN</b>, daughter, is petitioner and requests appointment as Conservator of the Person with medical consent powers and of the estate with bond.</p> <p>Estimated value of the estate:          Annual income - \$3,998.40</p> <p><b>Declaration of Victor Flauta, M.D., filed 10/1/12.</b></p> <p><b>Petitioner states</b> the she was appointed as Guardian and Co-Conservator of the proposed conservatee by Judgment entered in the state of Kentucky. After the death of the proposed conservatee's spouse Petitioner moved her to California to be closer to her. The proposed conservatee remains fully disabled unable to manage her personal or financial needs.</p> <p><b>Court Investigator Jennifer Daniel's Report filed on 10/18/12.</b></p> <p><b>Probate Referee: RICK SMITH.</b></p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Court Investigator Advised Rights on 10/11/12.</b></p> <ol style="list-style-type: none"> <li>Petition states that the conservatee's annual income is \$3,998.40. It appears from information provided to the Court Investigator that \$3,998.40 may be the monthly income. Need clarification.</li> <li>Petition does not state the amount of bond requested. If \$3,998.40 is monthly income <b>the bond should be set at \$52,779.00.</b></li> <li>#3b(1) of the petition states the Petitioner is a creditor of the proposed conservatee. Need clarification.</li> <li>#16 of the Confidential Conservator Screening form indicates the Petitioner has or may have an adverse interest that the court may consider to be a risk to, or to have an effect on, Petitioner's ability to faithfully perform the duties of conservator without explaining.</li> <li>Need original citation. The citation filed is a conformed copy and not the original with the court seal.</li> <li>Need Video Viewing Receipt.</li> </ol> <p style="text-align: center;"><b>Please see additional page</b></p>	
Cont. from				
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input type="checkbox"/>	Not.Cred.			
<input checked="" type="checkbox"/>	Notice of Hrg			
<input checked="" type="checkbox"/>	Aff.Mail			W/
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input checked="" type="checkbox"/>	Pers.Serv.			
<input checked="" type="checkbox"/>	Conf. Screen			
<input type="checkbox"/>	Letters			X
<input checked="" type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			X
<input checked="" type="checkbox"/>	CI Report			
<input type="checkbox"/>	9202			
<input checked="" type="checkbox"/>	Order			
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<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation	X		
<input type="checkbox"/>	FTB Notice			

<b>Reviewed by: KT</b>
<b>Reviewed on: 10/24/12</b>
<b>Updates:</b>
<b>Recommendation:</b>
<b>File 11 - Tolman</b>

**NEEDS/PROBLEMS/COMMENTS (cont.):**

7. Need Letters

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

- **Friday, November 30, 2012** at 9:00 a.m. in Department 303, for the filing of the bond, and;
- **Friday, March 22, 2013** at 9:00 a.m. in Department 303, for the filing of the inventory and appraisal, and;
- **Friday, December 20, 2013** at 9:00 a.m. in Department 303, for the filing of the first account

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.

**Dept. 303, 9:00 a.m. Monday, October 29, 2012**

Atty LeFors, Teri (pro per Petitioner/guardian/paternal grandmother)  
 Atty LeFors, Michael E. (pro per guardian/paternal step-grandfather)  
 Atty Basquez, Patricia Viola (pro per mother)  
 Atty Adams, Bryce S (pro per father)

Request for Modification of Visitation

Brooklyn age: 4 yrs	TERI LEFORS, Guardian/paternal grandmother, is petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  Continued from 10/15/12. Minute Order states the parties agree to participate in mediation on 10/17/12 at 2:00 p.m. The Court continues the matter to 10/29/12 and stays the Petition for Modification of Visitation pending the outcome of medication.
Nevaeh age: 3 yrs		
	<b>Petitioner alleges:</b> Since the last hearing, they have had growing concerns that the current visitation schedule is not in the best interests of the minors.	
	The children have had a change in sleep patterns that include trouble falling asleep, restless sleep, crying more often and crabbiness during the day that was not part of their normal behavior before the extended visits.	
Cont. from 101512	During the visits the parents are not giving the girls their medications as prescribed. In addition, Petitioner learned that the parents had taken the girls for dental exams in December 2011 without Petitioner's knowledge or consent.	
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		
Please see additional page		Reviewed by: KT Reviewed on: 10/24/12 Updates: Recommendation: File 12 – Adams

There will be many occasions where they [the guardians and the parents] will have to communicate with each other to discuss daily homework, school functions, parent/teacher conferences and other school related business and there seems to be little hope that they will be able to effectively communicate with Bryce and Patricia. Petitioner states they are fearful that this type of drama will impact Brooklyn and Nevaeh's education.

Petitioner further states that she was informed by Bryce that they will not have money for gas to get Brooklyn and Nevaeh to school and back to their house every day that the girls are in their care. Petitioner states they offered to keep the girls during those visitation times and were to that they expected the guardians to transport them from the school to the parent's home. Of course the guardian has no plans of doing that. A request was made by Bryce and Ed Basquez [maternal grandfather] to have the guardian's give Bryce and Patricia money each month.

Due to the facts outlined above the Guardian requests that the current visitation be modified to every other weekend from Friday at 6:00 p.m. to Sunday at 4:00 p.m. and every Wednesday from 6:00 p.m. to 8:00 p.m. to begin the week of the court hearing. This schedule will allow the girls to continue a relationship with their parents but more importantly, will get the girls back into a normal routine with less stress in their lives.

**Status Hearing Re: Filing of the First Account or Petition for Final Distribution**

<b>DOD: 01/07/11</b>	<b>RANDY HAWKINS</b> , Son, was appointed Administrator with Full IAEA without bond on 10-24-11.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>1. Need Accounting and Petition for Final Distribution.</b>  <b>Note:</b> A Status Hearing regarding filing of the Inventory & Appraisal was continued to 11/16/12.
<b>Cont. from</b>	On 10-24-11, the Court set a status hearing for filing of the First Account and Petition for Final Distribution on 10/29/12.	
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>		
<input type="checkbox"/> <b>Verified</b>		
<input type="checkbox"/> <b>Inventory</b>		
<input type="checkbox"/> <b>PTC</b>		
<input type="checkbox"/> <b>Not.Cred.</b>		
<input type="checkbox"/> <b>Notice of Hrg</b>		
<input type="checkbox"/> <b>Aff.Mail</b>		
<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>		
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<input type="checkbox"/> <b>CI Report</b>		
<input type="checkbox"/> <b>9202</b>		
<input 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>		
		<b>Reviewed by:</b> JF
		<b>Reviewed on:</b> 10/24/12
		<b>Updates:</b>
		<b>Recommendation:</b>
		File 13 - Hawkins

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

Age: 2	<p align="center"><b>NO TEMPORARY IN PLACE;          TEMPORARY DENIED ON 09/10/12</b></p> <p><b>KATIE CASTRO REA</b>, maternal grandmother, is Petitioner.</p> <p>Father: <b>JOE ORNELAS</b> – <i>Declaration of Due Diligence filed 09/05/12</i></p> <p>Mother: <b>ANNETTE CASTRO</b> – <i>Personally served on 09/07/12</i></p> <p>Paternal grandfather: JOE ORNELAS – <i>Served by mail on 09/11/12</i></p> <p>Paternal grandmother: DORA CRUZ – <i>Served by mail on 09/11/12</i> ORNELAS</p> <p>Maternal grandfather: MIKE CASTRO – <i>Served by mail on 09/11/12</i></p> <p><b>Petitioner alleges</b> that both parents are on the streets and abusing drugs. Petitioner states that the minor has lived in her home since birth and that neither parent has ever taken an active role in caring for her. Petitioner states that the minor calls her “mom”.</p> <p><b>Court Investigator Julie Negrete filed a report on 10/15/12.</b></p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>1. Declaration of Due Diligence filed 09/05/12 states that the minor's father, Joe Ornelas' whereabouts are unknown and he has not been seen by the Petitioner for two years. If diligence is not found, need proof of personal service at least 15 days before the hearing of <b>Notice of Hearing</b> with a copy of the <b>Petition for Appointment of Guardian of the Person</b> or Consent and Waiver of Notice for:          - Joe Ornelas (father)</p>
Cont. from		
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg		
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<input checked="" type="checkbox"/> Letters		
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<input checked="" type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
<p><b>Reviewed by:</b> JF</p>		
<p><b>Reviewed on:</b> 10/24/12</p>		
<p><b>Updates:</b></p>		
<p><b>Recommendation:</b></p>		
<p>File 14 - Ornelas</p>		

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

Age: 2	<b><u>NO TEMPORARY REQUESTED</u></b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>
	<b>KENNETH BRABBIN</b> , uncle, and <b>KATIE CIPOLLA</b> , uncle's fiancée, are Petitioners.	1. Need <i>Notice of Hearing</i> .
	Father: <b>UNKNOWN</b> – <i>Declaration of Due Diligence filed 10/11/12</i>	2. Declaration of Due Diligence filed 10/11/12 states that the father is unknown. If diligence is not found, need proof of personal service at least 15 days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Guardian of the Person</i> <u>or</u> Consent & Waiver of Notice for: - Father (unknown)
Cont. from	Mother: <b>SHANNALEE PALACIOS</b> – <i>Consent &amp; Waiver of Notice filed 10/11/12</i>	3. Need proof of service by mail at least 15 days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Guardian of the Person</i> <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for: - Paternal grandparents (unknown) - Eddie (maternal grandfather)
Aff.Sub.Wit.	Paternal grandparents: UNKNOWN	
✓ Verified	Maternal grandfather: EDDIE	
Inventory	Maternal grandmother: BRENDA WILKINSON – <i>deceased</i>	
PTC		
Not.Cred.	<b>Petitioners allege</b> CPS removed the child from the mother's care and mother agreed to place the minor in petitioners care.	
Notice of Hrg	<b>Court Investigator Jennifer Young filed a report on 10/22/12.</b>	
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: 10/24/12
		Updates:
		Recommendation:
		File 15 - Wilson



(1) Petition for Final Distribution on Waiver of Account and for (2) Allowance of Compensation for Ordinary Services

<b>DOD: 9/22/2007</b>		<p><b>MICHAEL ROBERT FLAGG</b>, Executor, is petitioner.</p> <p>Accounting is waived.</p> <p>I &amp; A - <b>\$413,650.00</b>          POH - <b>\$413,650.00</b></p> <p>Executor - <b>waives</b></p> <p>Attorney - <b>\$11,273.00</b>          (statutory. To be paid outside of probate to Attorney Susan Moore and Attorney Donald Lescoulie)</p> <p><b>Distribution, pursuant to Decedent's Will, is to:</b></p> <p><b>Michael Robert Flagg</b> – Real property, 1999 Mercedes, china, silverware and household goods and furnishings.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <ol style="list-style-type: none"> <li>Donald Lescoulie originally represented the petitioner in this matter. Petition states Donald Lescoulie and Susan Moore have agreed in the division of attorney fees and have agreed to accept payment outside of probate. However, there is nothing in the file indicating that Mr. Lescoulie is in agreement.</li> <li>Inventory and Appraisal is incomplete as follows:             <ul style="list-style-type: none"> <li>The caption does not indicate whether or not it is a final or partial inventory.</li> <li>#3 was not completed whether or not the property listed is all or a portion of the estate.</li> <li>#4 is not complete re: Probate Referee</li> <li>#5 is not completed re: Property Tax Certificate</li> <li>It was not signed by the attorney. (California Rules 7.501(c) states the inventory must be signed by the attorney of record.)</li> </ul> </li> </ol>
<b>Cont. from</b>			
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>		
<input checked="" type="checkbox"/>	<b>Verified</b>		
<input checked="" type="checkbox"/>	<b>Inventory</b>		
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<input type="checkbox"/>	<b>UCCJEA</b>		
<input type="checkbox"/>	<b>Citation</b>		
<input type="checkbox"/>	<b>FTB Notice</b> N/A		
		<p><b>Reviewed by: KT</b></p> <p><b>Reviewed on: 10/25/12</b></p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 17 - Rocha</b></p>	