



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.

(1) First and Final Account and Report of Administrator and (2) Petition for Allowance of Ordinary Commissions and Fees [Prob. C. 9202; 10800; 10810; 10951; 11600]

DOD: 08/18/07	PUBLIC ADMINISTRATOR , Administrator, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
	Accounting period: 01/29/08 – 08/29/13	
Cont. from	Accounting - \$206,264.82	
<input type="checkbox"/> Aff.Sub.Wit.	Beginning POH - \$203,000.00	
<input checked="" type="checkbox"/> Verified	Ending POH - \$339.39	
<input checked="" type="checkbox"/> Inventory	Administrator - \$169.70 (less than statutory)	
<input checked="" type="checkbox"/> PTC	Attorney - \$169.69 (less than statutory)	
<input checked="" type="checkbox"/> Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg		
<input checked="" type="checkbox"/> Aff.Mail w/		
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.	Petitioner states that due to the insufficiency of the estate, after only partial payment of the allowed commissions, fees and costs, there will be no estate to distribute.	
<input type="checkbox"/> Pers.Serv.		
<input type="checkbox"/> Conf. Screen		
<input type="checkbox"/> Letters 01/30/08		
<input type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input checked="" type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input checked="" type="checkbox"/> FTB Notice		
		Reviewed on: 10/25/13
		Updates:
		Recommendation: SUBMITTED
		File 1 – Taylor

Atty Kruthers, Heather H. (for Public Administrator – Petitioner)

(1) First and Final Account and Report of Administrator and (2) Petition for Allowance of Ordinary and Extraordinary Commissions and Fees and (3) for Distribution [Prob. C. 9202; 10800; 10810; 10951; 11600]

DOD: 01/08/09		PUBLIC ADMINISTRATOR , Successor Administrator, is Petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. The Public Administrator was appointed as successor administrator on 01/15/13 upon the resignation of the previous Administrator (James L. Elder). The Petition does not address statutory compensation to the previous administrator or his attorney. Note: The former administrator's attorney, Manuel Viera, filed a Motion to be Relieved as Counsel that was granted on 12/11/12. Note: It is noted that the Notice of Hearing was sent to James L. Elder was sent notice of this hearing, but Manuel Viera was not.</p>
		Account period: 01/31/13 – 08/30/13	
Cont. from		Accounting - \$145,037.86	
<input type="checkbox"/>	Aff.Sub.Wit.	Beginning POH - \$139,323.45	
<input checked="" type="checkbox"/>	Verified	Ending POH - \$26,802.27 (all cash)	
<input checked="" type="checkbox"/>	Inventory	Administrator - \$1,901.52 (statutory)	
<input checked="" type="checkbox"/>	PTC	Administrator x/o - \$1,248.00 (for sale of real property and preparation of tax returns)	
<input checked="" type="checkbox"/>	Not.Cred.	Attorney - \$1,901.52 (statutory)	
<input checked="" type="checkbox"/>	Notice of Hrg	Bond Fee - \$189.70 (ok)	
<input checked="" type="checkbox"/>	Aff.Mail	Costs - \$486.00 (Certified copies and filing fees)	
	Aff.Pub.	Distribution, pursuant to decedent's will, is to:	
	Sp.Ntc.	Fresno State University Foundation - \$21,075.53	
	Pers.Serv.		
	Conf. Screen		
	Letters 01/31/13		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
<input checked="" type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
<input checked="" type="checkbox"/>	FTB Notice		
			Reviewed by: JF
			Reviewed on: 10/25/13
			Updates:
			Recommendation:
			File 2 – Jaquay

(1) First and Final Account and Report of Executor and (2) Petition for Its Settlement, Payment of Executor's Commission, (3) Payment and Allowance of Statutory Attorney's Fees Reimbursement of (4) Costs of Administration Advanced by Executor, (5) Reimbursement of Costs of Administration Advanced by Attorneys; (6) Request for Reserve for Closing Costs, and Petition for (7) Final Distribution

DOD: 4-25-12		LOOMIS MICHAEL NATHAN HAYS , Surviving Spouse and Executor with Full IAEA without bond, is Petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>CONTINUED TO 12-16-13</u> Per Attorney request</p> <p>1. Petitioner does not state whether notice was given to Franchise Tax Board pursuant to Probate Code §9202(c).</p>
		Account period: 9-27-12 through 7-10-13	
	Aff.Sub.Wit.	Accounting: \$241,850.84	
✓	Verified	Beginning POH: \$237,286.39	
✓	Inventory	Ending POH: \$241,850.84 (\$24,850.84 is cash)	
✓	PTC		
✓	Not.Cred.	Executor (Statutory): \$7,837.01	
✓	Notice of Hrg		
✓	Aff.Mail	Reimbursement to Executor for costs of administration advanced: \$2,326.07 (maintenance and preservation of estate assets in connection with the estate real property, as described)	
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
✓	Letters	Attorney (Statutory): \$7,837.01	
	Duties/Supp		
	Objections	Costs: \$1,267.50 (filing, appraisal, publication, certified letters, recording)	
	Video Receipt	Reserve: \$2,000.00	
	CI Report		
✓	9202	<p>Distribution pursuant to Decedent's will and Agreement Among Heirs:</p> <p>Ernest L. Clark: \$1,791.62 plus real property as set forth in petition, certain real property subject to a life estate for Loomis Michael Nathan Hays</p> <p>Kimberly D. Clark: \$1,791.62 \$1,791.62 plus real property as set forth in petition, certain real property subject to a life estate for Loomis Michael Nathan Hays</p>	
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
			<p>Reviewed by: skc</p> <p>Reviewed on: 10-25-13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 5 – Hays</p>

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

	YVETTE BEST is petitioner and requests appointment as Administrator without bond.	NEEDS/PROBLEMS/COMMENTS: <u>Continued to 12/12/13</u> at the request of the petitioner. 1. Katrina Best Kendall was appointed as Administrator of the estate on 11/26/12. Therefore, there is no vacancy.
	Full IAEA - not published for	
	Decedent died intestate.	
Cont. from 092613		
Aff.Sub.Wit.		
Verified	Residence: Sanger	
Inventory	Publication: Need	
PTC		
Not.Cred.		
Notice of Hrg	Estimated value of the estate:	
Aff.Mail	Personal property - \$248,000.00	
Aff.Pub.	Real property - \$240,000.00	
Sp.Ntc.	Total - \$488,000.00	
Pers.Serv.	Probate Referee: Rick Smith	
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: KT
		Reviewed on: 10/25/13
		Updates:
		Recommendation:
		File 6 - Best

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

Age: 84	TEMP EXPIRES 9-18-13	<p>NEEDS/PROBLEMS/ COMMENTS:</p> <p><u>Court Investigator advised rights on 3-19-13</u></p> <p><u>Voting rights are affected - Need minute order.</u></p> <p>Note: Petitioners, relatives, and attorneys Bagdasarian (for Petitioners) and Sanoian (for the proposed Conservatee) have met in mediation and reached agreement, in part, that conservatorship is in the proposed conservatee's best interest, but agreed to mediate further. Agreements dated 3-5-13 and 5-6-13 are in the file for reference.</p> <p>Note: The 5-6-13 agreement indicated further mediation on 7-22-13; however, nothing further has been received.</p>
	<p>STANLEY GREENBERG and CHERYL TAYLOR, Son and Daughter, are Petitioners and request appointment as Co-Conservators of the Person with medical consent powers and dementia medication and placement powers.</p> <p>Voting rights affected</p> <p>Capacity Declaration was filed 2-26-13.</p> <p>A second Capacity Declaration was filed 6-24-13.</p> <p>Petitioners state their mother suffers from advanced Alzheimer's Disease and dementia. She resides at a care facility in Fresno. Petitioners are agents under a Power of Attorney dated 12-5-06 and an Advance Health Care Directive dated 12-5-06. Two of the conservatee's other three children, Michele Torres of Gilroy and Nadine Walker of Fresno, claim the care the Conservatee is receiving at her current placement, Serenity Living Care, Inc., is not satisfactory and have threatened to remove her to a residence or some other facility. Petitioners have been made aware from speaking with their mother and staff that while the proposed Conservatee shows an interest in knowing about her personal residence, if she is moved, she may become very confused and agitated. The Conservatee is the settlor of a living trust in which her assets are located. Petitioner Stanley Greenberg is the trustee. Petitioners do not believe any movement is in the proposed conservatee's best interest and request upon appointment to obtain authorization to keep her in a living arrangement suited for her condition.</p> <p>Court Investigator Jennifer Young filed a report on 3-19-13.</p>	
Cont. from 032813, 052313, 080113, 091813		
Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
Inventory		
PTC		
Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg		
<input checked="" type="checkbox"/> Aff.Mail	W	
Aff.Pub.		
Sp.Ntc.		
<input checked="" type="checkbox"/> Pers.Serv.	W	
<input checked="" type="checkbox"/> Conf. Screen		
<input checked="" type="checkbox"/> Letters		
<input checked="" type="checkbox"/> Duties/Supp		
Objections		
<input checked="" type="checkbox"/> Video Receipt		
<input checked="" type="checkbox"/> CI Report		
9202		
<input checked="" type="checkbox"/> Order		
Aff. Posting		
Status Rpt		
UCCJEA		
<input checked="" type="checkbox"/> Citation		
FTB Notice		

DOD: 11/14/12		<p>BERNICE BALLESTEROZ, spouse and Administrator with Full IAEA without bond, is Petitioner.</p> <p>Accounting is waived.</p> <p>I&A - \$281,849.95 POH - \$287,451.44</p> <p>Petitioner states she is the sole beneficiary of the estate [the other beneficiary assigned his interest in the estate to petitioner]. The IRS has filed a creditor's claim in the amount of \$65,018.78. After accounting for the creditor's claim there will be a net balance in the estate of \$222,432.70. 50% of which would be \$111,216.35.</p> <p>Petitioner requests authority to make a preliminary distribution to herself of \$100,000.00.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p>	
Cont. from				
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input checked="" type="checkbox"/>	Inventory			
<input checked="" type="checkbox"/>	PTC			
<input checked="" type="checkbox"/>	Not.Cred.			
<input checked="" type="checkbox"/>	Notice of Hrg			
<input checked="" type="checkbox"/>	Aff.Mail			W/
<input type="checkbox"/>	Aff.Pub.			
<input checked="" type="checkbox"/>	Sp.Ntc.			W/
<input type="checkbox"/>	Pers.Serv.			
<input type="checkbox"/>	Conf. Screen			
<input checked="" type="checkbox"/>	Letters			4/11/13
<input type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input type="checkbox"/>	CI Report			
<input type="checkbox"/>	9202			
<input checked="" type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input checked="" type="checkbox"/>	FTB Notice			
			Reviewed by: KT	
			Reviewed on: 10/25/13	
			Updates:	
			Recommendation:	
			File 8 – Ballesteroz	

(1) First and Final Account and Report of Conservator; (2) Petition for Allowance of Compensation to Conservator and his Attorney and (3) Distribution [Prob. C. 1861; 2620; 2623; 2630; 2942]

		PUBLIC GUARDIAN , Temporary Conservator, is petitioner.	NEEDS/PROBLEMS/COMMENTS:
		Account period: 5/28/13 – 8/8/13	
Cont. from			
	Aff.Sub.Wit.	Accounting - \$47,330.52	
✓	Verified	Beginning POH - \$0	
		Ending POH - \$29,994.47	
	Inventory		
	PTC	Conservator - \$8,894.20	
	Not.Cred.	(76.68 Deputy hours @ \$96/hr and 20.17 Staff hours @ \$76/hr)	
✓	Notice of Hrg	Attorney - \$2,000.00	
✓	Aff.Mail W/	(per Local Rule)	
	Aff.Pub.		
	Sp.Ntc.	Bond fee - \$25.00 (o.k.)	
	Pers.Serv.	Petitioner prays for an Order:	
	Conf. Screen	1. Approving, allowing and settling the first and final account;	
	Letters	2. Authorizing the conservator and attorney fees and commissions;	
	Duties/Supp	3. Payment of the bond fee;	
	Objections	4. Distribution of the remaining property on hand of \$18,101.27 to David Camenson, as Successor Trustee of the Conservatee's Trust.	
	Video Receipt		
	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
			Reviewed by: KT
			Reviewed on: 10/25/13
			Updates:
			Recommendation:
			File 9 – Cannon

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

Age: 15	<u>NO TEMPORARY REQUESTED</u>	<p>NEEDS/PROBLEMS/ COMMENTS:</p> <p><u>CONTINUED FROM 09/25/13 Minute Order from 09/25/13</u> states: Mother objects to the guardianship. The Court is informed that the minor is currently with the maternal grandfather and step-grandmother who will be filing a competing petition. The Court requests that a further report be provided by the DSS addressing the issue raised by mother regarding the alleged abuse of alcohol by Jessica Pickinpaugh and her lack of supervision of the minor.</p> <p>1. Need proof of personal service at least 15 days before the hearing of Notice of Hearing with a copy of the Petition for Appointment of Guardian of the Person <u>or</u> Consent & Waiver of Notice for: - Rebekah Baker (minor)</p>
	JESSICA PICKINPAUGH , non-relative, is Petitioner.	
	Father: JASON BAKER – Consent & Waiver of Notice filed 08/28/13; Personally served on 08/10/13	
	Mother: TORI BAKER – Consent & Waiver of Notice filed 08/28/13; Personally served on 08/26/13	
Cont. from 092513	Paternal grandfather: DAVID BAKER – Served by mail on 08/20/13	
<input type="checkbox"/> Aff.Sub.Wit.	Paternal grandmother: TONI APPLEBEE – Served by mail on 08/20/13	
<input checked="" type="checkbox"/> Verified	Maternal grandfather: DANIEL YOUNG – Served by mail on 08/20/13	
<input type="checkbox"/> Inventory	Maternal grandmother: ROWENA SVLICH – deceased	
<input type="checkbox"/> PTC	Siblings: KIMBERLY BAKER (13) – Served by mail on 08/20/13, TIMOTHY BAKER (11), ERICK MYERS, JR. (1)	
<input type="checkbox"/> Not.Cred.	Petitioner states that she is friend of the mother. The minor has been living with Petitioner and is enrolled in high school. The mother is unable to provide a stable and safe home life.	
<input checked="" type="checkbox"/> Notice of Hrg	Objection to Guardianship filed by mother, Tori Baker, on 09/05/13 states: that she no longer agrees with the Petitioner being appointed as guardian. Objector states that she has learned that the minor is often left unsupervised with an 18 year old male and that she is exposed to drugs and alcohol use in the Petitioner's home. Mother wants the minor to live with her (mother's) parents.	
<input checked="" type="checkbox"/> Aff.Mail	DSS Social Worker Irma Ramirez filed a report on 09/11/13.	
<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 checked="" type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input checked="" type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input checked="" type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		

Reviewed by: JF

Reviewed on: 10/24/13

Updates:

Recommendation:

File 10A – Baker

Atty Ramirez, Irene A. (for Jessica Pickinpaugh – non-relative/competing Petitioner)

Atty Young, Daniel (pro per – maternal grandfather/Petitioner)

Atty Young, Shirley (pro per – maternal step-grandmother/Petitioner)

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

Age: 15		<u>NO TEMPORARY REQUESTED</u>		NEEDS/PROBLEMS/COMMENTS:			
		<p>DANIEL YOUNG and SHIRLEY YOUNG, maternal grandfather and step-grandmother, are Petitioners.</p>		<p>1. Notice of Hearing filed 10/21/13 states that the hearing date is 10/11/13 at item 4(a); however the correct hearing date is 10/30/13. It is unclear whether the Notice of Hearing served to the persons entitled to Notice had the incorrect hearing date. Need revised <i>Notice of Hearing</i> with the correct hearing date with proof of service's reflecting that the persons entitled to notice were served with a Notice of Hearing with the correct hearing date.</p>			
Cont. from		<p>Father: JASON BAKER – <i>Personally served on 10/13/13</i></p>					
<input type="checkbox"/>	Aff.Sub.Wit.	<p>Mother: TORI BAKER – <i>Consent & Waiver of Notice filed 10/21/13</i></p>					
<input checked="" type="checkbox"/>	Verified						
<input type="checkbox"/>	Inventory						
<input type="checkbox"/>	PTC	<p>Paternal grandfather: DAVID BAKER– <i>Served by mail on 10/11/13,</i></p>					
<input type="checkbox"/>	Not.Cred.	<p>Paternal grandmother: TONI APPLEBEE – <i>Served by mail on 10/11/13,</i></p>					
<input checked="" type="checkbox"/>	Notice of Hrg						
<input checked="" type="checkbox"/>	Aff.Mail	<input type="checkbox"/>	<i>w/</i>				
<input type="checkbox"/>	Aff.Pub.	<p>Maternal grandmother: ROWENA SVILICH - <i>deceased</i></p>					
<input type="checkbox"/>	Sp.Ntc.						
<input checked="" type="checkbox"/>	Pers.Serv.	<p>Siblings: KIMBERLY BAKER (13) – <i>Served by mail on 10/11/13,</i> TIMOTHY BAKER (11) – <i>Served by mail on 10/11/13,</i> ERICK MYERS, JR. (1)</p>					
<input checked="" type="checkbox"/>	Conf. Screen						
<input checked="" type="checkbox"/>	Letters	<p>Petitioners state that Rebeckah is currently living with them and is going to school. The mother is unable to provide a safe and stable home. Rebeckah's youngest sibling was placed with petitioners by CPS. Petitioners believe that Rebeckah should be raised with her sibling.</p>					
<input checked="" type="checkbox"/>	Duties/Supp						
<input type="checkbox"/>	Objections						
<input type="checkbox"/>	Video Receipt						
<input checked="" type="checkbox"/>	CI Report	<p>Court Investigator Julie Negrete filed a report on 10/18/13.</p>					
<input type="checkbox"/>	9202						
<input checked="" type="checkbox"/>	Order						
<input type="checkbox"/>	Aff. Posting			<p>Reviewed by: JF</p>			
<input type="checkbox"/>	Status Rpt			<p>Reviewed on: 10/25/13</p>			
<input checked="" type="checkbox"/>	UCCJEA			<p>Updates:</p>			
<input type="checkbox"/>	Citation			<p>Recommendation:</p>			
<input type="checkbox"/>	FTB Notice			<p>File 10B – Baker</p>			

Age: 17		<u>TEMPORARY EXPIRES 10/30/13</u>		NEEDS/PROBLEMS/COMMENTS:	
		TEQUISHA OLOIZA , half-sister, is Petitioner.		1. Need proof of service at least 15 days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition</i> or Consent & Waiver of Notice or Declaration of Due Diligence for:	
Cont. from		Father: BRADLEY J. EVANS – Consent & Waiver of Notice filed 08/26/13		<ul style="list-style-type: none"> • Paternal grandfather (Unknown) • Paternal grandmother (Unknown) 	
<input type="checkbox"/>	Aff.Sub.Wit.				
<input checked="" type="checkbox"/>	Verified	Mother: LAURA LEE – Consent & Waiver of Notice filed 08/26/13			
<input type="checkbox"/>	Inventory	Paternal grandfather: UNKNOWN Paternal grandmother: UNKNOWN			
<input type="checkbox"/>	PTC	Maternal grandfather: RICHARD OLOIZIA – Served by mail 08/28/13			
<input type="checkbox"/>	Not.Cred.	Maternal grandmother: SHIRLEY TARVIN - Served by mail 08/28/13			
<input checked="" type="checkbox"/>	Notice of Hrg	Minor: Jonathan Evans, Consent & Waiver of Notice filed 09/05/2013			
<input checked="" type="checkbox"/>	Aff.Mail	<p>Petitioner states that Jonathan has lived in Texas with his father most of his life, spending summers here in California with his grandmother and Petitioner. This summer, Jonathan has expressed that he wishes to stay in California and finish high school here. Both parents consent. Petitioner states guardianship is necessary to enroll Jonathan in school and seek medical care if needed.</p> <p>Court Investigator Jennifer Daniel's report filed 10/22/2013.</p>			
<input type="checkbox"/>	Aff.Pub.				
<input type="checkbox"/>	Sp.Ntc.				
<input type="checkbox"/>	Pers.Serv.	x			
<input checked="" type="checkbox"/>	Conf. Screen				
<input checked="" type="checkbox"/>	Letters				
<input checked="" type="checkbox"/>	Duties/Supp				
<input type="checkbox"/>	Objections				
<input type="checkbox"/>	Video Receipt				
<input checked="" type="checkbox"/>	CI Report				
<input type="checkbox"/>	9202				
<input checked="" type="checkbox"/>	Order				
<input type="checkbox"/>	Aff. Posting				
<input type="checkbox"/>	Status Rpt				
<input checked="" type="checkbox"/>	UCCJEA				
<input type="checkbox"/>	Citation				
<input type="checkbox"/>	FTB Notice				
				Reviewed by: LV	
				Reviewed on: 10/25/2013	
				Updates:	
				Recommendation:	
				File 11 – Evans	

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

DOD: 5/22/13	TERRI JEAN , spouse, is petitioner and requests appointment as Administrator with bond set at \$64,400.00		<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Publication should have been in the Selma Enterprise pursuant to Local Rule 7.9.</p> <p>Note: If the petition is granted, status hearings will be set as follows:</p> <ul style="list-style-type: none"> • Friday, December 6, 2013 at 9:00 a.m. in Department 303, for the filing of the bond. • Friday, April 4, 2014 at 9:00 a.m. in Department 303, for the filing of the inventory and appraisal. • Friday, January 15, 2015 at 9:00 a.m. in Department 303, for the filing of the first account or petition for final distribution. <p>Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior the date set the status hearing will come off calendar and no appearance will be required.</p>
	Limited IAEA – o.k.		
Cont. from	Decedent died intestate.		
<input type="checkbox"/> Aff.Sub.Wit.	Residence: Selma		
<input checked="" type="checkbox"/> Verified	Publication: Fresno Business Journal		
<input type="checkbox"/> Inventory			
<input type="checkbox"/> PTC			
<input type="checkbox"/> Not.Cred.			
<input type="checkbox"/> Notice of Hrg	Estimated value of the estate:		
<input checked="" type="checkbox"/> Aff.Mail	Personal property	- \$ 64,400.00	
<input checked="" type="checkbox"/> Aff.Pub.	Real property	- \$300,000.00	
<input type="checkbox"/> Sp.Ntc.	Total	- \$364,400.00	
<input type="checkbox"/> Pers.Serv.	Probate Referee: Steven Diebert		
<input type="checkbox"/> Conf. Screen			
<input checked="" type="checkbox"/> Letters			
<input checked="" type="checkbox"/> Duties/Supp			
<input type="checkbox"/> Objections			
<input type="checkbox"/> Video Receipt			
<input type="checkbox"/> CI Report			
<input type="checkbox"/> 9202			
<input checked="" type="checkbox"/> Order			
<input type="checkbox"/> Aff. Posting			
<input type="checkbox"/> Status Rpt			
<input type="checkbox"/> UCCJEA			
<input type="checkbox"/> Citation			
<input type="checkbox"/> FTB Notice			
Reviewed by: KT			
Reviewed on: 10/28/13			
Updates:			
Recommendation:			
File 12A – Jean			

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

DOD: 5/22/2013	RANDI L. JEAN , daughter, is petitioner and requests appointment as Administrator with any funds collected placed in to a blocked account.		<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need Affidavit of Publication.</p> <p>2. #5a(7) or 5a(8) of the petition was not answered re: issue of a predeceased child.</p> <p>Note: If the petition is granted, status hearings will be set as follows:</p> <ul style="list-style-type: none"> Friday, December 6, 2013 at 9:00 a.m. in Department 303, for the filing of a receipt for blocked account. Friday, April 4, 2014 at 9:00 a.m. in Department 303, for the filing of the inventory and appraisal. Friday, January 15, 2015 at 9:00 a.m. in Department 303, for the filing of the first account or petition for final distribution. <p>Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior the date set the status hearing will come off calendar and no appearance will be required.</p>	
Cont. from	Limited IAEA – not published for			
<input type="checkbox"/> Aff.Sub.Wit.	Decedent died intestate.			
<input checked="" type="checkbox"/> Verified	Residence: Selma			
<input type="checkbox"/> Inventory	Publication: NEED			
<input type="checkbox"/> PTC				
<input type="checkbox"/> Not.Cred.				
<input type="checkbox"/> Notice of Hrg	Estimated value of the estate:			
<input checked="" type="checkbox"/> Aff.Mail	W/	Personal property - \$102,700.00		
<input type="checkbox"/> Aff.Pub.	X	Income - \$ 14,400.00		
<input type="checkbox"/> Sp.Ntc.		Real property - <u>\$675,000.00</u>		
<input type="checkbox"/> Pers.Serv.		Total - \$792,100.00		
<input type="checkbox"/> Conf. Screen	Probate Referee: Steven Diebert			
<input checked="" type="checkbox"/> Letters				
<input checked="" type="checkbox"/> Duties/Supp				
<input type="checkbox"/> Objections				
<input type="checkbox"/> Video Receipt				
<input type="checkbox"/> CI Report				
<input type="checkbox"/> 9202				
<input checked="" type="checkbox"/> Order				
<input type="checkbox"/> Aff. Posting				
<input type="checkbox"/> Status Rpt				
<input type="checkbox"/> UCCJEA				
<input type="checkbox"/> Citation				
<input type="checkbox"/> FTB Notice				
				Reviewed by: KT
				Reviewed on: 10/28/13
			Updates:	
			Recommendation:	
			File 12B – Jean	

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

DOD: 6/8/2013		<p>TANYA K. GOODSON, daughter/named executor without bond, is petitioner.</p> <p>Full IAEA – o.k.</p> <p>Will dated 10/27/2008</p> <p>Residence: Fresno Publication: Fresno Business Journal</p> <p>Estimated value of the estate: Personal property - \$16,200.00 Real property - \$0</p> <p>Probate Referee: Rick Smith</p> <p>There are two witnesses to the decedent's will. One of the two witnesses is the petitioner/sole beneficiary. Probate Code §6112 states unless there are at least two other subscribing witnesses to a will who are disinterested witnesses, the fact that the will makes a devise to a subscribing witness creates a presumption that the witness procured the devise by duress, menace, fraud, or undue influence. This presumption is a presumption affecting the burden of proof.</p> <p>Declaration of DJ Cumming filed on 10/8/2013 states she was present at the execution of the Will of Danny Wayne Goodman on 10/27/2008 (she is not one of the two witnesses). It is her understanding from the Decedent, that the circumstances surrounding his other two children were that Dannie Wayne Goodson, II is incapacitated and not an intended beneficiary, and that his other son, William Lee Goodson, was also not an intended beneficiary as he had not been in his life for over 30 years.</p> <p>Ms. Cumming states she does not believe that there was any duress, coercion, or undue influence imposed on Danny Goodson in connection with the execution of his will.</p> <p style="text-align: center;">Please see additional page</p>	<p>NEEDS/PROBLEMS/ COMMENTS:</p> <p>1. Need proof of service of the Notice of Petition to Administer the Estate or Declaration of Due Diligence on: a. Danny Wayne Goodson, II.</p> <p>Note: If the petition is granted, status hearings will be set as follows:</p> <ul style="list-style-type: none"> Friday, April 4, 2014 at 9:00 a.m. in Department 303, for the filing of the inventory and appraisal. Friday, January 15, 2015 at 9:00 a.m. in Department 303, for the filing of the first account or petition for final distribution. <p>Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior the date set the status hearing will come off calendar and no appearance will be required.</p> <p>Reviewed by: KT Reviewed on: 10/29/13 Updates: Recommendation: File 13 – Goodson</p>
Cont. from			
<input checked="" type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
	Inventory		
	PTC		
	Not.Cred.		
	Notice of Hrg		
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	Objections		
	Video Receipt		
	CI Report		
	9202		
<input checked="" type="checkbox"/>	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		

Declaration of Gary Bagdasarian filed on 10/8/13 states he believes that Petitioner has rebutted the presumption that the interested witness herein, Tanya Goodson, procured the devise by duress, menace, fraud, or undue influence.

Atty Karby, Michael G. (of Dinuba for Juanita Ybay – Spouse/Petitioner)
 Spousal or Domestic Partner Property Petition (Prob. C. 13650)

DOD: 05/28/13	JUANITA YBAY aka JUANITA C. YBAY, surviving spouse, is Petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. The Petition is marked at item 1 (b) requesting that Petitioner's ½ interest in the Orange Cove property belongs to her, however, in attachment 12 to the Petition, Petitioner states that she and the decedent moved their interests in the property to their son's living trust and that only the decedent's share was subsequently deeded back to him. Therefore it appears that the ½ interest that formerly belonged to Petitioner is still held in Mario Ybay's living trust. It is unclear why Petitioner is requesting confirmation that ½ interest in the Orange Cove property belongs to her. Need clarification.</p> <p>Note to Judge: The Examiner has retained the Order in this matter due to the above.</p>
	No other proceedings.	
	Will dated 01/02/03 devises entire estate to spouse, Juanita Ybay.	
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.		
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<input type="checkbox"/> Status Rpt		
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<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
	Petitioner states that she and decedent were married on 01/16/64 and were married until the decedent's death. Petitioner and decedent purchased real property in Orange Cove in 1975 using community property funds and money acquired during the marriage. In 2003, Petitioner and decedent chose to move their interest in the Orange Cove property to their son's (Mario Ybay) living trust. In January 2009, the decedent chose to remove his ½ undivided interest in the Orange Cove property from their son's living trust. At all times, whether in their son's living trust or not, the Orange Cove property remained the community property of Petitioner and decedent. Mario Ybay, decedent and Petitioner's son, has provided a declaration waiving any interest in the real property and declaring that the property was always the community property of Petitioner and decedent.	
	Petitioner requests court confirmation that decedent's ½ interest in real property located in Orange Cove, CA passes to her and that ½ interest in the property belongs to her.	
		<p>Reviewed by: JF</p> <p>Reviewed on: 10/25/13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 14 – Ybay</p>

15A Wilma Ruth Manuel (Estate)

Case No. 0609019

Atty Knudson, David N., sole practitioner (for Cynthia Blackstock, Executor)

Atty Lampe, Michael J., sole practitioner of Visalia (for J.W. Stone and Mildred Stone; and The Money Man Corp.)

Pro Per Manuel, Sr., Mickey (Pro Per Claimant, spouse)

Probate Status Hearing Re: Failure to file a First Account or Petition for Final Distribution (Prob. C. 12200, et seq.)

DOD: 10/8/1997	<p>CYNTHIA BLACKSTOCK, daughter, was appointed Executor on 8/26/1998 without bond, following objections by and litigation with MICKEY MANUEL, SR., surviving spouse, who had filed a Will Contest on 6/3/1998, objecting to the validity of Decedent's estate planning documents.</p> <p>Background: Court Trial on the Preliminary Injunction Restraining Foreclosure Sale Under Deed of Trust filed 11/9/2006 by Cynthia Blackstock was held on 11/14/2006, upon which date the preliminary injunction was granted by Judge James Quaschnick.</p> <p>Minute Order dated 11/14/2006 from the hearing on the preliminary injunction ordered all defendants [MICKEY MANUEL; MONEY MAN CORP.; FORECLOSURE LINK, INC.; J.W. STONE and MILDRED STONE, Trustees; GOLDSTEIN, GELLMAN, et al; and FIRST AMERICAN TITLE INSURANCE CO.] are restrained from selling or causing to be sold the subject property either under the power of sale, deed of trust or by foreclosure. Via minute orders from each continued hearing, Court has extended the restraining order to remain in full force and effect.</p> <p>Minute Order dated 2/22/2007 from the hearing on the <i>Complaint to Enjoin Foreclosure, for Conveyance of the Property claimed to Belong to Decedent, for Declaratory Relief; and for Damages</i> filed by Cynthia Blackstock set a Settlement Conference on 6/5/2007. <i>Notice of Settlement of Entire Case</i> filed 5/31/2007 by Michael J. Lampe indicates the 6/5/2007 Settlement Conference, and a 6/19/2007 trial date.</p> <p align="center">~Please see additional page~</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Page 15B is the Status Hearing Re Settlement.</p> <p>Continued from 8/23/2013. Minute Order states Counsel informs the Court that he will be filing a supplemental inventory and appraisal. Mr. Manuel is ordered to provide Mr. Knudson any information regarding the accounting.</p>
Cont. from 061812, 082412, 100512, 120712, 011813, 030113, 042613, 062813, 082313		
Aff.Sub.Wit.		
Verified		
Inventory		
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Letters		
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Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
	<p>Reviewed by: LEG</p> <p>Reviewed on: 10/29/13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 15A- Manuel</p>	

Notes for background:

- **Minute Order dated 4/26/2013** states parties request a continuance. Matter continued to 6/28/2013. Counsel advises the Court that he should have some information on the unlawful detainer by the next hearing. Counsel is directed to submit a status report. The Court orders that the restraining order remain in full force and effect.
- **Minute Order dated 3/1/2013** states Mr. Knudson advises the Court that he reviewed the creditor's claim and he is recommending that it be rejected. He further advises that it is his intent to get a loan against the property. Mr. Knudson requests a continuance to complete the accounting. The Court directs Mr. Knudson to follow up on the tax issue. Matter is continued to 4/26/2013. The restraining order is extended to 4/26/2013.
- **Minute Order dated 1/18/2013** from the last status hearing states Mr. Knudson requests a 30-day continuance for the purpose of dealing with the unlawful detainer and other issues. Matter continued to 3/1/2013. The restraining order is extended to 3/1/2013. The Court notes for the record that this matter concluded at 9:06 a.m. after the Court asked if there was anyone else present who wished to be heard. Matter re-called at 9:21 a.m., at which time Mickey Manuel is present and addresses the Court. Mr. Manuel is informed of the continuance and advised of what occurred when the matter was initially called.
- **Petition to Confirm Title to Real Property in the Estate filed by Cynthia Blackstock, Executor, on 10/30/2012** was heard on 12/5/2012; the Petition was granted, and the *Order Confirming Title to Real Property in the Estate* signed 12/11/2012 finds in pertinent part:
 - The residence located on North Pleasant is an asset of the Estate of Wilma Ruth Manuel, and Mickey Manuel, Sr., has no interest therein;
 - The temporary restraining order entered by this Court on 10/29/2012 is extended to 2/4/2013 or until an adverse ruling is obtained in Case #12CECL05667 [unlawful detainer];
 - Mickey Manuel, Sr., the Fresno County Sheriff, and their agents, [etc.], are restrained and enjoined from executing that *Writ of Possession* entered 10/5/2012 in Case #12CECL05667.
- **Notice of Probate Status Hearing filed 5/7/2012** set a status hearing on 6/18/2012 for failure to file a first account or petition for final distribution. *Clerk's Certificate of Mailing* shows Cynthia Blackstock and Attorney David Knudson were mailed notice of this status hearing on 5/7/2012.
- **Status Report of Executor filed by Attorney Knudson for Cynthia Blackstock on 6/11/2012 states:**
 - Wilma Ruth Manuel's Will left her Fresno residence to two daughters, **CYNTHIA BLACKSTOCK** and **ANGELA MANUEL**, and a residence in Kent, Washington, to three grandchildren, **ALYSHA WATTS**, **TSION MULUGETA**, and **LEONARD WILLIAMS**;
 - Wilma was not married at the time of her death on 10/8/1997; she had previously been married to **A. D. MANUEL**, commonly known as, "**MICKEY MANUEL**" or "**MICKEY MANUEL, SR.**;"
 - Wilma was survived by a son, **MICKEY MANUEL**, also known as "**MICKEY MANUEL**" or "**MICKEY MANUEL, JR.**;" "**MICKEY JUNIOR MANUEL**" and/or **MICKEY J. R. MANUEL**;" Mickey Manuel, Jr., sometimes also poses as Mickey Manuel, Sr.;
 - Cynthia (Executor) believes the petition filed in this proceeding was actually filed by Mickey Manuel, Jr., even though it is signed "Mickey Manuel, Sr.;" **MICKEY MANUEL, SR.** aka **A. D. MANUEL** is not a beneficiary under Wilma's Will; Mickey Manuel, Jr. is disinherited with a gift of **\$1.00** under Wilma's Will; *Status Report* pgs. 2-3 detail long history of proceedings in this matter);
 - In 2006, it was discovered that **MICKEY MANUEL, JR.**, had forged Wilma's signature against the North Pleasant property, the only asset of the estate, and obtained a loan secured by Deed of Trust against the North Pleasant residence; a petition was filed to obtain a restraining order to prevent the foreclosure, and on 11/14/2006, Judge Quashnick entered a preliminary injunction prohibiting the trustee to the Deed of Trust from foreclosing on the property; subsequently, the matter was settled and a *Notice of Settlement* was filed on 6/21/2007;

Note for Background, continued:

Status Report of Executor filed 6/11/2012, continued:

- **Present status of the estate:** Nothing further occurred in the estate proceedings until **MICKEY MANUEL, SR.**, filed an *Application for Waiver of Court Fees* in February 2009 and in September 2009, both of which were denied; on **3/27/2012**, he filed a further *Application for Waiver of Court Fees*, which was granted, and thereupon he filed his *Petition to Secure Appointment as "Successor Trustee"* for the **WILMA MANUEL FAMILY TRUST**; Cynthia Blackstock has not been given notice of the hearing on that petition;
- The North Pleasant residence is the only asset of the estate; it passes to Cynthia Blackstock under the Will since Angela Manuel is deceased; Wilma also owned a residence in Kent, Washington, of which **Mickey Manuel, Jr.**, obtained possession and fraudulently sold, taking the proceeds;
- There are no funds available to pay expenses of administration; Wilma's former attorney **EDWARD A. KENT, JR.**, had possession of some of her funds, but Mr. Kent resigned from the State Bar in 2003 with disciplinary charges pending; the plan for administration is to try to obtain a loan on the North Pleasant residence so administrative expenses can be paid.
- **Minute Order dated 6/18/2012 states** the Court advises Mr. Manuel, Sr. that he can file a creditor's claim if he wishes. The court does not guarantee that it is in a timely manner.
- **Mickey Manuel, Sr. filed on 8/23/2012 a Declaration of Mickey Manuel Sr., in Opposition to Petition for Final Distribution** [Note: a *Petition for Final Distribution* has not been filed in this matter]; Declaration alleges in brief sum that Mr. Manuel, Sr. was never divorced from the Decedent, that the Will was a forgery, and that the property was in the Decedent's Trust.
- **Minute Order dated 8/24/2012 states** Mr. Manuel was informed his creditor's claim is deficient. Matter was continued to 10/5/2012. *Creditor's Claim* filed 8/23/2012 by Mickey Manuel, Sr., indicates a claim of **\$29,000.00**, but provides no further information in support of the claim; the entirety of page two is incomplete, and there is no indication that the claim has been served on the Executor.

Note: Declaration filed by Mickey Manuel, Sr., on 9/24/2009 includes his written statement pertaining to property assets held by Wilma Manuel prior to her death in 1997, which he states were left in trust to him (her husband) at the time of her death to be handled and disposed of as he deemed suitable as Trustee of her estate.

Note: Creditor's Claim filed 12/5/2012 by MICKEY MANUEL, SR., aka A.D. MANUEL, is dated 11/15/2012 and states **\$8,513.86** is owed to him based on the following:

- Attached to the claim are receipts for payments made on property with parcel #406-172-01-S; [Note: documents attached consist of copy of 2011-2012 Fresno County Secured Property Tax Bill; copy of Abstract of Delinquent Secured Taxes or Certificate of Redemption; copy of County of Fresno Tax Collection Division letter regarding payment of delinquent taxes under an installment plan of redemption for APN 406-172-01, indicating \$90.00 installment plan fees and first payment of 20% or more of the unpaid redemption amount and any current taxes must be paid by June 30, signed by Mickey Manuel and dated 5/4/2012];
- Cynthia Blackstock owes this money; she was residing and still resides in the residence and chose not to pay property taxes for years;
- The Trust was about to lose the house but he stepped up and saved it;
- Once it is settled that the home is back in the Trust, and now that the home is already back in his name in the Trust, he will take care of the taxes from now on;

~Please see additional page~

Notes for Background, continued:

Creditor's Claim filed 12/5/2012 by MICKEY MANUEL, SR., aka A.D. MANUEL, continued:

- This creditor's claim is in no way a settlement of what Cynthia owes the Trust; he is still pursuing the assets from Wilma's life insurance policy, which he was the beneficiary of, and all assets that have not been accounted for;
- Wilma and he were never divorced; enclosed you will find a copy of the marriage license [*Note: copy of marriage license is not attached to claim.*]
- Explanation of money owed totaling **\$8,513.86**:
 - **\$4,839.86** – 20% of taxes owed had to be paid
 - **\$3,184.00** – current year taxes for 2011
 - **\$400.00** – one month that he paid
 - **\$90.00** – start-up fee.

Note Re Creditor's Claim filed by Mickey Manuel, Sr. on 12/5/2012: *Rejection of Creditor's Claim* was filed 8/5/2013 showing the claim of Mickey Manuel, Sr., in the amount of **\$8,513.86** is rejected in full by the Executor. *Proof of Mailing* portion of the *Rejection* shows service to Mickey Manuel, Sr. on 7/17/2013.

Atty Knudson, David N., sole practitioner (for Cynthia Blackstock, Executor)
 Atty Lampe, Michael J., sole practitioner of Visalia (for J.W. Stone and Mildred Stone; and The Money Man Corp.)
 Pro Per Manuel, Sr., Mickey (Surviving Spouse, Claimant)

Status Hearing Re: Settlement

<table border="1"> <tr><td>DOD: 10/8/1997</td></tr> <tr><td> </td></tr> <tr><td> </td></tr> <tr><td> </td></tr> <tr><td> </td></tr> <tr><td>Cont. from 062813, 082313</td></tr> <tr><td>Aff.Sub.Wit.</td></tr> <tr><td>Verified</td></tr> <tr><td>Inventory</td></tr> <tr><td>Status Rep.</td></tr> <tr><td>Not.Cred.</td></tr> <tr><td>Notice of Hrg</td></tr> <tr><td>Aff.Mail</td></tr> <tr><td>Aff.Pub.</td></tr> <tr><td>Sp.Ntc.</td></tr> <tr><td>Pers.Serv.</td></tr> <tr><td>Conf. Screen</td></tr> <tr><td>Letters</td></tr> <tr><td>Duties/Supp</td></tr> <tr><td>Objections</td></tr> <tr><td>Video Receipt</td></tr> <tr><td>CI Report</td></tr> <tr><td>9202</td></tr> <tr><td>Order</td></tr> <tr><td>Aff. Posting</td></tr> <tr><td>Status Rpt</td></tr> <tr><td>UCCJEA</td></tr> <tr><td>Citation</td></tr> <tr><td>FTB Notice</td></tr> </table>	DOD: 10/8/1997					Cont. from 062813, 082313	Aff.Sub.Wit.	Verified	Inventory	Status Rep.	Not.Cred.	Notice of Hrg	Aff.Mail	Aff.Pub.	Sp.Ntc.	Pers.Serv.	Conf. Screen	Letters	Duties/Supp	Objections	Video Receipt	CI Report	9202	Order	Aff. Posting	Status Rpt	UCCJEA	Citation	FTB Notice	<p>CYNTHIA BLACKSTOCK, daughter, was appointed Executor on 8/26/1998 without bond, following objections by and litigation with MICKEY MANUEL, SR., surviving spouse, who had filed a Will Contest on 6/3/1998, objecting to the validity of Decedent's estate planning documents.</p> <p>Minute Order dated 4/26/2013 from the last hearing in this matter states parties request a continuance. Matter continued to 6/28/2013. Counsel advises the Court that he should have some information on the unlawful detainer by the next hearing. Counsel is directed to submit a status report. The Court orders that the restraining order remain in full force and effect.</p> <p>Court set a Status Hearing Re Settlement on 6/28/2013. Court continued the Status Hearing to 8/23/2013.</p> <p>Status Report of Executor filed 6/26/2013 states:</p> <ul style="list-style-type: none"> • WILMA RUTH MANUEL died 10/8/1997 and her Will left her Fresno residence to two daughters, CYNTHIA BLACKSTOCK and ANGELA MANUEL, and her residence in Kent, Washington to 3 grandchildren, ALYSHA WATTS, TSION MULUGETA and LEONARD WILLIAMS; • Wilma was not married at the time of her death; she had previously been married to A. D. MANUEL, commonly known as "Mickey Manuel," or "Mickey Manuel, Sr."; • Wilma was survived by a son, MICKEY MANUEL, also known as "MICKEY MANUEL" or "MICKEY MANUEL, JR.;" "MICKEY JUNIOR MANUEL" and/or MICKEY J. R. MANUEL;" Mickey Manuel, Jr., sometimes also poses as Mickey Manuel, Sr.; • Cynthia (Executor) believes the petition filed in this proceeding was actually filed by Mickey Manuel, Jr., even though it is signed "Mickey Manuel, Sr.;" MICKEY MANUEL, SR. aka A. D. MANUEL is not a beneficiary under Wilma's Will; Mickey Manuel, Jr. is disinherited with a gift of \$1.00 under Wilma's Will; <i>Status Report</i> pgs. 2-3 detail long history of proceedings in this matter); <p style="text-align: center;">~Please see additional page~</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Continued from 8/23/2013.</p> <hr/> <p>Reviewed by: LEG</p> <p>Reviewed on: 10/29/13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 15B – Manuel</p>
DOD: 10/8/1997																															
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Status Report of Executor filed 6/26/2013, continued:

- In 2006, it was discovered that **MICKEY MANUEL, JR.**, had forged Wilma's signature against the North Pleasant property, the only asset of the estate, and obtained a loan secured by Deed of Trust against the North Pleasant residence; a petition was filed to obtain a restraining order to prevent the foreclosure, and on 11/14/2006, Judge Quashnick entered a preliminary injunction prohibiting the trustee to the Deed of Trust from foreclosing on the property; subsequently, the matter was settled and a *Notice of Settlement* was filed on 6/21/2007.
- **Recent Actions:**
 - In 2012, Mickey Manuel, Sr., filed once again a petition seeking confirmation of the purported trust, in companion Case #12CEPR00408; after various hearings, that petition was dismissed without prejudice; Mickey Manuel also filed an unlawful detainer action and obtained a writ of possession for the North Pleasant residence;
 - On 10/29/2012, the Court entered an order restraining the writ of possession;
 - Following a hearing on 12/5/2012, the Court entered an *Order Confirming Title to Real Property as an Asset of the Estate*, in which it determined that the Pleasant Avenue residence was an asset of the estate, and Mickey Manuel, Sr., had no interest in it;
- **Status of the Estate:** At other status hearings, the Court directed counsel to respond to issues regarding:
 1. Funds held by Edward A. Kent, former attorney for Wilma Manuel. In response to a letter directed to Edward A. Kent, the undersigned (Attorney Knudson) received a response, acknowledging the funds were still being held (*copy attached as Exhibit A*); by Court order entered 3/29/1999, Mr. Kent was to hold the funds amidst competing claims that were (then) being asserted by Mickey Manuel, Jr., Mickey Manuel, Sr., and the estate, pending issuance of an order by a court of competent jurisdiction to turn over those funds; the estate will be filing an ex parte petition to have those funds turned over to the estate; information provided to the estate at the time of filing the petitions in 1999 indicated that the funds had a value of **~\$41,500.00**.
 2. Settlement of the litigation concerning J. W. Stone and Mildred Stone, the deed of trust forged by Mickey Manuel, Jr. The deed of trust which was determined to be a forgery had been issued to J.W. Stone and Mildred Stone, Trustees of the J. W. Stone Koegh Profit Sharing Plan #001; the Stone defendants were represented in the suit by Michael J. Lampe; the undersigned is informed and believes that counsel was retained on behalf of the Stone defendants by First American Title Insurance Company, which had issued title insurance on the transaction; subsequently, the Stone defendants assigned their interest in the deed of trust to First American Title Insurance Company; in response to the undersigned's request, a letter was received from Michael P. Smith [*of the Law Offices of Michael J. Lampe of Visalia, representing J. W. Stone and Mildred Stone*] (*copy attached as Exhibit B*); in a conversation with Mr. Smith, he indicated that the present beneficiary, First American Title Insurance Company, recognized the invalidity of the deed of trust, and would take no action on it; it is anticipated that First American will release any beneficiary interest under said deed of trust.

~Please see additional page~

Status of the Estate, continued:

3. The status of the real property. The North Pleasant residence is the only asset of the estate recovered to date; it passes to Cynthia Blackstock under the Will, since Angela Manuel is deceased; Partial Inventory and Appraisal No. 1 filed 1/14/2000 showed a value of **\$190,000.00** for the residence; an accounting would show the residence still on hand; there have been no estate transactions, since the estate has never had any liquid assets; the expenses of the residence have been paid by Cynthia Blackstock.
4. Unlawful Detainer Proceedings. A motion to dismiss the unlawful detainer action is set for **8/12/2013**.

Continued Administration: It is respectfully requested that administration of the estate continue in order to recover funds held by Edward A. Kent, Jr., and to dismiss the unlawful detainer proceedings; the Executrix continues to seek a loan on the property in order to pay expenses of administration and to close the estate, distributing the property under the will subject to said loan.

Probate Status Hearing Re: Status of Administration; Filing of an Account or Petition for Final Distribution

DOD: 02/26/01	<p>ANNA N. FOSTER, daughter/Administrator with limited IAEA with bond of \$100,000, is petitioner. Letters issued 5/11/2007.</p> <p>Background:</p> <ul style="list-style-type: none"> Sole asset of estate is real property located in Fresno. The value of the real property at the date of death was \$65,000.00. Decedent died intestate, survived by five children who are now living, and the living issue of two children who are now deceased. Since decedent's death, Petitioner has advanced funds for property taxes and homeowner's insurance. Department of Health Services filed a creditor's claim for \$17,181.64, which was allowed by Petitioner on 10/30/07. <p>There is no cash in estate to pay creditor's claim or to reimburse Petitioner for advanced funds.</p> <p>Order Confirming Sale of Real Property was entered 03/05/13.</p> <p>Status Report filed 08/22/13 states: The sole asset of the estate was sold for \$51,000.00. Prior to escrow closing, it was discovered that a \$12,000.00 Deed of Trust was recorded on the property in 1981. The Administrator was unable to locate the holders of the Deed of Trust. In accordance with Probate Code § 10362, Administrator sought and obtained an Ex Parte order authorizing the sale of the Property free and clear of the Deed of Trust and requiring the net proceeds of the sale be impounded with the Court. The Property sustained significant damage when it was vacated for the final walk through. The Buyers wrote a counter-offer at a reduced price of \$45,000.00, which the Administrator rejected and the sale went through for \$51,000.00. The net proceeds of the sale have been impounded with the Court pending resolution of the Deed of Trust issue. Administrator filed a Petition to Determine Interest in Real Property to ascertain who is entitled to the net proceeds of the sale that is set for hearing on 09/30/13. Administrator also obtained an order authorizing notice by publication. Administrator's attorney's office has received numerous phone calls regarding the petition. To date, no one has claimed to be the beneficiary of the Deed of Trust. Upon resolution of the 850 Petition, Administrator will prepare and file her First and Final Account and take the requisite steps to close the estate.</p>	<p>NEEDS/PROBLEMS/ COMMENTS:</p> <p>CONTINUED FROM 08/23/13 Minute Order from 08/23/13 states: Counsel advises the Court that the property has been sold and the proceeds have been impounded with the Court.</p> <p>Order Determining Interest in Real Property was filed 09/30/13.</p> <ol style="list-style-type: none"> Need Accounting and/or Petition for Distribution <u>or</u> 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.
Cont. from 011813, 032213, 062113, 082313		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
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Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		

DOD: 9-18-07	LAURA E. DOZIER , spouse, was appointed Administrator with Full IAEA, without bond on 02/04/08. Letters of Administration were issued on 02/04/08.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Minute Order 11-30-12: Counsel informs the Court that he may have to withdraw as he is not getting any cooperation from his client who is not responding to any telephone calls or letters. The Court accepts counsel's representation that the lack of cooperation from his client is impairing his ability to move forward with this matter. The Court sets the matter for an Order to Show Cause on 1/22/13 regarding Laura Dozier's failure to fulfill responsibilities of administration; failure to communicate with counsel; failure to fulfill duties to beneficiaries, and imposition of sanctions in the amount of \$200.00. The Court orders Laura Dozier to be present on 1/22/13. Continued to 1-22-13 at 9am in Dept 303. Set on 1-22-13 at 9am in Dept 303 for Order to Show Cause Re: Failure to Fulfill Responsibilities of Administration; Failure to Communicate with Counsel; Failure to Fulfill Duties to Beneficiaries; Imposition of Sanctions in the Amount of \$200.00.</p> <p>Minute Order 1-22-13: Mr. Knudson advises the Court that he still needs additional information from Laura Dozier. He further advises that there is a creditor's claim from Fresno County Federal Credit Union. Mr. Knudson requests a continuance. Matter continued to 3/26/13. The Court orders Laura Dozier and David Knudson to be personally present on 3/26/13. Laura Dozier provides the following contact information to the Court: 1423 Griffith Wy, 93705; telephone # 477-9623. Continued to 3/26/13. OSC is dismissed.</p> <ol style="list-style-type: none"> Need first account or petition for final distribution, or verified status report. The Court may require notice of further status hearings on the parties that have requested special notice of these proceedings. <p>Additional Notes: Creditor's claims of Fresno County Federal Credit Union, Citibank and American Ambulance have been filed in this matter. A request for Special Notice has been filed by Sandra Dozier & Fresno County Federal Credit Union.</p> <p>Reviewed by: skc</p> <p>Reviewed on: 10-24-13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 17 - Dozier</p>
Cont. from 062012, 072712, 113012, 012213, 032613, 050713, 062513, 082313	I&A Partial No. 1 filed 12/02/08 reflects \$333,000.00 including real property in Madera County.	
Aff.Sub.Wit.	I&A Final filed 12/02/08 reflects \$317,750.00 including real property in Fresno County and various vehicles. (Total I&A: \$647,750)	
Verified	On 3-15-12, a Notice of Pendency of Action was filed stating that a Complaint for Money Due has been filed in 12CECG00823 MWA to recover money lent to the Decedent.	
Inventory	Upon receipt of the Notice of Pendency of Action, the Court set status hearing for 6-20-12 for failure to file a first account or petition for final distribution.	
PTC	At hearing on 6-20-12 , the Court set status conference on 7-27-12 and ordered Ms. Dozier to be personally present. Attorney Knudson provided an address for her.	
Not.Cred.	Status Report filed 7-19-12 stated that until the Madera County property is sold, there will not be any funds to pay creditors or make distribution, and it is anticipated that with the gradually improving real estate market, it may be possible to sell. Ms. Dozier requested that the administration be allowed to continue.	
Notice of Hrg	At hearing on 7-27-12 , Counsel advised that the property consists of 40 acres of undeveloped property in the Coarsegold area, which was appraised at \$333,000, but is worth less. The Court set further status hearing for 11-30-12.	
Aff.Mail	At hearing on 11-30-12 , OSC was set for 1-22-13 re Laure E. Dozier's failure to communicate with counsel.	
Aff.Pub.	At hearing on 1-22-13 , Ms. Dozier was present and the OSC was dismissed. Mr. Knudson requested continuance. The Court ordered Ms. Dozier and Mr. Knudson to be personally present at the continued hearing on 3-26-13.	
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		

DOD: 3/8/2006	ARACELI SOTO GOMEZ was appointed Administrator without bond with full IAEA authority on 7/27/2009.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Continued from 11-9-12, 12-14-12, 2-1-13, 3-15-13, 4-19-13, 5-31-13, 7-19-13, 8-23-13</u></p> <p><i>Minute Order 7-19-13: Mr. Cross informs the Court that the title issue should be taken care of shortly.</i></p> <p><i>(As of 8-21-13, nothing further has been filed.)</i></p> <p>1. Need first account or petition for final distribution or current written status report.</p> <p><i>Note: Declaration filed 12-12-12 indicated that Mr. Cross intended to request a corrected judgment of dissolution in the old family law case; however, Court records do not indicate that any request has been made. At this point, what steps have been taken to correct the title issue?</i></p> <p>Update: Status Report filed 8-22-13 states clearance of title has not yet been completed and requests continuance of 4 weeks, but does not provide further details.</p> <p>Reviewed by: skc</p> <p>Reviewed on: 10-24-13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 18 - Soto</p>
	Letters issued on 7/27/2009. Inventory and appraisal was due 12/27/2009.	
	First Account or Petition for Final Distribution was due 7/27/2010.	
Cont. from 110912, 121412, 020113, 031513, 041913, 053113, 071913, 082313	I&A filed 12-4-12 reflects a total estate value of \$68,035.00 consisting of a 1/3 interest in real property, various personal property items, and three vehicles.	
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order	Status Report (unverified) filed 3-14-13 requests continuance to at least 4-19-13 because clearance of title has not yet been completed.	
Aff. Posting	Status Report (unverified) filed 4-18-13 requests continuance to a date on or after 5-29-13 due to unexpected delays in clearance of title.	
Status Rpt	X	
UCCJEA		
Citation		
FTB Notice	Status Report (unverified) filed 5-30-13 states clearance of title to the 1/3 interest in real property has still not yet been completed. Attorney Cross requested four weeks. Matter continued to 7-19-13.	
	As of 7-16-13, nothing further has been filed.	

	DAMIAN SERVANTES , grandson, petitioned for appointment as Conservator of the Person with medical consent powers and dementia powers and as Conservator of the Estate on 6-11-13.	NEEDS/PROBLEMS/COMMENTS: 1. Need status of Settlement Agreement. 2. It appears from the filing of a Notice of Opening or Changing Conservatorship Account that the parties are going forward as if a conservatorship is in place; however, the Court has not yet appointed a Conservator, and there is not currently a temporary conservatorship in place, as the temporary conservatorship of the Public Guardian was not extended. 3. It was originally estimated that the conservatorship estate contained \$120,000.00 personal property, plus \$3,200 annual income, plus real property. a) Need clarification regarding the discrepancy between the estimated conservatorship estate value and the even amount of \$75,000.00 that opened a conservatorship account. b) The Court may order the account blocked unless appropriate bond is filed. <u>If Damian Servantes is to be appointed as Conservator of the Person and Estate:</u> 4. Need Video Receipt. 5. Need bond \$135,520. <u>If Michael and Sandra Servantes are to be appointed as Co-Conservators of the Person and Estate:</u> 6. Need Citation and proof of personal service of Citation with copy of Petition at least 15 days prior to the hearing on Proposed Conservatee Petra Cowling. 7. Need bond \$135,520. Notes: • Damian Servantes resides in Chula Vista, CA. • Michael and Sandra Servantes reside in Clovis, CA. • Proposed Conservatee Petra Cowling resides in Sanger, CA.	
Aff.Sub.Wit.	Temporary Conservatorship of the Person and Estate was granted to Damian Servantes on an ex parte basis on 6-11-13, and extended to 7-16-13 at the hearing on 6-25-13.		
Verified	MICHAEL and SANDRA SERVANTES , son and daughter-in-law, filed a competing petition on 7-11-13.		
Inventory	At hearing on 7-16-13, the Court appointed the PUBLIC GUARDIAN as Temporary Conservator of the Person and Estate.		
PTC	At hearing on 8-13-13, the Court set settlement conference for 8-28-13 and Court Trial on 9-30-13 and extended the Temporary Conservatorship Letters of the Public Guardian.		
Not.Cred.	At Court Trial on 9-30-13, the Court was advised that the matter had been settled, but an agreement was not fully executed. The Court set this status hearing regarding the settlement agreement. The Temporary Conservatorship Letters of the Public Guardian were <u>not</u> extended on that date.		
Notice of Hrg	On 10-9-13, a Notice of Opening or Changing a Conservatorship Account was filed indicating that an account was opened at Comerica Bank with \$75,000.00. <u>However, the notice is blank at #6 and does not state whose name was added to the account.</u>		
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: skc
			Reviewed on: 10-28-13
			Updates:
		Recommendation:	
		File 20 – Cowling	

If conservatorship is granted, the Court will set status hearings as follows:

- Friday 12-20-13 for filing of bond
- Friday 3-28-13 for filing Inventory and Appraisal
- Friday 3-27-15 for filing First Account

21 Rebecca Varela (CONS/PE)
 Atty Cuevas, Maria (Pro Per – Sister – Petitioner)

Case No. 13CEPR00727

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

<table border="1"> <tr><td>Age: 41</td></tr> <tr><td>DOB: 1-21-72</td></tr> <tr><td> </td></tr> <tr><td> </td></tr> <tr><td>Cont. from 092513</td></tr> <tr><td>Aff.Sub.Wit.</td></tr> <tr><td>✓ Verified</td></tr> <tr><td>Inventory</td></tr> <tr><td>PTC</td></tr> <tr><td>Not.Cred.</td></tr> <tr><td>✓ Notice of Hrg</td></tr> <tr><td>✓ Aff.Mail W</td></tr> <tr><td>Aff.Pub.</td></tr> <tr><td>Sp.Ntc.</td></tr> <tr><td>✓ Pers.Serv. W</td></tr> <tr><td>✓ Conf. Screen</td></tr> <tr><td>✓ Letters</td></tr> <tr><td>✓ Duties/Supp</td></tr> <tr><td>Objections</td></tr> <tr><td>✓ Video Receipt</td></tr> <tr><td>✓ CI Report</td></tr> <tr><td>9202</td></tr> <tr><td>✓ Order</td></tr> <tr><td>Aff. Posting</td></tr> <tr><td>Status Rpt</td></tr> <tr><td>UCCJEA</td></tr> <tr><td>✓ Citation</td></tr> <tr><td>FTB Notice</td></tr> </table>	Age: 41	DOB: 1-21-72			Cont. from 092513	Aff.Sub.Wit.	✓ Verified	Inventory	PTC	Not.Cred.	✓ Notice of Hrg	✓ Aff.Mail W	Aff.Pub.	Sp.Ntc.	✓ Pers.Serv. W	✓ Conf. Screen	✓ Letters	✓ Duties/Supp	Objections	✓ Video Receipt	✓ CI Report	9202	✓ Order	Aff. Posting	Status Rpt	UCCJEA	✓ Citation	FTB Notice	<p>TEMP EXPIRES 9-25-13</p> <p>MARIA CUEVAS, Sister, is Petitioner and requests appointment as Conservator of the Person with medical consent powers and as Conservator of the Estate without bond.</p> <p>Capacity Declaration by Intisab Sultan, MD, filed 9-24-13 supports request for medical consent powers.</p> <p>Estimated Value of Estate: SSDI Benefits: \$5,784 plus wages of \$140.00 (annual)</p> <p>Petitioner states the proposed Conservatee is developmentally disabled due to Down Syndrome and suffers from impairment of communication skills, learning, self care, self direction, capacity for independent living and is unable to be self sufficient economically. She is not able to meet her self care needs and needs assistance with hygiene. See attached reports from CVRC and her physician. Her needs were primarily met by their mother, how passed away in January 2013, and their father passed away in June 2013. Their brother is currently incarcerated and is not able to assist.</p> <p>Court Investigator Jo Ann Morris filed a report on 9-18-13. The report recommends that conservatorship of the person be granted, with medical consent powers if a capacity declaration is filed supporting such powers, but that conservatorship of the estate does not appear necessary, since the conservatee's only income is SSDI.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Continued from 9-25-13 (all issues cured)</u></p> <hr/> <p>Reviewed by: skc</p> <p>Reviewed on: 10-24-13</p> <p>Updates:</p> <p>Recommendation: File 21 – Varela</p>
Age: 41																														
DOB: 1-21-72																														
Cont. from 092513																														
Aff.Sub.Wit.																														
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Petition for Appointment of Probate Conservator of the Person (Prob. C. 1820, 1821, 2680-2682)

Age: 18	NO TEMPORARY REQUESTED		NEEDS/PROBLEMS/COMMENTS: <u>COURT INVESTIGATOR ADVISED RIGHTS ON 10/16/2013</u> 1. Need video receipt for each conservator pursuant to Local Rule 7.15.8(A).
	<p>ELIZABETH WHITE and WILLIAM WHITE, parents are petitioner and request appointment as conservator of the person, with medical consent powers.</p>		
Cont. from	<p>Declaration of Neepa Ved, M.D., 07/17/2013, supports the request for medical consent powers.</p>		
Aff.Sub.Wit.	<p>Voting Rights affected.</p>		
✓ Verified	<p>Petitioner states: Proposed conservatee is diagnosed with Autism (Spectrum Disorder), developmental delay and attention deficit hyperactivity disorder. Proposed conservatee is also basically non-verbal, only able to express himself with one to two word sentences. He is able to feed himself and dress himself with guidance. He requires constant care and supervision. According to Dr. Neepa Ved, proposed conservatee "can communicate to a degree via iPad, but not verbally. Requires assistance from others for most self-care including dressing, bathing, brushing teeth, fixing meals, managing money, transportation and communication." Proposed conservatee is a client at CVRC. His counselor, Gurjit Sekhon, ma be able to provide the Court with additional information regarding proposed conservatee's exact diagnosis and ability levels.</p>		
Inventory			
PTC			
Not.Cred.			
✓ Notice of Hrg			
✓ Aff.Mail	w/		
Aff.Pub.			
Sp.Ntc.			
✓ Pers.Serv.			
✓ Conf. Screen			
✓ Letters			
✓ Duties/Supp			
Objections			
Video Receipt	x		
✓ CI Report	<p>Court Investigator Jennifer Daniel's report filed 10/22/2013.</p>		
9202			
✓ Order			
Aff. Posting			
Status Rpt			
UCCJEA			
✓ Citation			
FTB Notice			
			Reviewed by: LV Reviewed on: 10/28/2013 Updates: Recommendation: File 22 – White

