

Atty Sanoian, Joanne (for Katina Sapien Lozano Pauley – Conservator – Petitioner)
 (1) Second and Final Account and Report of Conservator of the Estate and (2)
 Petition for Allowance of Attorney Fees, and (3) Discharge of Conservator of the
 Estate

DOD:4-17-13		<p>KATINA SAPIEN LOZANO PAULEY, Conservator with bond of \$60,000.00, is Petitioner.</p> <p>Note: <i>Petitioner's First Account covering the period of 9-19-11 through 9-18-12, was never settled. See prior Examiner Notes.</i></p> <p>Second Account period: 9-19-12 through 4-15-13 Accounting: \$29,845.77 Beginning POH: \$25,043.72 Ending POH: \$11,665.03</p> <p>Final Account period: 4-16-13 through 8-12-13 Accounting: \$20,041.85 Beginning POH: \$11,665.03 Ending POH: \$18,577.10 (\$16,577.10 cash plus personal property valued at \$2,000.00)</p> <p>Conservator: Not requested</p> <p>Attorney (This Second Account): \$3,260.00</p> <p>Attorney (First Account, not yet authorized): \$4,035.00</p> <p>Petitioner prays for an order:</p> <ol style="list-style-type: none"> Settling and allowing this account and report and approving and confirming the acts of Petitioner as Conservator; Authorizing payment of attorney fees for this petition and as sought in the First Account; Distribution of the remaining \$9,282.10 to Petitioner as Trustee of the Angelina S. Lozano Living Trust; Authorizing discharge of the Conservator and her bond; For such other orders as the Court deems proper. 	<p>NEEDS/PROBLEMS/COMMENTS: Continued from 8-7-13</p> <ol style="list-style-type: none"> The First Account, which covered the period 9-19-11 through 9-18-12, was never settled due to numerous listed issues. See prior Examiner Notes from hearings on 4-11- 13, 5-2-13 and 7-12-13. On 4-11-13, the Court advised that the Conservator may be removed, and sent notice to the surety re the continued hearing date. On 5-2-13, the Court continued the matter to 7-12-13. <p>However, it appears that at the continued hearing on 7-12-13, it was noted that the Conservatee had passed away (although this happened after the account period that was at issue), and the Court set "status" for the final account to be filed. No action was taken regarding the First Account by the Court or by the Petitioner regarding further addressing the issues.</p> <p>However, the First Account, which covered the period prior to her death, was never addressed and settled by the Court.</p> <p>This Second and Final Account cannot go forward until the First Account has been settled. The Court may require amended account covering the entirety of the conservatorship.</p> <p><u>Note:</u> Issues noted regarding the first account as filed included inadvertent borrowing from the conservatorship account (mistaken debit card), depositing income to trust rather than conservatorship account, purchase of assets not listed as property of the conservatorship estate, cash withdrawals and disbursements not reflected on schedules, transfers to the trust, attorney fee payment issues, overdraft fees.</p> <p style="text-align: center;">SEE ADDITIONAL PAGES</p> <p>Reviewed by: skc</p> <p>Reviewed on: 10-23-13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 1 - Lozano</p>	
Cont. from 080713, 102813				
<input type="checkbox"/>	Aff.Sub.Wit.			
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<input type="checkbox"/>	Inventory			
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<input type="checkbox"/>	Conf. Screen			
<input type="checkbox"/>	Letters			
<input type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input type="checkbox"/>	CI Report			
<input type="checkbox"/>	9202 Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			

Page 2

2. Attorney Fees of \$8,874.83 were previously authorized for Attorney Joanne Sanoian pursuant to petition prior to the filing the First Account. Attorney Sanoian then requested fees of \$4,035.00 at the First Account, and this petition requests fees of \$3,260.00.

If approved, attorney fees for this conservatorship estate total \$16,169.73, which is almost half of the original value of the conservatorship estate.

The Court may require further clarification regarding the current and pending fee requests with reference to Probate Code §2640(c) (*just and reasonable compensation*), Cal Rules of Court 7.751 (*best interest of Conservatee*), Cal. Rules of Court 7.752 (*Court may require accounting before allowing compensation*) and Local Rule 7.16, which contemplates \$2,500.00 to establish conservatorship and prepare the first account (assuming account required prior to petition, per 7.752).

3. Petitioner requests distribution of the remaining \$9,282.10 to Petitioner as Trustee of the Angelina S. Lozano Living Trust. Examiner notes that although the Court addressed the existence of a trust at the hearing on appointment of Petitioner as Conservator, it does not appear that Petitioner was ever formally appointed as trustee under proper authority with proper notice.

a) The Court may require formal confirmation of Petitioner as Trustee, via separate proceeding with proper notice under applicable law, prior to authorizing further distribution.

b) If this petition goes forward, need declaration pursuant to Local Rule 7.12.5 for distribution to trust.

Minute Order 10-28-13: Counsel informs the Court that the \$8,874.83 was used to pay other bills of the estate. Counsel is directed to submit a declaration.

As of 10-29-13, nothing futher has been filed

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

DOD: 11/03/1973		<p>RUBY VARGAS, daughter, is petitioner and requests appointment as Administrator with bond set at \$10,000.00.</p> <p>Full IAEA – o.k.</p> <p>Decedent died intestate.</p> <p>Residence: Reedley Publication: Selma Enterprise</p> <p>Estimated value of the Estate: Real property - \$10,000.00</p> <p>Probate Referee: Rick Smith</p> <p>Contest of Appointment of Personal Representative filed on 10/2/13 by Velaire T. Palms. Contestant states she opposes the appointment of Ruby Vargas for the following reasons:</p> <p>a. Ms. Vargas claims that the property taxes have been paid for both lots (7 & 8) however Fresno County records show a tax bill for lot 8 has never been generated.</p> <p>b. Ms. Vargas is incapable of properly executing the duties of office. She is in her early 80's and has bouts with her health. She requires assistance driving and walking. She is also the caregiver for her ailing husband.</p> <p>c. Ms. Vargas has neglected the estate. The home and property have been neglected, there are over grown trees, the landscape and shrubs are dead, rubbish around the house, the house is boarded up and the exterior walls are rotting and weather beaten.</p> <p>Contestant prays that the Court:</p> <p>Deny petitioner's petition for appointment as administrator.</p> <p style="text-align: center;">Please see additional page</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: The Court may question if \$10,000 is the 1973 (date of death) value of the property or the current fair market value. Bond should be set at the current fair market value.</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 2, 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 090913, 100713			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
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<input checked="" type="checkbox"/>	Notice of Hrg		
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<input checked="" type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters		
<input checked="" type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
		<p>Reviewed by: LV /KT</p> <p>Reviewed on: 10/30/2013</p> <p>Updates: 11/1/13</p> <p>Recommendation:</p> <p>File 2 - Hamilton</p>	

Reply Declaration of Ruby Jean Vargas filed on 10/31/13. Ms. Vargas states she did not mismanage the estate. Property taxes were continually paid until 2008, when the Fresno County Tax Collector stopped billing for the lot and combined the taxes with the property Ms. Vargas owns at 2621 Shaft in Selma which is next door to the lot.

Ms. Vargas states she is very capable of handling the estate. Although she is 82, she is in good health. Her husband is not ailing, and in fact, is still working 40 hours per week for Simonian Farming in Selma.

Ms. Vargas states she has not neglected the estate. The house is not part of the Pearl Hamilton estate. The estates consists of one thirty foot wide lot that is unimproved.

DOD: 04/30/2013		<p>MARGUERITE HUGHES, niece is petitioner and requests appointment as Administrator with will annexed with bond set at \$550,000.00.</p> <p>Full IAEA - ?</p> <p>Will dated: 08/19/2000</p> <p>Residence: Reedley Publication: NEED</p> <p>Estimated value of the Estate: Personal property \$550,000.00</p> <p>Probate Referee: Steven Diebert</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Minute Order of 09/30/2013: Ms. LeVan is appearing via CourtCall. The Court notes that there is no appearance by counsel of record Dennis Watson. Ms. LeVan informs the Court that she contacted Mr. Watson regarding this hearing however, she does not know why he is not present. Ms. LeVan informs the Court that she will advise Mr. Watson of the new hearing date.</p> <p>The following issues remain:</p> <ol style="list-style-type: none"> 1. Will is not self-proving. Need proof of Subscribing Witness. 2. Need Affidavit of Publication. 3. Need Order. 4. Need Letters. <p>Note: If the petition is granted status hearings will be set as follows:</p> <ul style="list-style-type: none"> • Friday, 12/06/2013 at 9:00a.m. in Dept. 303 for the filing of the bond <u>and</u> Friday, 04/04/2014 at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal <u>and</u> • Friday, 01/02/2015 at 9:00a.m. in Dept. 303 for the filing of the first account and final distribution. <p>Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.</p>	
Cont. from 093013				
<input type="checkbox"/>	Aff.Sub.Wit.			X
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<input checked="" type="checkbox"/>	Notice of Hrg			w/
<input checked="" type="checkbox"/>	Aff.Mail			
<input type="checkbox"/>	Aff.Pub.			X
<input type="checkbox"/>	Sp.Ntc.			
<input type="checkbox"/>	Pers.Serv.			
<input type="checkbox"/>	Conf. Screen			
<input type="checkbox"/>	Letters			X
<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 type="checkbox"/>	Order	X		
<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: LV				
Reviewed on: 10/30/2013				
Updates: 11/01/2013				
Recommendation:				
File 3 – Peters				

DOD: 6-25-11	<p>ANNETTE GONZALEZ COSTA, Daughter, is Petitioner.</p> <p>40 days since DOD</p> <p>I&A: \$85,000.00</p> <p>Other proceedings: Petitioner has filed a Petition for Probate pursuant to conflicting claims related to the real property of the estate, which has been valued at \$85,000.00 by the Probate Referee. No personal representative has been appointed by the Court pending a settlement Agreement among the parties regarding these claims. Settlement Agreement and Release of Claims is attached.</p> <p>Will dated 4-20-93 devises the entire estate to Petitioner and to Decedent's grandson Jonathan Mendoza in the event that his spouse Amelia Gonzalez does not survive him. (Note: Decedent's spouse Amelia Gonzalez predeceased the Decedent on 3-4-02.)</p> <p>Petitioner requests Court determination that Decedent's 100% interest in the real property passes to her pursuant to attached Settlement Agreement.</p> <p>Settlement Agreement between Petitioner, Jonathan Mendoza, and Maria Gonzalez (surviving spouse) provides that Petitioner will pay Maria Gonzalez \$25,000.00 within 15 days of issuance of the Court's Order Determining Succession to Real Property, and assumes liability for payment of the lien against the property in the amount of \$33,388.20. Accordingly, Petitioner will dismiss her petition for probate and file this Petition to Determine Succession. In consideration of his love and affection for Petitioner, Mendoza gifts any share in the Property to which he is entitled to Petitioner. Maria Gonzalez further agrees to relinquish all claims to the property, remove all of her personal property and vacate the property, pay all utilities and other expenses associated with the property through the date she receives payment from Petitioner and vacates, and shall deliver the property free of liens, judgments, etc., except a identified herein.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: A dismissal was entered on 9-23-13 as to the petition for Probate filed in 12CEPR00747.</p> <ol style="list-style-type: none"> The Court may require clarification or authority regarding disclaimer of Jonathan Mendoza in this summary proceeding. The summary proceeding is limited to determining succession of the property only. The Court cannot approve or incorporate the terms of a Settlement Agreement into the order as requested. <p>Therefore, need revised Order.</p> <p>Update: A revised order that omits language relating to the agreement will be submitted for the hearing.</p>
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
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<input checked="" type="checkbox"/> Notice of Hrg		
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<input type="checkbox"/> Aff.Pub.		
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<input type="checkbox"/> Pers.Serv.		
<input type="checkbox"/> Conf. Screen		
<input type="checkbox"/> Letters		
<input type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
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<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		<p>Reviewed by: skc</p> <p>Reviewed on: 10-29-13</p> <p>Updates: 10-31-13</p> <p>Recommendation:</p> <p>File 4 – Gonzalez</p>

Atty Vallis, James H., sole practitioner of Kingsburg (for Petitioners Shiela A. Hunter and Ronald L. Matthews)

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

DOD: 3/30/2013	SHIELA A. HUNTER , daughter, and RONALD L. MATTHEWS , son, are Petitioners.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Item 9 of the <i>Petition</i> states decedent's spouse is deceased. Item 14 of <i>Petition</i> does not include the name and date of death of deceased spouse pursuant to Local Rule 7.1.1(D) which provides that if a beneficiary, heir, child, spouse or registered domestic partner in any action before the Probate Court is deceased, that person's date of death shall be included in the petition.</p> <p>2. <i>Attachment 11</i> to the <i>Petition</i> does not state the amount of the Decedent's interest in the real property as required per Item 11 of the <i>Petition</i>.</p>
	40 days since DOD.	
Cont. from	No other proceedings.	
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
<input checked="" type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.	I & A - \$140,000.00	
<input checked="" type="checkbox"/> Notice of Hrg		
<input checked="" type="checkbox"/> Aff.Mail	W/ Decedent died intestate.	
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.		
<input type="checkbox"/> Conf. Screen	Petitioner requests Court determination that Decedent's [unspecified] % interest in real property located at 13580 South Quince, Caruthers, CA, passes to the Petitioners at 1/2 interest to each Petitioner pursuant to intestate succession.	
<input type="checkbox"/> Letters		
<input type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input 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: LEG
		Reviewed on: 10/29/13
		Updates:
		Recommendation:
		File 5 – Matthews

6 Thomas George Arriet aka Thomas G. Arriet aka Thomas Arriet (Estate)

Case No. 13CEPR00850

Atty Pape, Jeffrey B. (for Eugene B. Arriet – brother/Petitioner)

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

DOD: 07/19/13	EUGENE B. ARRIET , brother, is Petitioner and requests appointment as Administrator without bond.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: Status hearings will be set as follows:</p> <ul style="list-style-type: none"> Friday, April 4, 2014 at 9:00 am in Dept. 303 for filing of the Inventory & Appraisal and; Friday, January 9, 2015 at 9:00 am in Dept. 303 for filing of the Accounting/Petition for Final Distribution <p>Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter, the status hearing will come off calendar and no appearance will be required.</p>
Cont. from	Full IAEA – OK	
<input type="checkbox"/> Aff.Sub.Wit.	All heirs waive bond.	
<input checked="" type="checkbox"/> Verified	Decedent died intestate.	
<input type="checkbox"/> Inventory	Residence: Fresno	
<input type="checkbox"/> PTC	Publication: The Business Journal	
<input type="checkbox"/> Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg		
<input checked="" type="checkbox"/> Aff.Mail	w/	
<input checked="" type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.	Estimated Value of the Estate:	
<input type="checkbox"/> Pers.Serv.	Personal property - \$534,187.93	
<input type="checkbox"/> Conf. Screen	Real property - 37,500.00	
<input checked="" type="checkbox"/> Letters	Total - \$571,687.93	
<input checked="" type="checkbox"/> Duties/Supp	Probate Referee: STEVEN DIEBERT	
<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: JF
		Reviewed on: 10/29/13
		Updates:
		Recommendation: SUBMITTED
		File 6 – Arriet

Amended Petition for Appointment of Temporary Guardianship of the Person and Estate

Age: 13	<u>GENERAL HEARING 12/18/13</u>	NEEDS/PROBLEMS/COMMENTS:
	ANTHONY MICHAEL POWER , brother, and LISA CHAPMAN , maternal aunt, is Petitioner.	See Page 8 for a related petition.
	Father: LUIS RODRIGUEZ – <i>deceased</i> Mother: JESSICA STORMO – <i>deceased</i>	Note: Petitioner Lisa Chapman resides in Ventura, CA and Petitioner Anthony Power lives in Fresno. It is unclear where the minor will live.
Cont. from	Paternal grandfather: LUIS RODRIGUEZ, SR. – <i>deceased</i> Paternal grandmother: JUDITH BOTELLO	
<input type="checkbox"/> Aff.Sub.Wit.	Maternal grandfather: GERALD STORMO – <i>deceased</i> Maternal grandmother: MARY STORMO	
<input checked="" type="checkbox"/> Verified	Siblings: MELANIE RODRIGUEZ, LORENA RODRIGUEZ, DANIEL POWER (15)	
<input type="checkbox"/> Inventory	Petitioners state the minor's parents are both deceased. Petitioners are the older brother and maternal aunt of the minor. They have been caring for the minor since her mother's death. Petitioners state that the minor's school requires a guardianship in order to continue to enroll her in school and in the case of emergencies. Also, the minor receives social security and State Compensation Insurance fund death benefits and they require a guardianship to be appointed for payment to be issued. The minor has also expressed that she wants Petitioners to be her guardians.	
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg		
<input checked="" type="checkbox"/> Aff.Mail		
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
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<input checked="" type="checkbox"/> Conf. Screen		
<input checked="" type="checkbox"/> Letters		
<input checked="" type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input checked="" type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice	Estimated Value of the Estate: Annual income - \$40,357.72 Bond Recovery - 4,035.77 Total - \$44,393.49	
	Petitioners requests bond be set at \$44,393.49.	
		Reviewed by: JF
		Reviewed on: 10/29/13
		Updates:
		Recommendation:
		File 7 - Rodriguez

Age: 15	GENERAL HEARING 12/18/13		NEEDS/PROBLEMS/COMMENTS:
	<p>ANTHONY MICHAEL POWER, brother, and LISA CHAPMAN, maternal aunt, are Petitioners.</p> <p>Father: DOUGLAS POWER – <i>currently incarcerated</i> Mother: JESSICA STORMO – <i>deceased</i></p> <p>Paternal grandfather: UNKNOWN Paternal grandmother: JANICE POWER</p> <p>Maternal grandfather: GERALD STORMO Maternal grandmother: MARY STORMO</p> <p>Sibling: AMIYA RODRIGUEZ (13)</p> <p>Petitioners state that the minor's mother died on 08/30/13. She had custody of the minor because the minor's father is incarcerated. Petitioners state that Daniel's school requires guardianship in order to continue to enroll him in school and have Petitioners included as emergency contacts. Petitioners state that they have been caring for Daniel since his mother's death and he wants them to be appointed as his guardian.</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 type="checkbox"/> Aff.Pub.			
<input type="checkbox"/> Sp.Ntc.			
<input checked="" type="checkbox"/> Pers.Serv.			
<input checked="" type="checkbox"/> Conf. Screen			
<input checked="" type="checkbox"/> Letters			
<input checked="" type="checkbox"/> Duties/Supp			
<input type="checkbox"/> Objections			
<input type="checkbox"/> Video Receipt			
<input 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: 10/30/13
			Updates:
			Recommendation:
			File 8 – Power

Amended Waiver of Accounting and Petition for Final Distribution Under Will

Age: 04/19/2007		EVEYLN S. DUARTE , Executor, is petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>The deficiencies with the pleadings include, but are not limited to the following:</p> <ol style="list-style-type: none"> Petition for final distribution was filed using a fee waiver. Filing fees are considered a cost of administration and must be paid prior to distribution of assets. Therefore a filing fee of \$435.00 is now due. Need Notice of Hearing. Need proof of service of the Notice of Hearing on: <ul style="list-style-type: none"> Lila Holguin Melissa Romero Petitioner was formerly represented by Attorney Jill Spaulding. Petition states that Attorney Spaulding waives statutory fees as attached in Exhibit E, however Exhibit E is a Substitution of Attorney not a notice to waive the fees. Attorney Spaulding would be entitled to statutory fees. Petition indicates that the creditors have not been satisfied. Therefore the estate is not in a condition to close. Petition indicates that there are back taxes owing. Therefore the estate is not in a condition to close. Need Order.
		Accounting is waived.	
		I & A - \$155,000.00	
		POH -	
Cont. from		Executor – Waives	
<input type="checkbox"/>	Aff.Sub.Wit.	Attorney – Waives ?	
<input checked="" type="checkbox"/>	Verified	Costs - \$2,417.58	
<input type="checkbox"/>	Inventory	Closing Costs - \$500	
<input type="checkbox"/>	PTC	Unpaid Creditor's Claims –	
<input type="checkbox"/>	Not.Cred.	Bank of America \$1,580.20	
<input type="checkbox"/>	Notice of Hrg	Walmart - \$508.15	
<input type="checkbox"/>	Aff.Mail	J.C. Penny - \$412.53	
<input type="checkbox"/>	Aff.Pub.	Sears - \$1,235.41	
<input type="checkbox"/>	Sp.Ntc.	Total: \$3,736.29	
<input type="checkbox"/>	Pers.Serv.	Delinquent Property Tax - \$2,417.58 (per petition)	
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters	6/10/07	
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input type="checkbox"/>	Order	X	
<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: LV	
		Reviewed on: 10/30/2013	
		Updates:	
		Recommendation:	
		File 9 – Flores	

Celeste, 9	<u>TEMPORARY EXPIRES 11/04/13</u>		<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>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 for Appointment of Guardian of the Person or Declaration of Due Diligence or Consent & Waiver of Notice</i> for:</p> <ul style="list-style-type: none"> a. Francisco Hernandez (father) – Personal service required b. Olivia Gurriskieta (mother) – Personal service required c. Melesio Hernandez (paternal grandfather) – Service by mail sufficient <p>Note: Per Minute Order from temporary hearing on 09/17/13, mother and father are in favor of the petition; however no proof has been filed that either parent has been personally served with Notice of Hearing.</p>
Alyssa, 6	<p>SANDRA MACHUCA, paternal grandmother, is Petitioner.</p>		
Unique, 1	<p>Father: FRANCISCO HERNANDEZ</p>		
Frances, 4 mos.	<p>Mother: OLIVIA GURRISQUIETA</p>		
	<p>Paternal grandfather: MELESIO HERNANDEZ</p>		
Cont. from	<p>Maternal grandfather: JOSE GURRISQUIETA – served by mail on 09/16/13</p>		
Aff.Sub.Wit.	<p>Maternal grandmother: MARIA GURRISQUIETA – served by mail on 09/16/13</p>		
✓ Verified	<p>Petitioner alleges that the parents are homeless, live on the streets and are addicted to drugs. CPS placed the children with Petitioner when the youngest child tested positive for drugs at birth. Petitioner states that guardianship is necessary so that she can continue to keep the children safe.</p>		
Inventory	<p>Court Investigator JoAnn Morris filed a report on 10/21/13.</p>		
PTC			
Not.Cred.			
✓ Notice of Hrg			
✓ Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.	x		
✓ Conf. Screen			
✓ Letters			
✓ Duties/Supp			
Objections			
Video Receipt			
✓ CI Report			
9202			
✓ Order			
Aff. Posting			
Status Rpt			
✓ UCCJEA			
Citation			
FTB Notice			
			<p>Reviewed by: JF</p>
			<p>Reviewed on: 10/30/13</p>
			<p>Updates:</p>
			<p>Recommendation:</p>
			<p>File 10 – Hernandez</p>

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

Age: 1	<u>TEMPORARY EXPIRES 11/04/13</u>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>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 for Appointment of Guardian of the Person</i> or Consent & Waiver of Notice or Declaration of Due Diligence for:</p> <ul style="list-style-type: none"> a. Father (unknown) – Personal service required b. Savannah Odekirk (mother) – Personal service required c. Paternal grandparents (unknown) – Service by mail sufficient
	<p>EMILY ODEKIRK, maternal grandmother, is Petitioner.</p> <p>Father: UNKNOWN Mother: SAVANNAH ODEKIRK</p> <p>Paternal grandparents: UNKNOWN</p> <p>Maternal grandfather: RONALD ODEKIRK – served by mail on 10/11/13</p> <p>Petitioner states the mother is homeless and abusing drugs. In February petitioner went to Colorado to retrieve the minor at the mother's request, as she was unable to properly care for her. Mom signed a paper allowing her to take the minor to California. Within weeks mom contacted petitioner and demanded she return the minor. When petitioner refused to return the minor, mom went to the police and said that her daughter was missing and that she believed petitioner had abducted her. Petitioner went to CPS at the suggestion of the police. CPS investigated. A staffing was held at CPS and it was agreed that the minor would stay with the petitioner and petitioner would seek guardianship.</p> <p>Court Investigator Jennifer Daniel filed a report on 10/29/13.</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		
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<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		
		<p>Reviewed by: JF</p> <p>Reviewed on: 10/30/13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 11 – Odekirk</p>

Age: 20		TEMP EXPIRES 11-4-13	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Court Investigator advised rights on 9-26-13</u></p> <p><u>Voting rights affected – need minute order.</u></p> <p>Minute Order 10-3-13 (Temp): The Petitioner is informed that CVRC will need to be noticed. The Court on its own motion amends the petition to reflect a request for conservatorship of the person only. The Court grants the petition for temporary conservator of the person. The temporary expires on 11/4/13. The General Hearing remains set for 11/4/13. Temporary Conservatorship Letters extended to: 11/4/13.</p> <p>Note: CVRC was personally served 10-11-13, which is not quite 30 days' notice.</p> <ol style="list-style-type: none"> The Court may require clarification regarding the request for additional powers under Probate Code §§ 2351-2358 and dementia powers. Petitioner does not specify what additional powers are requested and does not include the mandatory Judicial Council forms for dementia powers with the petition or the Capacity Declaration. Need Citation and proof of personal service of Citation with a copy of the Petition at least 15 days prior to the hearing on proposed Conservatee Brandon Rascon per Probate Code §1824. Need proof of service of Notice of Hearing with a copy to the petition at least 15 days prior to the hearing on relatives per Probate Code §1822: - Christina Reyes (grandmother)
		<p>ELIZABETH LUJAN, Mother, is Petitioner and requests appointment as Conservator of the Person with medical consent powers as well as additional powers under Probate Code §§ 2351-2358 and dementia powers.</p> <p>Voting rights affected</p> <p>A Capacity Declaration was filed on 10-15-13.</p> <p>Petitioner states Brandon is unable to care for himself and cannot make decisions on his own. Petitioner has been taking care of him since birth. Petitioner refers to doctor's notes.</p> <p>Court Investigator Jo Ann Morris filed a report on 10-22-13.</p>	
	Aff.Sub.Wit.		
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	Inventory		
	PTC		
	Not.Cred.		
✓	Notice of Hrg		
✓	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.	X	
✓	Conf. Screen		
✓	Letters		
✓	Duties/Supp		
	Objections		
✓	Video Receipt		
✓	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation	X	
	FTB Notice		
			<p>Reviewed by: skc</p> <p>Reviewed on: 10-30-13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 12 – Rascon</p>

Pro Per Mancini, Carol (Pro Per Petitioner, sister)

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

DOD: 11/4/2013		NEEDS/PROBLEMS/COMMENTS: CONTINUED TO 12/2/2013 Per Petitioner's request
Cont. from		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: LEG
		Reviewed on: 10/29/13
		Updates:
		Recommendation:
		File 13 – Smith

		ELIDES GONZAGA VASQUEZ is Petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> The Court may require clarification: Some of the documentation appears to indicate a date of <u>11-21-94</u>, and some appears either have the <u>11</u> corrected to <u>12</u>, or possibly vice versa, but Examiner is unable to tell. Petitioner states she cannot obtain a copy of the official record because her parents did not register the birth. <p>However, Petitioner attaches a signature portion of an Affidavit from 2007 that appears to be on a form from a State Registrar, but it is unclear <i>which state</i>, and the actual information regarding the birth is not included in the copy (just the signature portion is provided).</p> <p>The Court may require clarification regarding the circumstances of this affidavit, or a more complete copy of exactly what information the signers were verifying at that time.</p> <p>Has Petitioner attempted to contact the California Office of Vital Records based on this Affidavit? If so, what was the response received?</p> <p>Note: If granted, the Court will sign and file the Order and provide the original Form VS 109 (the second page / bottom portion of the Order form) back to Petitioner. Petitioner is then responsible for obtaining a certified copy of the Order, and submitting the certified copy along with the original Form VS 109, to the California State Registrar. For more information, please see official printout.</p>
		Petitioner states she was born at home in Selma, CA, on December 21, 1994. Her parents did not register her birth because they moved various times in search of work in the fields of California.	
	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	<p>Petitioner requests Court determination that her birth did in fact occur as stated and that the Court establish the fact, time, and place of her birth as follows:</p> <p>Father: Augustin Gonzaga Mother: Alma Rosa Vasquez Date of birth: December 21, 1994 Time of birth: 12:00 a.m. Place of birth: Selma, Fresno County, CA</p> <p>Petitioner currently resides in Norcross, Gwinnett County, GA.</p> <p>Petitioner provides documentation including physician's reports dated 1995, 1997, 1999, witness statements, and other documents including school records, older siblings birth certificates, immunization records, social security card, student ID, father's death certificate.</p>	
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
			<p>Reviewed by: skc</p> <p>Reviewed on: 10-30-13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 14 - Vasquez</p>

15 Efen Barragan, Jr., Annalysia Barragan, Adan Barragan, Elias Padilla

(GUARD/P)

Case No. 13CEPR00777

Atty Blanco, Gerard Alfred Sr. (pro per – maternal step-grandfather/Petitioner)

Atty Blanco, Elizabeth (pro per – maternal grandmother/Petitioner)

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

Efen, 4	<u>TEMPORARY EXPIRES 11/04/13</u>	NEEDS/PROBLEMS/COMMENTS:
Annalysia, 3	GERALD ALFRED BLANCO, SR. and ELIZABETH BLANCO , maternal grandmother and step-grandfather, are Petitioners.	1. Need <i>Notice of Hearing</i> .
Adan, 2	Father (Efen, Annalysia & Adan): EFREN BARRAGAN, SR. – <i>The Court dispensed with Notice on 09/17/13</i>	2. 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> or <i>Declaration of Due Diligence</i> or <i>Consent & Waiver of Notice</i> for:
Elias, 4 months	Father (Elias): UNKNOWN – <i>The Court dispensed with Notice on 09/17/13</i>	a. Paternal grandparents (unknown)
Cont. from	Mother: MARITSSA PADILLA – <i>The Court dispensed with Notice on 09/17/13</i>	b. Hector Padilla (maternal grandfather)
<input type="checkbox"/> Aff.Sub.Wit.	Paternal grandparents (all): UNKNOWN	
<input checked="" type="checkbox"/> Verified	Maternal grandfather: HECTOR PADILLA	
<input type="checkbox"/> Inventory	Petitioners allege that the mother is on the streets and only comes around when she sees fit. The father of the 3 oldest children is currently incarcerated and the father of Elias is unknown. Petitioners state that guardianship is necessary because the mother threatens to remove the children from petitioner's home, where they have a safe home and proper supervision. Petitioners do not want the children out on the streets with their mother.	
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input type="checkbox"/> Notice of Hrg		
<input type="checkbox"/> Aff.Mail		
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.		
<input checked="" 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"/> CI Report	Court Investigator Julie Negrete filed a report on 10/25/13.	
<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: JF
		Reviewed on: 10/30/13
		Updates:
		Recommendation:
		File 15 – Barragan & Padilla

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

DOD: 4/7/2012	<p>SUSAN WILLIAMSON, as personal representative of the Estate of Brenda Leone Gardner and JOHN GARDNER, surviving spouse, are petitioners.</p> <p>40 days since DOD.</p> <p>Proceedings have been commenced in the State of Oregon.</p> <p>Will dated: August 7, 2001 devises to spouse the minimum pecuniary amount necessary as a marital deduction to eliminate entirely or reduce to the maximum extent possible any federal estate tax.</p> <p>I & A - \$12,000.00</p> <p>Petitioners request court determination that Decedent's 100% interest in mineral, oil, gas and other hydrocarbon substances under and upon the real property.</p>	NEEDS/PROBLEMS/COMMENTS:
Cont. from 102113		
Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
Inventory		
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<input checked="" type="checkbox"/> Notice of Hrg		
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Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
<input checked="" type="checkbox"/> Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: KT
		Reviewed on: 10/29/13
		Updates:
		Recommendation: SUBMITTED
		File 16 - Gardner