



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.

Probate Status Hearing Re: Filing Inventory and Appraisal and First Account

Age: 42	JUSTINE SEREFINE , Mother, was appointed Conservator of the Estate on 8-8-11 without bond, including the power to purchase real property (a house) for the Conservatee under Probate Code §2591 (g). The order states the Conservator will seek Court approval for the purchase.	NEEDS/PROBLEMS/COMMENTS: <u>Note: Examiner Notes for the 11-5-12 hearing on the “First Accounting” noted that the document filed is <u>not</u> a petition requesting settlement of a probate conservatorship accounting as required by the Probate Code. Rather, it appears to be a declaration by Attorney Krbechek only that attaches a VA form. This does not meet the requirements of the Probate Code.</u> <u>As of 11-27-12, nothing further has been filed.</u> 1. Need Inventory and Appraisal pursuant to Probate Code §2610. 2. Need verified first account pursuant to Probate Code §§ 2620, 1060.
Aff.Sub.Wit.		
Verified		
Inventory	On 9-29-11 the Court signed Order Granting Ex Parte Application Authorizing Conservator to Complete Purchase of Real Property.	
PTC		
Not.Cred.		
Notice of Hrg	On 9-25-12, Conservator filed a “First Accounting” that was heard on 11-5-12 (See Examiner Notes from 11-5-12 for deficiencies.)	
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.	On 11-5-12, the Court informed Counsel that the Investigation fees are due, and set this status hearing for filing of the Inventory and Appraisal.	
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt	X	
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: skc
		Reviewed on: 11-27-12
		Updates:
		Recommendation:
		File 1 – Danielson

Atty Keeler, William J., of Garvey Schubert Barer in Portland, OR, and Burnside, Leigh W., of Dowling Aaron Incorporated in Fresno, CA (together, for Michelle L. Eacret, Administrator)

Atty LeVan, Nancy for Robert Jones and Denise Jones Co Administrators of the Estate of Sharon Rutherford
 Status Conference

DOD:		<p>MICHELLE L. EACRET, Niece and Administrator with Full IAEA with bond of \$200,000.00 (Estate of James L. Rutherford), requested an order directing that a citation be issued to ROBERT JONES, as an individual and as Personal Representative of the Estate of Sharon Rutherford, and DENISE JONES, as an individual and as Personal Representative of the Estate of Sharon Rutherford, under Probate Code §§ 8770(a) and 8873(a).</p> <p>At Settlement Conference hearing on 10-29-12, the parties reached agreement on the record; Mr. Keeler to submit stipulation and order. Trial date of 11-30-12 vacated and replaced with this Status hearing.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Note:</u> ROBERT JONES and DENISE JONES were appointed Co-Administrators on 3-16-12 of the Estate of Sharon Rutherford (this Decedent's spouse) in 12CEPR00101.</p> <p>1. Need Stipulation and Order per minute order 10-29-12.</p>
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	X		
UCCJEA			
Citation			
FTB Notice			
		Reviewed by: skc	
		Reviewed on: 11-27-12	
		Updates:	
		Recommendation:	
		File 2 - Rutherford	

DOD:		<p>CATHERINE A. AMADOR, attorney for Conservators of the Person, MICHAEL H. SMITH and JENNA R. SMITH, is petitioner.</p> <p>MICHAEL H. SMITH and JENNA R. SMITH were appointed Conservators of the person and the PUBLIC GUARDIAN was appointed as Conservator of the estate on 7/12/12.</p> <p>Petitioner states she represented Michael H. Smith and Jenna R. Smith in their petition to be appointed conservator of the person and estate of Dorothy Jean Smith.</p> <p>Objections were filed by the Conservatee's husband, Benjamin Smith and their grandson, Michael H. Smith, Jr. (Butch).</p> <p>At the hearing, the parties agreed to the appointment of Michael and Jenna as conservators of the person and the Public Guardian as conservator of the estate.</p> <p>Petitioner states she spent 58.9 hours at \$265.00 per hour on this matter for a total of \$13,894.50.</p> <p>In addition, Petitioner requests reimbursement of costs totaling \$632.00 and \$277.89 in administrative expenses.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Continued from 10-25-12. The following issues remain:</p> <ol style="list-style-type: none"> 1. Probate Code 2640 states that a request for attorney fees can be filed at any time after the filing of the inventory and appraisal, but not before 90 the expiration of 90 days from the issuance of letters or at any time the court for good cause orders. The inventory and appraisal has not been filed in this matter and the petition does not state a good cause reason why the court should grant an award of fees prior to the filing of the inventory and appraisal. 2. Costs include Court runner fees totaling \$80.00. Local Rule 7.17B states runner services are considered by the court to be a part of the cost of doing business and are not reimbursable costs or fees. 3. Petition requests the reimbursement of administrative expenses without stating what the administrative expenses are. 4. The itemization of the attorney's fees includes several entries after the appointment of the Public Guardian as conservator of the estate that appear to be for issues involving the estate. It appears that charges involving the estate are beyond what should have been charged by the attorney for the conservator of the person. 5. Need Order 	
Cont. from 102512				
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input type="checkbox"/>	Not.Cred.			
<input checked="" type="checkbox"/>	Notice of Hrg			
<input checked="" type="checkbox"/>	Aff.Mail			W/
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input type="checkbox"/>	Pers.Serv.			
<input type="checkbox"/>	Conf. Screen			
<input type="checkbox"/>	Letters			
<input type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input type="checkbox"/>	CI Report			
<input type="checkbox"/>	9202			
<input type="checkbox"/>	Order	X		
<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: KT / skc</p> <p>Reviewed on: 10/22/12</p> <p>Updates: 11/28/12</p> <p>Recommendation:</p> <p>File 3 - Smith</p>		

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

DOD: 3-17-02	MARY LOUISE PATTEN , Granddaughter, was appointed Executor with Full IAEA without bond and Letters issued on 7-23-02.	NEEDS/PROBLEMS/COMMENTS:
		Continued from 6-19-12, 7-31-12, 9-28-12.
		Minute Order 9-28-12: Mr. Bagdasarian advises the Court that they've received no cooperation from Ms. Patten. Mr. Jimenez informs the Court that he spoke with Ms. Patten who indicated to him that there was \$65,000.00 left, but it's all gone now. Matter continued to 11/30/12. Ms. Kruthers is directed to prepare a final accounting with a noticed hearing. Ms. Kruthers informs the Court that she will be attaching Mr. Bagdasarian's declaration as an exhibit. Continued to 11/30/12.
Cont. from 061912, 07312, 092812	Inventory and Appraisal filed 7-23-02 reflected a total estate value of \$141,559.24 consisting of cash and real and personal property.	As of 11-27-12, nothing has been filed.
Aff.Sub.Wit.	The real property was sold for \$120,000.00 pursuant to Court confirmation on 4-15-04.	Note: The Executor was formerly represented by Attorney William Irwin, who is now deceased.
Verified	On 5-8-12 , the Court set this status hearing for failure to file a first account or petition for final distribution. Notice was mailed to the Executor on 5-8-12.	Note: Attorney Gary Bagdasarian represents heir Bobby Ray Smith, II, a grandson of the Decedent.
Inventory	On 6-19-12, Ms. Patten did not appear. The Court issued an Order to Show Cause Re: Failure to File and Failure to Appear. The Court removed Ms. Patten as Executor and appointed the Public Guardian.	Note: The Decedent's will devises the estate to Mary Louise Patten (Executor) and Bobby Ray Smith, II, in equal shares.
PTC	The Order to Show Cause and a copy of the minute order were mailed to Ms. Patten on 6-22-12.	1. The Public Administrator was appointed on 6-19-12. The Court may require a current status report and estimated time frame for completing an account and/or petition for final distribution.
Not.Cred.	On 7-31-12 , Bobby Ray Smith and his counsel Gary Bagdasarian were present; however, Mary Patten did not appear. The Court ordered sanctions of \$500.00, which may come from her proceeds, and continued the status hearing. A copy of the minute order was mailed to Ms. Patten on 7-31-12.	Note: Status Report re I&A filed 11-27-12 requests 60 day continuance. See Page 2.
Notice of Hrg		Reviewed by: skc
Aff.Mail		Reviewed on: 11-27-12
Aff.Pub.		Updates:
Sp.Ntc.		Recommendation:
Pers.Serv.		File 4 - Smith
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order	Attorney Bagdasarian filed a Declaration in Support of Surcharge of Former Administrator on 9-28-12. The Declaration requests that Ms. Patten's compensation for serving as personal representative be reduced to \$0 due to the unnecessary delay, and that half the value of the probate estate pursuant to the I&A (\$83,279.62), interest at the legal rate, and the previous \$500 sanction be charged against her 50% interest in the estate, with attorney fees and costs in bringing the action to remove her and obtaining a surcharge, according to proof. According to the Public Administrator, the former administrator does not have any of the assets of the estate and there was no bond. Therefore, a request is made that the Public Administrator close the estate by filing its report and distribute this surcharge as determined by the court, to Bobby Ray Smith, II for a collection against Mary Louise Patten.	
Aff. Posting		
Status Rpt	X	
UCCJEA		
Citation		
FTB Notice		

Page 2

Status Report filed 11-27-12 by Public Administrator states that due to the heavy workload being experienced by the Public Administrator and County Counsel staff, it has not been possible to complete a final account. It is anticipated that it will be possible to file a final account within 60 days. Attorney Bagdasarian's declaration in support of surcharge will be attached as an exhibit. It is respectfully requested that the Court continue this matter for 60 days.

Probate Status Hearing Re: Filing of Twelfth Account

Age: 57 years	SYLVIA GONZALES , sister, is Conservator.	NEEDS/PROBLEMS/COMMENTS:
	The 11 th account for the account period 5/1/08 through 4/30/10 was approved on 6/20/12.	Continued from 8/17/12, 9/21/12, 10/19/12.
	Minute Order dated 6/20/12 set this status hearing for the filing of the 12 th account. Attorney Ruth Ratzlaff was present in court on 6/20/12.	Minute Order 8/17/12 states counsel advises the Court that her client will have the documents ready today. Counsel requests a continuance.
Cont. from 081712, 092112, 101912		Minute Order 9/21/12 states counsel advises the court that she received the check register, but she is still waiting for the bank statements. Counsel requests a continuance.
Aff.Sub.Wit.		Minute Order 10/19/12 states counsel informs the Court that she did not receive the bank statements from her client as promptly as she expected. Counsel requests a continuance.
Verified		1. Need 12 th account or current status report.
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		Reviewed by: KT / skc
Status Rpt		Reviewed on: 11/28/12
UCCJEA		Updates:
Citation		Recommendation:
FTB Notice		File 5 - Larssen

Atty Istanbulian, Flora

Atty Kruthers, Heather H

Probate Status Hearing Re: Conservatorship is No Longer Necessary

Age:		<p>NEEDS/PROBLEMS/COMMENTS:</p> <p style="text-align: center;"><u>OFF CALENDAR</u></p> <p>Third and Final Account and Petition for Termination of Conservatorship filed 10-22-12 is set for hearing on 12-5-12.</p>
DOD:		
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: skc
		Reviewed on: 11-27-12
		Updates:
		Recommendation:
		File 6 - Swederofsky

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

DOD: 08/24/97	<p>DONA BURSON, daughter, was appointed Administrator with Will Annexed and Letters were issued on 01/27/98.</p> <p>Inventory & Appraisal filed 06/22/99 - \$164,307.97.</p> <p>Status Report, Petition for Waiver of Appraisal by Probate Referee, for Allowance on Account of Statutory Compensation and for Extraordinary Compensation to Attorney filed by Dona Burson on 06/10/99. The status report states that the estate administration could not be completed pending a trial in Tulare County regarding a Charitable Remainder Trust the decedent created while allegedly lacking capacity. [Petition was granted on 08/05/99; granting \$2,200.00 statutory fees, \$783.75 Extraordinary Fees, and \$199.00 costs to David Knudson].</p> <p>Notice of Status Hearing filed 06/21/12 set this matter for status on 08/03/12. Clerk's Certificate of Mailing shows that a copy of the Notice of Status Hearing was mailed to David Knudson on 06/21/12.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>CONTINUED FROM 09/28/12</p> <p>Minute Order dated 09/28/12 states: Counsel advised the Court that he has been trying to contact his client, but has been unsuccessful. He further indicates that he will be contacting her sister in Arizona.</p> <p>As of 11/28/12, no further documents have been filed.</p>
Cont. from 080312, 092812		
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		
		<p>Reviewed by: JF</p> <p>Reviewed on: 11/28/12</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 8 - Hofer</p>

Probate Status Hearing Re: Filing Account

DOD: 11/06/06	NAGLAA K. ALAMELDIN, sister, was appointed Administrator with full IAEA and bond of \$190,000.00 on 01/02/07.	NEEDS/PROBLEMS/COMMENTS:
	NAGLAA K. ALAMELDIN filed a Status Report of Administration of Estate and Petition to Approve First Account on 09/21/10.	Minute Order 10-4-12: Counsel advises the Court that he is not in a position to complete the accounting as he is still trying to collect the assets. Counsel requests a continuance. Matter continued to 11-30-12.
Cont. from 100412		
Aff.Sub.Wit.	The Petition to Approve First Account was continued several times (11 hearings total) and the Court denied the Petition with leave to Amend on 06/04/12.	1. Need Final Account and Petition for Final Distribution or current status report.
Verified		
Inventory	The Minute Order from hearing on 8/6/12 set this matter for status regarding filing the account.	
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		Reviewed by: KT / skc
Status Rpt		Reviewed on: 11/28/12
UCCJEA		Updates:
Citation		Recommendation:
FTB Notice		File 9 - Alameldin

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

DOD: 5-4-07	<p>JOHN G. LEBLANC was appointed Executor with Full IAEA without bond on 8-7-07.</p> <p>I&A filed 9-20-07 reflects a total estate value of \$210,000.00 consisting of real property.</p> <p>California Dept. of Health Care Services filed a Creditor's Claim in the amount of \$33,817.55.</p> <p>City of Fresno filed a Creditor's Claim in the amount of \$9,757.94.</p> <p>The Court previously set status hearing for failure to file a first account or petition for final distribution.</p> <p>At hearing on 7-27-12, Counsel advised the Court that the property was listed for sale, but that debts exceed whatever will be received. The Court was informed that there are four heirs. Counsel is directed to have the property reappraised. Accounting to be completed.</p> <p>The Court set this status hearing for filing of the first account or petition for final distribution.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Note:</u> A reappraisal for sale was filed 10-23-12 reflecting a value of \$55,000.00 for the real property located at 244 E. Strother Ave., in Fresno, and Notice of Proposed Action was filed 10-24-12 indicating that a sale would be final on or after 11-12-12.</p> <p>1. Need first account or petition for final distribution.</p> <p>Specifically, the Court may require information regarding status of the house for the past five years (2007-2012): Has it been occupied/rented/etc.? What is the reason for the delay in closing the estate? How has this benefitted the estate, creditors and heirs?</p>
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		

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

DOD: 09/18/07	<p>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> <p>Partial Inventory & Appraisal was filed 12/02/08 - \$333,000.00</p> <p>Final Inventory & Appraisal was filed 12/02/08 - \$317,000.00</p> <p>Notice of Status Hearing filed 05/08/12 set this matter for status. Clerk's Certificate of Mailing states that the Notice of Status Hearing was mailed to the Laura Dozier and David Knudson on 05/08/12.</p> <p>Status Report filed 07/19/12 by Laura Dozier states: the creditor's claims filed by Citibank and American Ambulance have been paid. The Claim of Fresno County Federal Credit Union (FCFCU) stems from a 2nd loan on an estate property that was lost to foreclosure. Ms. Dozier states that she is currently in discussions with FCFCU regarding this indebtedness. Further Ms. Dozier states that another property of the estate in Madera is currently for sale, until this property is sold there will not be funds available to pay expenses of administration or deal with the remaining creditors. It is anticipated with the gradually improving real estate market that it may be possible to sell the real property.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>CONTINUED FROM 07/27/12 Minute Order from 07/27/12 states: Counsel advises the Court that the property consists of 40 acres of undeveloped property in Coarsegold which was appraised at \$333,000.00, but is worth less.</p> <p>As of 11/28/12, nothing further has been filed.</p> <p>1. Need Accounting and Petition for Final Distribution.</p> <p>Notes: A Notice of Pendency of Action was filed 03/15/12 by Fresno County Federal Credit Union indicated that a Complaint for Money due was filed in Fresno Superior Court Case No. 12CECG00823 MWS on 03/12/12.</p> <p>Creditor's claims of Fresno County Federal Credit Union, Citibank and American Ambulance have been filed in this matter.</p> <p>A request for Special Notice has been filed by Sandra Dozier & Fresno County Federal Credit Union.</p>
Cont. from 062012, 072712		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
Reviewed by: JF		
Reviewed on: 11/28/12		
Updates:		
Recommendation:		
File 11 - Dozier		

DOD: 11/30/2009	<p>LINDA HANSEN and MARYMOSSETTE were appointed co-Executors without bond and with full IAEA on 2/1/2011. Letters issued on 3/2/2011.</p> <p>Inventory and Appraisal was filed on 8/8/2011 showing the value of the estate as \$489,268.58</p> <p>First account or petition for final distribution was due May 2012.</p> <p>This status hearing was set for failure to file the first account or petition for final distribution.</p> <p>Notice of Status Hearing was mailed to attorney Robert Duncan on 8/20/12.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p style="text-align: center;"><u>OFF CALENDAR</u></p> <p>Petitioner for Final Distribution filed 10-29-12 is set for hearing on 12-11-12.</p>
Cont. from 092812		
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		
	<p>Reviewed by: KT / skc</p> <p>Reviewed on: 11-28-12</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 12 - Brooks</p>	

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

<p>DOD: 2-28-12</p> <hr/> <hr/> <hr/> <p>Cont. from 050812, 061212, 062912, 072712</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr><td style="width: 80%;">Aff.Sub.Wit.</td><td style="width: 20%;"></td></tr> <tr><td>Verified</td><td></td></tr> <tr><td>Inventory</td><td></td></tr> <tr><td>PTC</td><td></td></tr> <tr><td>Not.Cred.</td><td></td></tr> <tr><td>Notice of Hrg</td><td></td></tr> <tr><td>Aff.Mail</td><td></td></tr> <tr><td>Aff.Pub.</td><td></td></tr> <tr><td>Sp.Ntc.</td><td></td></tr> <tr><td>Pers.Serv.</td><td></td></tr> <tr><td>Conf. Screen</td><td></td></tr> <tr><td>Letters</td><td></td></tr> <tr><td>Duties/Supp</td><td></td></tr> <tr><td>Objections</td><td></td></tr> <tr><td>Video Receipt</td><td></td></tr> <tr><td>CI Report</td><td></td></tr> <tr><td>9202</td><td></td></tr> <tr><td>Order</td><td></td></tr> <tr><td>Aff. Posting</td><td></td></tr> <tr><td>Status Rpt</td><td style="text-align: center;">X</td></tr> <tr><td>UCCJEA</td><td></td></tr> <tr><td>Citation</td><td></td></tr> <tr><td>FTB Notice</td><td></td></tr> </table>	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	X	UCCJEA		Citation		FTB Notice		<p>CAROL LOPEZ, Daughter, was appointed Conservator of the Person and Estate on 2-9-11 with bond of \$75,000.00.</p> <p>Bond was filed on 4-26-11 and Letters issued on 4-27-11.</p> <p>On 6-8-11, the Court set this status hearing for the filing of the first account and sent notice to Attorney Fanucchi.</p> <p>Final Inventory and Appraisal filed 2-9-12 indicates \$70,000.00 cash.</p> <p>As of 4-27-12, a first account has not yet been filed.</p> <p>Court Investigator Dina Calvillo filed a review report on 3-1-12. The report states she visited Mrs. Eaton at The Harvest, an Assisted Living and Alzheimer's Care Facility in Fowler. The staff reports that the Conservator visits often and is very involved in her care, and the conservatorship appears to be warranted and in Mrs. Eaton's best interest.</p> <p><u>Notice of Death of Conservatee filed 5-3-12 states that Mrs. Eaton passed away on 2-28-12.</u></p> <p>At hearing on 5-8-12, the matter was continued to 6-12-12, then 6-29-12, then 7-27-12.</p> <p>Nothing further has been filed.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p style="text-align: center;"><u>OFF CALENDAR</u> First and Final Account was filed on 07/26/12</p> <hr/> <p>Reviewed by: JF</p> <p>Reviewed on: 11/28/12</p> <p>Updates:</p> <p>Recommendation: File 13 - Eaton</p>
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	X																																															
UCCJEA																																																
Citation																																																
FTB Notice																																																

Status Hearing Re: Payment of Fees

Age: 84 years	<p>PUBLIC GUARDIAN, as Conservator, filed a petition for payment of fees and commissions. The Petition stated the conservatee's wife was to apply for medi-cal on his behalf, and to handle all community assets. It was the Petitioner's understanding that anything not covered by medi-cal would be paid from community assets of the wife.</p> <p>Conservatee's spouse, Beverly Hodgkiss, appeared at the hearing and objected. The matter was continued. At the continued hearing the court indicated to the parties that it believes the fees are appropriate and should be paid by the person who controls the community property. The Court granted the petition and set this status hearing re: payment of fees.</p> <p>At hearing on 10-12-12, Ms. Kruthers advised the Court that Beverly Hodgkiss has not paid the fees and is refusing to do so.</p> <p>The Court continued the matter to this date and also set an Order to Show Cause (Page 14B) and ordered Ms. Hodgkiss to be present and explain to the Court why the fees have not been paid.</p> <p>The Minute Order and Order to Show Cause were mailed to Beverly Hodgkiss, Stanley Teixeira, and Heather Kruthers on 10-12-12.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Minute Order 10-12-12: Ms. Kruthers is also appearing specially for Stanley Teixeira. Ms. Kruthers advises the Court that Beverly Hodgkiss has not paid the fees and is refusing to do so. The Court sets the matter for an Order to Show Cause on 11/30/12 regarding the failure to pay fees. The Court orders Beverly Hodgkiss to be personally present on 11/30/12 to explain to the Court why the fees have not been paid. Continued to 11/30/12; Set on 11/30/12 for: Order to Show Cause Re: Failure to Pay Fees</p> <p>Page 14B is OSC.</p> <p>1. Need current status report.</p>
Cont. from 101212		
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		

Order to Show Cause Re: Failure to Pay Fees

Age: 84 years	<p>PUBLIC GUARDIAN, as Conservator, filed a petition for payment of fees and commissions. The Petition stated the conservatee's wife was to apply for medi-cal on his behalf, and to handle all community assets. It was the Petitioner's understanding that anything not covered by medi-cal would be paid from community assets of the wife.</p> <p>Conservatee's spouse, Beverly Hodgkiss, appeared at the hearing and objected. The matter was continued. At the continued hearing the court indicated to the parties that it believes the fees are appropriate and should be paid by the person who controls the community property. The Court granted the petition and set this status hearing re: payment of fees.</p> <p>At hearing on 10-12-12, Ms. Kruthers advised the Court that Beverly Hodgkiss has not paid the fees and is refusing to do so.</p> <p>The Court continued the matter to this date and also set an Order to Show Cause (Page 14B) and ordered Ms. Hodgkiss to be present and explain to the Court why the fees have not been paid.</p> <p>The Minute Order and Order to Show Cause were mailed to Beverly Hodgkiss, Stanley Teixeira, and Heather Kruthers on 10-12-12.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Minute Order 10-12-12: Ms. Kruthers is also appearing specially for Stanley Teixeira. Ms. Kruthers advises the Court that Beverly Hodgkiss has not paid the fees and is refusing to do so. The Court sets the matter for an Order to Show Cause on 11/30/12 regarding the failure to pay fees. The Court orders Beverly Hodgkiss to be personally present on 11/30/12 to explain to the Court why the fees have not been paid. Continued to 11/30/12; Set on 11/30/12 for: Order to Show Cause Re: Failure to Pay Fees</p>
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		
	<p>Reviewed by: skc</p> <p>Reviewed on: 11-28-12</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 14B - Hodgkiss</p>	

DOD: 3/9/12	MICHAEL A. HARRIS and HILARY A. RODRIGUEZ were appointed Co-Executors with full IAEA and without bond on 5/3/12.	NEEDS/PROBLEMS/COMMENTS:
		<u>Continued from 10-12-12.</u>
Cont. from 090412, 101212	Minute order dated 5/3/12 set this status hearing for the filing of the inventory and appraisal.	Minute Order 10-12-12: Counsel advises the Court that the documents have been sent to the Probate Referee. Counsel requests a continuance.
Aff.Sub.Wit.		
Verified		
Inventory		Status Report filed 11-27-12 states counsel has been advised by the Probate Referee that all appraisals have not yet been completed, but should be completed shortly. Counsel requests an additional 30-45 days for completion.
PTC		
Not.Cred.		
Notice of Hrg	Status Report filed on 10/3/12 states the first notice counsel received of any status hearing was received in the mail following the hearing. No notice of a status hearing was provided prior to the 9/4/12 status hearing.	
Aff.Mail		1. Need inventory and appraisal
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report	Counsel for the Executors cannot personally attend the 10/12/12 status hearing as he will be out of the state on that date for a family event scheduled months ago that cannot be rescheduled. Counsel will have one of his partners appear at the status hearing.	
9202		
Order		
Aff. Posting	An inventory and appraisal is due to be filed. The inventory has been sent to the probate referee. The inventory includes real property out of Fresno County. It is expected to take additional time to obtain all the appraisals. Counsel requests an additional 30 to 45 days to completion of the appraisal and filing of the inventory.	Reviewed by: KT / skc
Status Rpt		Reviewed on: 11-28-12
UCCJEA		Updates:
Citation		Recommendation:
FTB Notice		File 15 - Harris

		<p>JAMES DOUGLAS DAVIS, Co-Trustee and Beneficiary, filed a Petition for Accounting, Removal of Co-Trustee and Instructions.</p> <p>CARLA D. RAY, Co-Trustee and Beneficiary (sister of Petitioner), is Respondent.</p> <p>At the continued Settlement Conference on 8-30-12, the parties reached a settlement agreement.</p> <p><u>Minute Order 8-30-12</u>: Parties reach a settlement agreement. Mr. Franco is directed to prepare the order. Matter set for Status Hearing on 10/5/12. If the settlement agreement is completed by 10/5/12 and payment is made, no appearance will be necessary.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Continued from 10-5-12, 11-9-12</u></p> <p><u>Minute Order 10-5-12</u>: Mr. Franco advises the Court that the payment was not made on time; however, he has been informed that the check is in the mail.</p> <p><u>Minute Order 11-9-12</u>: No appearances. The Court indicates for the minute order that proof of the check's delivery is still needed. Matter continued to 11/30/12. If proof that everything has been completed is submitted by 11/30/12, no appearance will be necessary. Continued to 11-30-12</p> <p><u>Note</u>: Petitioner filed a Request for Dismissal on 11-19-12; however Dismissal was <u>not entered</u> because no proof of payment has been provided.</p> <p>1. Need settlement agreement and payment pursuant to Minute Order 8-30-12, 10-5-12, 11-9-12, <u>or</u> dismissal signed by both attorneys.</p>
Cont. from 100512, 110912			
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: skc
			Reviewed on: 11-27-12
			Updates:
			Recommendation:
			File 16 - Davis

Status Hearing Re: Filing of the Inventory and Appraisal

	<p>CYNTHIA JANE TOSI, Mother, was appointed Guardian of the Estate with bond of \$26,376.98 on 7-23-12.</p> <p>On 7-23-12, the Court set this status hearing for filing of the Inventory and Appraisal.</p> <p>Bond was filed and Letters issued on 8-6-12.</p> <p>Status Report filed 11-20-12 states that no I&A has been filed because the funds have not been received yet. After being appointed Guardian, Petitioner has communicated with Carpenter Funds to receive the proceeds of the annuity, but has been unsuccessful. An I&A will be filed immediately upon receipt of funds.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need Inventory and Appraisal per Probate Code §2610.</p>
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: skc
		Reviewed on: 11-27-12
		Updates:
		Recommendation:
		File 21 - Dondlinger

Status Hearing Re: Filing of the Bond

		<p>CHRISTINA E. TOLMAN, Daughter, was appointed Conservator of the Person and Estate with bond of \$38,920.00 on 10-30-12.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: Letters have not yet issued.</p> <p>1. Need proof of bond.</p>
		<p>The Court set this status hearing for filing of the bond.</p>	
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: skc
			Reviewed on: 11-27-12
			Updates:
			Recommendation:
			File 22 - Tolman

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

DOD: 1-29-04	MARGARET GREEN was appointed Administrator with full IAEA with bond of \$10,000.00 on 5-25-04.	NEEDS/PROBLEMS/COMMENTS: Note: Administrator was previously represented by Attorney C. Michael Farmer; however, pursuant to Substitution of Attorney filed 9-4-12, Administrator is now self-represented. 1. Need first account or petition for final distribution. Note: Administrator Margaret Green is the surviving spouse, and Decedent also had six children. At the time of appointment, five of the six children were adults and waived bond; however, the minor heir lacked capacity to waive bond. Therefore, the bond of \$10,000.00 was requested as that was the estimated share of the minor heir.
	Inventory and Appraisal filed 10-21-04 reflected a total estate value of \$95,000.00 consisting of real property at 255 West Hawes Ave. in Fresno.	
Aff.Sub.Wit.		
Verified		
Inventory		
PTC	Notice of Proposed Action filed 4-1-05 indicated intent to sell for \$153,000.00 cash.	
Not.Cred.		
Notice of Hrg	No further action occurred in this estate until 9-4-12 when Attorney C. Michael Farmer filed a Substitution of Attorney.	
Aff.Mail		
Aff.Pub.		
Sp.Ntc.	The Court then set this status hearing for failure to file a first account or petition for final distribution and sent notice to the Administrator at 255 West Hawes.	
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: 11-27-12
		Updates:
		Recommendation:
		File 23 - Green

Pro Per Ouanoulack, Khammanee (Pro Per Guardian, mother)

Probate Status Hearing Re: Receipt of Transfer

Age: 10 years		<p>KHAMMANEE OUANOULACK, mother, was appointed Guardian of the Estate on 8/29/2005.</p> <p>Notice of Status Hearing filed 11/2/2011 set a status hearing on 1/17/2012 for the failure to file an accounting in this guardianship estate. The matter was continued to 3/6/2012, and then to 6/12/2012 to allow the Guardian time to complete and file an accounting.</p> <p>Declaration of Khammanee Ouanoulack filed 5/25/2012 states in pertinent part that there weren't any changes to the blocked account, and only interest has been received from the cash in the blocked account; on 5/25/2012, she filed an <i>Inventory and Appraisal and First Account and Report of Guardian</i>, showing the blocked account contains \$58,572.87, and stated there have been no withdrawals from this account; [a formal accounting was not filed.]</p> <p>Minute Order dated 7/10/2012 from the last hearing on the first account states: Examiner notes and Receipt of Blocked Account form are provided to the Petitioner. The first account is waived and the order for the blocked account is signed by the Court. Matter set for Status Hearing on 8/10/2012. If the receipt of the blocked account is filed by 8/10/2012, no appearance will be necessary.</p> <p>Receipt and Acknowledgement of Order for Deposit of Money into Blocked Account was filed 08/07/12, showing an account balance of \$58,573.82.</p> <p style="text-align: center;">~Please see additional page~</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p style="text-align: center;"><u>OFF CALENDAR</u></p> <p>Receipt of blocked account was filed 11-26-12.</p>
Cont. from 092112, 110912			
Aff.Sub.W			
Verified			
Inventory			
PTC			
Transfer Receipt	X		
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters	082905		
Duties/S			
Objectn			
Video Rcpt			
CI Report			
9202			
Order			
Aff. Post			
Status Rpt			
UCCJEA			
Citation			
FTB Ntc			
		<p>Reviewed by: LEG / skc</p> <p>Reviewed on: 11/28/12</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 24 - Phaphone</p>	

Minute Order dated 8/10/2012 from the status hearing for filing of the receipt of blocked account states the Court dispenses with accountings. The Court authorizes Khammanee Ouanoulack to transfer the account to a long term certificate of deposit. The Court directs the examiner to prepare the order. Ms. Ouanoulack is directed to submit a receipt of transfer by 9/21/2012.

Order filed 8/21/2012 states the Court dispenses with accountings. Khammanee Ouanoulack is authorize to transfer the account at Chase Bank to a long term certificate of deposit account. Khammanee Ouanoulack is directed to submit a *Receipt and Acknowledgement of Order for the Deposit of Money into Blocked* by 9/21/2012.

Order to Deposit Money into Blocked Account filed 8/21/2012 requires that the account be blocked and no withdrawals are permitted without court order.

Note: Since the Court has dispensed with accountings in this guardianship estate, the Court will set a status hearing for the final accounting and closure of the guardianship estate and for distribution to the ward upon reaching age 18, which will occur in 2020. Status hearing will be set as follows:

- **Friday, January 31, 2020, at 9:00 a.m. in Dept. 303.**

Status Hearing Re: Filing of the Inventory and Appraisal

DOD: 10/23/2011		<p>ANNA F. WILLIAMS, daughter, was appointed Executor without bond on 4/16/12.</p> <p>Minute order dated 4/16/12 set this status hearing for the filing of the inventory and appraisal. Anna F. Williams was present in court when this status hearing was set.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Continued from 8/16/12, 10-12-12.</p> <p>Minute Order 10-12-12: Ms. Williams informs the Court that she is currently working with Mr. Diebert. Matter continued to 11-30-12.</p> <p>As of 11-28-12, nothing further has been filed.</p> <p>1. Need Inventory and appraisal.</p>
Cont. from 081612, 101212			
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: KT / skc	
		Reviewed on: 11-28-12	
		Updates:	
		Recommendation:	
		File 25 - Turner	

Age: 9 years	<p>JAMES KERN BEEBE and YVETTE RENEE BEEBE were appointed co-guardians of the estate without bond on 10/3/2012.</p> <p>Letters issued on 10/3/2012.</p> <p>Order to Deposit Funds into Blocked account ordering \$13,648.00 into a blocked account was signed on 10/3/2012.</p> <p>Minute order dated 10/3/2012 set this status hearing for the filing of the receipt for blocked account.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Continued from 11-9-12.</u></p> <p>Minute Order 11-9-12: No appearances. Matter continued to 11-30-12. The Court orders James Beebe and Yvette Beebe to be personally present on 11-30-12 if the receipt for blocked account has not been filed.</p> <p>The minute order was mailed to James Beebe and Yvette Beebe on 11-9-12.</p> <p>As of 11-28-12, nothing further has been filed.</p> <p>1. Need receipt for blocked account or current written status report pursuant to Local Rule 7.5.</p>
Cont. from 110912		
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 on: 11-28-12	
	Updates:	
	Recommendation:	
	File 26 - Beebe	

Status Hearing Re: Filing of Receipt for the Blocked Account

Age: 8 years	JAMES KERN BEEBE and YVETTE RENEE BEEBE were appointed co-guardians of the estate without bond on 10/3/2012.	NEEDS/PROBLEMS/COMMENTS:
	Letters issued on 10/3/2012.	<u>Continued from 11-9-12.</u>
Cont. from 110912	Order to Deposit Funds into Blocked account ordering \$13,648.00 into a blocked account was signed on 10/3/2012.	Minute Order 11-9-12: No appearances. Matter continued to 11-30-12. The Court orders James Beebe and Yvette Beebe to be personally present on 11-30-12 if the receipt for blocked account has not been filed.
Aff.Sub.Wit.		The minute order was mailed to James Beebe and Yvette Beebe on 11-9-12.
Verified		As of 11-28-12, nothing further has been filed.
Inventory		1. Need receipt for blocked account or current written status report pursuant to Local Rule 7.5.
PTC		
Not.Cred.		
Notice of Hrg	Minute order dated 10/3/2012 set this status hearing for the filing of the receipt for blocked account.	
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		Reviewed by: KT
Status Rpt		Reviewed on: 11/7/12
UCCJEA		Updates:
Citation		Recommendation:
FTB Notice		File 27 - Beebe