

Probate Status Hearing Re: Failure to File the Inventory and Appraisal and for Failure to File a First Account or Petition for Final Distribution

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| DOD: 5/3/2001 | PATRICIA CURRY-TAYLOR was appointed Executor with full IAEA and without bond on 7/18/2006. | <p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> Inventory and appraisal, partial no. 1, filed on 9/4/14 was not signed by the probate referee as required. Need inventory and appraisal (completed by the probate referee) and first account, petition for final distribution or current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties. |
| | Letters issued on 7/18/2006. | |
| Cont. from 031414, 042514, 062714, 090414 | Inventory and appraisal was due December 2006. | |
| Aff.Sub.Wit. | First account or petition for final distribution was due September 2007. | |
| Verified | Notice of Status Hearing was mailed to attorney Kyle Hackett on December 20, 2013. | |
| Inventory | A copy of the Court's Minute Order dated 3/14/14 was mailed to Kyle Hackett and Patricia Curry-Taylor on 4/2/14. | |
| PTC | Inventory and Appraisal, partial no. 1. Filed on 9/4/14 show a value of \$140,034.22. | |
| Not.Cred. | Minute order dated 3/14/14 states no appearances. The court set the matter for an Order to Show Cause regarding Patricia Curry-Taylor's and Kyle Hackett's failure to appear, failure to proceed timely with the estate, and imposition of sanctions in the amount of \$500.00. Patricia Curry-Taylor and Kyle Hackett are ordered to be personally present on 4/25/14. If counsel does not appear with a satisfactory explanation for his non-compliance, the Court will be compelled to report this to the State Bar. | |
| Notice of Hrg | Minute Order dated 4/25/14 states Mr. Hackett informs the court that he called and informed the court that he could not make the last hearing and apologizes. The court vacates the sanctions. | |
| 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 |
| | | Reviewed on: 11/21/13 |
| | | Updates: |
| | | Recommendation: |
| | | File 2 – Hollier |

3 Alice Beatrice Shockley (Estate)

Case No. 06CEPR01193

Atty Cross, Robert W. M., sole practitioner of Selma (for Petitioner William R. Shockley)

(1) First and Final Report of Co-Administrators by and Through Counsel on Waiver of Account and (2) Petition for Closure of Insolvent Estate

| | | |
|--|---|---|
| DOD: 6/20/2006 | WILLIAM R. SHOCKLEY , son and Co-Administrator (Co-Administrator KATHERINE ROYCE is deceased, DOD 8/5/2011), is Petitioner. | <p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need proposed order pursuant to Local Rule 7.1.1(F) providing that a proposed order shall be submitted with all pleadings that request relief.</p> |
| | Accounting is waived. | |
| Cont. from | | |
| <input type="checkbox"/> Aff.Sub.Wit. | I & A — Not filed | |
| <input checked="" type="checkbox"/> Verified | POH — None | |
| <input type="checkbox"/> Inventory | Co-Administrator — waives | |
| <input type="checkbox"/> PTC | | |
| <input checked="" type="checkbox"/> Not.Cred. | Attorney — waives | |
| <input checked="" type="checkbox"/> Notice of Hrg | | |
| <input checked="" type="checkbox"/> Aff.Mail | Petitioner states: | |
| <input type="checkbox"/> Aff.Pub. | <ul style="list-style-type: none"> The only asset of any value of the estate was real property on B Street in Selma valued at \$270,000.00 with an encumbrance of \$135,000.00; Diligent efforts were made to sell the real property (see copy of seller's closing statement dated 7/5/2007 showing \$230,000.00 sale price), but the buyer withdrew and no other buyer was found, resulting in foreclosure on the property when Co-Administrators could no longer afford to make the loan payments on the house as they had done for a year after Decedent's death (copy of Trustee's Deed Upon sale attached as Exhibit 2); the estate has not included real property since 3/11/2008; The only other estate property was estimated at \$3,000.00 on the initial Petition for Probate, which included a 1989 automobile in very poor condition and not operating; Petitioner states his Co-Administrator (sister) was unable to sell it and gave it to a person she knew without recovery of any recompense; | |
| <input checked="" type="checkbox"/> Sp.Ntc. | | |
| <input type="checkbox"/> Pers.Serv. | | |
| <input type="checkbox"/> Conf. Screen | | |
| <input type="checkbox"/> Letters | 121406 | |
| <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 type="checkbox"/> Order | X | |
| <input type="checkbox"/> Aff. Posting | | |
| <input type="checkbox"/> Status Rpt | | |
| <input type="checkbox"/> UCCJEA | | |
| <input type="checkbox"/> Citation | | |
| <input checked="" type="checkbox"/> FTB Notice | | |
| ~Please see additional page~ | | |
| | | Reviewed by: LEG |
| | | Reviewed on: 11/25/14 |
| | | Updates: 12/2/14 |
| | | Recommendation: |
| | | File 3 - Shockley |

Petitioner states, continued:

- Petitioner also states his Co-Administrator (sister) held a sale of the limited personal property left in the residence which netted no more than **\$1,000.00**; it may be that the Co-Administrator used the money to pay part of her ½ of the monthly payments on the home mortgage; these events took place in or before 2007 so the estate had no assets since then and since the foreclosure was recorded on 3/11/2008; both Co-Administrators were expecting Co-Administrator Katherine Royce would undertake most of the responsibility as administrator since she resided in Selma near the real property and William Shockley resided in Oakhurst area;
- The estate proved to have substantial creditors besides the mortgage on the property and the claim of the Franchise Tax Board; Exhibit 3 lists 19 other creditors with amounts totaling **\$23,739.98**;
- No Inventory and Appraisal has been filed in this matter, and should not be required in this case because of the [above-noted] circumstances; Petitioner seeks termination and discharge; the Court may order termination and discharge although an inventory has not been filed, pursuant to Probate Code § 12251, *Law Revision Commission Comment, California Probate Procedure*;
- Petitioner waives all rights to any compensation as Co-Administrator, but in any case it appears none are payable due to lack of any assets; Attorney for Petitioner waives all rights to any compensation and waives any reimbursement of costs advanced;
- No advance distributions have been made other than what the Co-Administrator Katherine Royce did with the automobile and proceeds from sale of personal property without involvement of Petitioner Co-Administrator; there is no proposed distribution because there are no assets to distribute.

Petitioner requests the Court Order that:

1. The Court find this estate is an appropriate no-asset estate to be handled under Probate Code § 12251 providing that at any time after appointment of a personal representative and whether or not letters have issued it appears there is no property of any kind belonging to the estate and subject to administration such that the personal representative may be discharged; and
2. That the personal representative be discharged and the estate administration be terminated.

4 Araceli Juanita Gonzalez (GUARD/E)

Case No. 07CEPR00769

Atty LeVan, Nancy J. (for Patricia Gonzalez – Mother – Guardian – Petitioner)

(1) Second and Final Account and Report of Guardian of the Estate and (2) Petition for Allowance of Attorney Fees, and (3) Authority to Deliver Assets, and (4) Petition to Discharge Guardian of the Estate

| | | | |
|-------------------------------------|---------------|--|---|
| | | PATRICIA GONZALEZ , Mother and Guardian of the Estate, is Petitioner. | <p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Notice was mailed to the (former) minor, Araceli, at the family home in Clovis; however, the Court may require verification that she has received notice of this hearing, since it appears from various requests for withdrawals that Araceli has been in college in Santa Cruz, CA.</p> <p>2. Need order(s) for withdrawals from the blocked accounts (MC-358) as applicable.</p> |
| | | Account period: 11-1-08 through 9-30-14 | |
| | | Accounting: \$98,073.72 | |
| | | Beginning POH: \$94,675.40 | |
| | | Ending POH: \$41,308.31 | |
| | | (cash held in blocked account) | |
| | | Guardian: Waived | |
| | | Attorney: \$1,250.00 (Local Rule 7.16) | |
| | | Petitioner states the minor reached majority. The minor's funds are currently held in blocked accounts. Petitioner proposes to distribute the funds outright to the minor who is now over age 18 (\$40,058.31 after payment of the attorney fee). | |
| | | Petitioner prays for an order: | |
| | | 1. Approving, allowing, and settling the account; | |
| | | 2. Authorizing payment of the attorney fees; | |
| | | 3. Authorizing Petitioner to deliver the remaining property in her possession to Araceli Juanita Gonzalez; | |
| | | 4. On compliance with this order and filing receipts, Petitioner shall be discharged as guardian of the estate; | |
| | | 5. Any other relief be granted as the Court deems proper. | |
| <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 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: skc | | | |
| Reviewed on: 11-24-14 | | | |
| Updates: | | | |
| Recommendation: | | | |
| File | | | |

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|--|--|---|
| DOD: 2-7-07 | <p>LORENA GARCIA, Daughter is Administrator with limited IAEA without bond. Letters issued 7-21-08.</p> <p>On 7-14-09, the Court approved a settlement agreement between Administrator (daughter) and Omega Ochoa Garcia (surviving spouse) and allowed continuation of estate administration pending certain issues:</p> <ol style="list-style-type: none"> 1) Retrial of the damages portion of Civil Case # 04CECG03607 Garcia v. Roberts; and 2) Receipt of proceeds due from an eminent domain matter <p>On 10-4-11 (the 7th status hearing regarding retrial of the damages issue), Attorney Emerzian advised the Court that a motion for a new trial was denied and an appeal has been filed, and that deposits need to be made. The Court set this hearing for further status.</p> <p>Status Report filed 12-1-11 by Attorney LeVan states that Attorney Ty Kharazi filed a Notice of Appeal on behalf of his clients, the Roberts'. The Fifth District Court of Appeal has set a mediation for the parties on 12-12-11. Attorney LeVan requests to set a status hearing in March 2012 to follow the progress of the appeal.</p> <p>Minute Order 12-6-12: No appearances. Matter continued to 3-13-12.</p> <p>Minute Order 3-13-12: Counsel informs the Court that the case has been appealed. Matter continued to 9-13-12, then 3-14-13.</p> <p>Status Report filed 3-13-13 states there are no entries in the civil docket regarding appeal since 1-8-13. Until that matter is decided, we do not know what the final I&A will be. Attorney LeVan requests a six-month continuance for resolution of the appeal.</p> <p>Minute Order 3-14-13: The Court orders all attorneys involved in case 04CECG03607 appear for status conference on 4-26-13. Order to Show Cause for attorneys regarding the status of litigation and status of mediation.</p> <p>Minute Order 4-26-13: Counsel informs the Court that the appeal matter has been fully briefed. The Court directs Mr. Hannah and Mr. Littlewood to submit a joint status letter to Ms. LeVan so she can update the Court at the next hearing.</p> <p>A Status Report (not verified by Administrator) was filed 8-27-13: See Page 2</p> | <p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: This is actually the 18th status hearing since January 2010 re status of this litigation. The last status report was filed 8-27-13.</p> |
| Cont. from 042613, 083013, 013014, 050114, 100214 | | |
| 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: 11-21-14 | | |
| Updates: 11-24-14 | | |
| Recommendation: | | |
| File 5 - Garcia | | |

Page 2

Unverified Status Report states the estate of Johnny Garcia is currently in a holding pattern pending the outcome of the appeal of the civil matter which holds the bulk of the estate property. There have been no funds received into the estate from the \$184,798 awarded in 7/2011 due to the appeal filed by Atty. Kharazi in 9/2011 on behalf of the Roberts. The estate is not in a condition to be closed at this time.

The personal property listed on the inventory is currently in the possession of Omega Garcia (spouse) pursuant to the agreement that she was going to get one-half of the estate. This property was going to be part of her distribution.

Per docket, as of 7/30/13, oral argument notice was sent to both attorneys. On 8/6/13, Atty Kharazi requested oral argument, personal appearance. On 8/8/13, Atty Littlewood filed a conditional oral argument waiver or personal appearance. On 8/21/13, oral arguments were set for 9/18/13. See attached.

Until the civil matter is decided, we do not know what the final I&A amount will be. A six month continuance is requested.

Minute Order 8-30-13: Ms. Johnson is appearing specially for Ty Kharazi. The Court is advised that oral argument in the appellate court is set for 9-18-13.

Minute Order 1-30-14: Ms. LeVan is also appearing specially for William Littlewood. Mr. Kharazi is present in court with his client. The Court is informed that the appeal is done. The Court excuses Mr. Kharazi from further appearances in this matter. Mr. Kharazi indicates to the Court that he will remain as counsel of record for his client. Continued to: 5/1/14 at 09:00a.m. in Dept 303.

Minute Order 5-1-14: Counsel advises the Court that Mr. Little contacted her regarding the levy process.

Status Report filed 11-24-14 by Lorena Garcia states she received an email from Attorney Littlewood of McComrick Barstow, who handled the civil litigation regarding the real property and is also handling enforcement of the judgment with the Sheriff's Dept., on 11-20-14. Mr. Littlewood reports that the Writ of Execution and instructions have been submitted to the sheriff. To date, the Sheriff has not issued a Notice of Sale, and calls to the Sheriff's Dept. have gone unreturned. Attorney Littlewood's colleague, John Hastrup, will attend the hearing on 12-4-14 to give the Court information.

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|-------------------------|---|---------------------------------|
| DOD: 9-22-11 | <p>KATHLEEN M. NORKUNAS, Surviving Spouse, was appointed Executor with Full IAEA without bond and Letters issued on 9-4-12.</p> | NEEDS/PROBLEMS/COMMENTS: |
| | | |
| | <p>The Court has held numerous status hearings regarding failure to file an Inventory and Appraisal and failure to file a first account or petition for final distribution (not counting the continued status hearing at Page A).</p> | |
| Cont from 102214 | | |
| Aff.Sub.Wit. | <p>At the hearing on 10-2-14, there were no appearances and the Court set this Order to Show Cause Re Failure to Appear.</p> | |
| Verified | | |
| Inventory | <p><u>Note:</u> On 10-17-14, a Petition for Termination of Further Proceedings was filed and set for hearing on 12-4-14. See Page B.</p> | |
| 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: skc |
| Status Rpt | | |
| UCCJEA | | Reviewed on: 11-21-14 |
| Citation | | Updates: |
| FTB Notice | | Recommendation: |
| | | File 6B – Karlee |

Petition for Termination of Further Probate Proceedings

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|---------------------|--|--------|---|
| DOD: 9-22-11 | KATHLEEN M. NORKUNAS , Executor with Full IAEA without bond, is Petitioner. | | <p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> Petitioner does not address whether notice of administration was given to creditors, or to the California Franchise Tax Board or the California Dept. of Health Care Service pursuant to Probate Code §9202, etc. (Letters issued; therefore, the estate must be properly closed with notice as appropriate.) The Court may require Notice of Hearing to the decedent's siblings, James Wilson and David McFerrin, as listed on #8 of the petition. Need order. Local Rule 7.1.1.F. |
| | <p>Petitioner states she is the decedent's surviving spouse and sole heir. The estate never contained any assets. The sole purpose of admitting decedent's will to probate was to obtain Letters Testamentary for submission to Petitioner's financial institution.</p> | | |
| | <p>Petitioner states all of decedent's assets were distributed prior to his demise and these probate proceedings. There is no known opposition to this petition.</p> | | |
| | Aff.Sub.Wit. | | |
| ✓ | Verified | | |
| | Inventory | | |
| | PTC | | |
| | Not.Cred. | | |
| | Notice of Hrg | x | |
| | Aff.Mail | | |
| | Aff.Pub. | | |
| | Sp.Ntc. | | |
| | Pers.Serv. | | |
| | Conf. Screen | | |
| ✓ | Letters | 9-4-12 | |
| | Duties/Supp | | |
| | Objections | | |
| | Video Receipt | | |
| | CI Report | | |
| | 9202 | | |
| | Order | x | |
| | Aff. Posting | | |
| | Status Rpt | | |
| | UCCJEA | | |
| | Citation | | |
| | FTB Notice | | |
| | | | Reviewed by: skc |
| | | | Reviewed on: 11-21-14 |
| | | | Updates: |
| | | | Recommendation: |
| | | | File 6A - Karlee |

First Account and Report of Trustee of Edward Crable Special Needs Trust; Petition to Settle Account

| | | |
|----------------------------------|---|--|
| Age: 17 | PATTI CRABLE , trustee, is petitioner. | <p>NEEDS/PROBLEMS/COMMENTS:</p> <p style="text-align: center;"><u>OFF CALENDAR</u> Amended Account filed 11/26/14 and set for hearing on 01/13/15</p> <p><u>CONTINUED FROM 11/13/14</u> Minute Order from 11/13/14 states: For the record, the previous minute order was mailed to Mr. Jambeck at an incorrect address. Mr. Jambeck is to obtain current bank statements from Ms. Crable and prepare a First Amended Account, to be filed no later than 11/26/14. Both counsel and Ms. Crable are to be personally present in court or appear via court call on 12/04/14.</p> <p>As of 11/24/14, nothing new has been filed.</p> <p>Need Amended Account and Report of Trustee based on, but not limited to, the following issues:</p> <ol style="list-style-type: none"> 1. The accounting is incomplete. It does not include a Summary of Account – Standard and Simplified Accounts. See CA Rule of Court 7.575 and Probate Code § 1060 – 1063. 2. The account indicates that the trust received \$10,000.00 and then disbursed that \$10,000.00 to the Leigh Law Group for educational legal services. However, the petition does not state and there does not appear to be a petition requesting authority to pay attorney's fees. It appears that these fees were paid without a court order. 3. Pursuant to the Order Approving the Special Needs Trust, Edward Crable was to receive \$19,250.00 from a Minor's Compromise Claim which became the corpus of the Trust. The Court allowed \$9,250.00 to be placed into a blocked account and allowed \$10,000.00 to remain unblocked with bond set at \$11,000.00. The accounting does not address the \$9,250.00 that was placed into a blocked account. Need amended Petition. |
| | Account period: 09/25/12 – 08/15/14 | |
| | Accounting - \$10,000.00 | |
| | Beginning POH - \$0.00 | |
| | Ending POH - Not stated | |
| Cont. from 100214, 111314 | Trustee - not addressed | |
| Aff.Sub.Wit. | Attorney - not addressed | |
| Verified | | |
| Inventory | | |
| PTC | | |
| Not.Cred. | | |
| Notice of Hrg | | |
| Aff.Mail | Bond is currently filed in the amount of \$11,000.00. | |
| 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: 11/06/14 | |
| | Updates: 12/01/14 | |
| | Recommendation: | |
| | File 7 - Crable | |

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| DOD: 08/31/12 | DIANA RODRIGUEZ-MIRZAI , Executor, is Petitioner. | NEEDS/PROBLEMS/COMMENTS: 1. The Petition contained an error regarding the amounts to be distributed to each creditor. The Court may require re-notice to the creditors with a revised copy of the Petition reflecting the correct amounts to be distributed to each creditor. |
| | Account period: 08/31/12 – 09/30/14 | |
| Cont. from | Accounting - \$51,033.75 | |
| <input type="checkbox"/> Aff.Sub.Wit. | Beginning POH - \$48,880.77 | |
| <input checked="" type="checkbox"/> Verified | Ending POH - \$33,933.05 (\$33,328.05 is cash) | |
| <input checked="" type="checkbox"/> Inventory | Executor - waived | |
| <input checked="" type="checkbox"/> PTC | Attorney (statutory) - \$1,878.11 | |
| <input checked="" type="checkbox"/> Not.Cred. | Closing - \$200.00 | |
| <input checked="" type="checkbox"/> Notice of Hrg | Petitioner states that the estate is insolvent and proposes distribution to creditor's as follows: | |
| <input checked="" type="checkbox"/> Aff.Mail w/ | Tower Urology - \$5,023.60 | |
| Aff.Pub. | Tower Hematology - \$1,895.00 | |
| Sp.Ntc. | Ronald Leuchter, MD- \$3,297.10 | |
| Pers.Serv. | St. Agnes Med. Ctr - \$302.43 | |
| Conf. Screen | Ascension Point - \$151.34 | |
| Letters 06/10/13 | FCFCU - \$3,113.92 | |
| Duties/Supp | Discover - \$4,133.92 | |
| Objections | Nat'l Bank of Omaha - \$4,720.63 | |
| Video Receipt | DCM Services - \$8,612.00 | |
| CI Report | Diana Rodriguez-Mirzai and Loraine Rodriguez - tangible personal property consisting of a washer, dryer, computer, refrigerator and Coca-Cola refrigerator valued at a total of \$605.00, to be divided between them as they agree | |
| <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: 11/24/14

Updates: 12/02/14

Recommendation:

File 8 - Rodriguez

Status Hearing Re: Filing of the Inventory and Appraisal

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|----------------------------------|---|---|
| DOD: 01/09/13 | <p>JACKI DRIVER, girlfriend, was appointed Executor with full IAEA and without bond on 12/05/13. Letters Testamentary were issued on 12/05/13.</p> | <p>NEEDS/PROBLEMS/COMMENTS: <u>CONTINUED FROM 09/25/14</u></p> |
| | | |
| | <p>Inventory & Appraisal filed 11/25/14 - \$262,500.00</p> | <p>1. Inventory & Appraisal filed 11/25/14 is marked that it is a final Inventory & Appraisal, however item 3 is marked that the assets inventories only represent a portion of the estate. Therefore it appears that there may be additional estate assets to inventory. Need clarification.</p> |
| Cont. from 080714, 092514 | | |
| 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: 11/24/14 |
| | | Updates: 12/01/14 |
| | | Recommendation: |
| | | File 9 – Rusconi |

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

| | | | | |
|-------------------------------------|---------------|---|--|---|
| DOD: 6-28-99 | | SCOTT BUSCH , as Special Administrator of the ESTATE OF LILA BUSCH , is Petitioner. 40 days since DOD No other proceedings I&A: \$35,000.00 (Decedent's one-half interest in real property in Sanger, CA) Decedent died intestate Petitioner requests Court determination that the real property passes to Lila Busch. | NEEDS/PROBLEMS/COMMENTS: Continued from 7-24-14. Nothing further has been filed. As previously noted: <u>Need amended petition based on the following:</u> 1. Petitioner states he is Special Administrator of the Estate of Lila Busch; however, there does not appear to be any open estate for Lila Busch in Fresno Superior Court. Need clarification. Has Petitioner been appointed by another Court? 2. Petitioner does not state who Lila Busch is, or her relationship to this decedent. At #13, Petitioner states the specific property interest claimed by the petitioner is: "The one-half interest of Husband to be confirmed to Spouse Lila Busch." So: Is Lila Busch the spouse of this decedent Christian Busch? 3. Need Lila Busch's date of death. Local Rule 7.1.1.D. 4. The Inventory and Appraisal states the decedent owned a "one-half interest" in real property; however, it does not state whether it was his <i>separate or community or quasi-community</i> property. Need clarification. Probate Code §8850(c). 5. Need Attachment 14 (names, relationships to decedent, ages, and addresses of all interested persons). (Petitioner states at #5 that the decedent Christian Busch was survived by children and issue of a predeceased child. These relatives are entitled to notice and may be heirs of this estate if this decedent's "one-half interest" in the real property was a separate property interest.) 6. Need Notice of Hearing and proof of service of Notice of Hearing to all relatives listed in Attachment 14. Probate Code §13153. | |
| Cont. from 072414, 092514 | | | | |
| <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. | | | |
| <input type="checkbox"/> | Notice of Hrg | | | X |
| <input type="checkbox"/> | Aff.Mail | | | X |
| <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 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 | | | |
| SEE ADDITIONAL PAGE | | | | |
| Reviewed by: skc | | | | |
| Reviewed on: 11-21-14 | | | | |
| Updates: | | | | |
| Recommendation: | | | | |
| File 10 – Busch | | | | |

NEEDS/PROBLEMS/COMMENTS (Continued):

7. Petitioner states at #11 that personal property is to be included; however, there is no personal property listed in the I&A. Need clarification.
8. The proposed order appears incorrect. It appears to grant the entire property, not just the decedent's interest, to Lila Busch. However, this petition is for his one-half interest only, and if Petitioner Scott Busch is Special Administrator of her estate, then the successor in interest is the Estate of Lila Busch.

Note: Based on the above issues, an amended petition is recommended. Upon further review of the necessary information as requested, there may be additional issues.

Note: Based on Petitioner's statement at #13: This type of summary proceeding (petition to determine succession) is designed simply to pass the decedent's interest in property to the proper successor(s) in interest. If Petitioner wishes to also *confirm* the spouse's interest in *community* property, in addition to *passing* the decedent's interest in the property, Petitioner may wish to refer to Probate Code §13650 (spousal property petition), which is a different petition and requires different and additional information regarding the marriage.

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

| | | | |
|-------------------------------------|----------------------|---|--|
| DOD: 09/28/2014 | | KATHLEEN E. FOSTER, sister/named Executor without bond is petitioner. | NEEDS/PROBLEMS/COMMENTS: |
| | | | |
| | | All heirs waive bond | 1. Need proof of holographic instrument, Mandatory Judicial Council form DE – 135 pursuant to CRC 7.101. |
| | | | |
| Cont. from | | Full IAEA – o.k. | Note: If the petition is granted status hearings will be set as follows: |
| <input type="checkbox"/> | Aff.Sub.Wit. | | |
| <input checked="" type="checkbox"/> | Verified | Residence: Fresno Publication: The Business Journal | Note: If the petition is granted status hearings will be set as follows: |
| <input type="checkbox"/> | Inventory | | |
| <input type="checkbox"/> | PTC | Holographic Will dated: 12/29/2001 | <ul style="list-style-type: none"> • Thursday, 04/02/2015, at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal and • Thursday, 02/04/2016 at 9:00a.m. in Dept. 303 for the filing of the first account and final distribution. |
| <input type="checkbox"/> | Not.Cred. | | |
| <input checked="" type="checkbox"/> | Notice of Hrg | Estimated value of the Estate: | 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. |
| <input checked="" type="checkbox"/> | Aff.Mail | w/ | |
| <input checked="" type="checkbox"/> | Aff.Pub. | Personal property - \$100,000.00 Real property - \$125,000.00 Total - \$225,000.00 | |
| <input type="checkbox"/> | Sp.Ntc. | Probate Referee: Rick Smith | |
| <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 | | |
| | | | Reviewed by: LV |
| | | | Reviewed on: 11/25/2014 |
| | | | Updates: |
| | | | Recommendation: |
| | | | File 11 - Page |

| | | | | | | | | | | | | |
|-------------------------------------|----------------------|---|---------------------|---|--------------|---------------|---|--------------|--------------|---|---------------------|--|
| DOD: 09/06/2014 | | <p>JO ANN SUTHERLAND & LAURIE SUTHERLAND, daughters, request appointment as Administrators without bond.</p> <p>All heirs waive bond.</p> <p>Full IAEA – o.k.</p> <p>Decedent died intestate.</p> <p>Residence: Fresno Publication: The Business Journal</p> <p>Estimated value of the Estate:</p> <table> <tr> <td>Personal property</td> <td>-</td> <td>\$125,000.00</td> </tr> <tr> <td>Real property</td> <td>-</td> <td>\$130,000.00</td> </tr> <tr> <td>Total</td> <td>-</td> <td>\$255,000.00</td> </tr> </table> <p>Probate Referee: Steven Diebert</p> | Personal property | - | \$125,000.00 | Real property | - | \$130,000.00 | Total | - | \$255,000.00 | <p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: If the petition is granted status hearings will be set as follows:</p> <ul style="list-style-type: none"> • Thursday, 04/02/2015, at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal <u>and</u> • Thursday, 02/04/2016 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> |
| Personal property | - | | \$125,000.00 | | | | | | | | | |
| Real property | - | | \$130,000.00 | | | | | | | | | |
| Total | - | | \$255,000.00 | | | | | | | | | |
| Cont. from | | | | | | | | | | | | |
| <input type="checkbox"/> | Aff.Sub.Wit. | | | | | | | | | | | |
| <input checked="" type="checkbox"/> | Verified | | | | | | | | | | | |
| <input type="checkbox"/> | Inventory | | | | | | | | | | | |
| <input type="checkbox"/> | PTC | | | | | | | | | | | |
| <input type="checkbox"/> | Not.Cred. | | | | | | | | | | | |
| <input checked="" type="checkbox"/> | Notice of Hrg | | | | | | | | | | | |
| <input checked="" type="checkbox"/> | Aff.Mail w/ | | | | | | | | | | | |
| <input 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</p> <p>Reviewed on: 11/25/2014</p> <p>Updates: 12/01/2014</p> <p>Recommendation: Submitted</p> <p>File 12 - Sutherland</p> | | | | | | | | | | |

Atty Dowling, Michael D., of Dowling Aaron (for Petitioner Rev. Msgr. Michael R. Braun)

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

| | | | |
|--|-------------------------|--|--|
| DOD: 9/5/2014 | | REV. MSGR. MICHAEL R. BRAUN , friend and named Executor without bond, is Petitioner. Full IAEA – O.K. Will Dated: 3/25/2005 Residence: Fresno Publication: Business Journal | NEEDS/PROBLEMS/COMMENTS: Note: Court will set Status Hearings as follows: <ul style="list-style-type: none"> Monday, May 4, 2015 at 9:00 a.m. in Dept. 303 for the filing of final inventory and appraisal; and Thursday, February 4, 2016 at 9:00 a.m. in Dept. 303 for the filing of first account and/or petition for final distribution. Pursuant Local Rule 7.5, if the documents noted above are filed 10 days prior to the dates listed, the hearings will be taken off calendar and no appearance will be required. |
| Cont. from | | | |
| <input type="checkbox"/> | Aff.Sub.Wit. S/P | | |
| <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 checked="" type="checkbox"/> | Aff.Pub. | | |
| Sp.Ntc. | | Estimated value of the Estate: Personal property - \$374,000.00 Income from PP - \$ 150.00 Total - \$374,150.00 | |
| Pers.Serv. | | | |
| Conf. Screen | | | |
| <input checked="" type="checkbox"/> | Letters | | |
| <input checked="" type="checkbox"/> | Duties/Supp | | |
| Objections | | | |
| Video Receipt | | | |
| CI Report | | | |
| 9202 | | | |
| <input checked="" type="checkbox"/> | Order | | |
| Aff. Posting | | Reviewed by: LEG Reviewed on: 11/25/14 Updates: Recommendation: SUBMITTED File 13 - Logan | |
| Status Rpt | | | |
| UCCJEA | | | |
| Citation | | | |
| FTB Notice | | | |
| Probate Referee: Steven Diebert | | | |

| | | | | | |
|--|---|--|---|---|---|
| | <p>TEMP GRANTED EX PARTE EXPIRES 11-13-14</p> <p>GENERAL HEARING 1-12-15</p> <p>ZAYRA SITHI, Step-Mother, is Petitioner.</p> | <p>NEEDS/PROBLEMS/COMMENTS:</p> | | | |
| <p>Cont from 111314</p> | | | | | |
| <table border="1"> <tr> <td data-bbox="105 430 162 472"></td> <td data-bbox="162 430 365 472">Aff.Sub.Wit.</td> <td data-bbox="365 430 414 472"></td> </tr> </table> | | Aff.Sub.Wit. | | <p>Father: KEN SITHI (Deceased)</p> | <p>Minute Order 11-13-14:</p> |
| | Aff.Sub.Wit. | | | | |
| <table border="1"> <tr> <td data-bbox="105 472 162 514">✓</td> <td data-bbox="162 472 365 514">Verified</td> <td data-bbox="365 472 414 514"></td> </tr> </table> | ✓ | Verified | | <p>Mother: TIFFANY OSTERWISE</p> | <p>Tiffany Osterwise has filed objections and provides a copy to Crystal Johnson in open court. The Court orders that between now and</p> |
| ✓ | Verified | | | | |
| <table border="1"> <tr> <td data-bbox="105 514 162 556"></td> <td data-bbox="162 514 365 556">Inventory</td> <td data-bbox="365 514 414 556"></td> </tr> </table> | | Inventory | | <p>- <i>Personally served 11-5-14</i></p> | <p>12/4/14, Tiffany Johnson shall have supervised visits every</p> |
| | Inventory | | | | |
| <table border="1"> <tr> <td data-bbox="105 556 162 598"></td> <td data-bbox="162 556 365 598">PTC</td> <td data-bbox="365 556 414 598"></td> </tr> </table> | | PTC | | <p>- <i>Objection filed 11-12-14</i></p> | <p>Sunday from 12pm to 2pm at McDonald's on Cedar and</p> |
| | PTC | | | | |
| <table border="1"> <tr> <td data-bbox="105 598 162 640"></td> <td data-bbox="162 598 365 640">Not.Cred.</td> <td data-bbox="365 598 414 640"></td> </tr> </table> | | Not.Cred. | | <p>Paternal Grandfather: Khamsao Sithi</p> | <p>Dakota or a mutually agreed upon agency; Crystal Johnson is to supervise. The Court</p> |
| | Not.Cred. | | | | |
| <table border="1"> <tr> <td data-bbox="105 640 162 724">✓</td> <td data-bbox="162 640 365 724">Notice of Hrg</td> <td data-bbox="365 640 414 724"></td> </tr> </table> | ✓ | Notice of Hrg | | <p>- <i>Consents and waives notice</i></p> <p>Paternal Grandmother: Orn Sithi</p> | <p>further orders that there is to be no corporal punishment inflicted on the minor by Ms. Johnson. Cont. to 12/4/14.</p> |
| ✓ | Notice of Hrg | | | | |
| <table border="1"> <tr> <td data-bbox="105 724 162 766"></td> <td data-bbox="162 724 365 766">Aff.Mail</td> <td data-bbox="365 724 414 766"></td> </tr> </table> | | Aff.Mail | | <p>- <i>Consents and waives notice</i></p> | <p>Temp ext. to 12/4/14.</p> |
| | Aff.Mail | | | | |
| <table border="1"> <tr> <td data-bbox="105 766 162 808"></td> <td data-bbox="162 766 365 808">Aff.Pub.</td> <td data-bbox="365 766 414 808"></td> </tr> </table> | | Aff.Pub. | | <p>Maternal Grandfather: Mike Osterwise</p> | <p>As of 11-21-14, nothing further has been filed.</p> |
| | Aff.Pub. | | | | |
| <table border="1"> <tr> <td data-bbox="105 808 162 850"></td> <td data-bbox="162 808 365 850">Sp.Ntc.</td> <td data-bbox="365 808 414 850"></td> </tr> </table> | | Sp.Ntc. | | <p>Maternal Grandmother: Geenie Osterwise</p> | |
| | Sp.Ntc. | | | | |
| <table border="1"> <tr> <td data-bbox="105 850 162 892">✓</td> <td data-bbox="162 850 365 892">Pers.Serv.</td> <td data-bbox="365 850 414 892">w</td> </tr> </table> | ✓ | Pers.Serv. | w | <p>Siblings: Christian Thai, Anna Sithi, James Sithi, Mason Sithi (<i>Anna and James consent and waive notice</i>)</p> | |
| ✓ | Pers.Serv. | w | | | |
| <table border="1"> <tr> <td data-bbox="105 892 162 976">✓</td> <td data-bbox="162 892 365 976">Conf. Screen</td> <td data-bbox="365 892 414 976"></td> </tr> </table> | ✓ | Conf. Screen | | <p>Petitioner states the father had sole legal and physical custody of the minor following a CPS removal on 5-15-13. Father and Petitioner had been the primary caretakers for the minor and the mother had limited visitation. The father passed away 10-22-14 and the child is in need of temporary care, maintenance and support. On 10-23-14, the mother made threats to shoot up Petitioner's house with the minor and other family inside. She was taken into custody and has pending felony case for criminal threats and endangering a child. The mother also has two active misdemeanor warrants, one of which is for a pending child abuse case. See attached Family Law order and Emergency Protective Order.</p> | |
| ✓ | Conf. Screen | | | | |
| <table border="1"> <tr> <td data-bbox="105 976 162 1018"></td> <td data-bbox="162 976 365 1018">Letters</td> <td data-bbox="365 976 414 1018"></td> </tr> </table> | | Letters | | | |
| | Letters | | | | |
| <table border="1"> <tr> <td data-bbox="105 1018 162 1060">✓</td> <td data-bbox="162 1018 365 1060">Duties/Supp</td> <td data-bbox="365 1018 414 1060"></td> </tr> </table> | ✓ | Duties/Supp | | | <p>Reviewed by: skc</p> |
| ✓ | Duties/Supp | | | | |
| <table border="1"> <tr> <td data-bbox="105 1060 162 1102">✓</td> <td data-bbox="162 1060 365 1102">Objections</td> <td data-bbox="365 1060 414 1102"></td> </tr> </table> | ✓ | Objections | | | <p>Reviewed on: 11-20-14</p> |
| ✓ | Objections | | | | |
| <table border="1"> <tr> <td data-bbox="105 1102 162 1144"></td> <td data-bbox="162 1102 365 1144">Video Receipt</td> <td data-bbox="365 1102 414 1144"></td> </tr> </table> | | Video Receipt | | | <p>Updates:</p> |
| | Video Receipt | | | | |
| <table border="1"> <tr> <td data-bbox="105 1144 162 1186"></td> <td data-bbox="162 1144 365 1186">CI Report</td> <td data-bbox="365 1144 414 1186"></td> </tr> </table> | | CI Report | | | <p>Recommendation:</p> |
| | CI Report | | | | |
| <table border="1"> <tr> <td data-bbox="105 1186 162 1228"></td> <td data-bbox="162 1186 365 1228">Clearances</td> <td data-bbox="365 1186 414 1228"></td> </tr> </table> | | Clearances | | | <p>File 14 – Sithi</p> |
| | Clearances | | | | |
| <table border="1"> <tr> <td data-bbox="105 1228 162 1270"></td> <td data-bbox="162 1228 365 1270">Order</td> <td data-bbox="365 1228 414 1270"></td> </tr> </table> | | Order | | | |
| | Order | | | | |
| <table border="1"> <tr> <td data-bbox="105 1270 162 1312"></td> <td data-bbox="162 1270 365 1312">Aff. Posting</td> <td data-bbox="365 1270 414 1312"></td> </tr> </table> | | Aff. Posting | | | |
| | Aff. Posting | | | | |
| <table border="1"> <tr> <td data-bbox="105 1312 162 1354"></td> <td data-bbox="162 1312 365 1354">Status Rpt</td> <td data-bbox="365 1312 414 1354"></td> </tr> </table> | | Status Rpt | | | |
| | Status Rpt | | | | |
| <table border="1"> <tr> <td data-bbox="105 1354 162 1396">✓</td> <td data-bbox="162 1354 365 1396">UCCJEA</td> <td data-bbox="365 1354 414 1396"></td> </tr> </table> | ✓ | UCCJEA | | | |
| ✓ | UCCJEA | | | | |
| <table border="1"> <tr> <td data-bbox="105 1396 162 1438"></td> <td data-bbox="162 1396 365 1438">Citation</td> <td data-bbox="365 1396 414 1438"></td> </tr> </table> | | Citation | | | |
| | Citation | | | | |
| <table border="1"> <tr> <td data-bbox="105 1438 162 1795"></td> <td data-bbox="162 1438 365 1795">FTB Notice</td> <td data-bbox="365 1438 414 1795"></td> </tr> </table> | | FTB Notice | | <p>On 11-12-14, Tiffany D. Osterwise (Mother) filed Declaration of Tiffany D. Osterwise in Opposition to Appointment of Zayra Sithi as Guardian. See Page 2.</p> | |
| | FTB Notice | | | | |

Page 2

Mother's Objection states she was served 11-5-14, which has not provided enough time to find someone to assist her with file whatever documents she needs before the hearing. The declaration provides a history of custody of the minor and states that even though the Court gave Ms. Osterwise one day a week, she and the father had an informal arrangement whereby Nike lived primarily with her and visited the father on alternating weekends. He would occasionally stay with the father during the week. She and the father enjoyed a very cordial relationship and worked well together with regard to Nike. It was only after the petitioner became involved that they developed problems.

Ms. Osterwise states that when she learned that the father passed away, she went to the school to pick up Nike. She had contacted law enforcement for assistance by means of a stand-by. She had already confirmed that since the father had died, the custody order was no longer effective. However, she encountered problems with the school, and Petitioner arrived and had Nike removed from school grounds. She then went to their residence, but learned that Petitioner had told the officer that Ms. Osterwise had threatened her. She was arrested, and Petitioner was given an Emergency Protective Order that was in effect until 10-30-14. Additional details provided in Declaration.

Ms. Osterwise states Petitioner has attempted to paint a very ugly picture of her for the Court, including the felony and misdemeanor cases against her. The truth is that the PC422 felony (criminal threat) charge is the one that is mentioned above. She was never charged with PC273A. The PC273B was resolved. The VC14601.a misdemeanor was dismissed.

Ms. Osterwise provides additional details regarding history and states she is extremely capable of caring for her son. She has another son, Christian, who is 12, and she and the father share joint custody.

Ms. Osterwise states the father's family members are either gang members or have gang affiliations, and she believes Nike is certainly in more danger living with Petitioner than with her. In addition, she alleges that Petitioner has been physically abusive to Nike.

Ms. Osterwise requests the Court deny the petition.

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

| | | |
|---|--|--|
| | <p>TERRI DENISE GILL, daughter, was appointed Executor with full IAEA authority without bond on 02/13/2013.</p> | <p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Page 15B is the Status Hearing on the Settlement Agreement. The status report filed states that the parties have settled however a further status conference should be set for 90 days.</p> <p>Note: At the hearing on 8-22-14, the matter was set for settlement conference on 9-17-14. However, pursuant to Court records, all matters were rescheduled for 10-23-14.</p> <p>1. Need First Account or Petition for Final Distribution.</p> |
| <p>Cont. from 041814, 082214, 102314</p> | <p>Letters issued 02/19/2013.</p> | |
| <p>Aff.Sub.Wit.</p> | <p>Inventory & Appraisal Partial #1 filed 07/12/2013 - \$77,240.00</p> | |
| <p>Verified</p> | <p>Inventory & Appraisal Partial #2 filed 07/12/2013 - \$40,024.41</p> | |
| <p>Inventory</p> | <p>Inventory & Appraisal Final filed 07/12/2013 - \$19,813.34</p> | |
| <p>PTC</p> | <p>Minute Order of 02/13/2013 set this matter for hearing.</p> | |
| <p>Not.Cred.</p> | <p>Former Status Report filed 03/10/2014 Petitioner and Robert Hanggi, through their respective attorneys, have been in negotiations to settle the estate. As of the date of this Status Report no agreement has been made. The last offer to settle was made by Petitioner's attorneys on 12/12/2013. Mr. Pape has advised that Robert Hanggi recently had surgery and was unavailable to review the settlement proposal. Petitioner intends to file a Petition under Probate Code §850, and have the court determine the separate property and the community property interest that the Decedent owned at the time of death. Once these issues are resolved petitioner will prepare and file a Petition for Final Distribution of the Estate.</p> <p>Former Report of Status of Administration filed 08/18/2014 states Petitioner filed an 850 Petition seeking to have the tentative property settlement that decedent and her husband, Robert H. Hanggi, had negotiated before the death of the decedent confirmed. Petitioner has been in negotiations with counsel for Robert H. Hanggi on resolution of this matter. Robert H. Hanggi has filed a Petition for a Probate Homestead over the interest the decedent owned in the real property. The hearing on the 850 Petition and the Petition for a Probate Homestead has been continued to 10/02/2014. Petitioner believes there is a reasonable probability that the matters will be resolved at that time. Petitioner is informed and believes and thereon alleges that the estate may be in a position to close by the end of 2014. The major issue to be resolved is the amount the decedent's estate will receive from Robert Hanggi, for decedent's interest in the residence and reimbursement of the funds for the cattle which he deposited into his own account and the termination of the length of his Probate Homestead.</p> | |
| <p>Notice of Hrg</p> | | |
| <p>Aff.Mail</p> | | |
| <p>Aff.Pub.</p> | | |
| <p>Sp.Ntc.</p> | | |
| <p>Pers.Serv.</p> | | |
| <p>Conf. Screen</p> | | |
| <p>Letters</p> | | |
| <p>Duties/Supp</p> | | |
| <p>Objections</p> | | |
| <p>Video Receipt</p> | | |
| <p>CI Report</p> | | |
| <p>9202</p> | | |
| <p>Order</p> | | |
| <p>Aff. Posting</p> | | |
| <p>Status Rpt</p> | | |
| <p>UCCJEA</p> | | |
| <p>Citation</p> | | |
| <p>FTB Notice</p> | <p>Reviewed by: LV</p> <p>Reviewed on: 11/26/2014</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 15A – Hanggi</p> | |

Atty Gin, Robert W. (for Terri Denise Gill – Executor)

Atty Pape, Jeffrey B. (for Robert Hanggi – Surviving Spouse)

Status Hearing Re: Settlement Agreement

| | | |
|----------------------|--|---|
| | TERRI DENISE GILL , daughter, was appointed Executor with full IAEA authority without bond on 02/13/2013. | <p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need Settlement Agreement.</p> |
| | A Petition under Probate Code §850 was filed 02/21/2014 by Terri Denise Gill. | |
| Cont. from | Robert Hanggi filed an objection to that petition on 03/27/2014. | |
| Aff.Sub.Wit. | A Petition for Order Setting Aside Probate Homestead was filed on 05/02/2014 by Robert Hanggi. | |
| Verified | A Response to Petition for Order Setting Aside Probate Homestead was filed 05/30/2014 by Terri Denise Gill. | |
| Inventory | Minute Order of 08/22/2014 set a Settlement Conference for 09/17/2014 however pursuant to Court records, all matters were rescheduled for 10/23/2014. | |
| PTC | Minute Order of 10/23/2014: Parties engage in settlement discussions with the Court. Parties reach a settlement agreement as set forth by Mr. Gin. Mr. Gin is directed to prepare the agreement. | |
| Not.Cred. | Status Report of Respondent Robert Hanggi filed 11/25/2014 states the parties have settled this case and are in the process of implementing the settlement. A further status conference should be set in 90 days. | |
| 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: LV |
| | | Reviewed on: 11/26/2014 |
| | | Updates: |
| | | Recommendation: |
| | | File 15B – Hanggi - |

Status Hearing Re: Filing of the Inventory and Appraisal

| | | |
|--|--|---|
| DOD: 5/1/13 | <p>KAYING LO was appointed as Executor with full IAEA authority and without bond on 1/7/14.</p> <p>Letters issued on 1/7/14.</p> <p>Inventory and appraisal is now due.</p> <p>Minute Order dated 1/7/14 set this status hearing for the filing of the inventory and appraisal.</p> <p>Minute Order dated 5/9/14 states no appearances. The Court orders Kaying Lo to be personally present on 6/24/14. Copy of the minute order mailed to Kaying Lo on 5/16/14.</p> <p>Minute Order from 6/24/14 states no appearances. Kaying Lo is ordered to be personally present on 8/19/14 if the inventory and appraisal is not filed.</p> <p>Minute Order from 8/19/14 states no appearances. The court removes Kaying Lo and appoints the Public Administrator. The Court orders Kaying Lo to be personally present and issues and Order to Show Cause with sanctions of \$500.00 for Kaying Lo. – Order to Show Cause mailed to Kaying Lo on 8/19/14.</p> <p>Letters of Administration issued to the Public Administrator on 9/9/14.</p> <p>Mr. Kaying Lo has not appeared at any of the status hearings.</p> | <p>NEEDS/PROBLEMS/COMMENTS:</p> <p>OFF CALENDAR. Final Report of Successor Administrator filed and set for hearing on 1/14/15.</p> <p>1. Need inventory and appraisal or current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.</p> |
| | | |
| | | |
| | | |
| Cont. from 050914, 062414, 081914, 102014 | | |
| 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</p> <p>Reviewed on: 11/21/14</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 16 - Stratton</p> |

Status Hearing

| | | |
|--------------------------|---|--|
| Age: 18 years | <p>LINDA JAMES, paternal grandmother, was appointed conservator of the person only on 8/21/14.</p> <p>LINDA JAMES petitioned to be appointed as conservator of the person and estate.</p> <p>Minute order dated 8/21/14 states petition is granted for the person only. The Court Investigator is to get into contact with Alameda County Public Guardian, Fresno County Public Guardian and Bank Trustee Regarding estate which Sierra is a beneficiary.</p> <p>Court Investigator Charlotte Bien's Report filed on 9/23/14.</p> | <p>NEEDS/PROBLEMS/COMMENTS:</p> <p>OFF CALENDAR. Petition for Appointment of Successor Conservator of the Person and Estate was filed by the Public Guardian and is set for hearing on 1/7/2015.</p> |
| Cont. from 120414 | | |
| 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</p> <p>Reviewed on: 11/21/17</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 17 – Moreno-Long</p> |

Pro Per Wilson, Shamika (Pro Per Petitioner, Guardian, maternal aunt)

Probate Status Hearing Re: Filing for Receipt of Blocked Account

| | | |
|----------------------------------|--|---|
| Age: 8 years | <p>SHAMIKA WILSON, maternal aunt and Guardian of the Person, filed a <i>Petition for Appointment of Guardian of the Estate</i> on 5/29/2014.</p> <p>Minute Order dated 7/17/2014 states the Court orders that Ms. Wilson is authorized to place money into a blocked CUTMA account, per Probate Code § 3900. The Court will sign order to deposit money into blocked account ex parte. Matter continued to 10/2/2014.</p> <p>Minute Order dated 10/2/2014 [Judge Cardoza] states: No appearances. The Court orders Ms. Wilson to be personally present on 10/9/2014 and to provide receipt of funds placed in blocked account. Matter continued to 10/9/2014.</p> | <p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Page 19 is a related matter.</p> <p>Page 21 is a <i>Petition for Appointment of Guardian</i> of a sibling of this ward.</p> <p>Continued from 10/9/2014. <i>Minute Order [Judge Cardoza]</i> states: The Public Guardian is authorized to marshal the funds and place them into a blocked account. [Order Re Blocked CUTMA Accounts filed 10/9/2014 vacates the order authorizing Shamika Wilson to deposit the funds and authorizes the Public Guardian to deposit any funds belonging to the child.]</p> <p>1. Need Receipt and Acknowledgement of Order for the Deposit of Money Into Blocked Account from the PUBLIC GUARDIAN for any funds belonging to the child marshalled and placed into a blocked CUTMA (California Uniform Transfer to Minors Act) account, per <i>Minute Order</i> dated 10/9/2014.</p> |
| Cont. from 100214, 100914 | | |
| 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: LEG</p> <p>Reviewed on: 11/25/14</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 18 - Muhammad</p> | |

Pro Per Wilson, Shamika (Pro Per Petitioner, Guardian, maternal aunt)

Probate Status Hearing Re: Filing receipt of blocked account

| | | |
|----------------------------------|--|--|
| Age: 7 years | SHAMIKA WILSON , maternal aunt and Guardian of the Person, filed a <i>Petition for Appointment of Guardian of the Estate</i> on 5/29/2014. | NEEDS/PROBLEMS/COMMENTS: Page 21 is a <i>Petition for Appointment of Guardian</i> of a sibling of this ward. Continued from 10/9/2014. <i>Minute Order [Judge Cardoza]</i> states: The Public Guardian is authorized to marshal the funds and place them into a blocked account. <i>[Order Re Blocked CUTMA Accounts filed 10/9/2014 vacates the order authorizing Shamika Wilson to deposit the funds and authorizes the Public Guardian to deposit any funds belonging to the child.]</i> |
| | | |
| | | |
| | | |
| Cont. from 100214, 100914 | Minute Order dated 7/17/2014 states the Court orders that Ms. Wilson is authorized to place money into a blocked CUTMA account, per Probate Code § 3900. The Court will sign order to deposit money into blocked account ex parte. Matter continued to 10/2/2014. | |
| Aff.Sub.Wit. | | |
| Verified | | |
| Inventory | | |
| PTC | | |
| Not.Cred. | | |
| Notice of Hrg | Minute Order dated 10/2/2014 [Judge Cardoza] states: No appearances. The Court orders Ms. Wilson to be personally present on 10/9/2014 and to provide receipt of funds placed in blocked account. Matter continued to 10/9/2014. | |
| 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: 11/25/14 |
| | | Updates: |
| | | Recommendation: |
| | | File 19 – Muhammad |

| | | |
|----------------------|---|--|
| DOD: 8-19-06 | JACKIE MCDONALD , Sister-in-Law, was appointed as Executor with Full IAEA without bond on 10-10-06. Letters issued 10-23-06. Ms. McDonald was originally represented by Attorney Roger W. Krouskup of Selma, CA. | <p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: This estate was opened approx. eight (8) years ago. Pursuant to Probate Code §12200, this estate should have been closed in one year. No status report has ever been filed. There have been at least three creditor's claims filed.</p> <ol style="list-style-type: none"> 1. Need first account or petition for final distribution pursuant to Probate Code §12200 or verified written status report pursuant to Local Rule 7.5. 2. The heirs of the estate are the decedent's two children, Steven Wright and Tina Mitchell, both adults. It does not appear that either of them have been given notice of any of the status hearings that have been held. The Court may require service of Notice of Hearing on the heirs for this and all future hearings. 3. The Executor has not filed or served Allowance or Rejection of Creditor's Claim for the three claims filed. See Probate Code §9250 et seq. |
| Aff.Sub.Wit. | | |
| Verified | Inventory and Appraisal filed 1-17-07 indicated a total estate value of \$333,566.08 consisting of residential real property in Kingsburg, personal property and cash. | |
| Inventory | | |
| PTC | | |
| Not.Cred. | | |
| Notice of Hrg | Three Creditor's Claims were filed totaling \$13,646.39. | |
| Aff.Mail | | |
| Aff.Pub. | Pursuant to a Substitution of Attorney filed 4-20-10, Ms. McDonald is now self-represented. | |
| Sp.Ntc. | | |
| Pers.Serv. | | |
| Conf. Screen | Nothing further was filed in this case until the Court set status hearing for failure to file a first account or petition for final distribution. | |
| Letters | | |
| Duties/Supp | | |
| Objections | At the status hearing on 3-7-14, the matter was continued until 9-12-14. | |
| Video Receipt | | |
| CI Report | On 9-12-14, the minute order reflects that the matter was set for status hearing on 11-13-14 for filing of the I&A. | |
| 9202 | | |
| Order | Ms. McDonald filed an Inventory and Appraisal Reappraisal for Sale on 10-27-14 and did not appear on 11-13-14. However, the hearing on 11-13-14 appears to actually have been a continuance of the prior status hearing for failure to file a first account or petition for final distribution. Because Ms. McDonald did not appear, the Court set this Order to Show Cause as to why she should not be removed as Executor for failure to appear and failure to file the first account. The Court ordered Ms. McDonald to be personally present on 12-4-14. | |
| Aff. Posting | | |
| Status Rpt | | |
| UCCJEA | | |
| Citation | | |
| FTB Notice | | |
| | | |
| | | Reviewed on: 11-24-14 |
| | | Updates: |
| | | Recommendation: |
| | | File 20 - Wright |

Pro Per Holliman, Susan (Pro Per Petitioner, maternal great-grandmother)

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

| | | | |
|--|----------------------|---|--|
| Age: 5 years | | NO TEMPORARY REQUESTED | <p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need <i>Notice of Hearing</i> and proof of personal service of the <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Guardian</i>, or <i>Consent to Appointment of Guardian and Waiver of Notice</i>, or a <i>Declaration of Due Diligence</i>, for: <ul style="list-style-type: none"> • Shaunté S. Madden, mother; • Father. 2. Need proof of service by mail of the <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Guardian</i>, or <i>Consent to Appointment of Guardian and Waiver of Notice</i>, or a <i>Declaration of Due Diligence</i>, for: <ul style="list-style-type: none"> • paternal grandparents; • Patrick Madden, maternal grandfather. 3. Page 2 of the <i>Confidential Guardian Screening Form</i> filed 9/30/2014 is incomplete (blank) except for the signature and date. Need completed <i>Confidential Guardian Screening Form</i>. |
| | | SUSAN HOLLIMAN , maternal great-grandmother, is Petitioner. | |
| Cont. from | | Father: UNKNOWN | |
| <input type="checkbox"/> | Aff.Sub.Wit. | Mother: SHAUNTÉ SUZETTE MADDEN | |
| <input checked="" type="checkbox"/> | Verified | Paternal grandfather: <i>Unknown</i> | |
| <input type="checkbox"/> | Inventory | Paternal grandmother: <i>Unknown</i> | |
| <input type="checkbox"/> | PTC | Maternal grandfather: Patrick Madden | |
| <input type="checkbox"/> | Not.Cred. | Maternal grandmother: Jeanell Wilson; deceased. | |
| <input type="checkbox"/> | Notice of Hrg | Petitioner states she has had the child in her care ever since the child was 8 months old, and his mother is out on the streets selling her body and doesn't have time for the child. Petitioner states she is all that the child knows from 8 months old until now. | |
| <input type="checkbox"/> | Aff.Mail | Court Investigator Julie Negrete's Report was filed on 11/18/2014. | |
| <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 checked="" type="checkbox"/> | Duties/Supp | | |
| <input type="checkbox"/> | Objections | | |
| <input type="checkbox"/> | Video Receipt | | |
| <input checked="" type="checkbox"/> | CI Report | | |
| <input checked="" type="checkbox"/> | Clearances | | |
| <input checked="" type="checkbox"/> | Order | | |
| <input type="checkbox"/> | Aff. Posting | | |
| <input type="checkbox"/> | Status Rpt | | |
| <input checked="" type="checkbox"/> | UCCJEA | | |
| <input type="checkbox"/> | Citation | | |
| <input type="checkbox"/> | FTB Notice | | |
| Reviewed by: LEG | | | |
| Reviewed on: 11/25/14 | | | |
| Updates: | | | |
| Recommendation: | | | |
| File 21 – Muhammad & Madden | | | |

22 Stella Ferri (Estate)

Case No. 13CEPR00159

Atty Ferri, Sabino J.L. (Pro Per Co-Executor)

Atty Ferri, Pasqua Carmela (Pro Per Co-Executor)

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

| | | |
|-------------------------|--|---|
| DOD: 5-23-12 | SABINO J. L. FERRI and PASQUA CARMELA FERRI were appointed Co-Executors with Full IAEA without bond on 4-23-13 and Letters issued on 4-24-13. | <p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Minute Order 9-5-14: Petitioner informs the Court he is trying to sell the house as soon as possible. Continued to 12-4-14.</p> <p>1. Need first account or petition for final distribution pursuant to Probate Code §12200 or verified written status report pursuant to Local Rule 7.5.</p> |
| Cont from 090514 | At the hearing on 4-23-13, the Court set this status hearing for the filing of the first account or petition for final distribution. | |
| Aff.Sub.Wit. | Note: I&A filed 1-3-14 indicates a total estate value of \$460,924.85. | |
| 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: 11-21-14 |
| | | Updates: |
| | | Recommendation: |
| | | File 22 - Ferri |

Probate Status Hearing RE: Filing First Account and/or Final Distribution

| | | | |
|-------------------------|---|---|---|
| DOD: 1-27-13 | MARIANN BASINGER was appointed Executor <u>without IAEA</u> and without bond and Letters issued on 4-2-13 | NEEDS/PROBLEMS/COMMENTS: Note: The heirs to this estate are the decedent's two daughters, Executor Mariann Basinger and Kathy Scheidt. 1. Need first account or petition for final distribution of this probate estate. <u>Note: The property in Portugal is not subject to this probate estate, as it is outside of this Court's jurisdiction.</u> Therefore, the Court may require clarification: Is the property subject to ancillary proceedings in the proper jurisdiction? Has Ms. Basinger been appointed and given authority to sell the property? Are the proceeds expected to be distributed from that ancillary probate or are the proceeds expected to be distributed to this estate, and then distributed pursuant to this probate? | |
| Cont From 090514 | At the hearing on 4-2-13, the Court set this status hearing for the filing of the first account or petition for final distribution. | | |
| Aff.Sub.Wit. | Inventory and Appraisal filed 10-22-13 indicates a total estate value of \$13,538.94 including \$788.94 cash, a vehicle, and real property in Portugal without a value stated. | | |
| Verified | A status report filed 10-21-13 states that an attorney in Portugal was retained to complete the property transfer, the Portugese Consulate has approved all documents, and six months was necessary to complete the transfer and sale of the property. | | |
| Inventory | A status report filed 8-25-14 states the property in Portugal has been transferred to the Executor's name and a sale is pending. It should take three months to complete the sale and finalize probate. | | |
| PTC | Minute Order 9-5-14 states Petitioner informs the Court that she is trying to sell the house. | | |
| Not.Cred. | A "checklist" style Status Report was filed 11-24-14 that states the sale of the property in Portugal has been delayed and is scheduled to close 11-30-14. It will take three months from date of sale to finalize probate. | | |
| 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: 11-21-14 Updates: 11-24-14 Recommendation: File 23 - Collins |

| | | |
|--|--|--|
| Age: 15 years | TEMPORARY EXPIRES 10/9/2014 | NEEDS/PROBLEMS/COMMENTS: |
| | BETTY JULIA PEELE , maternal grandmother, is petitioner. | Minute Order of 10/09/2014 (Judge Cardoza): Examiner notes provided to both parties. |
| Cont. from 100914 | Father: JIMMY FRAUSTO | The following issues remain: |
| <input type="checkbox"/> Aff.Sub.Wit. | Mother: RASHEDIA WALKER – consents and waives notice. | 1. Need Notice of Hearing. |
| <input checked="" type="checkbox"/> Verified | Paternal grandparents: Unknown | 2. Need proof of personal service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Guardian or consent and waiver of notice or declaration of due diligence for: |
| <input type="checkbox"/> Inventory | Maternal grandfather: Calvin Elbert Peele. | <ul style="list-style-type: none"> • Jimmy Frausto (Father) • Trancee Frausto (Minor) |
| <input type="checkbox"/> PTC | Petitioner states the minor has been living with her since January 2014 when CPS became involved after an altercation with the mother's live in boyfriend. The mother made a safety plan for the minor to reside with the petitioner. | 3. Need proof of service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Guardian or consent and waiver of notice or declaration of due diligence for: |
| <input type="checkbox"/> Not.Cred. | | <ul style="list-style-type: none"> • Paternal Grandparents (Unknown) • Calvin Elbert Peele (Maternal Grandfather) |
| <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 | Court Investigator Jennifer Young's report filed on 09/30/2014. | |
| <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 checked="" 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: 11/24/2014 |
| | | Updates: |
| | | Recommendation: |
| | | File 24 - Frausto |

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

| | | | |
|-------------------------------------|---------------|--|---|
| | | NO TEMP REQUESTED | <p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Petitioner filed Declaration of Due Diligence regarding Wayne Alan Dollar (Father). If diligence is not found regarding the father and the paternal grandfather, need proof of service of Notice of Hearing with a copy of the petition at least 15 days prior to the hearing pursuant to Probate Code §1511 or consent and waiver of Notice or further diligence on:</p> <ul style="list-style-type: none"> - Wayne Alan Dollar (Father) - Alan Dean Dollar (Paternal Grandfather) |
| | | DEBRA BAXTER , Paternal Grandmother, is Petitioner. | |
| | | Father: WAYNE ALAN DOLLAR - Declaration of Due Diligence filed 9-29-14 | |
| | | Mother: AMY LYNN DOLLAR - Deceased | |
| | | Paternal Grandfather: Alan Dean Dollar Maternal Grandfather: Deceased Maternal Grandmother: Toni Maida - Personally served 11-22-14 | |
| | | Siblings: Alexander Maida, Anthony Maida - Alex Personally served 11-22-14 | |
| | | Petitioner states the minor's mother passed away 8-31-14 and the father is unable to care for her at this time. | |
| | | Court Investigator Jennifer Daniel filed a report on 11-20-14. | |
| <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 type="checkbox"/> | Aff.Mail | | |
| <input type="checkbox"/> | Aff.Pub. | | |
| <input type="checkbox"/> | 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 | | |
| <input type="checkbox"/> | Objections | | |
| <input type="checkbox"/> | Video Receipt | | |
| <input checked="" type="checkbox"/> | CI Report | | |
| <input checked="" type="checkbox"/> | Clearances | | |
| <input checked="" type="checkbox"/> | Order | | |
| <input type="checkbox"/> | Aff. Posting | | |
| <input type="checkbox"/> | Status Rpt | | |
| <input checked="" type="checkbox"/> | UCCJEA | | |
| <input type="checkbox"/> | Citation | | |
| <input type="checkbox"/> | FTB Notice | | |
| | | | Reviewed by: skc |
| | | | Reviewed on: 11-24-14 |
| | | | Updates: 11-25-14 |
| | | | Recommendation: |
| | | | File 26 – Dollar |

| | | | |
|-------------------------------------|---------------|--|--|
| | | TEMP GRANTED EX PARTE EXPIRES 12-4-14 | NEEDS/PROBLEMS/COMMENTS: |
| | | ELAINE ROEBUCK ESTRADA , Maternal Grandmother, is Petitioner. | <u>Note</u> : This petition is for minors Vermilyea, Thomas, and Angela only. Petitioner was appointed as the guardian of Louise (13) on 8-18-05. |
| | | Father: MICHAEL JOHNESE | <ol style="list-style-type: none"> Petitioner's Request to Waive Court Fees was denied 11-19-14. Need filing fees of \$285.00. Notice of Hearing filed 12-1-14 regarding service to Tina Johnese (Mother) is incomplete: It does not state that a petition for temporary guardianship was filed at #1, and the server did not provide his or her information on the proof of service. The Court may require amended Notice of Hearing or amended service. Need proof of personal service of Notice of Hearing at least five Court days prior to the hearing per Probate Code §2250(e) or consent and waiver of notice or declaration of due diligence on: - Michael Johnese (Father) |
| | | Mother: TINA JOHNESE | |
| | | - <i>Personally served 11-25-14</i> | |
| | | Paternal Grandfather: Not listed | |
| | | Paternal Grandmother: Angela (Last name not provided) | |
| | | Maternal Grandfather: James Roebuck | |
| | | Sibling: Louise Roebuck | |
| | | Petitioner states both parents are on drugs. The father is incarcerated. The home is not clean and is not safe for children. CPS is involved and released the children to Petitioner. This has been an ongoing problem. A safety plan was put in place on 10-30-14, but the parents are not doing their part. | |
| <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 type="checkbox"/> | Aff.Mail | | |
| <input type="checkbox"/> | Aff.Pub. | | |
| <input type="checkbox"/> | Sp.Ntc. | | |
| <input checked="" type="checkbox"/> | Pers.Serv. | W | |
| <input checked="" type="checkbox"/> | Conf. Screen | | |
| <input 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 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: skc |
| | | | Reviewed on: 11-25-14 |
| | | | Updates: 12-1-14 |
| | | | Recommendation: |
| | | | File 28 – Roebuck, Johnese & Wallace |

