



## ATTENTION

Probate cases on this calendar are currently under review by the probate examiners. Review of some probate cases may not be completed and therefore have not been posted.

If your probate case has not been posted please check back again later.

Thank you for your patience.

**(1) Fourteenth Account and Report of Conservator and  
(2) Request for Attorney's Fees**

<b>Age: 63</b>	<b>ANN PERKINS</b> , Sister and Conservator, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>1. Petitioner requests the Court dispense with accountings pursuant to Probate Code §2628. The Court may require further information with reference to the investment of the Conservatorship estate in mutual funds rather than cash accounts. Examiner notes that losses exceeded gains during this account period.</b>
	Bond is \$50,000.00 (sufficient)	
	Account period: 1-1-10 through 9-30-12	
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>	Accounting: \$34,769.00	
<input checked="" type="checkbox"/> <b>Verified</b>	Beginning POH: \$15,732.00	
<input type="checkbox"/> <b>Inventory</b>	Ending POH: \$12,524.00	
<input type="checkbox"/> <b>PTC</b>	(non-cash mutual funds)	
<input type="checkbox"/> <b>Not.Cred.</b>	Conservator: Waived	
<input checked="" type="checkbox"/> <b>Notice of Hrg</b>	Attorney: \$885.00 (per declaration)	
<input checked="" type="checkbox"/> <b>Aff.Mail</b> w/o	Petitioner states the conservatorship meets the requirements to dispense with accountings.	
<input type="checkbox"/> <b>Aff.Pub.</b>	<b>Petitioner prays for an Order:</b>	
<input type="checkbox"/> <b>Sp.Ntc.</b>	1. That the 14 <sup>th</sup> Account and Report be settled, allowed and in all respects confirmed;	
<input type="checkbox"/> <b>Pers.Serv.</b>	2. That the Court make an order allowing the sum of \$885 for services rendered by Attorney O'Malley; and	
<input type="checkbox"/> <b>Conf. Screen</b>	3. Dispensing with future accounts for all future accounting periods during which the requirements are met.	
<input type="checkbox"/> <b>Letters</b>		
<input type="checkbox"/> <b>Duties/Supp</b>		
<input type="checkbox"/> <b>Objections</b>		
<input type="checkbox"/> <b>Video Receipt</b>		
<input checked="" type="checkbox"/> <b>CI Report</b>		
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<input type="checkbox"/> <b>UCCJEA</b>		
<input type="checkbox"/> <b>Citation</b>		
<input type="checkbox"/> <b>FTB Notice</b>		
		<b>Reviewed by:</b> skc
		<b>Reviewed on:</b> 11-30-12
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 1 - Montgomery</b>

Atty **Howk, Robert (for Craig MacGlashan – Conservator)**

Atty **Wright, Janet L. (Court Appointed for Conservatee)**

**Petition for Attorney's Fees for Court Appointed Counsel for Conservatee [Prob. C. 1470(b)]**

<b>Age:</b> 90	<p><b>JANET WRIGHT</b>, Petitioner, was Court appointed to represent the Conservatee on 04/09/10.</p> <p>Craig MacGlashan, son, was appointed Conservator of the Person and Estate on 05/24/10.</p> <p>Petitioner requests fees in connection with representation of the Conservatee for legal services in regard to review and response of the Conservator's accounting and fee application of Conservator's attorneys.</p> <p>Petitioner <b>asks that she be paid</b> from the Conservatorship estate for <b>27.10 hours ranging from \$325.00/hr. to \$120.00/hr. for a total of \$6,299.00 plus costs in the amount of \$435.00.</b></p> <p>Services are itemized by date and include general conservatorship matters, review of documentation regarding the accounting, preparation of this fee application, meeting with conservator's counsel, and court appearances.</p>	<b>NEEDS/PROBLEMS/COMMENTS:</b>
<b>Cont. from</b>		
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>		
<input checked="" type="checkbox"/> <b>Verified</b>		
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<input type="checkbox"/> <b>Citation</b>		
<input type="checkbox"/> <b>FTB Notice</b>		
		<b>Reviewed by:</b> JF
		<b>Reviewed on:</b> 11/30/12
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 2 - McGlashan</b>

**3 Fred Erwin Davis (Estate)**

Case No. 10CEPR00810

Atty Dias, Michael A. (for Warren Leslie Davis – Son – Petitioner)

Atty Farley, Michael L. (of Visalia, for Mary M. Davis – Surviving Spouse – Executor)

Second Amended Petition for: (1) Removal of Mary M. Davis as Executor of the Estate;  
 (2) Compelling Account and Report of Administration of Estate; (3) Appointment of Lynette Lucille  
 Duston and Warren Leslie Davis as Successor Co-Executors of Estate.

[Probate Code §§8420, 8421, 8500, 8501, 8502, 8800, 8804, 10950, 12200, 12204, and 12205]

Age:		<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>Demurrer filed 11-28-12 is set for hearing on 1-22-13.</p> <p>Therefore, this matter will be continued to 1-22-13.</p> <p>Examiner notes will not be prepared for this 12-6-12 hearing date.</p>
DOD:		
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UCCJEA		
Citation		
FTB Notice		
		Reviewed by: skc
		Reviewed on: 11-30-12
		Updates:
		Recommendation:
		File 3 - Davis

(1) First and Final Account and (2) Report of Conservator, (3) Petition for Allowance of Compensation to Conservator and Her Attorney (Prob. C. 1860, 2620, 2623, 2630, 2942)

<b>DOD: 8-31-12</b>	<b>PUBLIC GUARDIAN</b> , Conservator, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
	<b>Final Account Period:</b> 2-17-12 through 8-31-12 (DOD)	
	Accounting: \$ 39,433.68	
	Beginning POH: N/A	
	Ending POH: \$ 3,495.45	
	<b>Subsequent Account Period:</b> 9-1-12 through 10-1-12	
	Accounting: \$ 5,165.25	
	Beginning POH: \$ 3,495.45	
	Ending POH: \$ 364.25 (cash)	
	Conservator: \$5,083.76 (43.06 Deputy hours @ \$96/hr and 12.5 Staff hours @ 76/hr)	
	Attorney: \$1,875.00 (12.5 hours @ \$150/hr)	
	Bond fee: \$25.00 (minimum – ok)	
	Public Guardian was appointed Temporary Conservator on 2-9-12 and general Conservator on 6-5-12. No I&A was filed because the Conservatee died within one month of the establishment of the general conservatorship. Petitioner states the Conservatee died intestate survived by two children: Andrew Bosniak and Audrey Medina. The only asset of the estate in Petitioner's possession is cash of \$364.25 and after only partial payment of the authorized fees and commissions there will be no assets remaining to distribute to the heirs.	
	Although it was not marshaled before her death, the Conservatee died owning real property, which is the address for Andrew Bosniak.	
	Petitioner requests that due to the insufficiency of the estate to pay the fees and commissions, a lien be imposed against the estate, including the real property, for any unpaid balance of the authorized fees and commissions.	
	<b>Petitioner prays for an Order:</b>	
	1. Finding that the conservatorship of the person and estate terminated on 8-31-12, the conservatee's date of death;	
	2. Approving, allowing and settling the account;	
	3. Authorizing the conservator's and attorney's fees and commissions;	
	4. Authorizing payment of the bond fee; and	
	5. Imposing a lien against the estate for any unpaid balance of the authorized fees and commissions.	
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
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<input type="checkbox"/> Not.Cred.		
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<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		<b>Reviewed by:</b> skc
		<b>Reviewed on:</b> 11-30-12
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 4 - Bosniak</b>

DOD: 01/20/12		<p><b>ERIC SCHLOEN</b>, Petitioner, was appointed Special Administrator without Bond on 06/07/12. Letters will expire on 01/04/13.</p> <p><i>Petitioner was appointed Special Administrator for the limited purpose of obtaining Medi-Cal benefits for the decedent to settle medical bills incurred by decedent prior to her death. Petitioner is an agent of the hospital where decedent died.</i></p> <p>I &amp; A - waived per Order appointing Special Administrator</p> <p><b>Petitioner states</b> he performed all duties necessary as Special Administrator as he obtained health benefits for the decedent, the estate has no assets and there is no longer a need for a Special Administrator.</p> <p><b>Petitioner prays for an Order:</b></p> <p>1) Terminating the administration of the estate and discharging the Special Administrator.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p>	
Cont. from				
<input type="checkbox"/>	Aff.Sub.Wit.			
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<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
		<p><b>Reviewed by:</b> JF</p> <p><b>Reviewed on:</b> 11/30/12</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 5 - Brooks</b></p>		

<b>DOD: 6-25-11</b>	<b>MARIA GONZALEZ</b> , Surviving Spouse, is Petitioner.	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Continued from 10-4-12, 11-8-12.</b></p> <p><b>As of 11-30-12, nothing further has been filed.</b></p>
	No other proceedings.	
<b>Cont. from 100412, 110812</b>	Will dated 4-1-11 devises decedent's real property in Selma to Petitioner.	
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>	<input checked="" type="checkbox"/>	
<input checked="" type="checkbox"/> <b>Verified</b>	Petitioner requests Court confirmation that decedent's real property in Selma passes to her.	
<input type="checkbox"/> <b>Inventory</b>		
<input type="checkbox"/> <b>PTC</b>		
<input type="checkbox"/> <b>Not.Cred.</b>		
<input checked="" type="checkbox"/> <b>Notice of Hrg</b>	<b>ANNETTE COSTA, Daughter, filed an Objection on 10-3-12.</b>	
<input checked="" type="checkbox"/> <b>Aff.Mail</b>	<input checked="" type="checkbox"/> W	
<input type="checkbox"/> <b>Aff.Pub.</b>	<b>Objector states</b> the property that is the subject of the petition was the separate property of Decedent. Objector objects to the will and claims that the will is not valid in that Objector does not believe Decedent executed the will or that if Decedent did execute the will that he did not have capacity to do so, or did so under undue influence.	
<input type="checkbox"/> <b>Sp.Ntc.</b>		
<input type="checkbox"/> <b>Pers.Serv.</b>		
<input type="checkbox"/> <b>Conf. Screen</b>		
<input type="checkbox"/> <b>Letters</b>		
<input type="checkbox"/> <b>Duties/Supp</b>		
<input checked="" type="checkbox"/> <b>Objections</b>	Objector states Decedent was married to the petitioner only a short time prior to his death. The property is the separate property of Decedent and should be distributed to Petitioner and Decedent's children. Decedent was sick and heavily medicated at the time the alleged will was executed. Decedent would not have disinherited his children. Decedent did not have testamentary capacity at the time the alleged will was executed.	
<input type="checkbox"/> <b>Video Receipt</b>		
<input type="checkbox"/> <b>CI Report</b>		
<input type="checkbox"/> <b>9202</b>		
<input checked="" type="checkbox"/> <b>Order</b>		
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<input type="checkbox"/> <b>UCCJEA</b>		
<input type="checkbox"/> <b>Citation</b>		
<input type="checkbox"/> <b>FTB Notice</b>	<b>Objector prays that the petition be dismissed without prejudice.</b>	
		<b>Reviewed by:</b> skc
		<b>Reviewed on:</b> 11-30-12
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 6 – Gonzalez</b>

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

<b>DOD: 9-18-12</b>	<b>ROBERT B. JONES</b> , named Executor without bond, is Petitioner.	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Note:</b> Petitioner is the Decedent's nephew and is also Trustee of Trust A-Survivor's Trust established u/d/t dated 9-5-04 known as the Virgil A. Lininger and Katherine E. Lininger Revocable Trust.</p> <p><b>Related Cases:</b>  11CEPR00360 Conservatorship  11CEPR00828 Trust</p>
	Full IAEA: ok	
	Will dated 9-23-11	
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>	Residence: Fresno	
<input checked="" type="checkbox"/> <b>Verified</b>	Publication: Fresno Business Journal	
<input type="checkbox"/> <b>Inventory</b>	<b>Estimated Value of Estate:</b>	
<input type="checkbox"/> <b>PTC</b>	Personal property: \$34,000.00	
<input type="checkbox"/> <b>Not.Cred.</b>	Probate Referee: Steven Diebert	
<input checked="" type="checkbox"/> <b>Notice of Hrg</b>		
<input checked="" type="checkbox"/> <b>Aff.Mail</b>	W	
<input checked="" type="checkbox"/> <b>Aff.Pub.</b>		
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<input type="checkbox"/> <b>UCCJEA</b>		
<input type="checkbox"/> <b>Citation</b>		
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		<b>Reviewed by:</b> skc
		<b>Reviewed on:</b> 11-30-12
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 7 - Lininger</b>

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

Age: 74 DOB:	<p align="center"><b><u>NO TEMPORARY REQUESTED</u></b></p> <p><b>PATRICIA PANDO</b>, daughter, is Petitioner and requests appointment as Conservator of the Person with Medical Consent powers.</p> <p>Voting rights affected.</p> <p><b>Petitioner alleges</b> that the proposed Conservatee has dementia and requires total care.</p> <p><b>Court Investigator Charlotte Bien filed a report on 11/15/12.</b></p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Court Investigator advised rights on 11/08/12.</b></p> <p><b>Voting rights affected, need minute order.</b></p> <ol style="list-style-type: none"> <li>The Petition does not state the relationship to the proposed conservatee of each person listed in item 11.</li> <li>Need <i>Confidential Supplemental Information Form</i> (Form GC-312).</li> <li>Need <i>Citation</i>.</li> <li>Need proof of personal service at least 15 days before the hearing of <i>Citation</i> with a copy of the <i>Petition for Appointment of Conservator</i> to the proposed conservatee.</li> <li>Need <i>Notice of Hearing</i>.</li> <li>Need proof of service by mail at least 15 days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Conservator or Consent &amp; Waiver of Notice or Declaration of Due Diligence</i> for:           <ul style="list-style-type: none"> <li>- Juan Carlos Banda</li> <li>- Alfredo Delgado</li> <li>- Joseph Delgado</li> <li>- Lauralba Rodriguez</li> <li>- Yesenia Rodriguez</li> <li>- Clarissa Rodriguez</li> <li>- Maria Alma Banda</li> <li>- Juan Luis Banda</li> <li>- Gladys Banda</li> <li>- Alva Rodriguez</li> <li>- Alejandro A. Banda</li> </ul> </li> </ol>	
Cont. from			
Aff.Sub.Wit.			
✓ Verified			
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Notice of Hrg			x
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✓ Letters			
✓ Duties/Supp			
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✓ CI Report			
9202			
✓ Order			
Aff. Posting			
Status Rpt			
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Citation	x		
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Reviewed by: JF			
Reviewed on: 11/30/12			
Updates:			
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File 11 - Banda			