



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 Ida Sue Blankenship (Estate) Case No. 11CEPR00225

Attorney Franco, Paul C. (for Deborah Lynne Kamine – Petitioner – Executor)
Amended First and Final Account, Report of Executor and Petition for Allowance of Commissions, Attorney's Fees and Costs, and for Final Distribution

DOD: 01/17/2011	DEBORAH LYNN KAMINE , Executor, is petitioner.	NEEDS/PROBLEMS/COMMENTS:	
	Account period: 05/12/2011 - 12/30/2015		
Cont. from	Accounting - \$234,207.77		
<input type="checkbox"/> Aff.Sub.Wit.	Beginning POH - \$198,712.13		
<input checked="" type="checkbox"/> Verified	Ending POH - \$107,049.35		
<input checked="" type="checkbox"/> Inventory	Executor (Statutory) - \$6,961.36		
<input type="checkbox"/> PTC			
<input checked="" type="checkbox"/> Not.Cred.	Attorney (Statutory) - \$6,961.36		
<input checked="" type="checkbox"/> Notice of Hrg			
<input checked="" type="checkbox"/> Aff.Mail w/	Closing (Taxes) - \$2,500.00		
<input type="checkbox"/> Aff.Pub.			
<input type="checkbox"/> Sp.Ntc.	Petitioner requests that her husband, Yosh Kamine, be reimbursed for various costs and expenses on behalf of the estate totaling \$23,054.49.		
<input type="checkbox"/> Pers.Serv.			
<input type="checkbox"/> Conf. Screen			
<input checked="" type="checkbox"/> Letters 05/12/11	Distribution, pursuant to decedent's will and by right of assignment filed by Cheryl'lee Bradbury, is to:		
<input type="checkbox"/> Duties/Supp			
<input type="checkbox"/> Objections			
<input type="checkbox"/> Video Receipt	Deborah L. Kamine - \$16,893.03		
<input type="checkbox"/> CI Report	Michael V. Escain - \$16,893.03		
<input checked="" type="checkbox"/> 9202	Heather B. Blankenship - \$16,893.03		
<input type="checkbox"/> Order x	Ryan Wilson - \$16,893.03		
<input type="checkbox"/> Aff. Posting			
<input type="checkbox"/> Status Rpt			
<input type="checkbox"/> UCCJEA			
<input type="checkbox"/> Citation			
<input checked="" type="checkbox"/> FTB Notice			
			Reviewed by: LV
			Reviewed on: 03/24/2016
		Updates:	
		Recommendation:	
		File 1- Blankenship	

3 Jerimah T. D. Lee & Anthony Lee-Hunley (GUARD/P)Case No. 12CEPR00483

Petitioner Hunley, Antone E. (Pro Per – Father of Anthony – Petitioner)

Objector Augustus, Carolyn (Pro Per – Guardian – Objector)

Petition for Termination of Guardianship

		See petition for details.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Note:</u> This petition pertains to the minor Anthony only.</p> <ol style="list-style-type: none"> 1. Need Notice of Hearing. 2. Need proof of service of Notice of Hearing at least 15 days prior to the hearing on all relatives per Probate Code §1460(b)(5): <ul style="list-style-type: none"> - Carolyn Augustus (Guardian) - Twanisha Lee (Mother) - Paternal Grandfather - Paternal Grandmother - Antwan Lee (Maternal Grandfather) - Phyllis More (Maternal Grandmother) - Siblings age 12 or older <p><u>Note:</u> The file does not contain any information identifying paternal relatives, as they were unknown to the guardian at that time. Since Mr. Hunley is available, the Court may require information regarding the paternal grandparents of the minor.</p>	
Cont. from 030816				
<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 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			
		Reviewed by: skc		
		Reviewed on: 3/24/16		
		Updates:		
		Recommendation:		
		File 3- Lee & Lee- Hunley		

DOD: 01/13/2013	GLORIA B. LEDOUX, sister, was appointed Administrator with limited IAEA authority without bond on 11/06/2013.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>OFF CALENDAR.</u> <u>Receipt for Blocked Account filed 03/03/2016.</u></p> <p>Page 4B is the Status Hearing for the filing of the First Account and/or Petition for Final Distribution.</p> <p>1. Need Receipt for Blocked Account in the amount of \$133,908.16.</p>
	Letters issued on 11/06/2013.	
Cont. from 022316	Inventory and Appraisal filed 11/08/2013 shows an estate valued at \$180,000.00.	
Aff.Sub.Wit.	Order Confirming Sale of Real Property filed 01/27/2016 in the amount of \$144,000.00.	
Verified	Order for Blocked Account filed 02/19/2016 in the amount of \$133,908.16.	
Inventory	Minute Order of 01/19/2016 set this Status Hearing for the filing of the Receipt for Blocked Account.	
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: LV
		Reviewed on: 03/24/2016
		Updates:
		Recommendation:
		File 4A- Morales

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

DOD: 01/13/2013	<p>GLORIA B. LEDOUX, sister, was appointed Administrator with limited IAEA authority without bond on 11/06/2013.</p> <p>Letters issued on 11/06/2013.</p> <p>Inventory and Appraisal filed 11/08/2013 shows an estate valued at \$180,000.00.</p> <p>Minute Order of 11/06/2013 set this matter for hearing for the filing of the First Account and/or Petition for Final Distribution.</p> <p>Status Report filed 12/04/2015 (for hearing on 12/08/2015) states the real property located at 1515 Rose Ave in Selma, California, has been sold. The Report of Sale and Request for Order Confirming Sale was filed herein with the hearing set for January 19, 2016.</p> <p>It is requested that this status hearing be continued ninety (90) days to allow for the closing of the sale and filing of the Petition for Final Distribution.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>OFF CALENDAR.</u> <u>First Account and Final Distribution filed 03/03/2016.</u> <u>Hearing is set for 04/14/2016.</u></p> <p>Note: Order Confirming Sale of Real Property was filed 01/27/2016.</p> <p>Minute Order of 02/16/2016: Mr. Teixeira is special appearing for Susan Pascuzzi.</p> <p>1. Need First Account or 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.</p>
Cont. from 010915, 041415, 060915, 120815, 021616, 022316		
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: LV	
	Reviewed on: 03/24/2016	
	Updates:	
	Recommendation:	
	File 4B - Morales	

Attorney Melvin K. Rube (for Petitioner Dennis H. Johns)

First and Final Account and Report of Executor and Petition for its Settlement, for Allowance of Statutory Attorney's Fees and Statutory Executor's Compensation, and for Final Distribution

DOD: 1/8/2014	DENNIS H. JOHNS , son and Executor, is Petitioner.		NEEDS/PROBLEMS/COMMENTS: Continued from 2/23/2016. Minute Order states counsel requests 30 days to cure the defects.
	Account period: 1/8/2014 – 11/30/2015		
	Accounting	- \$309,629.12	<p>The following defects from the last hearing remain:</p> <ol style="list-style-type: none"> <i>Schedule D, Property on Hand</i>, is unclear as to whether the cash on hand is \$7,855.71, or whether the investment account is also a cash account such that \$30,062.24 is also cash on hand. Further, the cash sum distributable to the 4 devisees in Decedent's Will (\$4,524.45 to each) appears to be incorrect. Need revised proposed order pursuant to Local Rule 7.6.1, containing a statement as to the balance of the estate on hand, specifically noting the amount of cash included in the balance and the cash amounts to be distributed. <p>~Please see additional page~</p>
	Beginning POH	- \$302,376.62	
Cont. from 022316	Ending POH	- \$297,917.95 <i>(\$7,855.71 is cash)</i>	
Aff.Sub.Wit.			
✓ Verified			
✓ Inventory	Executor <i>(statutory)</i>	- \$9,192.58	
✓ PTC			
✓ Not.Cred.	Attorney <i>(statutory)</i>	- \$9,192.58	
✓ Notice of Hrg			
✓ Aff.Mail	Executor Costs	- \$2,936.34 <i>(paid)</i> <i>(filing fee, probate referee, publication, certified copies, Courtcall, postage, rental car, recording fees, misc. expenses;)</i>	
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.	Attorney Costs	- \$435.00 <i>(filing fee)</i>	
Conf. Screen			
Letters 062314	Closing	- \$1,000.00	
Duties/Supp	Distribution pursuant to Decedent's Will is to:		
Objections	<ul style="list-style-type: none"> DENNIS H. JOHNS – 25% interest in three parcels of real property and [\$4,524.45 cash]; CHARLOTTE G. JONES – 25% interest in three parcels of real property and [\$4,524.45 cash]; SHARON A. RICHARDSON – 25% interest in three parcels of in real property and [\$4,524.45 cash]; GARY W. JOHNS – 25% interest in three parcels of real property and [\$4,524.45 cash]. 		
Video Receipt			
CI Report			
✓ 9202			
✓ Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
✓ FTB Notice			
			Reviewed by: LEG
			Reviewed on: 3/23/16
			Updates:
			Recommendation:
			File 5- Johns

NEEDS/PROBLEMS/COMMENTS, continued:

The following defects remain noted for the Court's reference in considering Petitioner's additional information provided in the *Declaration of Dennis Johns* filed 3/17/2016 (noted below):

- *Schedule C, Disbursements* includes the following expenditures, which the Court may require Petitioner to explain and justify as appropriately paid from the estate:
 - Payment on 7/5/2015 of **\$800.00** to Linda Bolton for "appraisal of property," while *Schedule C1, Costs Advanced* includes an entry on 8/28/2014 for Probate Referee Rick Smith's appraisal fee, paid by and reimbursed to Petitioner in the sum of **\$300.00**; no explanation is given for the separate appraisal fee to the non-probate appraiser disbursed from the estate. It is noted that two separate Inventory and Appraisals filed 8/13/2014 have as an attachment a document entitled "Bolton Appraisal," apparently associated with this additional **\$800.00** charge to the estate.
 - Several payments to Greenwood & Assoc. totaling **\$3,159.30** for "property line adjustment" and "property line change" which are unexplained in the Petition.
 - *Petition* states that Petitioner reimbursed himself **\$2,936.34** from the estate for costs he advanced. Reimbursement of funds advanced by the personal representative is authorized by Probate Code § 9252(a) and (b) to be done after Court approval of the reimbursement. Court may require Petitioner as the Executor to pay back to the estate any sums which the Court finds in its discretion should not have been reimbursed to the Executor without prior Court authorization. Further, the following are non-reimbursable costs pursuant to Local Rule 7.17(B): **\$344.00** for CourtCall fees; **\$17.05** for postage fees (*other postage for mailing to 10+ beneficiaries OK*); **\$615.75** for rental car – no explanation for rental is provided.

Declaration of Dennis Johns Re: Estate Expenditures and Reimbursement of Costs Advanced to the Estate filed 3/17/2016 states, in brief sum:

- The Court continued the hearing on the account to 3/29/2016 and requested further information regarding [the payments, listed above];
- Since he did not know much about the probate of his mother's estate and was going to represent himself, he retained a private appraiser (Linda Bolton) to appraise the real property and paid her **\$800.00**; he did not know until after he was appointed by the Court as Executor that the appraisal by the court appointed Probate Referee was required and that he should not have retained a private appraiser;
- The payments to Greenwood & Assoc. totaling **\$3,159.30** was for a required "property line adjustment" to change the property line back to the original property line that had been changed following a fire and rebuilding with an additional garage; in order to sell the properties Greenwood was retained to change the property line back to its original state;
- As to the payment of **\$2,936.34** he reimbursed to himself from the estate for costs advanced, he did not realize that he had to wait for court approval before he could reimburse himself; the CourtCall fees were made so he could appear in Court by telephone instead of traveling from his home in Alaska; he was not aware of the rule regarding postage; the car rental fee was so he would have transportation to take care of estate business while in the Fresno area, and it was cheaper for him to fly to California and rent a car.

Note: Approval by Beneficiary of First and Final Account and Report of Executor and Petition for Final Distribution was filed 3/11/2016 by the estate beneficiaries other than Petitioner: **CHARLOTTE G. JONES, SHARON A. RICHARDSON, and GARY W. JOHNS.**

Henry and Margaret Boyajian (Trust) Case No. 14CEPR00145

Jeffrey A. Jaech (for Petitioner Alan Boyajian Branche – Beneficiary)

Petition to Modify Alan Boyajian Branche Grandchild's Trust Under Changed Circumstances (Probate Code 15409, 17200)

Henry Boyajian DOD: 10/18/01	ALAN BOYAJIAN BRANCHE, Beneficiary, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
Margaret Boyajian DOD: 10/29/13	Petitioner states the Henry and Margaret Boyajian Trust was created in 1997 and amended and restated 9/23/99. After Henry's death in 2001, Margaret purportedly amended the terms of the Survivor's Trust.	<p>1. Although Petitioner is the sole beneficiary of this subtrust, the Court may require notice to all parties interested in the Henry and Margaret Boyajian Trust, given that the language requested to be modified was part of a Settlement Agreement approved by the Court on 12/11/14. If so, need complete list of persons entitled to notice per §17201 and continuance for 30 days' notice.</p>
	A dispute arose among certain beneficiaries, which was settled by this Court's order dated 1/5/15. Pursuant to the order, the trust for Petitioner (Alan's Trust) was modified and professional fiduciary Marion Austin was appointed trustee. Ms. Austin resigned as trustee on 10/21/15, and Warren Branche was appointed trustee per Order filed 12/17/15.	
	Pursuant to the Order modifying the trust, the grandchildren's trusts were modified with language regarding drug testing. See petition for language, details.	
Aff.Sub.Wit.	Petitioner states he has joined the US Army and expects to be subject to random drug testing while in the army. He may be unable to submit to the voluntary testing requirements of the trust, depending on where he is stationed. This possibility was unanticipated by the parties when the modification was drafted.	
✓ Verified	Petitioner therefore proposes to modify the trust by adding a new section making an exception for the testing requirements while an active service member. See petition for language, details.	
Inventory	Petitioner states he is the only present beneficiary of his trust. He is 25 and has no issue. The only other person entitled to notice is Warren Branche, the trustee.	
PTC	Petitioner requests an order modifying the terms of the Alan Boyajian Branche Grandchild's Trust created under the Henry and Margaret Boyajian Trust Agreement as set forth above, and for such further orders as the Court considers proper.	
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		

First and Final Account and Report of Conservator; Petition for Allowance of Compensation to Conservator and Her Attorney

DOD: 4/15/15	PUBLIC GUARDIAN , Conservator, is petitioner.	NEEDS/PROBLEMS/COMMENTS:
	Account period: 9/19/14 – 4/15/15	
	Accounting - \$388,972.64	
	Beginning POH - \$349,286.31	
	Ending POH - \$344,616.03	
Cont. from	Subsequent Account period: 4/16/15 – 12/8/15	
Aff.Sub.Wit.	Accounting - \$351,451.49	
<input checked="" type="checkbox"/> Verified	Beginning POH - \$344,616.03	
Inventory	Ending POH - \$0	
PTC	Conservator - \$12,819.92 (96.57 Deputy hours @ \$96/hr and 46.70 Staff hours @ \$76/hr)	
Not.Cred.	Attorney - \$2,500.00 (per Local Rule)	
<input checked="" type="checkbox"/> Notice of Hrg	Bond Fee - \$25.00 (o.k.)	
<input checked="" type="checkbox"/> Aff.Mail W/	Court Fees - \$617.00 (filing fee, certified copies)	
Aff.Pub.	All assets of the conservatorship were delivered to Brad Jacobson as Administrator of the deceased conservatee's estate.	
Sp.Ntc.	Petitioner request that due to the insufficiency of the estate to pay the fees and commissions that a lien be imposed upon the estate for any unpaid balances of the authorized fees and commissions.	
Pers.Serv.	Petitioner prays for an Order:	
Conf. Screen	1. Approving, allowing and settling the First and Final Account;	
Letters	2. Authorizing the conservator and attorney fees and commissions;	
Duties/Supp	3. Payment of the bond fee;	
Objections	4. Authorize petitioner to impose a lien on the estate for any unpaid balances of authorized fees and commissions to be paid by administrator, Brad Jacobson.	
Video Receipt		
CI Report		
9202		
<input checked="" type="checkbox"/> Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		

Reviewed by: KT
Reviewed on: 3/23/16
Updates:
Recommendation:
File 7- Craig

Probate Status Hearing RE: Filing of a Written Dismissal Request

Octavio Ruelas DOD: 6-7-06	IRMA HICKS , a Co-Trustee of the Octavio and Mary Ruelas Family Trust, filed Petition for Instructions on 10/8/14.	NEEDS/PROBLEMS/COMMENTS:
Mary Ruelas DOD: 6-11-14		
	Co-Trustee JESSE RUELAS and Beneficiary ANGELA RUELAS objected.	<u>OFF CALENDAR</u>
	On 8/11/15, counsel indicated that the parties had reached an agreement. The Court set this status hearing re resolution.	Dismissal entered 3/15/16.
Cont. from 021616	Minute Order 11/10/15 states: Counsel represent that all parties have signed the agreement and a request for dismissal of the petition is forthcoming. The matter will come off calendar on 1/12/16 if the dismissal is filed and granted.	
Aff.Sub.Wit.	Declaration of Jennifer Walters provides the signed settlement agreement; however, no Request for Dismissal was filed as of the hearing on 1/12/16.	
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp	Minute Order 1/12/16 states: Counsel previously misunderstood, but will file a written Request for Dismissal.	
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		Reviewed by: skc
Status Rpt		Reviewed on: 3/24/16
UCCJEA		Updates:
Citation		Recommendation:
FTB Notice		File 8- Ruelas

Atty Randall W. Rosá, of Lodi (for Petitioner Michael B. Bebb)

Petition for Waiver of Final Account for Final Distribution, for Allowance of Attorney's Fees and Costs

DOD: 4/29/2014	MICHAEL B. BEBB , son and Administrator, is Petitioner.		NEEDS/PROBLEMS/COMMENTS:	
	Accounting is waived.			
Cont. from	I & A	— \$117,110.00		
Aff.Sub.Wit.	POH	— \$114,499.25		
<input checked="" type="checkbox"/> Verified		(all cash)		
<input checked="" type="checkbox"/> Inventory	Administrator	— waives		
<input checked="" type="checkbox"/> PTC	Attorney	— \$5,113.30		
<input checked="" type="checkbox"/> Not.Cred.	(statutory)			
<input checked="" type="checkbox"/> Notice of Hrg	Costs	— \$1,260.00		
<input checked="" type="checkbox"/> Aff.Mail	W/O	(filing fees, publication)		
Aff.Pub.	Distribution pursuant to intestate succession is to:			
Sp.Ntc.	<ul style="list-style-type: none"> • MICHAEL B. BEBB – \$36,041.98 cash; • KENNETH W. BEBB – \$36,041.98 cash; • KELLY M. BEBB – \$36,041.98 cash. 			
Pers.Serv.				
Conf. Screen				
Letters	031015			
Duties/Supp				
Objections				
Video Receipt				
CI Report				
<input checked="" type="checkbox"/> 9202				
<input checked="" type="checkbox"/> Order				
Aff. Posting				
Status Rpt				
UCCJEA				
Citation				
<input checked="" type="checkbox"/> FTB Notice				
				Reviewed by: LEG
				Reviewed on: 3/23/16
			Updates:	
			Recommendation: SUBMITTED	
			File 9- Bebb	

	JERRY PRUDEK , Beneficiary, filed Petition for Accounting and for Order Instructing the Co-Trustees and Compelling Final Distribution from Trust on 4/22/15.	NEEDS/PROBLEMS/COMMENTS:
	On 7/22/15, Mr. Krbechek informed the court that the parties are participating in mediation. The Court set this status hearing re mediation and agreement.	<u>Continued from 9/17/15, 12/17/15, 2/16/16. See Examiner Notes RE: Petition at Page B for details.</u>
Cont. from 091715, 121715, 021616	Status Conference Statement and Request for Continuance filed 9/16/15 by Attorney Krbechek states the parties continue to engage in a meaningful exchange of information. One mediation session was conducted with Lee Jacobson. Since the mediation, additional information has been provided, which must be reviewed. They will need to schedule a further mediation session with Mr. Jacobson upon review of all the materials. A continuance of 60-90 days is therefore requested.	Note: Nothing has been filed by either party since the status report filed 9/16/15.
Aff.Sub.Wit.		Note: Although Mr. Teixeira signed a stipulation to continue the original hearing (stip filed 6/5/15), no formal appearance via filing has been made by his clients. Note that Mr. Teixeira has never appeared at any hearing; however, Lisa Horton has appeared at the last two hearings. It is unclear who Ms. Horton represents, or if she was appearing on Mr. Teixeira's behalf.
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: 3/24/16
		Updates:
		Recommendation:
		File 10A – Hepner

<p>Anna Hepner DOD: 4/24/08</p>	<p>JERRY PRUDEK, Beneficiary, is Petitioner.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p>
	<p>Petitioner states GLENN J. HEPNER, JIMMY A. HEPNER, GEORGE HEPNER, JR., and DOLLIE SIMPSON have served as successor trustees since the death of their mother. The trust holds various acreage in Fresno County. Other assets are unknown.</p>	<p><u>Note:</u> See Page A re status of mediation and agreement.</p>
<p>Cont. from 060815, 072215, 091715, 121715, 021616</p>	<p>Petitioner alleges that the co-trustees have reviewed a proposal for distribution as set forth on Exhibit B. No action has been taken to effect such distribution due to lack of agreement among the co-trustees.</p>	<p>1. Need order.</p>
<p><input type="checkbox"/> Aff.Sub.Wit.</p>	<p>The beneficiaries are Glenn J. Hepner, Jimmy A. Hepner, and George Hepner, Jr., each as to a 1/4 interest, and Dolly Simpson and Jerry Prudek each as to a 1/8 interest. Jerry Prudek is successor to Evelyn Prudek.</p>	
<p><input checked="" type="checkbox"/> Verified</p>	<p>Petitioner requests distribution in accordance with the First Amendments, which provides that "if my children are unable to agree on how the property is to managed or divided, then the property shall be sold and the proceeds divided in the proportions indicated above."</p>	
<p><input type="checkbox"/> Inventory</p>	<p>Petitioner requests a full and complete accounting in accordance with Probate Code §16063 pursuant to Probate Code §16062, 16063, and 17200. Further administration of trust assets is not necessary, and the remaining assets should be liquidated and distributed.</p>	
<p><input type="checkbox"/> PTC</p>	<p>Petitioner prays for relief against the co-trustees as follows:</p>	
<p><input type="checkbox"/> Not.Cred.</p>	<p>1. An order compelling the successor trustees to account for any trust assets collected or received by them;</p>	
<p><input checked="" type="checkbox"/> Notice of Hrg</p>	<p>2. An order settling the accounts and passing upon the acts of each of the co-trustees;</p>	
<p><input checked="" type="checkbox"/> Aff.Mail W</p>	<p>3. An order determining to whom property shall pass or be delivered upon termination of the trust;</p>	
<p><input type="checkbox"/> Aff.Pub.</p>	<p>4. An order for termination of the trust;</p>	
<p><input type="checkbox"/> Sp.Ntc.</p>	<p>5. For such other and further relief as the Court may deem just, equitable, and proper.</p>	
<p><input type="checkbox"/> Pers.Serv.</p>		
<p><input type="checkbox"/> Conf. Screen</p>		
<p><input type="checkbox"/> Letters</p>		
<p><input type="checkbox"/> Duties/Supp</p>		
<p><input type="checkbox"/> Objections</p>		
<p><input type="checkbox"/> Video Receipt</p>		
<p><input type="checkbox"/> CI Report</p>		
<p><input type="checkbox"/> 9202</p>		
<p><input type="checkbox"/> Order x</p>		
<p><input type="checkbox"/> Aff. Posting</p>		
<p><input type="checkbox"/> Status Rpt</p>		
<p><input type="checkbox"/> UCCJEA</p>		
<p><input type="checkbox"/> Citation</p>		
<p><input type="checkbox"/> FTB Notice</p>		<p>Reviewed by: skc Reviewed on: 3/24/16 Updates: Recommendation: File 10B - Hepner</p>

Petitioner: Elvira Zavala (pro per)

Petition for Appointment of Guardian of the Person

		<u>TEMPORARY EXPIRES 3/29/16</u>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need Notice of Hearing. 2. Need proof of personal service of the Notice of Hearing along with a copy of the Petition or Consent and Waiver of Notice or Declaration of Due Diligence on: <ol style="list-style-type: none"> a. Ernest Cota (father) b. Jessica Samora (mother) 3. Need proof of service of the Notice of Hearing along with a copy of the Petition or Consent and Waiver of Notice or Declaration of Due Diligence on: <ol style="list-style-type: none"> c. Jesse Cota (paternal grandfather) d. Nancy Cota (paternal grandmother) e. Mark Samora (maternal grandfather) 4. #1c of the Child Information Attachment was not answered regarding whether or not the child has Native American ancestry.
		<p>ELVIRA ZAVALA, maternal grandmother, is petitioner.</p> <p>Please see petition for details.</p> <p>Court Investigator Report filed on 3/18/16</p>	
Cont. from			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input 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.	X	
<input checked="" type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters		
<input checked="" type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
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<input checked="" type="checkbox"/>	Order		
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<input type="checkbox"/>	Status Rpt		
<input checked="" type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
			<p>Reviewed by: KT</p> <p>Reviewed on: 3/23/15</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 11- Cota</p>

12 Kamila Hammid, Saheim Hammid (GUARD/P) Case No. 15CEPR01047

Petitioner Brown, U. Anthony (Pro Per – Maternal Grandfather – Petitioner)
 Petitioner Brown, Rosemary (Pro Per – Maternal Grandmother – Petitioner)
 Objector Hammid, Nanyamka Hanifahisoke (Pro Per – Mother – Objector)

Petition for Appointment of Guardian of the Person

		See petition for details.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Minute Order 1/5/16:</u> Matter is continued for proof of service as to Quinton Johnson (Father) and proof of service or due diligence as to the paternal grandfather.</p> <p><u>Note:</u> Proof of service was filed re the father on 2/11/16.</p> <p>Petitioner filed a Declaration of Due Diligence regarding the paternal grandfather on 3/23/16.</p> <p>1. If diligence is not found, need notice to paternal grandfather per Probate Code §1511.</p>
Cont. from 010516, 021616			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
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<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: 3/24/16
			Updates:
			Recommendation:
			File 12- Hammid

Petition to Determine Succession to Real Property

DOD: 9/6/15		BLANCA GUERRERO, Spouse, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
		40 days since DOD	Continued from 1/5/16, 2/16/16. The following issues remain:
		No other proceedings	
Cont. from 010516, 021616		I&A: <i>need</i>	<ol style="list-style-type: none"> <u>This petition cannot go forward as prayed.</u> Petitioner requests the Court determine that the decedent's assets pass to her alone; however, pursuant to Probate Code §6401(c)(3), the estate would pass 1/3 to Petitioner and 2/3 to the decedent's three children (2/9 each). Pursuant to Probate Code §§ 13151, 13152, all successors in interest must petition together. Petitioner separately filed Attachment #14 reflecting the names and addresses of the decedent's three children; however, their ages are not provided. Need ages per #14. Note: If minors, Petitioner may need to look into whether appointment as guardian of the estate or as guardian ad litem may be necessary in order to use this summary proceeding. Need Inventory and Appraisal pursuant to Probate Code §13152(b). Note: Petitioner filed an Inventory and Appraisal on 2/9/16 that is defective in that it does not contain an appraisal by the Probate Referee. Further, the amount indicated is \$160,000.00, which is over the limit for use of this summary proceeding. See Probate Code §13151. Need Notice of Hearing (Form DE-120) and proof of service of Notice of Hearing at least 15 days prior to the hearing per Probate Code §13153 on all persons named in Attachment 14. Note: Petitioner served a "Notice of Petition to Administer Estate," which is the wrong form of notice for this summary proceeding and incorrectly gives notice that a full probate administration is being opened. Need Order Determining Succession (DE-315). (Petitioner submitted an Order for Probate.) This petition was filed with a fee waiver. If assets pass pursuant to this petition, all filing fees will be due.
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory	X	
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input type="checkbox"/>	Notice of Hrg	X	
<input type="checkbox"/>	Aff.Mail	X	
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<input type="checkbox"/>	Pers.Serv.		
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<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
			Reviewed by: skc
			Reviewed on: 3/24/16
			Updates:
			Recommendation:
			File 13- Lamas

14 In Re the Luis and Simona Varela Trust 1/11/2002 Case No. 15CEPR01085

Attorney Rindlisbacher, Curtis D. (for Robert Varela – Petitioner)
Respondent Cuevas, Maria (Pro Per Respondent)

**Petition to Determine Validity of Trust Instrument and to Impose Constructive Trust
 (Probate Code §17200)**

<table border="1"> <tr><td>Luis Varela</td></tr> <tr><td>DOD: 6/6/13</td></tr> <tr><td>Simona Varela</td></tr> <tr><td>DOD: 1/28/13</td></tr> <tr><td> </td></tr> <tr><td> </td></tr> <tr><td>Cont. from 021616</td></tr> <tr><td><input type="checkbox"/> Aff.Sub.Wit.</td></tr> <tr><td><input checked="" type="checkbox"/> Verified</td></tr> <tr><td><input type="checkbox"/> Inventory</td></tr> <tr><td><input type="checkbox"/> PTC</td></tr> <tr><td><input type="checkbox"/> Not.Cred.</td></tr> <tr><td><input checked="" type="checkbox"/> Notice of Hrg x</td></tr> <tr><td><input checked="" type="checkbox"/> Aff.Mail w</td></tr> <tr><td><input type="checkbox"/> Aff.Pub.</td></tr> <tr><td><input type="checkbox"/> Sp.Ntc.</td></tr> <tr><td><input type="checkbox"/> Pers.Serv.</td></tr> <tr><td><input type="checkbox"/> Conf. Screen</td></tr> <tr><td><input type="checkbox"/> Letters</td></tr> <tr><td><input type="checkbox"/> Duties/Supp</td></tr> <tr><td><input checked="" type="checkbox"/> Objections</td></tr> <tr><td><input type="checkbox"/> Video Receipt</td></tr> <tr><td><input type="checkbox"/> CI Report</td></tr> <tr><td><input type="checkbox"/> 9202</td></tr> <tr><td><input type="checkbox"/> Order x</td></tr> <tr><td><input type="checkbox"/> Aff. Posting</td></tr> <tr><td><input type="checkbox"/> Status Rpt</td></tr> <tr><td><input type="checkbox"/> UCCJEA</td></tr> <tr><td><input type="checkbox"/> Citation</td></tr> <tr><td><input type="checkbox"/> FTB Notice</td></tr> </table>	Luis Varela	DOD: 6/6/13	Simona Varela	DOD: 1/28/13			Cont. from 021616	<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 x	<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 checked="" type="checkbox"/> Objections	<input type="checkbox"/> Video Receipt	<input type="checkbox"/> CI Report	<input type="checkbox"/> 9202	<input type="checkbox"/> Order x	<input type="checkbox"/> Aff. Posting	<input type="checkbox"/> Status Rpt	<input type="checkbox"/> UCCJEA	<input type="checkbox"/> Citation	<input type="checkbox"/> FTB Notice	<p>ROBERT VARELA, Son and intestate heir, is Petitioner.</p> <p>Petitioner states a copy of this purported trust was served on Petitioner along with a notice under Probate Code §16061.7 on or about 7/2/15 by mailing a copy to Petitioner’s attorney Curtis Rindlisbacher, received 7/7/15.</p> <p>Petitioner states the settlors purportedly executed a document purporting to create the purported trust on 1/11/02, which gives the entirety of its assets to Respondent MARIA D. CUEVAS.</p> <p>Petitioner states he is an interested person in that he will benefit by a judicial determination that the purported trust, and any related pour-over will, is invalid causing the decedent’s estate to pass by intestate succession.</p> <p>Petitioner requests the Court rescind and nullify the purported trust on the following grounds:</p> <ol style="list-style-type: none"> 1. Petitioner states at the time the purported trust was created, the decedent did not have sufficient mental capacity to understand the nature of the decedent's actions in executing the purported trust, understand and recollect the nature and situation of decedent's property, or remember and understand decedent's relations to decedent's family members. <p style="text-align: center;"><u>SEE ADDITIONAL PAGES</u></p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Continued from 2/16/16</p> <p>Note: The name of this case, as filed in this Probate Court, should be only “<i>In Re the Luis and Simona Varela Trust dated 1/11/02.</i>” Although Petitioner also refers to the matter as “<i>Robert Varela, Petitioner, vs. Maria D. Cuevas, Respondent,</i> the Probate Court will not refer to cases by adversarial terms, and future filings should not include this reference.</p> <p>Note: Maria Cuevas filed a response on 2/11/16. See additional pages.</p> <p style="text-align: center;"><u>SEE ADDITIONAL PAGES</u></p> <hr/> <p>Reviewed by: skc</p> <p>Reviewed on: 3/24/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 14- Varela</p>
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Petitioner requests the Court rescind and nullify the purported trust on the following grounds (Cont'd):

1. The purported trust was executed as a direct result of undue influence exerted by Respondent over the decedents. Respondent occupied a position of trust and confidence with the decedents. Because neither could understand the English language or read the English language, they were dependent on Respondent to have her read and interpret anything they signed. Petitioner states Respondent actively procured the trust as part of a pattern of conduct aimed at gaining control of the decedents' major assets.

Petitioner believes the decedents never personally met with the attorneys who drafted the trust instrument, and believe Respondent used the services of attorneys associated with "AmeriEstate Legal Plan, Inc., with headquarters in Costa Mesa, CA, to create the purported trust instrument and personally provided the information for the creation of the trust.

Petitioner alleges that the decedents' primary concern was to provide for their disabled children, Rebecca and George, for as long as they lived, and then to provide that upon their death, the remaining property, if any, would be distributed equally to the decedents' other children.

Petitioner alleges that Respondent did not communicate these desires to the attorneys she hired but instead instructed them that her parents wanted to leave 100% of their property to her.

Petitioner states the disposition to Respondent confers an undue benefit on Respondent. Petitioner and the decedents had always maintained a close relationship and decedents had allowed him to store a number of his personal belongings at their home.

Petitioner believes that by virtue of Respondent's undue influence over the decedents, Respondent holds title to all of the assets of the decedents, including but not limited to that certain real property located at 1917 Cooper Street in Selma, CA, and all its contents.

2. Petitioner states the purported trust agreement was procured by fraud and inducement of Respondent; that she intentionally misled the decedents that the purported trust instrument would leave their estate in equal shares to their children after providing for their disabled daughter Rebecca, when Respondent knew that the trust left all assets to Respondent. The decedents relied on Respondent to truthfully communicate the terms of the purported trust to them and were induced to sign in reliance upon her misrepresentation.
3. Petitioner states the decedents were mistaken regarding the meaning and legal effect of the terms of the trust agreement. Petitioner states the decedents mistakenly believed that the terms of the trust provided for their disabled children and then left the assets equally to the other children. Petitioner is informed and believes that the decedents were mistaken about what the purported trust instrument provided when they executed the document.

SEE ADDITIONAL PAGES

Petitioner prays for an order that:

1. Finds that the purported trust instrument is void due to the mental incapacity of the decedents at the time that it was executed;
2. Finds that the purported trust instrument is void due to undue influence of the Respondent;
3. Finds that the purported trust instrument is void due to the fraud of the Respondent;
4. Finds that the purported trust instrument is void due to the mistake of fact by the decedents regarding the terms of the purported trust instrument;
5. Finds that Respondent hold all assets received from the purported trust instrument, including but not limited to the real property commonly known as 1917 Cooper Street, Selma, CA 93662, as constructive trustee for the benefit of the intestate heirs of the decedents;
6. For costs herein; and
7. For such other orders as the Court may deem proper.

NEEDS/PROBLEMS/COMMENTS:

1. **Need authority for filing this petition under Probate Code §17200 (internal affairs of trusts). The findings requested appear to fall under the Welfare and Institutions Code and other law, including capacity, fraud, duress, etc., rendering the instrument itself void, which may require separate litigation under proper authority as basis for the Probate Court to make the requested orders.**
2. **Need proof of service of Notice of Hearing at least 30 days prior to the hearing per Probate Code §17203 on George Villareal (son) (address unknown per Petition).**
3. **The trust nominates Melchor Molina as second successor trustee and also names this person as a contingent beneficiary; however, this person was not listed as entitled to notice or served pursuant to Probate Code §17203. Need 30 days' notice to Melchor Molina.**
4. **Petitioner mentions being served with notice of trust administration pursuant to the Probate Code, and mentions Ms. Cuevas' connection with the attorneys who prepared the trust. If represented, need service on Ms. Cuevas' attorney pursuant to Probate Code §1214.**
5. **Petitioner states two of the decedents' children are disabled, without further explanation. The Court may require clarification with reference to Probate Code §1003 (appointment of guardian ad litem) and Cal. Rule of Court 7.51(c) (notice must also be served on conservator, if any).**
6. **Need order. Local Rule 7.1.1.F.**

14 In Re the Luis and Simona Varela Trust 1/11/2002 Case No. 15CEPR01085

Page 4 - Response to Petition filed 2/11/16 by Maria Cuevas states the trust was executed on or about 1/11/02, more than 11 years before either party passed away. Ms. Cuevas states during the time the trust was being drafted, she had no say in its development. Their parents were referred to George Hinojosa, a financial planner, by their tax preparer, and it is Ms. Cuevas' understanding that he is the person who worked with their parents to develop the trust. Ms. Cuevas recalls being in the home when Mr. Hinojosa arrived for the signing of the documents, and left shortly after the explanations began, as she had a difficult time with the thought of her parents passing. Therefore, the allegation that she actively procured the purported trust is untrue and an attempt to mislead the court.

Ms. Cuevas states that in 2002, their parents were approx. 66 and 76 years old, in relatively good health, and both of sound mind. Neither suffered memory loss, congenital malfunctions, dementia, or Alzheimer's. The allegation that they were not of sound and disposing mind is untrue and an attempt to mislead the court.

Ms. Cuevas states Petitioner is a known felon and drug abuser. Their parents died when he was in prison. He has most recently been released from prison in October 2014. Ms. Cuevas asks the Court to take judicial notice of Petitioner's criminal and case history and states he has always blamed others for his misfortune and bad behavior.

Ms. Cuevas states Petitioner's claim that he had a close relationship with their parents is untrue and an outright lie. Their parents were afraid of him, and in 2011 their mother filed a restraining order against him that was in place at the time of her passing. Petitioner was actually charged with and plead to Felony Inflicting Injury on an Elder Adult. Please see Case #F11906320.

Ms. Cuevas requests the Court find that the trust was witnessed and notarized properly and that it is a valid instrument; that the Court deny Petitioner's request for a constructive trust.

Ms. Cuevas states their parents had four children, three together: Petitioner, Ms. Cuevas, and their sister Rebecca Varela, who has Down Syndrome. Ms. Cuevas is her conservator in 13CEPR00727. Their older half brother, George, is their mother's biological son, and their father's step-son. George is disabled due to epilepsy, and although he lives on his own, requires care and is a CVRC client. Rebecca is also a CVRC client.

Ms. Cuevas believes their parents wanted the home to stay in the family so that Rebecca and George would always have a place to live. They trusted her to provide for them and knew they could not trust Petitioner, as is evident by his criminal history, drug habit, and unstable lifestyle. She believes they knowingly and willingly left Petitioner out of the trust and their pour-over wills (attached) and deliberately and without duress built their trust the way they did.

Ms. Cuevas asks the Court to take notice that the second successor trustee is not the petitioner, but rather their nephew, Melchor Molina, because they did not trust Petitioner. She also states Petitioner knew about the trust as evidenced by a letter dated 2013 (attached), and states Petitioner is simply upset that he is not getting an inheritance.

Ms. Cuevas asks the Court to deny the request for constructive trust.

Note: Response was served by mail on only Petitioner Robert Varela and Rebecca Varela, but was not served on Petitioner's attorney or the other interested parties.

Dept. 303, 9:00 a.m. Tuesday, March 29, 2016

**Petition for Probate of Will and for Letters of Administration with Will Annexed;
Authorization to Administer under IAEA**

DOD: 4/25/13		JUANITA G. SALINAS , Daughter, is Petitioner and requests appointment as Administrator with Will Annexed with Limited IAEA without bond.	NEEDS/PROBLEMS/COMMENTS:
Cont. from 121515, 021616		Petitioner states the two named executors, Maria Candelaria Carrillo and Alberto Garcia, have both declined to act.	<u>Continued from 12/15/15, 2/16/16</u>
<input type="checkbox"/>	Aff.Sub.Wit. s/p		
<input checked="" type="checkbox"/>	Verified	Limited IAEA – ok	1. Need declinations to act from the two named Co-Executors: - Maria Candelaria Carrillo - Alberto Garcia Note: See Declaration filed 3/11/16.
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC	Will dated 12/13/11	2. Declaration filed 3/11/16 provides information regarding the issue of the decedent's two predeceased children, but states they are not entitled to distribution. However, they are still entitled to notice of these proceedings. Therefore, need proof of service of Notice of Petition to Administer Estate at least 15 days prior to the hearing on: - Benabe Reyes III - Paulina Paon - Jaime Garcia, Jr. - Paul Garcia - Jose Garcia
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg	Residence: Parlier, CA	
<input checked="" type="checkbox"/>	Aff.Mail w/o	Publication: Business Journal	
<input checked="" type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.	Estimated value of estate: Real property: \$60,000.00 (one-half interest)	
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen	Probate Referee: Steven Diebert	
<input type="checkbox"/>	Letters		
<input checked="" type="checkbox"/>	Duties/Supp	See Page 2 re Verified Response to Examiner Notes.	
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt	See Page 2 for status hearing dates.	
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202	Reviewed by: skc Reviewed on: 3/24/16 Updates: Recommendation: File 15 - Garcia	
<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		

Page 2

Verified Response to Examiner Notes states the two named co-executors are represented by Attorney Kent Klassen. Mr. Klassen and his clients have attended both prior hearings in this proceeding and have taken no action to secure their appointment as executors of the estate. Petitioner seeks appointment as administrator based on her status as an interested person. The purpose of estate administration is equivalent to an action for partition. The estate holds a one-half interest in the real property in Parlier, and Petitioner holds the other half. Petitioner cannot sell the property unless someone is appointed to act on behalf of the estate. Petitioner seeks to sell the property subject to court supervision, with proceeds distributed pursuant to probate administration.

The named executors have voiced concerns regarding a loan secured by the real property made by Bank of America. Petitioner represents that unpaid principal balance on that loan is approx. \$3,966 as of 3/1/16 and the loan is current, and the remaining balance will be deducted solely from her share and not charged against the estate.

As for the requirement of the bond, the real property does not generate income and there is no personal property. Upon confirmation of sale, Petitioner anticipates placing the proceeds into a blocked account.

Petitioner provides the names of issue of predeceased children, but states pursuant to the will they are not entitled to distribution pursuant to the will.

Note: If granted, status hearings will be set as follows:

- **Tues, July 12, 2016 at 9:00am in Dept. 303** for filing of the Inventory & Appraisal; and
- **Tues, April 11, 2017 at 9:00am in Dept. 303** for filing of the Accounting/Petition for Final Distribution

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.

Petitioner Anastasia Clark (Pro Per – non-relative)

Petition for Appointment of Guardian of the Person

		TEMPORARY EXPIRES 02/16/16; extended to 3/29/2016	NEEDS/PROBLEMS/COMMENTS:
		ANASTASIA CLARK , non-relative, is Petitioner.	Note: Declaration for Change of Name filed 3/22/2016 states Petitioner requests the Court make a correction to the minor's name, which should be spelled Treasure Burks, not Treasure Burke.
Cont. from 021616		Please see Petition for details.	Continued from 2/16/2016. Minute Order states Ms. Clark provides the Court with a letter from Carlos Burks, father. No further notice to father required. Maternal grandfather is deceased. Examiner notes provided.
<input type="checkbox"/>	Aff.Sub.Wit.		<p>The following defects from the last hearing remain:</p> <ol style="list-style-type: none"> 1. Need proof of service at least 15 days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Guardian of the Person</i> or <i>Consent & Waiver of Notice</i> or <i>Declaration of Due Diligence</i> for: <ol style="list-style-type: none"> a. Paternal grandmother; b. Maternal grandmother. <p>Note: Proof of Personal Service filed 3/22/2016 shows service was made to the following persons, whose identities are not provided:</p> <ul style="list-style-type: none"> • DORE DEVINE, served 3/9/2016; • DURLONDA HALL, served 3/8/2016.
<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	DSS Social Worker Irma Ramirez filed report on 02/11/16.	
<input type="checkbox"/>	Aff.Mail		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input checked="" type="checkbox"/>	Pers.Serv.		
<input checked="" type="checkbox"/>	Conf. Screen		
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<input checked="" type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input checked="" type="checkbox"/>	CI Report		
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<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input checked="" type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
			Reviewed by: JF / LEG
			Reviewed on: 3/23/16
			Updates:
			Recommendation:
			File 16- Burke

17A Nellie Lopez aka Nellie Bermudez Lopez (Estate) Case No. 15CEPR01217

Attorney Ramirez, Edward R. (for Petitioner Jesus Lopez)
 Attorney Pimentel, Paul J. (for Objector and Competing Petitioner Cristina Silvestri)

Petition for Letters of Administration; Authorization to Administer Under IAEA

DOD: 3/20/08	JESUS LOPEZ , Former Spouse, is Petitioner and requests appointment as Administrator with Full IAEA without bond.	NEEDS/PROBLEMS/COMMENTS: Note: Page B is a competing petition filed 2/22/16 Cristina Silvestri, daughter. 1. This estate was opened with a fee waiver. Upon appointment and/or prior to any distribution, all court fees may be due pursuant to Cal. Rule of Court 7.5(d). 2. Need declinations to serve from the decedent's four children: - Ricardo Lopez - Cristina Silvestri - Jesus Lopez, Jr. - Robert Lopez 3. Need waivers of bond from the decedent's children listed above or bond in the amount of \$68,200.00. 4. The Court may require clarification: Is the \$39,000 encumbrance the total encumbrance, or the decedent's one-half share of the encumbrance? Note: If granted, the Court will set status hearings: <ul style="list-style-type: none"> Tuesday, May 17, 2016 for filing of bond, if required Tuesday, August 30, 2016 for filing the Inventory and Appraisal Tuesday, May 30, 2017 for filing the first account or petition for final distribution.
	Full IAEA – ok	
	Decedent died intestate	
Cont. from 012616, 022316	Residence: Clovis Publication: Business Journal	
<input type="checkbox"/> Aff.Sub.Wit.	Estimated value of estate: Annual income: \$7,200.00 Real property: \$61,000.00 (Decedent's one-half interest, valued at \$100,000.00, less encumbrance of \$39,000.00)	
<input checked="" type="checkbox"/> Verified	Probate Referee: Rick Smith	
<input type="checkbox"/> Inventory	Petitioner states at the time of the decedent's death, they were already divorced, but were co-owners of certain real property located at 3518 Cleveland Street, Selma, CA 93662. The estate owns a one-half interest in said real property. As far as Petitioner is aware, the real property is the only asset of the estate. Before the decedent passed, Petitioner, the decedent, and some of their children were living at the Selma property. When Petitioner left for Mexico a few months before her passing, their children agreed to make the monthly house payment while they all lived there. In 2008 after Petitioner returned from Mexico, he discovered that the payment was not made and the house was being processed for foreclosure. Petitioner borrowed money to get the loan current. His adult children continued to physically live in the home and trashed the place and did not make payments. In 2009, he finally got possession back of the home and had to spend a substantial amount of time and money to get the property back to a habitable state. His children did not care about the property and do not talk to him. He does not have priority above his children, but they have no intention of helping him with the property. Petitioner's goal is to get appointed and sell the property so that he can get his share of the proceeds and give the children their shares.	
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<input type="checkbox"/> Conf. Screen		
<input checked="" type="checkbox"/> Letters		
<input checked="" type="checkbox"/> Duties/Supp x		
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<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: 3/24/16	
	Updates:	
	Recommendation:	
	File 17A- Lopez	

17A Nellie Lopez aka Nellie Bermudez Lopez (Estate) Case No. 15CEPR01217

Page 2

Declaration of Edward R. Ramirez, Jr., attorney for Jesus Lopez, filed 2/22/16 states the children of the decedent and Petitioner have priority under the probate code for appointment, but have failed to apply for said appointment for almost 8 years and therefore have failed to claim appointment. Petitioner requests the Court appoint Petitioner as personal representative pursuant to Probate Code §8468.

Objection filed 2/22/16 by Cristina Silvestri, daughter, states the decedent was not married to the decedent at the time of her death and is not her surviving spouse. Their divorce was final 7/20/07 and the decedent died 3/20/08. Accordingly, Petitioner has no priority of appointment.

Ms. Silvestri states she is the daughter and an heir and has priority exceeding Petitioner's. Petitioner has requested to serve without bond, but failed to establish a basis to exclude bond.

Ms. Silvestri states the petition has also failed to include all estate assets. At the time of her death, the decedent owned a 50% interest in the real property in Selma, the other 50% owned by Jesus Lopez. At the time of her death, the house was filled with her personal property. After her death, Jesus Lopez took possession and control of the house and rented it out to tenants; however, there is no annual gross income from the property and no cash accounts. Jesus Lopez' petition thereby fails to account for the personal property present in the home at the decedent's death and 50% of the rents generated over the last nine years.

Ms. Silvestri also filed a competing petition. See Page B.

Declaration filed 3/16/16 by Petitioner Jesus Lopez states the house in this matter was rented out for \$12,00/month, so the estate share would have been \$600/month or \$7,200/year; therefore, the total estimated estate value at 3c(7) should be \$68,200.00.

Over the course of the years, tenants have left without paying rent, and he has had to evict some. The last tenant had to be evicted and owed rent for four months. Petitioner continued to make the monthly mortgage payments of \$900.

He is trying not to repeat what was previously stated, but when he got possession of the property, it was trashed and cleaned out of all personal property. Ricardo and Jesse Lopez, Jr., were living there and having yard sales of Petitioner's personal property and selling what belonged to their mother.

Petitioner states he and the decedent had a buyer for the property and had agreed to the terms with the buyer, but Jesse Lopez got aggressive with the buyer and the buyer backed out. After the last court hearing, Jesse went to the house to tell them not to pay rent to Petitioner. This did not do any harm because they weren't paying rent at the time.

Petitioner states the heirs all abandoned the property and left it in a mess for Petitioner to clean up and repair and get the mortgage current because they never paid when they lived there with their mom.

Petitioner realizes that at the appropriate time he will submit the required accounting.

17B Nellie Lopez aka Nellie Bermudez Lopez (Estate) Case No. 15CEPR01217

Attorney Pimentel, Paul J. (for Petitioner Cristina Silvestri)

Petition for Letters of Administration; Authorization to Administer Under IAEA

DOD: 3/20/08		<p>CRISTINA SILVESTRI, Daughter, is Petitioner and requests appointment as Administrator with Full IAEA without bond.</p> <p>All heirs waive bond.</p> <p>Full IAEA – need publication</p> <p>Decedent died intestate</p> <p>Residence: Clovis Publication: need publication</p> <p>Estimated value of estate: Real property: \$61,000.00 (Decedent's one-half interest, valued at \$100,000.00, less encumbrance of \$39,000.00)</p> <p>Probate Referee: Rick Smith</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need publication pursuant to Probate Code §8120. 2. Need Duties and Liabilities of Personal Representative DE-147 and Confidential Supplement DE-147S. 3. The Court may require clarification: Is the \$39,000 encumbrance the total encumbrance, or the decedent's one-half share of the encumbrance? 4. Need Order, Letters. Local Rule 7.1.1.F. <p>Note: If granted, the Court will set status hearings:</p> <ol style="list-style-type: none"> 5. Tuesday, August 30, 2016 for filing the Inventory and Appraisal 6. Tuesday, May 30, 2017 for filing the first account or petition for final distribution.
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
	Inventory		
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	Conf. Screen		
	Letters	X	
	Duties/Supp	X	
	Objections		
	Video Receipt		
	CI Report		
	9202		
	Order	X	
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
<p>Reviewed by: skc</p> <p>Reviewed on: 3/24/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 17B- Lopez</p>			

Petitioner: Michelle Bracknell (Pro per – Maternal grandmother)

Petition for Appointment of Guardian of the Person

		TEMPORARY EXPIRES 3/29/2016	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need proof of personal service 15 days prior to hearing of <i>Notice of Hearing</i> with copy of petition <u>or</u> consent and waiver of notice for: <ol style="list-style-type: none"> a. Aaron Duran (father) 2. Need proof of service 15 days prior to hearing of <i>Notice of Hearing</i> with copy of petition <u>or</u> consent and waiver of notice for: <ol style="list-style-type: none"> a. Joshua Gonzalez (brother)
		<p>MICHELLE BRACKNELL, maternal grandmother/temporary guardian, is petitioner.</p> <p><i>See petition for details.</i></p>	
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	Aff.Sub.Wit.		
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✓	Letters		
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	Video Receipt		
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	Aff. Posting		
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✓	UCCJEA		
	Citation		
	FTB Notice		
		Reviewed by: SEF	
		Reviewed on: 3/23/2016	
		Updates:	
		Recommendation:	
		File 18- Garcia	

Petitioner Lopez, Amanda (Pro Per – Sister – Petitioner)

Petition for Appointment of Temporary Guardian of the Person

		See petition for details.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Minute Order 3/2/16</u>: Mr. Zavala represents that he was just contacted last night and has not yet filed a sub form; he requests a continuance.</p> <p>As of 3/24/16, the following issue remains noted for this temp hearing:</p> <ol style="list-style-type: none"> 1. Need proof of personal service of Notice of Hearing with a copy of the temp petition at least five court days prior to the hearing per Probate Code §2250(e) on: - Jose Medina (Father) 	
Cont. from 030216				
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
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<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
<p>Reviewed by: skc</p> <p>Reviewed on: 3/24/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 20- Ramirez / Medina</p>				

Attorney Amy R. Lovegren-Tipton (for Petitioners Jill Williams and Ken Williams)

Petition for Appointment of Probate Conservator of the Person and Estate

		<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>CONTINUED TO 4/13/2016 Per Attorney request</p>
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<input type="checkbox"/>	Aff.Sub.Wit.	
<input type="checkbox"/>	Verified	
<input type="checkbox"/>	Inventory	
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<input type="checkbox"/>	Notice of Hrg	
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<input type="checkbox"/>	Status Rpt	
<input type="checkbox"/>	UCCJEA	
<input type="checkbox"/>	Citation	
<input type="checkbox"/>	FTB Notice	
		Reviewed by: LEG
		Reviewed on: 3/23/16
		Updates:
		Recommendation:
		File 21- Williams

Probate Status Hearing RE: Proof of Appointments with Neurologist and Child Psychiatrist (PhD)

		GENERAL HEARING 5/2/2016	NEEDS/PROBLEMS/COMMENTS:
		Temporary petition dismissed 3/15/16	
		KATHLEEN V. KANALEY , paternal grandmother, petitioned for temporary guardianship.	
Cont. from		KATIE MARIE BACUD , mother, filed an objection to guardianship on 3/15/2016.	
Aff.Sub.Wit.		<p>On 3/15/2016, the Court denied the temporary petition, but set this status hearing proof of appointments (for minor) with a neurologist and child psychiatrist (PhD).</p> <p>Minute order dated 3/15/2016 ordered Katie Bacud (mother) to take minor for assessments.</p> <p>The Court further ordered minor is not allowed to be moved from the County of Fresno without a court order and Kathleen Kanaley (Petitioner) shall have visitation with the minor between now and the general hearing every other weekend from Friday at 5 pm through Sunday at 5 pm, starting 3/18/2016.</p>	
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Notice of Hrg			
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Sp.Ntc.			
Pers.Serv.			
Conf. Screen		<p>Reviewed by: SEF</p> <p>Reviewed on: 3/24/2016</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 22- Kanaley</p>	
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			

Petitioner: Maria Elena Malagon (Pro per – Aunt)

Petitioner: Peregrina Malagon, (Pro per – Paternal grandmother)

Petition for Appointment of Temporary Guardian of the Person

		GENERAL HEARING 5/18/2016	NEEDS/PROBLEMS/COMMENTS:
		MARIA ELENA MALAGON and PEREGRINA MALAGON , aunt and paternal grandmother, are petitioners	<p>1. Need proof of personal service 5 court days prior to hearing of <i>Notice of Hearing</i> with copy of temporary petition <u>or</u> consents and waivers of notice for:</p> <ul style="list-style-type: none"> a. Lorenzo Malagon (father) b. Alana Bratton (mother)
Cont. from		<i>See petition for details.</i>	
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<input checked="" type="checkbox"/>	Duties/Supp		
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<input type="checkbox"/>	Video Receipt		
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<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
			Reviewed by: SEF
			Reviewed on: 3/24/2016
			Updates:
			Recommendation:
			File 23- Gomez

Petition for Appointment of Temporary Guardian of the Person

		<u>GENERAL HEARING 5/18/2016</u>	NEEDS/PROBLEMS/COMMENTS:
		ARMIDA HOGAN ORTEGA , maternal grandmother, is petitioner	1. Petitioner requests to be excused from giving notice to father and mother (but provided no reason). If court does not excuse notice, need proof of personal service 5 court days prior to hearing of <i>Notice of Hearing</i> with copy of temporary petition <u>or</u> consents and waiver of notice for: <ul style="list-style-type: none"> a. Martin Garcia Avelar (father) b. Elizabeth Hogan Atayde (mother) 2. Item 1c(2) of <i>Child Information Attachments</i> to general petition are not completed re: if the minors are of Indian ancestry. Need to know whether minors are or may be an Indian child for: <ul style="list-style-type: none"> a. Martin Garcia Atayde (minor) b. Sebastian Garcia Atayde (minor)
		See petition for details.	
Cont. from			
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			Reviewed by: SEF
			Reviewed on: 3/24/2016
			Updates:
			Recommendation:
			File 24- Atayde