



Second/Final Check

Superior Court of California
County of San Bernardino
Probate Department

Probate Notes for Calendar Date: 01/09/18

The notes on the following pages were updated approximately three court days prior to the hearing to reflect newly-filed documents. Documents filed now after that update typically will not be reviewed except on the date of hearing at the judge's discretion.

Destruction of Filed Documents:

Shredding/destruction of all court documents filed and imaged before January 2011 will begin soon. All filed/imaged documents are shredded one year after filing pursuant to court policy. Any filed original documents not retrieved timely will be permanently lost. (Wills and codicils lodged into the will vault will not be affected.)

Contacting the Probate Examiners:

Probate Examiners' email address: ProbateNotes@sb-court.org

Emails must have the case identification information and hearing time/date in the subject line. No attachments will be opened. Probate Examiners can only respond to inquiries regarding the meaning of comments in the notes. Please do not email to notify that documents have been filed, to request a confirmation whether documents have been received, or to request the clearing of notes. No legal or procedural advice may be given by examiners in response to your email.

nb//0103

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

PROBATE

DATE: 01/09/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1500442

CASE NAME: CORRINE ELLEN HANSON

HEARING:

Accounting Review

COUNSEL:

CORRINE ELLEN HANSON

(DEC)...

RUTH L HENRICKS

(PET)...HARTNELL LAW GROUP

GENERAL INFORMATION:

Continued from 11/28/17 at request of counsel. Court sets deadline for the filing of the accounting- if filed by 4pm November 29, 2017, the clerk's office is ordered to set the accounting for January 9, 2018. If the accounting is filed after the deadline, the accounting is to be set on the court's next available at the clerk's office. Nothing new filed.

THIS CASE IS SET FOR HEARING ON Accounting Review

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Order on Report of Status of Administration entered 11/22/16.
2. No accounting or updated status report. Need same.

RECOMMENDATION:

Inquire status.

(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 01/09/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1600153

CASE NAME: DALE DUNN

HEARING:

Hearing re Final Discharge

COUNSEL:

DALE WARREN DUNN

(DEC)...

DAVID DUNN

(PET)...JOHN F WEBER

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Final Discharge

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED-

1. Order Settling First and Final Account entered 01/19/17.
2. No receipts. Need same.
3. Need Ex-parte Petition/Order for Final Discharge.

RECOMMENDATION:

Inquire status.

(nb)

Superior Court of Calif, County of San Bernardino
Page: 2A ADD ON
CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: STANFORD E. REICHERT

DATE: 01/09/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1601231

CASE NAME: MTR OF LAWRENCE DE LA ROSA HERNANDEZ
SEE ALSO 2B

HEARING:
Hearing Re: SECOND AMENDED PETITION (FILED 5/17/17)

COUNSEL:
ANITA RENEE MARTINEZ (PET)...PRO/PER
LAWRENCE DE LA ROSA HERNANDEZ (DEC)...

Request for Waiver of Court Fees and Costs filed by ANITA RENEE MARTINEZ is GRANTED

See next matter #2B.
(nb)

Superior Court of Calif, County of San Bernardino
Page: 2B ADD ON
CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: STANFORD E. REICHERT

DATE: 01/09/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1601231

CASE NAME: MTR OF LAWRENCE DE LA ROSA HERNANDEZ
SEE ALSO 2A

HEARING:

Order to Show Cause RE: Dismissal (Failure to Appear 12/12/17)

COUNSEL:

ANITA RENEE MARTINEZ (PET)...PRO/PER
LAWRENCE DE LA ROSA HERNANDEZ (DEC)...

GENERAL INFORMATION:

Set at **08/08/17** hearing. No appearance. Notice by Judicial Assistant.

Continued from 09/05/17 for notes to be cleared. Court deems the amended petition filed 05/17/17 as the second amended petition. Court deems the petition filed on 03/30/17 as the first amended petition. Court vacated the hearing on the first amended petition and takes OSC re Dismissal off calendar.

Matter set at 12/12/17 hearing due to non-appearance. If petitioner, Anita Renee Martinez, either fails to appear at the next hearing or fails to clear probate notes by the next hearing, then this matter may be dismissed. Notice by Judicial Assistant.

THIS CASE IS SET FOR HEARING ON **OSC re Dismissal** (Failure to appear 12/12/17) on **SECOND AMENDED** Petition (filed 05/17/17) for Probate, Letters Testamentary with Full Authority under IAEA by Anita Renee Martinez (daughter/executor)

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Second amended petition filed 05/17/17 appears to be identical to the first amended petition filed 03/30/17. Section 5 (7) and (8) is incomplete as to issue of a predeceased child. Need verified supplement.
2. Petition does not include a copy of decedent's will dated 02/18/16. Need same.
3. Need receipt for lodging of original will.
4. Will waives bond. Alternatively, require \$296,000 bond.
5. Need Notice of Petition to Administer Estate with proof of service (form DE-121).
6. Need Proof of Publication.

Revised second check notes post two court days prior to the hearing. Documents filed at least seven days prior to the hearing will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at ProbateNotes@sb-court.org for clarification of the notes only - no legal or procedural advice will be given.

7. Proof of Subscribing Witness filed 03/30/17 is signed by a notary. Need proper Proof of Subscribing Witness, signed by a subscribing witness.
8. ~Proposed form Order/Letters: 03/30/17

RECOMMENDATION:

Need to clear notes. Courts discretion re bond. If approved, set future hearing for Accounting/Status Review on **02/19/19**. Any accounting to be filed 30 days in advance. Note requirements of Local Rules.

(lh/nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 01/09/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1600881

CASE NAME: THE JOHN RODRIGUES, JR. TRUST

HEARING:

FIRST Account and Report of JOHN ALVES and Petition for allowance of fees filed.

COUNSEL:

ALAN ALVES	(PET)...SLATER HERSEY & LIEBERMAN LLP
DOLORES PIMENTEL	(PET)...SLATER HERSEY & LIEBERMAN LLP
HERCULANO ALVES	(PET)...SLATER HERSEY & LIEBERMAN LLP
JOHN ALVES	(PET)... DOONAN & DOONAN
JOHN ALVES	(RES)... DOONAN & DOONAN
JOSEPH SIMAS	(PET)...SLATER HERSEY & LIEBERMAN LLP

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON First Account Current; Report of Administration and Petition for Fees by Successor Trustee, John Alves ["Petitioner"].

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Accounting period 11/22/13 to 06/30/17.
2. Assets on Hand \$3,922,796.29 consisting of \$931,996.29 in cash and remaining in real property and Limited Partnership.
3. Petitioner has paid himself a total sum of \$8,692.58 in connection with the administration of the Trust per Article 9 of the Trust. Petitioner contends he is entitled to additional compensation for his services as Trustee and reserves his right to seek such compensation. Does Court wish to ratify compensation? JTD.
4. Petition indicates Attorney's Fees have been previously paid and asks this Court to ratify, confirm and approve same. However, fees are not stated. Need same via verified supplement.
5. Receipts – Schedule 2 [LF, pgs. 13-14] reflect various unidentified deposits and a "market value adjustment" and "Increase in Value" amounts. Need verified supplement.

Revised second check notes post two court days prior to the hearing. Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at ProbateNotes@sb-court.org for clarification of the notes only - **no legal or procedural advice will be given.**

6. Disbursements – Schedule 3 [LF, p. 18] includes a “Balancing Plug Figure” in the amount of \$24.47 to force balance this accounting. Does Court wish to deem amount de minimus? JTD.
7. Disbursements – Schedule 3 [LF, pgs. 18-19] requires further clarification via verified supplement as to the following:
 - a. John H. Cloves;
 - b. Les Monroe;
 - c. P Jacobs;
 - d. Cromwell Weedon & Co;
 - e. John H Alves.
8. Question whether “Increase in values” and “Decreases in Value” should be reflected on gains and loss schedules?
9. Disbursements [LF, pgs. 29-31] requires further clarification via verified supplement as to the following:
 - a. Doverspike and Ass;
 - b. Return Item Charges;
 - c. Deposited Item Retn.
10. Need full legal description and APN number for real property per Local Rule 20-610.
11. Need Notice of Hearing with proof of service to trust beneficiaries Josepg Simas; Dolores Pimentel; Herculano Alves; Alan Alves; Attorney Sklater Hersey & Lieberman, LLP; partner who runs the business (the general partner) or the agent for service of process of JRJ Investments Limited Partnership.
12. No proposed order. Submit Order after Hearing.

RECOMMENDATION:

Need to clear notes then Court’s discretion. If approved, set next hearing for Accounting Review on **08/29/18**. Any account to be filed 30 days’ in advance of hearing. Note requirements of Local Rules.

(nb)

Future Hearing:

05/31/18 Readiness calendar

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: STANFORD E. REICHERT

DATE: 01/09/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1700621

CASE NAME: HYL A MARROW

HEARING:

Petition for PROBATE OF WILL AND FOR LETTERS TESTAMENTARY W/FULL
IAEA

COUNSEL:

HR TOPALIAN (PET)...JILL BROUSARD
HYLA MARROW (DEC)...

GENERAL INFORMATION

Continued from 09/19/17 and 12/05/17. Counsel gives petitioner's phone number.

THIS CASE SET FOR HEARING ON Petition for Probate, Letters Testamentary with Full Authority under IAEA by H.R. Topalian, Executor

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Will waives bond. Estate value consists of \$160,000 in personal property.
2. Duties and liabilities filed, however, the telephone number for the proposed personal representative is missing. Need same.
3. The will conditionally incorporates decedent's Trust. **Certification of trust does not comply with Pr. C. §18100.5 and copy of trust is incomplete. Need proper certification and complete copy of trust.**
4. Proof of publication filed.
5. Proposed order not submitted.

RECOMMENDATION

Need to clear notes³ then Court's discretion re bond. If approved, set Accounting/Status Review for **03/19/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(cs/nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: STANFORD E. REICHERT

DATE: 01/09/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1700813

CASE NAME: SHIRLEY A. BOWMAN

HEARING:

Hearing re: Petition for Letters of Administration w/WA W/Full
Authority under IAEA.

COUNSEL:

MICHELE BOWMAN (PET)...LINDA ROBERTS ROSS
SHIRLEY A. BOWMAN (DEC)...

GENERAL INFORMATION:

Continued from 11/28/17 at request of counsel.

THIS CASE IS SET FOR HEARING ON Petition of Lost Will for Letters of Administration W/WA with full authority under IAEA by Michele Bowman ["Petitioner"-daughter].

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

- 1 Declaration re: Lost Will is not filed. When a will is lost and was last in the testator's possession, it is presumed that the testator destroyed the will with the intent to revoke it. Pr. C. § 6124. This presumption affects the burden of producing evidence and unless petitioner can overcome the presumption, no valid will exists. Need verified declaration to overcome presumption in Pr. C. § 6124.
- 2 Will waives bond. Estimated estate \$224,000. The Court may for good cause require that a bond be given, either before or after issuance of letters. Pr. C. §8481(c).
- 3 Proof of publication filed.
- 4 ~Proposed Form Order/Letters 08/11/17

RECOMMENDATION:

Need to clear note 1 then Court's discretion. If approved, set future hearing for Accounting Review on **03/19/19**. Any account to be filed 30 days' in advance. Note requirements of Local Rule 20-908.

(nb)

Revised second check notes post two court days prior to the hearing. Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at ProbateNotes@sb-court.org for clarification of the notes only - **no legal or procedural advice will be given.**

CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: STANFORD E. REICHERT

DATE: 01/09/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1700910

CASE NAME: OTIS N. DAVIS

HEARING:

Petition for Transfer of Lodged Will of Otis N. Davis

COUNSEL:

MARVA L. DAVIS

(PET)...GARY A FOLTZ

OTIS N. DAVIS

(DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Transfer of Lodged Will of Otis N. Davis [PR. C. §§7051, 8203] by named executor, Marva L. Davis ["Petitioner"].

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Petitioner as named executor of the Last Will and Testament of Otis N. Davis, declares the original of an instrument purporting to be the decedents last Will was lodged with this Court on 08/14/17.
2. Petitioner proffers Pr. C. §7051 to indicate venue in not proper in this Court as the decedent was a resident of the County of Riverside and requests the Will lodged with this Court on 08/14/17 be transferred to the clerk of the Superior Court of Riverside County as set forth under Pr. C. §8203.
3. Petition does not include the case number of the proceeding in the court which the will is to be transferred. **Supp: (12/29/17) indicates the will is not being submitted for probate, therefore, there is neither a case number nor parties requiring notice.**
4. ~Proposed Form Order 12/29/17.

RECOMMENDATION:

Court's discretion.

(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: STANFORD E. REICHERT

DATE: 01/09/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1700963

CASE NAME: RAMONA ELAISA HERRERA

HEARING:

Hearing re: Petition for Letters of Admin. w/Full Authority under IAEA.

COUNSEL:

JOSEPH A HERRERA (PET)... JOSEPH M HOATS
RAMONA ELAISA HERRERA (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by son, Joseph A. Herrera ["Petitioner"].

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Petition alleges all heirs waive bond. However, need bond waiver by Rocco Piantedosi, issue of predeceased daughter. The Court may for good cause require that a bond be given, either before or after issuance of letters. Pr. C. § 8481(c). Alternatively, suggest bond of \$335,000. JTD.
2. Need proof of publication.
3. Need Notice of Petition to Administer Estate with proof of service.
4. ~Proposed Form Order/Letters 10/06/17.

RECOMMENDATION:

Need to clear notes 2-3 then Court's discretion re: bond. If approved, set future hearing for Accounting/Status Review on **03/19/19**. Any account to be filed 30 days' in advance of hearing. Note requirements of Local Rules.

(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 01/09/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1701163

CASE NAME: CHERYL ANN BOWEN

HEARING:

Hearing re: Petition for Letters of Admin. w/Full Authority under IAEA.

COUNSEL:

CHERYL ANN BOWEN (DEC)...

J DEREK FERRENDELLI (PET)...JAMES D STEPHENS

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by nominee/son-in-law, J. Derek Ferrendelli ["Petitioner"].

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Nomination of this petitioner by decedent's only issue and sole heir, Crystal Ferrendelli affixed to petition [LF, p. 9].
2. Petitioner requests bond of \$400,000 be fixed. Appears sufficient. JTD.
3. ~Proposed Form Order/Letters 11/15/17.

RECOMMENDATION:

RFA subject to Court's discretion re: bond. If approved, set future hearing for Accounting/Status Review on **03/19/19**. Any account to be filed 30 days' in advance of hearing. Note requirements of Local Rules.

(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: STANFORD E. REICHERT

DATE: 01/09/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1701202

CASE NAME: MARIA H. HERRERA

HEARING:

Hearing re: Petition for Probate, Letters of Testamentary With Full Authority under IAEA.

COUNSEL:

MANUEL HERRERA	(PET)...DARRELL G BROOKE
MARIA H. HERRERA	(DEC)...
OSCAR HERRERA	(PET)...DARRELL G BROOKE

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Letters Testamentary with full authority under IAEA by sons/named executors, Manuel Herrera and Oscar Herrera ["Petitioners"].

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Will waives bond. The Court may for good cause require that a bond be given, either before or after issuance of letters. Pr. C. § 8481(c). JTD.
2. Need proof of publication.
3. ~Proposed Form Order/Letters 12/04/17.

RECOMMENDATION:

Need to clear note 2 then Court's discretion re: bond. If approved, set future hearing for Accounting/Status Review on **03/19/19**. Any account to be filed 30 days' in advance of hearing. Note requirements of Local Rules.

(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: STANFORD E. REICHERT

DATE: 01/09/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1701220

CASE NAME: TRIEN QUANG TRAN

HEARING:

Hearing re: Petition for Letters of Admin. w/Full Authority under IAEA.

COUNSEL:

KIM LY THI TRAN (PET)...PAUL HORN
TRIEN QUANG TRAN (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by surviving spouse, Suong Thi Thu Nguyen ["Petitioner"].

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Petition does not reflect decedent's sister, Kim Ly Thi Tran, as nominee. Need amended petition.
2. Declination and Nomination by surviving spouse, Suong Thi Thu Nguyen, in favor of decedent's sister, Kim Ly Thi Tran, affixed to petition [LF, p. 8].
3. Consent to Act signed by decedent's sister, Kim Ly Thi Tran, affixed to petition [LF, p. 9].
4. Section 3g(2)(a) to petition should be checked. Need same.
5. Sections 6 & 7 to petition are incomplete. Need same.
6. Petitioner requests bond be fixed at \$160,000. Appears sufficient. JTD.
7. **Proof of publication filed 12/27/17 names spouse as proposed administrator instead of Kim Ly Thi Tran. Need proper publication.**
8. ~Proposed Form Order/Letters 12/06/17.

RECOMMENDATION:

Need amended petition to be set on first check calendar no sooner than **02/27/18**. If approved, set future hearing for Accounting/Status Review on **03/19/19**. Any account to be filed 30 days' in advance of hearing. Note requirements of Local Rules 20-908.
(nb)

Revised second check notes post two court days prior to the hearing. Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at ProbateNotes@sb-court.org for clarification of the notes only - **no legal or procedural advice will be given.**

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 01/09/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1701230

CASE NAME: Ramona Beltran

HEARING:

Petition to Determine Succession to Real Property

COUNSEL:

RAMONA BELTRAN (DEC)...

SUSAN HERNANDEZ (PET)...SHEASBY AND ASSOCIATES

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition to Determine succession to Real Property (Estates \$150,000 or less) by issues, Susan Hernandez, David Beltran, Mary Lou Blanton, Joan McCabe, Raymond Beltran, Steve Beltran, Robert Beltran c/o Personal Representative Joyce Beltran ["Petitioners"].

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED-

1. Inventory & Appraisal attached to petition [LF, p. 9] has the following issues:
 - a. Need signatures of verification by all petitioners;
 - b. Attachment does not include APN #;
 - c. Attachment does not indicate the character of the property;
 - d. Attachment does not indicate decedent's interest in the property;Need corrected inventory.
2. Attachment 11 [LF, p. 8] does not include decedent's interest in property or character of property. Need same.
3. Attachment 13 [LF, p. 8] does not specify property interest claimed by each petitioner in the real property. Need same.
4. Section 9 to petition [LF, p. 2] indicates decedent was survived by spouse. Need attachment 14 that includes names, relationships to decedent, ages and residences or mailing addresses of all persons named; and all other heirs.
5. Petitioners request determination that decedent's real property located in San Bernardino County pass to petitioners without administration. Petitioners are decedent's children and heirs per intestate succession. Does Court wish to require copy of vesting document? JTD.

Revised second check notes post two court days prior to the hearing. Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at ProbateNotes@sb-court.org for clarification of the notes only - **no legal or procedural advice will be given.**

6. Notice filed. However, question if notice includes surviving spouse? Need verified supplement.
7. No proposed order. Submit Order after Hearing.

RECOMMENDATION:

Need corrected I&A and amended petition.

(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT **CONSERVATORSHIP**

DATE: 01/09/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1400141

CASE NAME: Febe Gonzalez

HEARING:

FIRST AND FINAL Account and Report of SILVIA GONZALEZ and
Petition for allowance of fees filed.

COUNSEL:

FEBE GONZALEZ

(CEP)...

SILVIA GONZALEZ

(CPE)...GARY H BLAYLOCK

Request for Waiver of Court Fees and Costs filed by FEBE GONZALEZ is GRANTED
Fee waiver amount due \$930.00
\$465.00 for petition for atty fees by court appointed counsel on 07/19/16
\$465.00 for accounting on 10/05/16

GENERAL INFORMATION:

Conservatee passed away on 01/09/17.

Continued from **11/22/16** at request of counsel to clear notes. Referred to Court
Investigator for investigation and report.

**Continued from 03/07/17, 06/06/17 and 09/12/17. Administrator is to file account
by 4pm December 11, 2017; court notes it will not increase the bond at this time.**

THIS CASE IS SET FOR HEARING ON First and Final Account and Petition for Fees.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Petitioner has not used the mandatory Summary of Account (GC-400/405).
Court may wish to direct petitioner to use mandatory form(s) on future
accountings
2. Accounting period 02/24/15 to 02/28/16.
3. Assets on Hand \$220,053.30 consisting of \$18,053.30 in cash and remaining in
real property.
4. Current bond of \$20,000. Insufficient. Suggest bond increase by \$5,000 for a
total bond of \$25,000 (includes recovery).
5. Petitioner waives compensation for this account period.
6. Attorney requests reduced fees of \$2,754.90. Billed at \$250/hour for 15.3
hours; attorney time. Itemized [account filed 10/05/16-LF, pgs. 12-13]. JTD.

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included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted
at ProbateNotes@sb-court.org for clarification of the notes only - **no legal or procedural advice will be given.**

7. Need cash and non-cash assets on hand at end of accounting period schedules via verified supplement.
8. **Need proposed distribution.**
9. Last CI report filed 03/03/16. CI Special report filled 01/12/17.
10. Notice given.
11. No proposed order. Submit Order after Hearing.

RECOMMENDATION:

Need to clear note 7 – 8 then Court's discretion bond. If approved, set next hearing for Accounting Review **in 60 days** for pre and post death, final accounting. Account to be filed 30 days before hearing. Note requirements of Local Rules.

(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 01/09/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1500122

CASE NAME: STEVIE RAY VALENCIA

SEE ALSO 13, 14

HEARING:

Hearing Re: STATUS RE OBJECTIONS TO FIRST ACCOUNT

COUNSEL:

DESIREE MARIE GONZALEZ	(CP)...PRO/PER
GRACIELA VALENCIA	(PET)...NETT & NETT, P.C.
GRACIELA VALENCIA	(TP)...NETT & NETT, P.C.
STEVIE RAY VALENCIA	(CTP)...DONNASUE ORTIZ

No notes – Objections filed 09/11/17 by Attorney for Conservatee.

(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 01/09/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1500122

CASE NAME: STEVIE RAY VALENCIA

SEE ALSO 12, 14

HEARING:

Hearing Re: STATUS RE CPA/IRS FILING

COUNSEL:

DESIREE MARIE GONZALEZ	(CP)...PRO/PER
GRACIELA VALENCIA	(PET)...NETT & NETT, P.C.
GRACIELA VALENCIA	(TP)...NETT & NETT, P.C.
STEVIE RAY VALENCIA	(CTP)...DONNASUE ORTIZ

No notes – Status.

(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: STANFORD E. REICHERT

DATE: 01/09/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1500122

CASE NAME: STEVIE RAY VALENCIA

SEE ALSO 12, 13

HEARING:

FIRST Account and Report of GRACIELA VALENCIA and Petition for allowance of fees filed.

COUNSEL:

DESIREE MARIE GONZALEZ	(CP)...PRO/PER
GRACIELA VALENCIA	(PET)...NETT & NETT, P.C.
GRACIELA VALENCIA	(TP)...NETT & NETT, P.C.
STEVIE RAY VALENCIA	(CTP)...DONNASUE ORTIZ

Request for Waiver of Court Fees and Costs filed by DESIREE MARIE GONZALEZ is GRANTED
Fee waiver amount due \$465.00 for filing fees for conservatorship on 05/11/15

Request for Waiver of Court Fees and Costs filed by STEVIE RAY VALENCIA is GRANTED
Fee waiver amount due \$435.00 for filing fees for Ntc of joinder by court appointed attorney on 08/02/16

GENERAL INFORMATION:

At **03/16/16** hearing, Court took jurisdiction over the Graciela Valencia Irrevocable Trust and ordered that the trust's bank account(s) at Chase Bank in Perris, California be frozen and blocked until further order of the court. Court ordered that Graciela Valencia prepare and file an accounting on the Graciela Valencia Irrevocable Trust. Continued from **08/02/16 and 10/18/16** at request of counsel. Court orders Graciela Valencia to be personally present at hearing.

Continued from **02/28/17**. The Court orders Graciela Valencia and Attorney Amy Nett to be present at the next hearing on 5-30-17.

Continued from **05/30/17**. Attorney Donnasue Ortiz to submit an order for the taxes to be prepared. Court orders Attorney Amy Nett and Graciela Valenica to personally be present at the next hearing.

Continued from 09/12/17. Donnasue Ortiz makes oral request for authority

Revised second check notes post two court days prior to the hearing. Documents filed at least seven days prior to the hearing will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at ProbateNotes@sb-court.org for clarification of the notes only - no legal or procedural advice will be given.

to retain a CPA for IRS filings; court grants the request and signs an order regarding that request. Court orders both Amy Nett & Graciela Valencia are to be personally present in court.

THIS CASE IS SET FOR HEARING ON **AMENDED (10/13/16)** First Account and Report by Trustee Graciela Valencia (re: Graciela Valencia Irrevocable Trust).

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Accounting period 01/29/13 to 08/31/16.
2. Assets on hand \$69,906.07.
3. Amended Summary of Account [LF, p. 6] reflects a forced "Amount to Balance," in the amount of \$52.18. Petitioner requests the Court to deem amount de minimus. JTD.
4. Compensation or fees are not requested.
5. During the accounting period, petitioner paid to Vanessa Martinez for care services. Need verified declaration for acknowledgment of receipt of fees per Local Rule 20-1406(c). **Supp. (05/18/17) affixes weekly time records [LF, pgs. 29-35]. Need verified declaration for acknowledgment of receipt of fees per Local Rule 20-1406(c).**
6. **Losses for 2015 and 2016 are not itemized. Need same.**
7. Notice of Joinder by CALPERS filed 08/02/16 indicates conservatee received funds due to the death of his father, Ray C. Valencia.
8. **Objections filed 09/11/17 by court-appointed counsel, DonnaSue Smith Ortiz.**
9. No proposed order. Submit Order after Hearing.

RECOMMENDATION

Need to clear notes 5-6. If approved, set next Accounting Review for **10/24/17**.

(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 01/09/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700031

CASE NAME: MTR OF EVELYN TERESA NUNO

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of ROQUE NUNO

COUNSEL:

EVELYN TERESA NUNO

(CTP)...WALTER T. MOORE

ROQUE NUNO

(CP)...PRO/PER

GENERAL INFORMATION

Roque Nuno appointed Limited Conservator of the Person on 06/06/17.

THIS CASE IS SET FOR HEARING ON Compliance Review

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

- 1 Notification of Conservatee's Rights filed.
- 2 Need Statement of Care Plan in accord with Pr.C.§2352.5.
- 3 Need a Determination of Conservatee's Appropriate Level of Care per
Pr.C.§2352.5 (form GC-355).

RECOMMENDATION:

Inquire status.

(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: STANFORD E. REICHERT

DATE: 01/09/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700061

CASE NAME: GLORIA BARRAZA

SEE ALSO 17

HEARING:

Hearing Re: CONSERVATORSHIP MANAGEMENT CONFERENCE

COUNSEL:

GLORIA BARRAZA (CTP)...
MARY L SHERWOOD (PET)...FRANK A FRYE
MARY L SHERWOOD (PET)...PRO/PER

GENERAL INFORMATION:

Continued from **04/25/17**. Court orders that conservator, Mary Sherwood, is to be personally present at next hearing. Conservator is to file amended Letters for San Bernardino County prior to next hearing date. Court notes last CI report by San Diego was completed 01/05/12; referred to Court Investigator for report. Notice given by Judicial Assistant.

Continued from **08/22/17**. Parties state they wish to terminate the conservatorship. Court sets deadline to file and serve the Petition to Terminate Conservatorship; and orders petitioner to file amended letters no later than 09/19/17. Court will consider sanctions at next hearing if the Petition for Termination and Amended Letters are not filed as ordered by the Court. Court orders Mary Sherwood to appear at hearing.

Continued from 11/07/17. Court orders both the conservator and conservatee to be personally present at hearing. Court appoints Mark Flory as guardian ad litem for Gloria Barraza

THIS CASE IS SET FOR HEARING ON CMC re Transfer in from San Diego County.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Order Appointing Temporary Conservator of the person and estate, Mary Sherwood (daughter), entered 05/05/2000, \$10,000 bond; Order Appointing Temporary Conservator of the estate only, Mary L. Sherwood, entered 07/18/2000, \$30,000 bond; Order Appointing Mary Sherwood general conservator of the person and estate entered 01/03/01; \$18,000 bond.
2. Order Approving Third Account and Terminating Conservatorship of the Estate entered 08/06/09 in San Diego County.

Revised second check notes post two court days prior to the hearing. Documents filed at least seven days prior to the hearing will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at ProbateNotes@sb-court.org for clarification of the notes only - no legal or procedural advice will be given.

3. Letters filed.
4. Need to file Post-Move Notice of Change of Address per Pr.C. §2352 and CRC 7.1013(c).
5. CI report filed 01/27/17 and 08/14/17.
6. Review of San Diego documentation does not appear to include a Medical Capacity Declaration. Does Court wish to require? JTD.

RECOMMENDATION:

Need to clear note 4 then Court's discretion re note 6.

(nb/lh/nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 01/09/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700061

CASE NAME: GLORIA BARRAZA

SEE ALSO 16

HEARING:

Petition for TERMINATION OF CONSERVATORSHIP

COUNSEL:

GLORIA BARRAZA

(CTP)...

MARY L SHERWOOD

(PET)...FRANK A FRYE

MARY L SHERWOOD

(PET)...PRO/PER

GENERAL INFORMATION:

Continued from 11/07/17. Court orders both the conservator and conservatee to be personally present at hearing. Petitioner to prepare and file proof of service. Court has appointed Mark Flory as guardian ad litem for Gloria Barraza.

THIS CASE IS SET FOR HEARING ON Petition for Termination of Conservatorship by Conservator of the Person, Mary L. Sherwood ["Petitioner"-daughter].

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Petitioner alleges she and conservatee are in agreement that the conservatorship has run its course; alleges CI agrees; and requests conservatorship to be terminated.
2. Conservatee resides in San Bernardino and Petitioner resides in San Diego County.
3. Proof of Personal Service on Conservatee filed. However, Need Notice of Hearing with proof of service to include relatives to the second degree. Need notice and proper service.
4. **Need report by GAL, Mark Flory.**
5. ~Proposed Order 08/22/17 is not complete in and of itself per Local Rule 20-614.

RECOMMENDATION:

Need to clear notes 3-4 then Court's discretion.

(nb)

Revised second check notes post two court days prior to the hearing. Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at ProbateNotes@sb-court.org for clarification of the notes only - **no legal or procedural advice will be given.**

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 01/09/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700152

CASE NAME: JOSHUA ALEXANDER ORTEGA

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of LAURA MARIE REKTE

COUNSEL:

JOSHUA ALEXANDER ORTEGA (CTP)...

LAURA MARIE REKTE (PET)... KEITH A. KELLY

GENERAL INFORMATION

Joshua Alexander Ortega appointed Conservator of the Person on 06/06/17.

THIS CASE IS SET FOR HEARING ON Compliance Review

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Notification of Conservatee's Rights filed. However, Section 5 to Proof of Mailing is blank. Question if conformed copy of the Order Appointing Probate Conservator was also served? Court to inquire.
2. Statement of Care Plan and Determination of Conservatee's Appropriate Level of Care filed.

RECOMMENDATION:

Court's discretion.

(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: STANFORD E. REICHERT

DATE: 01/09/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700412

CASE NAME: IAN MIGUEL MARTINEZ

HEARING:

Petition for Appointment of Conservator

COUNSEL:

AURON MARTINEZ	(PET)...PRO/PER
IAN MIGUEL MARTINEZ	(CEE)...MELVIN L FRIEDLAND
MARIA ELENA MARTINEZ	(PET)...PRO/PER

GENERAL INFORMATION:

Ex Parte orders granted on 11/28/17. Melvin L. Friedland appointed. Notice by Judicial Assistant.

THIS CASE IS SET FOR HEARING ON Petition for Limited Conservatorship, person only, by mother, Maria Elena Martinez and brother, Auron Martinez ["Petitioners"].

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED-

1. No bond – person only.
2. Proposed conservatee is developmentally disabled. Need report of court-appointed attorney, Melvin Friedland.
3. Medical Capacity Declaration filed 11/13/17, Section 4b is blank. Need verified supplement..
4. Petitioners request Pr. C. § 2351.5 powers to secure habilitation or treatment, training, education, medical, psychological services, social and vocational opportunities, authority to fix the residence/dwelling of the proposed limited conservatee; authority to access all confidential records, paper, documents, reports and other information regarding the proposed limited conservatee, including those in the possession of the Regional Center, authority to control the right of the proposed limited conservatee to contract, authority to make and consent to all medical decisions for the proposed limited conservatee.
5. Proposed limited conservatee's civil and legal rights are not to be limited without a court order.
6. Citation returned SERVED.
7. Need Inland Regional Center Report.

Revised second check notes post two court days prior to the hearing. Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at ProbateNotes@sb-court.org for clarification of the notes only - **no legal or procedural advice will be given.**

8. **Need Certificate of Completion re Conservatorship Class for Auron.**
9. ~Proposed Form Order/Letters 11/13/17

RECOMMENDATION:

Need to clear notes 2-3 & 7-8 then Court's discretion. If approved, set hearing for Compliance Review for **08/04/18** for the filing of the following: proof of service of Order with Notification of Conservatee's Rights per Pr.C.§1830(c); including a Determination of Conservatee's Appropriate Level of Care per Pr.C.§2352.5 (form GC-355); and Care Plan per Pr.C.§2352.5.

(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

PA

DATE: 01/09/18 TIME: 10:00 DEPT: S35P

CASE#: PRO PS0800984

CASE NAME: ELIZABETH LOOMIS

SEE ALSO 21

HEARING:

Hearing re Final Discharge

COUNSEL:

DANIEL K LOOMIS	(OBJ)...PRO/PER
ELIZABETH LOOMIS	(DEC)...
JACK B OSBORN	(PET)...MARK J. FLORY
PUBLIC ADMINISTRATOR	(PET)...CRAIG M PARKER
SEAN LOOMIS	(PET)...E JOAN NELMS
SEAN LOOMIS	(PET)...MARK J. FLORY

GENERAL INFORMATION:

Continued from 10/10/17 at request of counsel.

THIS CASE IS SET FOR HEARING ON Final Discharge (Public Administrator)

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED-

1. Order Settling First and Final Account entered 12/27/16.
2. No receipts. Need same by Sean Loomis; Daniel Loomis; Theresa Whittenburg; and Charles D. Wright.
3. Need Ex-parte Petition/Order for Final Discharge.

RECOMMENDATION:

Inquire status.

(nb)

CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: STANFORD E. REICHERT

DATE: 01/09/18 TIME: 10:00 DEPT: S35P

CASE#: PRO PS0800984

CASE NAME: ELIZABETH LOOMIS

SEE ALSO 20

HEARING:

Hearing Re: FINAL DISCHARGE OF SEAN LOOMIS

COUNSEL:

DANIEL K LOOMIS	(OBJ)...PRO/PER
ELIZABETH LOOMIS	(DEC)...
JACK B OSBORN	(PET)...MARK J. FLORY
PUBLIC ADMINISTRATOR	(PET)...CRAIG M PARKER
SEAN LOOMIS	(PET)...E JOAN NELMS
SEAN LOOMIS	(PET)...MARK J. FLORY

GENERAL INFORMATION:

Continued from 07/14/15, 08/25/15, 08/30/16 and 10/04/16 at request of counsel.

Continued from 12/06/16, 12/27/16 and 10/10/17 at request of counsel.

THIS CASE IS SET FOR HEARING ON Final Discharge of Sean Loomis.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. At 01/29/15 hearing, parties indicated that an agreement had been reached. Stipulation and Order entered 01/29/15. First and Final Account of Sean Loomis (per stip) approved/granted.
2. No receipts. Need same.
3. Need Ex Parte Petition/Order for Final Discharge.

RECOMMENDATION:

When receipts or final discharge order are not filed as ordered, court may set a hearing in accord with Pr.C. § 8505.

(nb/lh/nb)

CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: STANFORD E. REICHERT

DATE: 01/09/18 TIME: 10:00 DEPT: S35P

CASE#: PRO PS1300031

CASE NAME: GILBERT F. BROOKS JR.

HEARING:
Accounting Review

COUNSEL:

AIDA RUIZ	(BRIAN P TRELA
ANTHONY GALLEGOS	(BRIAN P TRELA
DIANE GALLEGOS	(BRIAN P TRELA
GILBERT F BROOKS JR	(DEC)...
MARIA GALLEGOS	(TP)...BRIAN P TRELA
PUBLIC ADMINISTRATOR	(PET)...CRAIG M PARKER

GENERAL INFORMATION

Continued from **03/25/14**. Counsel requested that matter be placed on the Public Administrator calendar at 10:00 a.m.

Continued from 05/27/14 and 06/02/15. Oral report given by Attorney Parker. Property is listed for sale.

Continued from 06/14/16. Oral report is given on the record by Attorney Parker. Property is currently in escrow. Matter continued at request of counsel.

Continued from 06/06/17 and 08/15/17 at request of counsel.

THIS CASE SET FOR HEARING ON Accounting Review/Status.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Public Administrator was appointed on 01/22/13 to collect and sell property.
2. No status report or accounting has been filed.
3. There are Creditor's Claims filed in excess of \$1M without further action. Court to inquire if a formal probate is necessary.

RECOMMENDATION

When the personal representative does not file an accounting as required, the court shall take action as specified in Pr.C. §11050 et seq.

(cbr/vet/lh/nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 01/09/18 TIME: 10:00 DEPT: S35P

CASE#: PRO PS1300032

CASE NAME: GRACE EVANS

HEARING:

Accounting Review

COUNSEL:

GRACE EVANS

(DEC)...

PUBLIC ADMINISTRATOR

(PET)...CRAIG M PARKER

GENERAL INFORMATION

Continued from **03/25/14**. Counsel requested that matter be placed on the Public Administrator calendar at 10:00 a.m.

Continued from 05/27/14 and 06/02/15. Oral report given by Attorney Craig Parker. Property listed but not yet sold.

Continued from 06/14/16. Oral report given by Attorney Craig Parker. Potential buyer has been found, but property has not been sold.

Continued from 06/06/17 and 08/15/17 at request of Counsel.

THIS CASE SET FOR HEARING ON Accounting Review/Status.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Public Administrator was appointed on 01/22/13 to collect and sell real property.
2. No status report or accounting has been filed.

RECOMMENDATION

When the personal representative does not file an accounting as required, the court shall take action as specified in Pr.C. §11050 et seq.
(cbr/vet/lh/nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 01/09/18 TIME: 10:00 DEPT: S35P

CASE#: PRO PS1600429

CASE NAME: MTR OF RICHARD A MILLIGAN

SEE ALSO 25

HEARING:

Hearing Re: PETITION TO DETERMINE HEIRSHIP

COUNSEL:

JACKIE J JOHNSTON (PET)...HARTNELL LAW GROUP

RICHARD A MILLIGAN (DEC)...

S.B CO PUBLIC ADMINISTRATOR (PET)...CRAIG M PARKER

GENERAL INFORMATION:

Letters of Administration issued 07/12/16 to Public Administrator.

THIS CASE IS SET FOR HEARING ON Petition to Determine Heirship and Entitlement to Estate by Jackie J. Johnston ["Petitioner"].

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Decedent died without leaving any surviving spouse, issue or parent. Petitioner is the daughter of Mandy Lee Milligan Bassett, the predeceased mother of the decedent. Petitioner alleges that all heirs-at law of the decedent are petitioner and 2 additional half-sisters.
2. Petitioner proffers a genealogical chart [LF, p. 6] and supporting documents [LF, pgs. 8-20] consisting of birth; death; and marriage certificates.
3. Petitioner prays that this Court determine heirship and entitlement to the estate.
4. Proposed Order 10/18/17 reflects incorrect judge.

RECOMMENDATION:

Court's discretion

(nb)

Revised second check notes post two court days prior to the hearing. Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at ProbateNotes@sb-court.org for clarification of the notes only - **no legal or procedural advice will be given.**

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 01/09/18 TIME: 10:00 DEPT: S35P

CASE#: PRO PS1600429

CASE NAME: MTR OF RICHARD A MILLIGAN

SEE ALSO 24

HEARING:

Accounting Review

COUNSEL:

JACKIE J JOHNSTON (PET)...HARTNELL LAW GROUP

RICHARD A MILLIGAN (DEC)...

S.B CO PUBLIC ADMINISTRATOR (PET)...CRAIG M PARKER

GENERAL INFORMATION

Continued from 09/19/17 at request of counsel.

THIS CASE IS SET FOR HEARING ON Accounting Review

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED-

1. Letters of Administration issued to Public Guardian, on 07/12/16, full, no bond.
2. Reappraisal Inventory and Appraisal filed 03/08/17.
3. No accounting or waiver of account filed.

RECOMMENDATION:

Inquire status.

(cs/nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

MISC

DATE: 01/09/18 TIME: 1:30 DEPT: S35P

CASE#: PRO PS1600911

CASE NAME: THERESA AILEEN CORTEZ LIVING TRUST

HEARING:

Hearing Re: COURT TRIAL (SECOND DAY OF TRIAL)

COUNSEL:

BRENDA SIERDSMA

(PET)...WEINSTOCK MANION

PAUL VANDEN PIERCE

(OBJ)... LAYNE A BARTHOLOMEW

THERESA AILE EN CORTEZ LI VING

(TRU)...

No notes – Court Trial.

(nb)

Future Hearing:

01/10/18 Court Trial

01/11/18 Court Trial

01/12/18 Court Trial

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

PROBATE

DATE: 01/09/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS0701036

CASE NAME: MARIA ANNA SCHULTZE

HEARING:

Probate status report filed.

COUNSEL:

LUCIEN SCHULTZE

(PET)...GREGORY L ZUMBRUNN

MARIA ANNA SCHULTZE

(DEC)...

RICHARD SCHULTZE

(OBJ)...DIANA J CARLONI

S.B. COUNTY PUBLIC ADMINISTRAT

(PET)...CRAIG M PARKER

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Status Report (filed 10/04/17) by Successor Administrator of the Estate, Public Administrator ["Petitioner"].

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Petitioner alleges the estate is not in a condition to be closed as assets held by the State of California, including life insurances with Delaware Life Insurance; Aetna Life Insurance; and American General Life Insurance Company have yet to be marshalled.
2. Petitioner requests an additional 12 months to close the estate.
3. Notice does not include Gregory L Zumbrunn. Need proper service.
4. ~Proposed Form Order 10/04/17.

RECOMMENDATION:

Need to clear note 3 then Court's discretion. If approved, court to set hearing re Accounting Review for **11/20/18**.

(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: JAMES MICHAEL WELCH

DATE: 01/09/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1300285

CASE NAME: ROBERT LYLE MEE

HEARING:

Hearing Re: PTNRS AMENDED FIRST & FINAL

COUNSEL:

DIANE OSTRANDER	(TOPALIAN & ASSOCIATES
GINGER JACOBSON	(PET)...PRO/PER
GINGER JACOBSON	(TP)...PRO/PER
JULIE STEWART	(PET)... ROSE SPELLMAN, I
ROBERT LYLE MEE	(DEC)...
RYAN R MEE	(MIN)...

XREF: PROPS1400042 (Carolyn Jacobson)

Request for Waiver of Court Fees and Costs filed by GINGER JACOBSON is GRANTED

Fee waiver amount due \$1,160.00

\$695.00 for petitions on 01/21/14

W\$465.00 for petition on 06/12/15

GENERAL INFORMATION:

Continued from **06/13/17** to clear probate notes.

Continued from **08/22/17**. Parties state that the amended first account is almost completed and will be filed.

Continued from 11/07/17 at request of counsel.

THIS CASE IS SET FOR HEARING ON First and Final Account and Petition for Fees **by Successor Administrator, Julie Stewart** ["Petitioner"- maternal aunt-GAL-guardian of the person and estate in Oklahoma].

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Accounting period 05/12/12 to 02/28/17.
2. Assets on Hand \$297,492.00 consisting of \$257,925 in cash and remaining in personal and real property.

Revised second check notes post two court days prior to the hearing. Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at ProbateNotes@sb-court.org for clarification of the notes only - **no legal or procedural advice will be given.**

3. Register of actions and laser fiche do not include Inventory and Appraisal filed on 08/04/15 reflecting estate value of \$450,000. Please provide conformed copy.
4. Petitioner waives statutory compensation of \$8,225.93.
5. Petitioner requests reimbursement of costs advanced (amount not specified) Need itemization via verified supplement.
6. Former Administrator, Diane C. Ostrander and her counsel, H.R. Topalian have agreed to reduced statutory fees, each, in the amount of \$3,901.27.
 - a. Topalian further agrees to credit the estate with \$3,317.00 for the monies previously withdrawn by Ostrander from Decedent's Bank of America Account XXX5568.
7. Attorney Rose Spellman requests extraordinary fees and costs of \$1,279.72 totaling \$12,603.72 for services rendered in connection with recovering \$177,925 in estate assets. Previous payments have been made by petitioner, leaving a balance of \$3,043.22. Billed at \$325/hour for a total of 32.3 hours' attorney time and \$95/hour for 8.7 hours' paralegal time. Need itemization per CRC 7.702 via verified supplement.
8. Need Summary of Account with related schedules.
9. Need Trustee's Deed upon Sale for foreclosed real property.
10. Need legal description of the real properties, including common address, if any, and assessor's parcel number(s).
11. Need vehicle license number(s) and description.
12. Need findings re: sole and separate property.
13. Need findings re: all taxes have been paid, or reserve made for taxes
14. Please file verified supplement indicating if cash has been invested and maintained in an interest bearing account. Pr.C. § 1064(a)(5).
15. Need statement regarding notice to Franchise Tax Board or notice per Pr. C. § 9202(c)(1).
16. Need address of heir receiving real property.
17. Need Property Tax Certificate per Revenue and Taxation Code § 480.
18. Please have opposing party/counsel approve as to form and content.
19. Proposed Order 03/15/17. All judgments must be complete in themselves without reference to the petition on which they are based (Local Rule 20-614).

RECOMMENDATION:

Need amended account to be placed on first check calendar no sooner than **02/20/18**. When the personal representative does not file an accounting as required, the court shall take action as specified in Pr.C. §11050 et seq. Any account to be filed 30 days' before hearing. Note requirements of Local Rules.

(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

DATE: 01/09/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1500950

CASE NAME: MARTHA JANE LUTZ AKA MARTHA J. LUTZ

HEARING:

Accounting Review

COUNSEL:

KELLY PAVESE

(PET)...PRO/PER

MARTHA JANE LUTZ

(DEC)...

PUBLIC ADMINISTRATOR

(SA)...CRAIG M PARKER

GENERAL INFORMATION:

Continued from **03/20/17**. No appearance. The Court continues one day for the PA to be present for possible successor appointment.

Continued from 03/21/17. Kelly Pavese requests a continuance as she wishes to retain counsel. If counsel is not present on her behalf at the next hearing the court will consider appointing the Public Administrator.

Continued **04/11/17**. Court suspends powers of the administrator, Kelly Pavese. Public Administrator is appointed successor administrator. Citation issued to Kelly Pavese who is cited and required to appear on 06/20/17 and show cause why FTA/Failure to file an accounting. Clerk's office to give notice.

Continued from **06/20/17**. Court orders Kelly Pavese to personally be present at the next hearing.

Continued from **09/05/17**. Declaration filed by Kelly Pavese.

Continued from 11/14/17. Kelly Pavese to refile a declaration as it is not in laser fische, it appears to have been misfiled. Nothing new filed.

THIS CASE IS SET FOR HEARING ON Accounting Review

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Letters of Administration issued 01/14/16 to Kelly Pavese, full authority, no bond. Letters issued 05/01/17 to Successor Administrator, Public Administrator.
2. Order and Letters by PA as Successor Administrator filed.
3. No accounting or status report of administration. Need same.

RECOMMENDATION:

When the personal representative does not file an accounting as required, the court shall take action as specified in Pr.C. §11050 et seq.

(nb/lh/nb)

Revised second check notes post two court days prior to the hearing. Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at ProbateNotes@sb-court.org for clarification of the notes only - **no legal or procedural advice will be given.**

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

DATE: 01/09/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600096

CASE NAME: JANE LIEBERG CRASE

VACATED

HEARING:

Probate status report filed.

COUNSEL:

JANE LIEBERG CRASE

(DEC)...

SIMON A HOUSMAN

(PET)...SCHLECHT, SHEVLIN & SHOENBERGE

Future Hearing:

12/17/18 Final Discharge

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

DATE: 01/09/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600725

CASE NAME: MTR OF JOSEPH JOHN DUBNICKA

VACATED

HEARING:

Accounting Review

COUNSEL:

DEPARTMENT OF HEALTH CARE SERV (PRO/PER

JOSEPH JOHN DUBNICKA

(DEC)...

MICHAEL J DUBNICKA

(PET)...DARLING LAW OFFICES

RYAN MICHAEL DARLING

(PET)...RYAN MICHAEL DARLING

SURTEC

(TP)...WOLKIN CURRAN LLP

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: JAMES MICHAEL WELCH

DATE: 01/09/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600926

CASE NAME: MTR OF WILLIAM LEROY BIXENMAN

HEARING:
Accounting Review

COUNSEL:
MARLENE BIXENMAN (PET)...RYAN J GALLANT
WILLIAM LEROY BIXENMAN (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Accounting Review

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Letters of Special Administration issued 09/22/16, \$68,000 bond. General letters issued 11/09/16, full authority, \$68,000 bond.
2. Need final inventory and appraisal.
3. No accounting or status report. Need same.

RECOMMENDATION:
Inquire status.

(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: JAMES MICHAEL WELCH

DATE: 01/09/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600934

CASE NAME: MTR OF RICHARD ALVIN STOCK

HEARING:
Accounting Review

COUNSEL:

DAVID L STOCK	(PET)...DALE K BETHEL
RICHARD ALVIN STOCK	(DEC)...
THEODORE A STOCK	(TP)...BRYAN C HARTNELL

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Accounting Review

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Letters of Administration issued 12/08/16, full authority, \$84,000 bond.
2. No accounting or status report. Need same.

RECOMMENDATION:

Inquire status.

(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

DATE: 01/09/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700240

CASE NAME: MTR OF JANET WEAR

HEARING:

Hearing Re: Proof of Bond/Issuance of Letters

COUNSEL:

JANET WEAR

(DEC)...

RICHARD HARTMAN

(PET)...RANDAL P HANNAH

GENERAL INFORMATION:

Continued from **09/12/17**. Attorney Hannah states he has not been able to locate his client, so the bond has not been posted.

Continued from 11/14/17. Counsel has had no contact with his client. Counsel to file a motion to withdraw a counsel.

THIS CASE IS SET FOR HEARING ON Proof of Bond/Issuance of Letters

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Letters of Administration issued to Richard Hartman, son, on 08/07/17; full authority, \$50,000 bond.
2. Matter set on 08/07/17, to provide proof of bond and issuance of letters.
3. Need proof of bond.
4. Need subsequent letters.

RECOMMENDATION:

Need bond and letters.

(cs/nb)

Future Hearing:

10/15/18 Accounting Review.

Revised second check notes post two court days prior to the hearing. Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at ProbateNotes@sb-court.org for clarification of the notes only - **no legal or procedural advice will be given.**

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: JAMES MICHAEL WELCH

DATE: 01/09/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700715

CASE NAME: DAVID ROLLER

SEE ALSO 10

HEARING:

Petition for PROBATE OF WILL AND FOR LETTERS TESTAMENTARY filed
by ELAINE ELIZABETH KENDRICK

COUNSEL:

DAVID ROLLER	(DEC)...
ELAINE ELIZABETH KENDRICK	(PET)...OLDMAN COOLEY SALLUS
LISA DAVIS UNGER	(PET)...MARK W REGUS

GENERAL INFORMATION

Continued from **09/25/17** as Mr. Oldman will be filing a new petition.

Continued from 11/20/17.

THIS CASE SET FOR HEARING ON

- Petition 1- Petition for Probate, Letters Testamentary with Full Authority under IAEA by ***Lisa Davis Unger, step-daughter/ co-executor***
- Petition 2- Petition for Probate, Letters Testamentary with Full Authority under IAEA by ***Elaine Kendrick, daughter/executor***

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

Petitioner 1- Lisa Davis Unger, step-daughter/ co-executor

1. Will dated 12/28/07 waives bond. The estate consists of **\$1,760,000.00** of which \$1,260,000.00 is personal property. The Court may for good cause require that a bond be given, either before or after issuance of letters per Pr.C. § 8481(c).
2. Section 8 fails to provide the ages of all listed persons. **Need** verified supplement.
3. **Need** declination to act by named co-executor Elaine Kendrick.
4. **Need** Notice to Petition to Administer Estate and proof of service.
5. **Need** proof of publication

Revised second check notes post two court days prior to the hearing. Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at ProbateNotes@sb-court.org for clarification of the notes only - **no legal or procedural advice will be given.**

6. Supplemental petition filed also on 07/19/17 requests that Lisa be appointed as the sole executor.
 - a. Exhibit A is not attached.
 - b. No fee was taken or hearing set for the petition. Court may wish to require that fee be submitted and hearing set.
7. ~Proposed Form Order: 07/19/17

Petitioner 2- Elaine Kendrick, daughter/executor

8. Will dated 04/28/10 waives bond. The estate consists of **\$2,500.00** in personal property. The Court may for good cause require that a bond be given, either before or after issuance of letters per Pr.C. § 8481(c). Court may wish to clarify estimated amount of estate property as there is a substantial difference in value indicated on the current petitions filed.
9. ~Proposed Form Order: 09/28/17

RECOMMENDATION

Matter is contested. Need to clear notes 2-5. Court's discretion re bond and note 6. If approved, set Accounting/Status Review for **01/28/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(ww/nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

DATE: 01/09/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700715

CASE NAME: DAVID ROLLER

SEE ALSO 9

HEARING:

Hearing re: Petition for Probate, Letters of Testamentary With Full Authority Under IAEA..

COUNSEL:

DAVID ROLLER

(DEC)...

ELAINE ELIZABETH KENDRICK

(PET)...OLDMAN COOLEY SALLUS

LISA DAVIS UNGER

(PET)...MARK W REGUS

See prior matter #9.

(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: JAMES MICHAEL WELCH

DATE: 01/09/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700844

CASE NAME: MTR OF GRACE L ASHPAUGH

HEARING:

Hearing re: Petition for Letters of Administration w/WA W/Full
Authority under IAEA.

COUNSEL:

GRACE L ASHPAUGH (DEC)...
MICHAEL K WEINSTEIN (PET)...SUSANNA T KINTZ

GENERAL INFORMATION:

Continued from 11/21/17 at request of counsel.

THIS CASE IS SET FOR HEARING ON Ancillary Petition for Letters of Administration W/WA and full authority under IAEA by Michael K, Weinstein ["Petitioner"- son-in-law, executor and successor trustee of sole beneficiary's trust].

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Decedent was a nonresident of California and left an estate in this county.
2. First named executrix, Leila Weinstein aka Leila Feldman (daughter/sole beneficiary), will not act because of death. Consents to appointment affixed.
3. Will waives bond. However, petitioner is a non-resident and court has discretion to require bond per Pr. C. § 8571. Estimated estate \$190,800. The Court may for good cause require that a bond be given, either before or after issuance of letters. Pr. C. § 8481(c). JTD.
4. Exemplified copy of Arizona will [LF, p. 11], affixed to petition. Need Proof of Subscribing Witness.
5. Proof of Publication filed.
6. ~Proposed Form Order 08/22/17.

RECOMMENDATION:

Need to clear note 4 then Court's discretion re: bond. If approved, set future hearing for Accounting Review on **03/19/19**. Any account to be filed 30 days' in advance of hearing. Note requirements of Local Rules.

(nb)

Revised second check notes post two court days prior to the hearing. Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at ProbateNotes@sb-court.org for clarification of the notes only - **no legal or procedural advice will be given.**

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: JAMES MICHAEL WELCH

DATE: 01/09/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1701145

CASE NAME: MICHAEL PATRICK KOREN

HEARING:

Petition to Determine Succession to Real Property

COUNSEL:

BONNIE KOREN (PET)...WM W ERDMIER
MICHAEL PATRICK KOREN (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition to Determine Succession to Real and Personal Property (Estates \$150,000 or less) by sister, Bonnie Koren ["Petitioner"].

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED-

1. Inventory & Appraisal attached to petition has the following issues:
 - a. Sections 4 & 5 are incomplete;
 - b. Attachment 1 does not indicate the character of the property;
 - c. Attachment 2 does not indicate decedent's interest in the property
 - d. Need copies of bank statements to support date of death balances per Local Rule 20-908.
Need corrected inventory
2. Petitioner requests a determination that decedent's real and personal property located in San Bernardino County pass to petitioner without administration. Petitioner is decedent's sister and heir per intestate succession.
3. Assignments by siblings Arlene Koren and Patricia Teichman affixed [LF, pgs. 8-9].
4. ~Proposed Form Order 11/03/17.

RECOMMENDATION:

Need corrected I&A then Court's Discretion.

(nb)

Superior Court of Calif, County of San Bernardino
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CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: JAMES MICHAEL WELCH

DATE: 01/09/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1701225

CASE NAME: ALTON WOOTEN

HEARING:
Spousal Property Petition hearing.

COUNSEL:
ALTON WOOTEN (DEC)...
QUEEN WOOTEN (PET)...PRO/PER

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Spousal Property Petition by spouse, Queen Wooten ["Petitioner"].

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Petitioner requests a determination of property passing to the surviving spouse as community property. Specifically, real property in San Bernardino County, However, petitioner does not set forth facts sufficient to establish a community property interest in the California real property. When were petitioner and decedent married? How was the property interests acquired – with community funds, etc? Need verified supplement.
2. Decedent died intestate with issue who would also share a two-thirds distribution in the estate per Pr.C. §6401 if the real is separate property of decedent. Need copy of vesting document.
3. Section 5 to petition [LF, p2] indicates there is issue of a predecease child. However, Attachment 9 [LF, p. 5] does not include same. Need verified supplement.
4. Attachment 9 [LF, p. 5] does not include ages. Need same.
5. Need Notice of Hearing with proof of service.
6. ~Proposed Form Order 12/06/17.

RECOMMENDATION:

Need to clear notes 1-5 then Court's discretion.
(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH **TRUSTS AND MOTIONS**

DATE: 01/09/18 TIME: 8:35 DEPT: S36P

CASE#: PRO PS1701045

CASE NAME: IN RE THE WYSOCKI FAMILY TRUST

HEARING:

Petition for order modifying trust; terminating decedent's trust; and determining assets to pass

COUNSEL:

ELIZABETH G WYSOCKI (PET)...TERRY A BEECHER
THE WYSOCKI FAMILY TRUST (TRU)...

Currently under review by Legal Research.
(LR)

Notice given.
(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH CONSERVATORSHIPS

DATE: 01/09/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1300198

CASE NAME: MONTEL JIREH PADILLA

HEARING:

Accounting Review

COUNSEL:

MARVIN PADILLA	(PET)...DAVID E FOATE
MARVIN PADILLA	(PET)...HORSPOOL & HORSPOOL
MARVIN V PADILLA	(CPE)...DAVID E FOATE
MARVIN V PADILLA	(PET)...HORSPOOL & HORSPOOL
MAVERICK PADILLA	(CPE)...DAVID E FOATE
MAVERICK PADILLA	(PET)...HORSPOOL & HORSPOOL
MONTEL JIREH PADILLA	(CEE)...PRO/PER
MONTEL JIREH PADILLA	(CEP)...

VACATE – Ex Parte Petition to Dispense with Accounting and Order entered
12/05/17.

(nb)

FUTURE HEARING DATES:

01/08/19 Accounting Review

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

DATE: 01/09/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1500216

CASE NAME: MILDRED SCHUYLER

HEARING:

third Account and Report of VERONICA LANUZA and Petition for allowance of fees filed.

COUNSEL:

BRANDON EDWARDS	(CPE)...PRO/PER
DEBBIE EDWARDS	(SCHLECHT, SHEVLIN &
LISA SCHUYLER	(CPE)...PRO/PER
LYSA SCHUYLER	(CPE)...PRO/PER
MILDRED SCHUYLER	(CEP)...SHERRI L KASTILAHN
VERONICA LANUZA	(PET)...M. DANIEL SAYLOR

Waiver of Court Fees and Costs filed by MILDRED SCHUYLER is GRANTED
TOTAL FEES WAIVED TO DATE:\$465.00

GENERAL INFORMATION:

Conservatee passed away on 06/30/17.

THIS CASE IS SET FOR HEARING ON Third Account Final and Petition for Fees by Conservator of the Person and Estate, PPF Veronica Lanuza ["Petitioner"].

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Accounting period 03/01/17 to 06/30/17 (pre-death) and 07/0/17 to 09/30/17 (post-death).
2. Assets on Hand \$721,782.88 consisting of \$3,649.33 in cash and remaining in real and personal property.
3. Current bond of \$57,000. Petitioner requests bond be exonerated, however, bond is not exonerated until entry of final discharge order.
4. Petitioner requests compensation of \$8,764.50, of which \$1,500 has been paid, leaving a balance owing of \$7,264.50. Billed at the rates of \$40-\$115/hour for 86.30 hours.' JTD. Itemized [LF, pgs. 29-41]. JTD.
 - a. Prior Conservator fees ordered per Order entered 07/17/17, in the amount of \$17,125.50 have been partially paid in payments totaling \$10,000, leaving a balance of \$7,125.50, which has not been paid.

Revised second check notes post two court days prior to the hearing. Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at ProbateNotes@sb-court.org for clarification of the notes only - **no legal or procedural advice will be given.**

5. Copy fees totaling \$29.40, which are considered overhead, have been reimbursed to petitioner. Does Court wish to reduce fee request by same? JTD.
6. Attorney requests fees of \$6,945.75. Billed at \$375/hour for 11.25 hours' attorney time and \$140/hour for 19.50 hours' paralegal time. Itemized [LF, pgs. 43-44]. JTD.
 - a. Prior attorney's fees ordered per Order entered 07/17/17, in the amount of \$9,721.50 have not been paid.
7. Need financial statements for securities per Local Rule 20-908.
8. Petition does not include a distribution clause. Need same via verified supplement.
9. Prayer does not request payment for past amounts owed.
10. Bond exoneration and discharge is not granted until entry of a final discharge order.
11. Proposed Order 11/15/17 does not pray for past amounts owed; does not include proposed distribution; and exonerates bond and discharges upon filing of receipts.

RECOMMENDATION:

Need to clear notes then Court's discretion. If approved, set next hearing for receipts and final discharge for **01/15/19**.

(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

DATE: 01/09/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1600135

CASE NAME: ALONDRA RUIZ CONTRERAS

HEARING:

Hearing Re: TRANSFER CASE TO LOS ANGELES COUNTY

COUNSEL:

ALONDRA RUIZ CONTRERAS (CTP)...

NORMA IRENE CONTRERAS (CP)...PRO/PER

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON OSC re: Transfer Case to Los Angeles County.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Matter set upon receipt and review of CI report filed 10/30/17.
2. Need to file Post-Move Notice of Change of Address per Pr.C. §2352 and CRC 7.1013(c).
3. Need proof of signed receipt (certified, green card).

RECOMMENDATION:

Need to clear note 2-3.

(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

DATE: 01/09/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1700055

CASE NAME: MTR OF MICHAEL ESPINOZA

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of IRENE S MORA ESPINOZA

COUNSEL:

IRENE S MORA ESPINOZA (CP)...PRO/PER
MICHAEL ESPINOZA (CTP)...CRAIG M PARKER

GENERAL INFORMATION

Order appointing Irene S. Mora Espinoza Limited Conservator of the Person entered
05/23/17.

THIS CASE IS SET FOR HEARING ON Compliance Review

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Notification of Conservatee's Rights; Care Plan; and Appropriate Level of Care filed per register of action. However, images are not in laser fiche. Clerk's office notified 01/03/18.

RECOMMENDATION:

Court's discretion

(nb)

CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: JAMES MICHAEL WELCH

DATE: 01/09/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1700346

CASE NAME: MTR OF KENNEDY STARTUP

HEARING:

Petition for Appointment of Conservator

COUNSEL:

KENNEDY STARTUP (CTP)...DONNASUE ORTIZ
MARK STARTUP (CP)...MCCLELLAN
MISTY STARTUP (CP)...MCCLELLAN

GENERAL INFORMATION

Continued from **10/23/17**. DonnaSue Ortiz appointed for proposed conservatee.

Continued from 11/20/17 at request of counsel.

THIS CASE SET FOR HEARING ON Petition for Appointment of Conservator person only by Misty and Mark Startup (parents)

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. As proposed conservatee is developmentally disabled and this is not a petition for Limited Conservatorship, an IRC report is optional per Pr.C. 1827.5(b). IRC report filed 10/20/17.
2. As proposed conservatee is developmentally disabled and this is not a petition for Limited Conservatorship, Court may wish to appoint counsel and require report for proposed conservatee per Pr.C. §1470. Donnasue Ortiz appointed. **Need** report.
3. Petitioners seek medical powers. **Capacity Declaration filed 10/06/17, sections 3a, 4a, and 8 are blank and dementia attachments are missing; however, it does not appear that proposed conservatee has dementia. Need completed capacity declaration.**
4. CI report filed 10/19/17.
5. Certificates of Completion of the Conservatorship Training Class filed 10/17/17.
6. Citation and proof of service filed 10/16/17.
7. ~Proposed Form Order: 09/19/17

RECOMMENDATION

Need report of Counsel and to clear note 3. If approved, set hearing for Compliance Review for **07/09/18** for the filing of the following: proof of service of Order with Notification of Conservatee's rights per Pr.C.§1830(c); Level of Care and Care Plan per Pr.C.§2352.5
(lh/nb/ww)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

PA

DATE: 01/09/18 TIME: 10:00 DEPT: S36P

CASE#: PRO PS1401014

CASE NAME: Benjamin Durda

HEARING:

Accounting Review

COUNSEL:

BENJAMIN DURDA

(DEC)...

DEANNA DURDA

(TP)...MELVIN L FRIEDLAND

HELEN EVERS

(PET)...KENNER LAW GROUP, PLC

SAN BERNARDINO COUNTY PUBLIC A (PET)...CRAIG M PARKER

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Accounting Review (by PA)

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Order on Report of Status entered 01/03/17.
3. No accounting or updated status report. Need same.

RECOMMENDATION:

Inquire status.

(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: TARA REILLY

DATE: 01/09/18 TIME: 8:30 DEPT: S37P

CASE#: CON PS0700057

CASE NAME: **MF** RUSSELL MACK PHILLIPS

HEARING:

SIXTH CURRENT Account and Report of LAWRENCE A DEAN II and
Petition for allowance of fees filed.

COUNSEL:

JP MORGAN CHASE BANK N.A	(OBJ)...KEESAL, YOUNG & LOGAN
KEITH PHILLIPS	(CPE)...JAMES B CHURCH & ASSOCIATES
KEITH PHILLIPS	(CPE)...PRO/PER
LAWRENCE A DEAN II	(CPE)...SHERRI L KASTILAHN
ROBERT HEENEY	(PET)...LINDA ROBERTS-ROSS
RUSSELL M PHILLIPS	(CEP)...E. JOAN NELMS
RUSSELL MACK PHILLIPS	(CEP)...JOAN NELMS
RUSSELL MACK PHILLIPS	(CEP)...PRO/PER
VISITING ANGELS OF RIVERSIDE C	(PET)...ALLISON M DE TAL

GENERAL INFORMATION

Continued from 11/13/17. The Court approves petitioner's fees in the amount of \$5,687.45 and attorney fees in the amount of \$3,255. The Court will approve Christina Erickson Taube's fees of \$2,896, but in the future the Court requests that bills and receipts for her services be filed. The Court requests receipts and detailed billing be filed as to Rolando Dizon.

THIS CASE IS SET FOR HEARING ON 6th Account Current and Petition for Allowance of Fees filed by Lawrence A. Dean, II (Petitioner/PPF/conservator)

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED;

1. Accounting covers period: 04/01/15 – 03/31/17
2. Assets on hand: \$630.17 in cash.
3. Need Summary of Account on mandatory Judicial Council Form GC-400(SUM).
4. Petitioner requests fees of \$5,687.45, minus periodic payments. Billed at various rates for various services not exceeding \$105/hour. Itemized [LFpgs19-23]. As there do not appear to be sufficient funds to render fees requested, question how petitioner proposes to be compensated? Additionally, it is unclear

Revised second check notes post two court days prior to the hearing. Documents filed at least seven days prior to the hearing will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at ProbateNotes@sb-court.org for clarification of the notes only - no legal or procedural advice will be given.

- the total periodic payments received as opposed to back pay of fees. Need verified supplement.
5. Petitioner requests authority to take periodic payments of \$150/month or up to 80% of the future fees earned. JTD
 6. Attorney requests fees of \$3,255 for 9.30 hours at \$350 per hour. Itemized [LFpgs24-25]. As there do not appear to be sufficient funds to render fees requested, question how counsel proposes to be compensated? Need verified supplement.
 7. Petitioner indicates the estate owes fees to the Conservator and attorney. Fees paid for the First and Second Account current; however, starting with third account payment made as follows:
 - a. Conservator fees awarded \$26,0904.90, fees paid \$12,150.00, fees owed \$13,944.90.
 - b. Attorney fees awarded \$24,933.75, fees paid \$6,500, fees owed \$18,433.75.
 8. Current bond is \$20,000.
 9. Room and board expenses were paid to Rolando Dizon. Need receipt.
 10. Need notice of hearing and proof of service to Court appointed Counsel.
 11. **Post-Move Notice filed 10/11/17 indicates Conservatee now resides in Riverside County. Suggest transfer. If so, Court to set control date. JTD.**
 - a. **Notice does not include E. Joan Nelms. Need proper service.**
 12. ~Proposed Order: 10/11/17

RECOMMENDATION:

Need to clear notes. Once approved, set hearing on the next accounting review for **05/14/18** (if one year) or **05/13/19** (if two years). Account to be filed 30 days' in advance of hearing. Note requirements of Local Rules.

(cs/nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: TARA REILLY

DATE: 01/09/18 TIME: 8:30 DEPT: S37P

CASE#: CON PS1600068

CASE NAME: IZACK PAUL MONTANO

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of JESSICA MONTANO

COUNSEL:

IZACK PAUL MONTANO (CEP)...WALTER T. MOORE
JESSICA MONTANO (CPE)...FRANK O TETLEY

X-REF: CIVDS 1603992 (Montano vs. Omnitrans et al)

GENERAL INFORMATION

Order appointing Jessica Montano conservator of the person and estate entered
12/13/16, no bond.

Continued from **07/18/17** at request of counsel.

Continued from 09/05/17 and 11/13/17 at request of court. Notice waived.

THIS CASE IS SET FOR HEARING ON Inventory & Appraisal/Compliance Review

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

- 1. Notification of Conservatee's Rights filed, however, Section 5 to Proof of Mailing is blank. Question if a copy of the conformed Order for Conservatorship was also served? Court to inquire.**
2. Need Statement of Care Plan in accord with Pr.C. §2352.5.
- 3. Determination of Conservatee's Appropriate Level of Care filed indicates conservatee resides in Riverside County. Suggest transfer. If so, court to set control date. JTD,**
- 4. Final Inventory & Appraisal is incomplete at Sections 1, 2.4, 5; verified by attorney; not signed by probate referee (if req'd); and Attachment 1 is incomplete. Need complete final inventory and appraisal.**
5. Need proof of service of Inventory & Appraisal including Instructions for Objection per Pr.C. §2610.
6. If the conservatorship estate holds interest in real property, need proof of recordation of letters in each county where the real property is located or where conservatee has security interest in real property per Pr.C. §2313.

Revised second check notes post two court days prior to the hearing. Documents filed at least seven days prior to the hearing will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at ProbateNotes@sb-court.org for clarification of the notes only - no legal or procedural advice will be given.

RECOMMENDATION:

When an inventory and appraisal is not filed as ordered, court may set a hearing in accord with Pr.C. §2614.5. When documents are not filed as ordered, court may set a hearing in accord with Pr.C. §2655.

(nb/cs/nb)

Superior Court of Calif, County of San Bernardino
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CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: TARA REILLY **PROBATE**

DATE: 01/09/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS0900337

CASE NAME: ISAAC PRUDHOLME S.N. TRUST
SEE ALSO 4, 5

HEARING:
Hearing Re: PAYMENT OF BURIAL PLOT

COUNSEL:
DEPARTMENT OF HEALTH CARE SERV ()...
ISAAC PRUDHOLME SPECIAL NEEDS (TRU)...
KATIE HERNANDEZ (PET)...HARTNELL LAW GROUP
LOS ANGELES COUNTY PUBLIC GUAR ()...
MELODIE SCOTT (TEE)...SHERRI L KASTILAHN
RICKY PRUDHOLME (PET)...PRO/PER

XREF: SCVSS19171 (Bennett, et al-v-Holliday)

GENERAL INFORMATION:

Continued from **09/12/17** on court's motion for proof of payment.
Continued **from 10/31/17**. The Court notes that section 4.8 of the trust puts the estate in the 1st and 2nd place for distribution. Ricky Prudholme has still been unable to get proof of payment for burial plot/expenses. Matter continued once again for proof of payment to be submitted to the Court. Once proof of payment has been submitted, the Court intends to grant this request

Continued from 11/28/17 at request of counsel for Ricky Prudholme to be present. Notice to be given by Mr. Hartnell.

THIS CASE IS SET FOR HEARING ON Payment of Burial Plot.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Matter set at 07/03/17 hearing, wherein, Tamsen Bennett was ordered to provide the Trust with proof of payment made for the burial plot of Issac Prudholme. Once proof of payment is provided, the Trust will reimburse Ms. Bennett her 1/2 of the costs related to the plot or her 1/2 of the costs related to the plot or portion of the plot for Issac Prudholme. Need same.

Revised second check notes post two court days prior to the hearing. Documents filed at least seven days prior to the hearing will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at ProbateNotes@sb-court.org for clarification of the notes only - no legal or procedural advice will be given.

RECOMMENDATION:
Court's discretion
(nb)

Revised second check notes post two court days prior to the hearing. Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at ProbateNotes@sb-court.org for clarification of the notes only - **no legal or procedural advice will be given.**

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: TARA REILLY

DATE: 01/09/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS0900337

CASE NAME: ISAAC PRUDHOLME S.N. TRUST

SEE ALSO 3, 5

HEARING:

Petition for MOTIONS TO COURT

COUNSEL:

DEPARTMENT OF HEALTH CARE SERV ()...
ISAAC PRUDHOLME SPECIAL NEEDS (TRU)...
KATIE HERNANDEZ (PET)...HARTNELL LAW GROUP
LOS ANGELES COUNTY PUBLIC GUAR ()...
MELODIE SCOTT (TEE)...SHERRI L KASTILAHN
RICKY PRUDHOLME (PET)...PRO/PER

XREF: SCVSS19171 (Bennett, et al-v-Holliday)

GENERAL INFORMATION:

Continued from 09/12/17 at request of Ricky Prudholme, for private audit of 5th accounting. Audit documents to be provided by 01/09/18. Ms. Bennett and Mr. Prudholme are to contact Montecito and give their consent for Mr. Hartnell to speak with them regarding the funeral expenses.

THIS CASE IS SET FOR HEARING ON Petitions to Court by decedent's father, Ricky Prudholme ["Petitioner"].

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Petition appears to be Objections to requests past, present and future fees and alleges fraud, embezzlement and money laundering by Katie Hernandez as payment to the mortuary.
2. Need proof of service.

RECOMMENDATION:

Set for contested hearing.

(nb)

Revised second check notes post two court days prior to the hearing. Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at ProbateNotes@sb-court.org for clarification of the notes only - **no legal or procedural advice will be given.**

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: TARA REILLY

DATE: 01/09/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS0900337

CASE NAME: ISAAC PRUDHOLME S.N. TRUST

SEE ALSO 3, 4

HEARING:

Petition for TRANSFER OF DECEASED SNT FUND OF \$150,000.00

COUNSEL:

DEPARTMENT OF HEALTH CARE SERV ()...
ISAAC PRUDHOLME SPECIAL NEEDS (TRU)...
KATIE HERNANDEZ (PET)...HARTNELL LAW GROUP
LOS ANGELES COUNTY PUBLIC GUAR ()...
MELODIE SCOTT (TEE)...SHERRI L KASTILAHN
RICKY PRUDHOLME (PET)...PRO/PER

Request for Waiver of Court Fees and Costs filed by RICKY PRUDHOLME is GRANTED

XREF: SCVSS19171 (Bennett, et al-v-Holliday)

Currently under review by Legal Research.

(LR)

Notice:

Need Notice of Hearing with proof of service to Tamsen Bennet; Melodie Z. Scott; Sherri L. Kastilahn; Katie Hernandez; Hartnell Law Group; North Los Angeles County Inland Regional Center; Dept, of Health Services for Special Needs Trusts.

(nb)

Revised second check notes post two court days prior to the hearing. Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at ProbateNotes@sb-court.org for clarification of the notes only - **no legal or procedural advice will be given.**

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: TARA REILLY

DATE: 01/09/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1300898

CASE NAME: Chia Hsin Huang

HEARING:

SECOND Account and Report of ALEX HUANG and Petition for allowance of fees filed.

COUNSEL:

ALEX HUANG	(PET)...LAW OFFICES OF YVONNE HS U
CHIA HSIN HUANG	(DEC)...
J DAVID HORSPOOL	(PET)...J. DAVID HORSPOOL

GENERAL INFORMATION:

Continued from **01/10/17** at request of counsel. Notice to be given by Ms. Park.
Continued from **03/14/17** at request of Court for recently filed supplement to be reviewed. Notice waived.

Continued from **05/16/17** at request of counsel. Notice to be given by Mr. Park
Continued from **07/18/17** at request of counsel. Notice to be given by Chun Kyong Park.

Continued from **09/05/17**. Court orders each accounting to be separate and distinct with orders requesting each accounting period. Petitioner's request for costs advanced is not allowed at this time. Court needs a corrected order for first Accounting.

Continued from 11/13/17 at request of counsel. The Court notes that until the Court is provided with an order on the 1st accounting the Court will not proceed on the 2nd accounting. Notice to be given by Ms. Park. Notice by Judicial Assistant.

THIS CASE IS SET FOR HEARING ON **Amended** (03/03/17) Second Account and Petition for Fees by Administrator, Alex Huang ["Petitioner"].

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. First accounting approved on 10/15/15. Proposed Order Approving First Account affixed to supp. filed 07/12/17 [LF, p5] is not complete in and of itself. Local Rule 20-614. Need proper order to include accounting period; balance; and description of the assets on hand, specifically noting the amount of cash included in said balance. LR 20-614c.

Revised second check notes post two court days prior to the hearing. Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at ProbateNotes@sb-court.org for clarification of the notes only - **no legal or procedural advice will be given.**

2. Accounting period 05/06/15 to 05/31/16.
3. Assets on Hand \$985,387.67 (carry value) consisting of real property and interests in several partnerships that own real property. However, beginning assets on hand do not match ending assets on hand of prior, first accounting period of \$1,522,462.36. **Supp. (07/12/17, LF, pgs. 6-11]** includes amended schedules for first accounting period (that has previously been approved) to reflect Assets on Hand at Beginning of Account period of \$985,387.67. As an Order Approving First Account has not been entered, does court wish to allow first account period information to be intermingled with this second account? JTD.
4. Amended Final Inventory and Appraisal affixed to amended accounting filed 03/03/17 [LF, p. 12].
5. Statutory compensation will be requested at close of probate.
6. Petitioner requests costs advanced of \$31,197.99 for first accounting period and \$11,160.76 for the second account period [**supp. filed 07/12/17, LF, p. 14]** when funds become available. Expenses carried over from last account itemized. **See supp. [filed 07/12/17, LF, pgs. 10-11]**. Does Court wish to allow costs during, both, first and second accounting periods? JTD.
7. Petitioner alleges the expenses incurred by the Petitioner in administering the Estate total \$30,840.75, as of 10/01/16, and have been advanced by Petitioner as there are currently no liquid assets. However, itemization affixed to supp. filed 07/12/17 [LF, p. 14] reflects expenses incurred during second accounting period totaling \$11,160.76. JTD.
8. Petitioner states there are talks with a solar farm developer to sell the property at 48050 North 110th Street West, Lancaster, CA, 93536 in order to satisfy the liabilities of the estate.
9. Notice given.

RECOMMENDATION:

Need to clear notes. This accounting should be deemed in the nature of a status report. There is insufficient information and known defects that should preclude the Court from approving this accounting period. If approved, set next Accounting Review on first check calendar no sooner than **02/20/18**. Any account to be filed 30 days' before hearing. Note requirements of Local Rules.

(nb)

CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: TARA REILLY

DATE: 01/09/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1501168

CASE NAME: BETTY J ROUCHLEAU

HEARING:

First and final Account and Report of JOYCE GAGE and Petition
for allowance of fees filed.

COUNSEL:

BETTY J. ROUCHLEAU (DEC)...
ELIZABETH JANE ROUCHLEAU (AKA)...
JOYCE GAGE (PET)...JANIS BRADY MARTINDALE

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON First and Final Account and Petition for Fees
by Personal Representative, Joyce Gage ["Petitioner"].

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Accounting period 07/05/10 to 06/30/17.
2. Assets on Hand \$240,950.00 consisting of \$50.00 in cash and remaining in real and personal property.
3. Petitioner is not seeking reimbursement for expenses totaling \$39,746.46 [LF, p. 15]. In lieu of paying rent, Petition is not seeking reimbursement for the FMV rent established to be about \$44,174.47.
4. Petitioner waives statutory compensation.
5. Attorney requests statutory fees of \$7,906.41. Calculated.
6. Attorney requests reimbursement of costs advanced of \$696.50. Itemized [LF, p. 5].
7. Proposed Order 09/18/17 does not include license or VIN # to vehicle or address of person receiving real property.

RECOMMENDATION:

Court's discretion. If approved, set next hearing for receipts and final discharge for
01/15/19.

(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 01/09/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600028

CASE NAME: MTR OF MARTY LANE

HEARING:

PETITION FOR FINAL DISTRIBUTION ON WVR OF Account and Report of
PAUL LANE and Petition for allowance of fees filed.

COUNSEL:

MARTY LANE

(DEC)...

PAUL LANE

(PET)...PRO/PER

GENERAL INFORMATION:

Continued from 09/05/17 and 11/13/17 to clear notes.

THIS CASE IS SET FOR HEARING ON **AMENDED [12/15/17]** Petition for Final
Distribution upon Waiver of Account and for Fees by Executor, Paul D. Lane
[“Petitioner”].

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. All beneficiaries waive accounting.
2. Accounting period 12/15/15 to 07/31/17.
3. Assets on Hand \$73,491.56 in cash.
4. Statutory compensation waived per supplement filed 08/28/17 [LF, p.3] and
amended account filed 12/15/17 [LF, p. 6].
5. ~Proposed Order 12/15/17

RECOMMENDATION

Court’s discretion. If approved, set next hearing for receipts and final discharge for
01/15/19.

(nb/cs/nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 01/09/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700649

CASE NAME: MTR OF EDWARD JOSEPH JR

SEE ALSO 10

HEARING:

OSC re: Dismissal

COUNSEL:

EDWARD JOSEPH JR (DEC)...

MARY EMMA JOSEPH (PET)...PRO/PER

GENERAL INFORMATION:

Continued from **09/25/17**. Notice to be given by petitioner.

Matter set at 11/23/17 due to non-appearance. Petitioner should be present at next hearing. Petitioner may appear via CourtCall. Notice by Judicial Assistant.

THIS CASE IS SET FOR HEARING ON **OSC re Dismissal** on Spousal Property Petition by Mary Emma Joseph ["Petitioner"].

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Petitioner requests a determination of real property passing to the surviving spouse as community property. Specifically, real property located at Rancho Cucamonga in San Bernardino County. Furthermore, petitioner does not set forth facts sufficient to establish a community property interest in the California real property. When were petitioner and decedent married? How was the property interest acquired – with community funds, etc? Need verified supplement.
2. Section 9 to petition [LF, p3] does not include names, relationship, age or mailing address of issue(s). Need same via verified supplement.
3. Attachment 1 [LF, p. 3] does not include common address of subject real property. Need verified supplement.
4. Need Notice of Hearing with proof of service to decedent's issue(s).
5. Court to review sticky note at LF, p.4.
6. No proposed order. Submit Order after Hearing.

RECOMMENDATION:

Need to clear notes 1-4 then Court's discretion.

(nb/cs/nb)

Revised second check notes post two court days prior to the hearing. Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at ProbateNotes@sb-court.org for clarification of the notes only - **no legal or procedural advice will be given.**

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 01/09/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700649

CASE NAME: MTR OF EDWARD JOSEPH JR

SEE ALSO 9

HEARING:

Spousal Property Petition hearing.

COUNSEL:

EDWARD JOSEPH JR (DEC)...

MARY EMMA JOSEPH (PET)...PRO/PER

See prior matter #9.

(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 01/09/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700828

CASE NAME: FRANCISCO A OLIVA

HEARING:

Hearing Re: RECEIPT OF BOND

COUNSEL:

FRANCISCO A OLIVA (DEC)...

REBECCA OLIVA-RAMIREZ (PET)...LARWILL & WOLFE

Bond of \$100,000 filed. However, petitioner's surname is spelled incorrectly. Need corrected bond.

(nb)

Future Hearing:

01/28/19 Accounting Review.

CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: TARA REILLY

DATE: 01/09/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700909

CASE NAME: HORTENSE Mc BRIDE

HEARING:

Petition to Determine Succession to Real Property

COUNSEL:

BARBARA J. PRICE	(PET)...GARY A FOLTZ
CHARLES A. MCBRIDE	(PET)...GARY A FOLTZ
DOROTHY A. OTMAR	(PET)...GARY A FOLTZ
HORTENSE MCBRIDE	(DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition to Determine Succession to Real Property (Estates \$150,000 or less) by issues Charles A. McBride, Barbara J. Price; and Dorothy A. Otmar ["Petitioners"].

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED-

1. Petitioners request a determination that decedent's real property located in San Bernardino County pass to petitioners without administration. Petitioners are decedent's children; heirs per intestate succession; and claim a 1/3rd interest each, in decedent's one-half (1/2) undivided interest. Suggest Court require a copy of the vesting document. JTD.
2. ~Proposed Form Order 09/13/17.

RECOMMENDATION:

Court's Discretion.

(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 01/09/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1701189

CASE NAME: THE FAMILY TRUST OF RUSSELL MORSE

HEARING:

Petition for Instruction to Appoint Trustee

COUNSEL:

DEANNA MORSE

(PET)...GAUDY LAW, INC

THE FAMILY TRUST OF RUSSELL MO

(TRU)...

Currently under review by Legal Research.

(LR)

Notice:

Proof of service to issues/beneficiaries Deanna Morse in her individual capacity; Russell Morse; and Kimberly Morse filed 11/29/17. However, proof of service does not include Notice of Hearing. Need proper notice.

(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 01/09/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1701208

CASE NAME: MTR OF HELEN ZITO REINHOLD

HEARING:

Petition for PROBATE OF LOST WILL AND FOR LETTERS TESTAMENTARY
W/FULL IAEA

COUNSEL:

DOROTHY ANN REINHOLD (PET)...LINDA J GLADSON
HELEN ZITO REINHOLD (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Probate of Lost Will and for Letters Testamentary with full authority under IAEA by daughter/beneficiary Dorothy Ann Reinhold ["Petitioner"].

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Will waives bond and all beneficiaries waive bond. The Court may for good cause require that a bond be given, either before or after issuance of letters. Pr. C. §8481(c).
2. Declaration re: Lost Will affixed to petition [LF, p. 15]. Petitioner alleges the Decedent did not have the possession of the original Will at the time of her death. Petitioner states that in September of 2017, Attorney Baldonado retired from the practice of law; the estate plan filed; and the original Will were mistakenly destroyed. Attorney Baldonado has purportedly confirmed this in correspondence. Petitioner asserts that the Pr. C. §6124 assumption does not apply and requests the Court find that the Will of Decedent dated 02/04/14 was not revoked. The residual estate passes to decedent's children in the manner also provided for by intestate succession.
3. **Proof of publication filed.**
4. ~Proposed Form Order/Letters 12/01/17.

RECOMMENDATION:

Court's discretion re: bond. If approved, set future hearing for Accounting/Status Review on **03/19/19**. Any account to be filed 30 days in advance of hearing. Note requirements of Local Rules.

(nb)

Revised second check notes post two court days prior to the hearing. Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at ProbateNotes@sb-court.org for clarification of the notes only - **no legal or procedural advice will be given.**

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

TRUSTS AND MOTIONS

DATE: 01/09/18 TIME: 8:35 DEPT: S37P

CASE#: PRO PS1700849

CASE NAME: MARY E SHEDDEN FAMILY TRUST DATED 9/21/1995

HEARING:

Petition for TO DECLARE TRUST INVALID FOR UNDUE INFLUENCE & LACK OF CAPACITY

COUNSEL:

MARY E SHEDDEN FAMILY TRUST DA (TRU)...

SALLY FLANDERS

(OBJ)...KRISTINE M BORGIA

SCOTT MCMILLAN

(PET)...KLEIN, DENATALE, GOLDNER, COOPER,

XREF: PROPS1700917 (Marie M Miller Family Trust)

Currently under review by Legal Research.

(LR)

Notice complete.

(nb).

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: TARA REILLY

DATE: 01/09/18 TIME: 8:35 DEPT: S37P

CASE#: PRO PS1700917

CASE NAME: MARIE M. MILLER FAMILY TRUST DATED 9/21/95

HEARING:

Petition for Declaring trust invalid for undue influence & lack of capacity pursuant to
Pr. C. §17200

COUNSEL:

MARIE M. MILLER FAMILY TRUST D (TRU)...
SALLY FLANDERS (OBJ)...KRISTINE M BORGIA
SCOTT MCMILLAN (PET)...KLEIN, DENATALE, GOLDNER,

XREF: PROPS1700849 (Mary E Shedden Family Trust dated 09/21/1995)

Currently under review by Legal Research.
(LR)

Notice:

Need Notice of Hearing with proof of service to beneficiaries Sally Jo Flanders;
Marlene Marie Stone (daughter); Bonnie Sue McMillan; Dean William McMillan;
Michael Alan Kimbrough; and Gayle Marie Ritter (daughter).
(nb)

Revised second check notes post two court days prior to the hearing. Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at ProbateNotes@sb-court.org for clarification of the notes only - **no legal or procedural advice will be given.**

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District - Civil
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: TARA REILLY

DATE: 01/09/18 TIME: 9:30 DEPT: S37P

CASE#: CIF DS1700118

CASE NAME: BOBRINK -V- BARELA

HEARING:

Hearing Re: ELDER ABUSE RESTRAINING ORDER

COUNSEL:

HOLLIE SUE BARELA (RES)...LAW OFFICE OF LAUREN LAUNDIS
TED BERNARD BOBRINK (PET)...PRO/PER

EX PARTE HEARING REGARDING ELDER OR DEPENDENT ADULT ABUSE

Need Notice of Hearing with proof of personal service on Respondent, Hollie Sue Barela.
(cs/nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

CONSRVATORSHIPS

DATE: 01/09/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS0900101

CASE NAME: JOSE EMMANUEL MACIAS

HEARING:

Hearing Re: COURT INVESTIGATOR REPORT

COUNSEL:

ARTURO ROMERO

(CP)...PRO/PER

JOSE EMMANUEL MACIAS

(CTP)...BRYAN C. HARTNELL

MARIA E ROMERO

(CP)...PRO/PER

GENERAL INFORMATION:

Continued from **10/1/14 and 12/10/14** for Nevada conservatorship to be filed.

Continued from 01/28/15, 03/05/15, 04/30/15, 06/25/15, 08/06/15 and 09/17/15.

Counsel has been unable to contract their client. Counsel given copy of Court Investigator report from 08/20/14 and advised that no further Court Investigator report is being prepared. Citations issued for Maria and Arturo Romero.

Continued from 12/10/15. Parties confirmed that they moved to Las Vegas. Parties to establish conservatorship in Nevada in order that this California action be dismissed. If Nevada conservatorship is in place prior to next hearing, an ExParte terminating conservatorship will be filed and hearing taken off calendar.

Continued from **12/08/16 and 02/23/17**. Citation issued for Arturo and Maria Romero to be present or bench warrants will be issued.

Continued from **05/11/17**. This matter may be transferred to Clark County. Counsel to contact conservators and arrange to clear notes and transfer matter.

Continued from 09/14/17. Citations issued for Arturo and Maria Romero to be present at next hearing. Should they fail to appear bench warrants will be issued.

THIS CASE IS SET FOR HEARING ON re Court Investigator's report

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED;

1. The Court set this matter on its own motion after receipt/review of the Notice of No Court Investigator's report filed 8/20/14.
2. Need proof of Nevada conservatorship.

Revised second check notes post two court days prior to the hearing. Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at ProbateNotes@sb-court.org for clarification of the notes only - **no legal or procedural advice will be given.**

3. **Need to file Post-Move Notice of Change of Address per Pr.C. §2352 and CRC 7.1013(c).**
4. **Need return of citations sent on 02/23/17 for Arturo and Maria Romero.**

RECOMMENDATION

Need to clear notes 3-4.

(gls/vet/lc/cs/nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: TARA REILLY

DATE: 01/09/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1400279

CASE NAME: MTR OF KATRINA NOELLE MACASAET

HEARING:

Hearing Re: RESTORATION OF VOTING RIGHTS

COUNSEL:

CRISTINA MACASAET	(CP)...CHRISTOPHER A POULOS
KATRINA NOELLE MACASAET	(CTP)...MATTHEW E SHEASBY
NOEL MACASAET	(CP)...CHRISTOPHER A POULOS

XREF: CONPS1300211 (Robert Christopher Macasaet)

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Restoration of Voting Rights

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Matter set on Court's motion on 11/17/17 after receipt and review of Court Investigator's Report.
2. Notice by Judicial Assistant.

RECOMMENDATION:

Court's discretion.

(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 01/09/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1600048

CASE NAME: DOUGLAS HAROLD EATON

HEARING:

Petition for Appointment of Conservator

COUNSEL:

WILLIAM R FOLKMAR (PET)...PRO/PER

DOUGLAS HAROLD EATON (CEE)...JAMES B CHURCH

GENERAL INFORMATION

William Folkmar appointed temporary Conservator on 3/9/16. Court authorized credit union to release \$5,000 to William to pay bills, caregiver, and residence. Attorney James Church appointed for proposed conservatee.

On **3/14/16**, court lifted restriction that temporary conservator not access more than \$5,000. William Folkmar is authorized to obtain statements/records from annuity but cannot accept annuity payments. Court suspended certain powers of attorney and advanced healthcare directives dated 11/11/5, 1/21/15, and 10/30/15.

Continued from **4/18/16, 6/29/16, 7/25/16**.

Continued from **10/05/16**. Return of Citation is waived by proposed conservatee's appearance this date. Further appearance by conservatee is waived.

Continued from **01/25/17**. Temporary Conservator was to provide amended order per 03/14/16 minute order. Citation issued to William Folkmar. Bench warrant may be issued.

Continued from **04/19/17** Petitioner is advised he needs approval of Court to remove conservatee from state. Court grants petitioner's request to take conservatee to Illinois. The Court orders petitioner to file for conservatorship/guardianship there within 72 hours of returning to Illinois. They will return on 4/28/17. Petitioner is further ordered to serve a copy of Illinois petition on Mr. Church within a week of the filing. Mr. Church will file an ex parte requesting conservatee's return to California if Illinois petition not timely filed. Court recommends petitioner speak to counsel in Illinois for assistance

Continued from 06/21/17 Conservator has not contacted Counsel as ordered.

Counsel advised to contact APS in Illinois. The Court orders the conservatee, DOUGLAS HAROLD EATON, be returned to California within 24 hours. The Court orders letters of temporary conservatorship suspended pending further order of the court. WILLIAM R FOLKMAR is cited to appear. Should he fail to appear a bench warrant may be issued. Mr.Church to prepare order after hearing.

Revised second check notes post two court days prior to the hearing. Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at ProbateNotes@sb-court.org for clarification of the notes only - **no legal or procedural advice will be given.**

Continued from **10/04/17**. Bill Folkmar reported he is working on guardianship in Illinois but due to the number of issues he is juggling, the guardianship is not complete. Court advises Bill Folkmar that temporary conservatorship of Douglas Eaton was terminated due to Bill Folkmar's non-compliance with the Court. Court orders Bill Folkmar to file and serve proof of Illinois action by 11/10/17. Should proof not be filed as directed, Court will order Douglas Eaton to be returned to California within 48 hours and will notify Illinois equivalent of Adult Protective Services.

Continued from 11/22/17. Counsel reports APS in Illinois has been contacted and reports conservatee is safe and well taken care of. They have no concerns. Bill Folkmar telephoned the court attendant this morning stating requested documents were filed over two weeks. Counsel reports he also was told the documents are available, but when he offered to have documents sent to his office Mr. Folkmar did not respond. The Court orders Douglas Eaton to be returned to the State of California by 12/14/17. The Court orders counsel to file order confirming suspension of Bill Folmar's letters and serve order on Mr. Folmar and CALPERS/Pension fund. Bill Folkmar is cited to be present at next hearing. Should he fail to appear, a bench warrant will be issued for his arrest. Notice by Judicial Assistant.

THIS CASE IS SET FOR HEARING ON Petition for conservatorship, person and estate, by cousin, William Flokmar ["Petitioner"].

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Petitioner requests no bond. No attachment 1C is provided and the estimated value of the estate at Section 3e(2) is not completed. **Need** verified supplement.
2. Petitioner requests medical powers. **Need** capacity declaration.
3. Petitioner requests dementia powers (meds only).
 - a. Petitioner completed Section 1b of dementia attachment to petition but not Section 4 (both re meds). Does court wish to require clarification of dementia meds request?
 - b. **Need** dementia attachment to medical capacity declaration.
4. **Need** notice of hearing with proof of service.
5. **Need** return of citation on petitioner William Folkmar.
6. Certificate of Completion of the Conservatorship Training Class filed 04/19/17.
7. Court Investigator report filed 4/5/16.
8. Report of counsel, James Church, filed 3/11/16; supplemental report filed 01/24/17.
9. Order suspending temporary conservator of person and estate filed 06/22/17.
10. **Proof of Illinois guardianship filed 11/15/17.**
11. ~Proposed form order and letters 3/14/16.

RECOMMENDATION

Inquire status of Illinois guardianship.

Need return of citation and to clear notes 1-5. If approved, set hearing for Compliance Review for **08/04/18** for the filing of the following: proof of service of Order with

Revised second check notes post two court days prior to the hearing. Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at ProbateNotes@sb-court.org for clarification of the notes only - **no legal or procedural advice will be given.**

Notification of Conservatee's Rights per Pr.C.§1830(c); Level of Care and Care Plan per Pr.C.§2352.5 and Inventory & Appraisal with notice. Set hearing re: Accounting Review for **03/19/19**. Any account to be filed 30 days' in advance of hearing. Note requirements of Local Rule.

(ds/sa/nb/sa/lc/lh/lc/ww/lh/nb)

Revised second check notes post two court days prior to the hearing. Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at ProbateNotes@sb-court.org for clarification of the notes only - **no legal or procedural advice will be given.**

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CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: TARA REILLY

DATE: 01/09/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1600347

CASE NAME: AUTUMN B. SAENZ

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of ULRIKE E. SAENZ

COUNSEL:

AUTUMN B. SAENZ (CEE)...SHERRI L KASTILAHN
ULRIKE E. SAENZ (PET)...NEELAM KAHLON-PFISTER

GENERAL INFORMATION

Order appointing Ulrike Saenz Conservator of the Person entered 06/06/17.

THIS CASE IS SET FOR HEARING ON Compliance Review

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Notification of Conservatee's Rights filed. However, Section 5 to Proof of mailing is blank. Question if a conformed Order Appointing Conservator was mailed? Court to inquire.
2. Need attachment to proof of service to Notice of Conservatee's Rights.
3. Care Plan and Determination of Conservatee's Appropriate Level of Care filed.

RECOMMENDATION:

Need to clear note 2.

(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 01/09/18 TIME: 9:30 DEPT: S37P

CASE#: SC SS00089

CASE NAME: IN THE MATTER OF GREGORY L PENNINGTON

HEARING:

Hearing Re: RECEIPT OF ANNUAL CI REPORT

COUNSEL:

GREGORY LYN PENNINGTON (CEP)...PRO/PER

GREGORY LYNN PENNINGTON (CEP)...ANNETTE DEBELLFEUILLE

RICHARD PENNINGTON (CPE)...CRAIG M PARKER

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Receipt of Annual CI Report.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Matter set at 08/15/17 hearing, wherein, the Court ordered CI to file annual report prior to this hearing.
2. Referred to Court Investigator for investigation and report. **CI report filed 01/02/18.**

RECOMMENDATION:

Court's discretion

(nb)

Future Hearing:

07/23/18 Accounting Review.