



First Check

Superior Court of California
County of San Bernardino
Probate Department

Probate Notes for Calendar Date: 02/01/18

All corrections/supplements addressing these notes should be filed by 11/25/18. Later-filed documents might not be reviewed prior to the hearing and could result in a continuance of your case. Updates to these notes *typically* will be posted three court days prior to the hearing.

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.

Superior Court of Calif, County of San Bernardino

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

DATE: 02/01/18 TIME: 8:30 DEPT: S35P

CASE#: CIV DS1708950

SEE ALSO 5, 6, 11

CASE NAME: WALKER -v- COLLINS, ETAL

HEARING:

Hearing Re: OSC RE REFERENCING CIVDS1708950 & PROPS1501021

COUNSEL:

KAYLA COLLINS	(PRO/PER
SANDY COLLINS	(DEF)...BROWN WHITE & OSBORN
TAMMY WALKER	(PLA)...YOLANDA FLORES-BURT
TANIA DUGGER	(PRO/PER

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON OSC re Referencing CIVDS1708950 & PROPS1501021

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

1. Matter set on 09/07/17 as to briefing schedule. Brief of Mark Flory to be filed and served by 10/19/17. Opposition to be filed by 01/04/18.

RECOMMENDATION

Court's discretion.

(lc)

Future Hearing: 02/16/18 Trial Setting Conference

Superior Court of Calif, County of San Bernardino

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

DATE: 02/01/18 TIME: 8:30 DEPT: S35P

CASE#: CON PS1700331

CASE NAME: MTR OF FRANCES M THOMAS

SEE ALSO 3

HEARING: Hearing Re: Petition for Appointment of Conservator

COUNSEL:

FRANCES M THOMAS (CEP)...BRYAN C. HARTNELL
JAMES G THOMAS (OBJ)...MARIELLEN ROSS
SUSAN L THOMAS (CPE)...DAVID M GROSSMAN

XREF: PROPS1700973 (*Thomas Family Revocable Trust*)

GENERAL INFORMATION

**Ex parte hearing 09/11/17 continued per stip, 10/19/17 hearing is advanced and continued. Bryan Hartnell appointed for counsel.
Continued from 10/26/17. Capacity Declaration to be filed by 11/09/17.**

THIS CASE SET FOR HEARING ON Petition for Appointment of Conservator person and estate by Susan Thomas, daughter

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

1. Petitioner seeks bond of \$3,000,000. Suggested bond \$3,129,600.00 per bond calculation.
2. Petitioner seeks medical powers. Capacity Declaration filed 10/27/17.
3. **Need** report of appointed Counsel Hartnell.
4. **Need** Certificate of Completion of the Conservatorship Training Class.
5. Notice of Hearing filed 09/28/17; however, proof of service does not indicate a copy of petition was served with notice. **Need** proper service.
6. CI Report filed 09/20/17.
7. Return of Citation filed 10/03/17.
8. **Objection by James Thomas, son, filed 10/04/17. Supplement to objections filed 10/10/17.**
9. **Response filed by Susan Thomas on 10/19/17.**
10. ~Proposed Form Order: 09/01/17

RECOMMENDATION

Matter is contested. Need to clear notes 3-5. If approved, set hearing for Compliance Review for **09/06/18** for the filing of the required documents and hearing re Accounting Review for **04/11/19**. Any accounting to be filed 30 days in advance.

(lh/lc)

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

DATE: 02/01/18 TIME: 8:30 DEPT: S35P

CASE#: CON PS1700331

CASE NAME: MTR OF FRANCES M THOMAS

SEE ALSO 2

HEARING:

Petition for Appointment of Temporary Conservator

COUNSEL:

FRANCES M THOMAS (CEP)...BRYAN C. HARTNELL
JAMES G THOMAS (OBJ)...MARIELLEN ROSS
SUSAN L THOMAS (CPE)...DAVID M GROSSMAN

XREF: PROPS1700973 (*Thomas Family Revocable Trust*)

Temporary hearing – No notes – JTD

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

PROBATE

DATE: 02/01/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1100621

CASE NAME: MAURICE FRANCIS BUSCH

HEARING: Hearing re Final Discharge

COUNSEL:

ARLENE SOUZA	(HAROLD S NELSON
ARON TABOR MITCHELL	(PET)...MARIVEL M ZIALCITA
ELSIE BUSCH	(PET)...MOORE & ASSOCIATES, PLC
KENNETH H BUSCH	(OBJ)...MOORE & ASSOCIATES, PLC
KENNETH H BUSCH	(PET)...MOORE & ASSOCIATES, PLC
MAURICE FRANCIS BUSCH	(DEC)...
RONALD LEE BUSCH	(PET)...JACK B OSBORN
VELMA GUSTAFSON	(HAROLD S NELSON

GENERAL INFORMATION

Continued from 05/25/17.

THIS CASE SET FOR HEARING ON Final Discharge.

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

1. Final account/distribution of Ronald Busch approved on 03/30/17. **Need** actual final distribution order; order after trial not sufficient on its own.
2. **Need** receipt for Trustee of Maurice Francis Trust. Receipts filed for several beneficiaries; however, distribution appears to have gone to Ronald Busch as Successor Trustee.
3. **Need** Ex Parte Petition for Final Discharge and Order once order for final distribution is submitted and approved.

RECOMMENDATION

Inquire status of receipts and orders

(lc)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 02/01/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1501021

CASE NAME: RUBY BEATRICE SMITH

SEE ALSO 1, 6, 11

HEARING:

Hearing Re: OSC RE REFERENCING PROPS1501021 & CIVDS1708950

COUNSEL:

RUBY BEATRICE SMITH

(DEC)...

SANDY RENEE COLLINS

(PET)...MARK J. ANDREW FLORY

TAMMY MARLENE WALKER

(PET)...YOLANDA FLORES-BURT

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON OSC re Referencing CIVDS1708950 & PROPS1501021

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

1. Matter set on 09/07/17 as to briefing schedule. Brief of Mark Flory to be filed and served by 10/19/17. Opposition to be filed by 01/04/18.

RECOMMENDATION

Court's discretion.

(lc)

Superior Court of Calif, County of San Bernardino

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

DATE: 02/01/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1501021

CASE NAME: RUBY BEATRICE SMITH

SEE ALSO 1, 5, 11

HEARING:

Petition for TERMINATION OF FURTHER PROCEEDING AND FOR
DISCHARGE

COUNSEL:

RUBY BEATRICE SMITH (DEC)...
SANDY RENEE COLLINS (PET)...MARK J. ANDREW FLORY
TAMMY MARLENE WALKER (PET)...YOLANDA FLORES-BURT

GENERAL INFORMATION

Continued from 09/07/17. Briefing schedule set.

THIS CASE SET FOR HEARING ON Petition to Terminate Further Proceedings Pr.C. §
12251 by Sandy Collins.

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

1. Letters Testamentary issued to Sandy Collins, daughter, on 03/02/16; full authority no bond.
2. Petitioner seeks termination of the estate on the basis that all of decedent's property has been discovered to be held in the revocable trust, held in joint tenancy or had a pay on death beneficiary.
3. Waiver of the probate referee is permitted by Pr.C. § 8903, for good cause shown.
4. No proposed order. Submit after hearing.

RECOMMENDATION

Court's discretion.

(lc)

Superior Court of Calif, County of San Bernardino

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

DATE: 02/01/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1700852

CASE NAME: DENNIS HARVEY LABADIE II

HEARING:

Petition for LETTERS OF ADMINISTRATION W/FULL IAEA

COUNSEL:

DENNIS HARVEY LABADIE II (DEC)...
ROSEMARIE LABADIE (PET)...PRO/PER

GENERAL INFORMATION

Continued from 12/07/17.

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by Rosemarie Labadie, spouse.

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

1. All heirs waive bond. Net estate value is \$244,000 of which \$40,000 is personal property. Court for good cause could require bond per Pr.C. § 8481(b).
2. Petition indicates no child; however, relatives section lists 3 children. Court to clarify.
3. Dominic Labadie is listed in section 8; however, no relationship indicated. **Need** verified supplement.
4. **Need** proof of publication.
5. ~Proposed Form Order: 08/24/17.

RECOMMENDATION

Need to clear notes 3-4, Court's discretion re bond. If approved, set Accounting/Status Review for **04/11/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

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

DATE: 02/01/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1701031

CASE NAME: MTR OF RAUL PICAZO II

HEARING:

Spousal Property Petition hearing.

COUNSEL:

LISA PICAZO (PET)...ROBERT W CANNON
RAUL PICAZO II (DEC)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Spousal Property Petition by Lisa Picazo.

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

1. Petitioner seeks court confirm decedent's half of community property passes to petitioner without administration.
2. Petitioner does not set forth when decedent and petitioner were married or date of acquisition of property took place; however, the will bequests property to petitioner with exception of college funds for daughter. **Need** assignment of interest by daughter Cassandra Picazo.
3. ~Proposed form order: 10/13/17.

RECOMMENDATION

Need to clear note 2.

(lc)

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

DATE: 02/01/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1701281

CASE NAME: JOHN ALLEN SCHWARTZ

HEARING:

Petition for LETTERS OF ADMINISTRATION WITH FULL IAEA

COUNSEL:

GREG SCHWARTZ (PET)...PRO/PER
JOHN ALLEN SCHWATZ (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by Greg Schwartz, son.

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

1. **Need** Notice to Petition to Administer Estate and proof of service.
2. All heirs waive bond. Net estate value is \$170,489 of which \$7,489. Court for good cause could require bond per Pr.C.§ 8481(b).
 - a. **Need** bond waiver for Rebecca Brattin.
 - b. Bond waiver submitted by Andra Anderson; however, Andra is not listed in section 8 of petition. **Need** verified supplement.
3. **Need** proof of publication.
4. Section 3c is incomplete as to decedent's address. **Need** verified supplement.
5. No proposed order.

RECOMMENDATION

Need to clear notes 1-4, Court's discretion re bond. If approved, set Accounting/Status Review for **04/11/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

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

DATE: 02/01/18 TIME: 8:30 DEPT: S35P

CASE#: RPR RS01153
CASE NAME: JONES FAMILY REVOCABLE TRUST
HEARING: SIXTH Account and Report of LEE ANN HITCHMAN and Petition for allowance of fees filed.

COUNSEL:

CHRISTIE DAVIDSON	(HORSPPOOL & PARKER
JONES FAMILY REVOCABLE TRUST	(TRU)...
LEE ANN HITCHMAN	(PET)...ERIC F BECKER
SANDRA EVERSON	(PET)...ERNEST M TAVERNIER
WILLIAM H DANE SR	(PET)...PRO/PER

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON 6th Trust Account Current and Petition for Allowance of Fees and for Reduction of Bond by Lee Ann Hitchman, Trustee.

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

1. Accounting covers 06/01/15 – 05/31/17.
2. Assets on hand: \$138,602.18 (cash of \$11,310.27).
3. Trustee seeks fees of \$6,754 for 59.6 hours at \$90/140 per hour. [Acct.10/17/17 LFpg41-51]. JTD
4. Trustee requests authority to continue taking periodic payments of \$200/month to be paid on account for services. JTD
5. Attorney seeks fees of \$8,390 for 30.8 hours at \$150/350 for paralegal and attorney services. [Acct.10/17/17 LFpg57-61]. JTD
6. Trustee seeks a reduction in bond from \$186,500 to \$155,102.40. Appears ok.
7. **If** beneficiary receives services from Director of Developmental Services, need notice C.R.C 7.903(c)(6), Pr.C. § 2621.
8. Proposed order submitted 10/17/17; however, not available at time of review. Clerk's office notified on 01/04/18.

RECOMMENDATION:

Court's discretion fees and bond reduction. If approved, set next accounting review for **09/16/18** (if one year) or **09/12/19** (if two years). Accounting to be filed 30 days' in advance.

(lc)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT **TRUSTS AND MOTIONS**

DATE: 02/01/18 TIME: 8:35 DEPT: S35P

CASE#: PRO PS1501021

CASE NAME: RUBY BEATRICE SMITH

SEE ALSO 1, 5, 6

HEARING:

Motion Re: COORDINATE AND REFERENCE CASES; DECLARATION; POINTS
AND AUTHORITIES Filed by Petitioner SANDY RENEE COLLINS

COUNSEL:

RUBY BEATRICE SMITH	(DEC)...
SANDY RENEE COLLINS	(PET)...MARK J. ANDREW FLORY
TAMMY MARLENE WALKER	(PET)...YOLANDA FLORES-BURT

No notes – JTD

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 02/01/18 TIME: 8:35 DEPT: S35P

CASE#: PRO PS1700973

CASE NAME: THOMAS FAMILY REVOCABLE TRUST

SEE ALSO 13

HEARING:

Hearing Re: PETITION TO REMOVE TRUSTEE

COUNSEL:

JAMES G THOMAS

(PET)...MARIELLEN ROSS

SUSAN L THOMAS

(PET)...DAVID M GROSSMAN

THOMAS FAMILY REVOCABLE TRUST

(TRU)...PRO/PER

XREF: CONPS1700331 (*Frances M Thomas*)

Currently under review by legal research.

Need 30 days' notice to all parties listed in petition [LFpg4].

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 02/01/18 TIME: 8:35 DEPT: S35P

CASE#: PRO PS1700973

CASE NAME: THOMAS FAMILY REVOCABLE TRUST

SEE ALSO 12

HEARING:

Hearing Re: PETITION FOR DISQUALIFICATION OF TRUSTEES, ETC

COUNSEL:

JAMES G THOMAS

(PET)...MARIELLEN ROSS

SUSAN L THOMAS

(PET)...DAVID M GROSSMAN

THOMAS FAMILY REVOCABLE TRUST (TRU)...PRO/PER

Currently under review by legal research.

30 days' notice filed by petitioner James Thomas.

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 02/01/18 TIME: 8:35 DEPT: S35P

CASE#: PRO PS1701032

CASE NAME: RODRIGUEZ DYNASTY TRUST DATED JULY 7,1989

HEARING:

Petition for INSTRUCTIONS

COUNSEL:

ISABELLE REINHARDT

(PET)...M DANIEL SAYLOR

RODRIGUEZ DYNASTY TRUST DATED (TRU)...

Currently under review by legal research.

Need 30 days' notice to Josephine Munoz and Henry Rodriguez [if surviving], Pomona First Federal Trust and Wilkinson & Wilkinson, APC

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT **CONSERVATORSHIPS**

DATE: 02/01/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1400359

CASE NAME: Kirt Lane Campbell

SEE ALSO 16

HEARING:

Conservatorship Compliance Review Hearing on SUPPLEMENTAL
PETITION FOR CONSERVATORSHIP of INLAND COUNTIES REGIONAL CENTER
INC

COUNSEL:

INLAND COUNTIES REGIONAL CENT	(CE)...LAYNE A BARTHOLOMEW
KIRT LANE CAMPBELL	(CEE)...PRO/PER
RICHARD CROW	(PCR)... MARY M. BADER
SANDY TURNER	(PET)...SANDRA TURNER

XREF: PROPS1401103 (*Peggy Ann Campbell*)

GENERAL INFORMATION

Continued from 10/19/17. Layne Bartholomew stated conservatee passed away.

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. IRC appointed conservator of the estate only on 03/16/17, \$350,000 bond.
2. Notification of Conservatee's rights per Pr.C.§1830(c) filed 04/04/17.
3. Conservator exempt from care plans per Pr.C. § 2352.5(e)(1).
4. Court waived requirement of Inventory and Appraisal on 03/16/17.

RECOMMENDATION

None.

(lc)

Future Hearing: 05/24/18 *Accounting Review.*

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 02/01/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1400359

CASE NAME: Kirt Lane Campbell

SEE ALSO 15

HEARING:

Petition for PAYMENT OF ATTORNEY FEES TO COURT APPOINTED COUNSEL

COUNSEL

INLAND COUNTIES REGIONAL CEN (CE)...LAYNE A BRTHOLOMEW

KIRT LANE CAMPBELL (CEE)...PRO/PER

RICHARD CROW (PCR)... MARY M. BADER

SANDY TURNER (PET)...SANDRA TURNER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Attorney's Fees by Sandy Turner.

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

1. Petitioner, Sandy Turner, was appointed counsel on 02/17/17.
2. Petitioner seeks fees of \$6,020 for 17.2 hours at \$350 per hour. [Pet.10/23 LFpg8-9].
3. ~Proposed Order: 10/23/17.

RECOMMENDATION

Court's discretion.

(lc)

Future Hearing: 05/24/18 *Accounting Review*.

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

DATE: 02/01/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1500341
CASE NAME: MTR OF SARA ANDRADE
HEARING: FIRST AND FINAL Account and Report of HILDA ANDRADE and Petition
for allowance of fees filed.

COUNSEL:

HILDA ANDRADE (CPE)...PRO/PER
SARA ANDRADE (CEP)...

GENERAL INFORMATION

Conservatorship of estate terminated on 05/23/17. Conservatee passed away on **08/24/17**.
Continued from 11/16/17. Matter reset as no stip for pro tem signed.

THIS CASE SET FOR HEARING ON 1st and Final Account and Petition for Discharge by
Hilda Andrade, daughter.

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

1. Conservator is recently now self-represented.
2. Assets on hand \$441,132.42 of which \$160,532.42 is cash.
3. Accounting period 01/30/16 – 06/30/17. Accounting should begin at appointment [01/14/16]; however, letters did not issue until 02/09/17 end at termination date [05/23/17]. Period shall be 02/09/17 – 05/23/17. **Need** amended accounting.
4. Beginning balance [\$118.49] does not match Inventory and Appraisal value [\$472,444.67].
5. **Need** financial statements to include beginning and ending period per local rule 20-1404(c) and Pr. C. § 2620(c).
6. No distribution clause. **Need** verified supplement.
7. **Need** signed verification from Karla Loaiza, Osiris Roriguez [sic], Ruth Valdez and “Enriqueta” [sic] for services she performed, the date of service and a receipt for payment per local rule 20-1406(c).
8. Disbursements indicate quite a few foreign transaction fees and purchases in Ensenada. **Need** verified supplement as conservatee allegedly resided in California at time of appointment.
9. It appears Conservator purchased a house for conservatee in Mexico for \$131,000 plus deposit of \$5,499.01 on 05/31/16 [Acct. 10/05 LFpg24]. Original order indicates Pr.C. § 2590 powers to purchase primary residence; however, no indication to purchase property outside of the state/country. Question under what authority or order did Conservator have? **Need** verified supplement.

10. Disbursements indicate substantial repairs and labor of the same to the property purchased totaling over \$40,000. Question why such substantial repairs? **Need** verified supplement. Court may wish to require detailed receipts on purchases/labor over \$500.
11. Disbursements indicate \$4,276.81 to Juan Huerta for bathroom modifications [Acct. 10/05 LFpg24]. Question what bathroom as there was no real property at that time? **Need** verified supplement.
12. **Need** residential facility statements for Imperial Home and/or written verification of rent per Pr.C. §2620(c)(5).
13. **Need** Conservatee's list of addresses per local rule 20-1406 (a).
14. **Need** verification per Pr.C. § 1201.
15. **Need** notice of hearing and proof of service.
16. Disbursements indicate substantial credit card payments totaling over \$10,000 which appear to be payoffs [Acct. 10/05LFpg53].
17. Disbursements indicate a purchase of a minivan for \$5,600. Appears purchase was made per Pr.C. § 2451.5.
18. Petitioner seeks discharge; however, petitioner cannot be discharged until receipts and discharge is filed as there are assets.
19. No proposed order.

RECOMMENDATION

Need to clear notes 3-15. If approved, set hearing on the filing of receipts and final discharge for **02/07/19**.

(lc)

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

DATE: 02/01/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1600341

CASE NAME: STEFANIE JOHNSON

HEARING:

Petition for Payment of Attorney Fees to Court Appointed
Counsel etc

COUNSEL:

LOIS JOHNSON FALZONE	(PET)...PRO/PER
RICHARD FALZONE	(PET)...PRO/PER
SANDY TURNER	(PET)...SANDY L. TURNER
STEFANIE JOHNSON	(CEP)...SANDY L. TURNER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Attorney's Fees by Sandy Turner.

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

1. Petitioner, Sandy Turner, was appointed GAL on 10/17/17.
2. Petitioner seeks fees of \$4,392.50 for 12.55 hours at \$350 per hour.
[11/28/17LFpgs7-8].
3. **Need** notice of hearing and proof of service to conservatee and co-conservators
Lois and Richard Falzone.
4. ~Proposed order: 11/28/17.

RECOMMENDATION

Need notice.

(lc)

Future Hearing:

06/25/18 *Accounting Review.*

12/10/18 *Accounting Review.*

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 02/01/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700120

CASE NAME: LUIS TOOLE CASILLAS

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of MARIA B CASILLAS

COUNSEL:

LUIS TOOLE CASILLAS (CEE)...

MARIA B CASILLAS (PET)...PRO/PER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. Maria Casillas, mother, appointed conservator of the person only on 06/29/17.
2. Notification of Conservatee's rights filed 07/27/17.
3. **Need** Determination of Conservatee's Appropriate Level of Care form GC-355.
4. **Need** Care Plan in accord with Pr.C.§2352.5, local rule 20-1403.

RECOMMENDATION

Need to clear notes 3-4.

(lc)

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

DATE: 02/01/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700353
CASE NAME: CHIEKO TERRY
HEARING: Petition for Appointment of Conservator

COUNSEL:

KATHLEEN STALLINGS (PET)...PRO/PER
CHIEKO TERRY (PET)...PRO/PER
CHIEKO TERRY (CEE)...E JOAN NELMS

GENERAL INFORMATION

Kathleen Stalling appointed temporary Conservator on 10/05/17, person only. Matter referred to APS and Redlands PD due to allegations that proposed conservatee carries with her a knife and cane that is wrapped with barbed wire. Referral if necessary for 5150 eval/hold. Karin Horspool appointed GAL.

Continued from 11/16/17. Joan Nelms appointed counsel. Need reports of counsel by next hearing.

THIS CASE SET FOR HEARING ON Petition for Appointment of Conservator person only by Kathleen Stalling, daughter.

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

1. Petitioner seeks medical powers. **Need** Capacity Declaration.
2. Petitioner seeks Pr.C. § 2351-2358 powers; however, no attachment indicating specific powers. **Need** verified supplement.
3. List of required contacts (Local form SB-12224) does not include grandchildren Tabatha and Terry. **Need** completed form.
4. Citation served 11/07/17; however, **need** full 15 days' notice.
5. **Need** report of GAL Karin Horspool.
6. **Need** report of Counsel Nelms.
7. Notice filed 09/28/17; however, missing parties. **Need** notice of hearing and proof of service for
 - a. Children David, Walter, Daniel and Diane Terry
 - b. Grandchildren Zachary, Tim, Tabatha and Terry.
 - c. Veteran's Administration.
8. Declaration filed regarding benefits of proposed conservatee on 11/07/17.
9. Confidential medical records filed 10/27/17.
10. Court Investigator report filed 11/08/17.
11. Certificate of Completion of the Conservatorship Training Class filed 09/29/17.

12. ~Proposed Form Order: 09/28/17.

RECOMMENDATION

Need to clear notes 1-7. If approved, set hearing for Compliance Review for **09/06/18** 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.

(lc)

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

DATE: 02/01/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700381

CASE NAME: MARCIE ARCOS

HEARING: Petition for Appointment of Conservator

COUNSEL:

MARCIE ARCOS	(CEE)...JENNIFER DANIEL
MARIA ARCOS	(PET)...GISSELLE M AMINI
ROCIO AKERS TERCERO	(PET)...GISSELLE M AMINI

GENERAL INFORMATION

Jennifer Daniel appointed counsel on 10/30/17.

THIS CASE SET FOR HEARING ON Petition for Appointment of Limited Conservator person only by Maria Arcos and Rocio Tercero, mother and sister.

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

1. Petitioners seek powers re habilitation, treatment, training, medical etc per Pr.C. § 2351. JTD
2. Petitioners seek civil rights not be limited without court order. JTD
3. Petitioners seek medical powers. Capacity Declaration filed 10/12/17.
4. Proposed conservatee is developmentally disabled. **Need** report of Counsel J. Daniel.
5. Proposed conservatee is developmentally disabled. **Need** IRC report.
6. **Need** return of citation.
7. **Need** Certificates of Completion of the Conservatorship Training Class.
8. **Need** notice of hearing and proof of service including 30 days' notice to IRC per Pr.C. § 1822(e).
9. **Need** Court Investigator report.
10. ~Proposed Form Order: 10/12/17.

RECOMMENDATION

Need to clear notes 4-9. If approved, set hearing for Compliance Review for **09/06/18** 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.

(lc)

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

DATE: 02/01/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700422

CASE NAME: APRIL LEE NONNEMAKER

HEARING: Petition for Appointment of Conservator

COUNSEL:

APRIL LEE NONNEMAKER (CTP)...PRO/PER
DEBORAH KAREN NONNEMAKER (CP)...PRO/PER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Appointment of Limited Conservator person only by Deborah Nonnemaker, mother.

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

1. Petitioner seeks powers re habilitation, treatment, training, medical etc per Pr.C. § 2351. JTD
2. Petitioner seeks civil rights not be limited without court order. JTD
3. Petitioner seeks medical powers. Capacity Declaration filed 11/15/17.
4. Proposed conservatee is developmentally disabled. **Need** appointment of counsel for report.
5. Proposed conservatee is developmentally disabled. **Need** IRC report.
6. **Need** Certificate of Completion of the Conservatorship Training Class.
7. **Need** notice of hearing and proof of service including 30 days' notice to IRC per Pr.C. § 1822(e).
8. **Need** Court Investigator report.
9. Citation returned served.
10. ~Proposed Form Order: 11/15/17.

RECOMMENDATION

Need to clear notes 4-8. If approved, set hearing for Compliance Review for **09/06/18** 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.

(lc)

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: 02/01/18 TIME: 1:30 DEPT: S35P

CASE#: PRO PS1300856

CASE NAME: Ralph L Church

HEARING:

Hearing Re: Court Trial (4th day of trial)

COUNSEL:

HAROLD ULRICH

(PET)...FUERZA LEGAL

HAROLD ULRICH

(PET)...PRO/PER

PAMELA HARRIS

(PET)...ROBERT J SPITZ

RALPH L CHURCH

(DEC)...

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

CCP170.6 filed as to Judge CYNTHIA LUDVIGSEN

Trial – No notes – JTD

Future Hearing:

02/02/18 *Court Trial*

03/06/18 *Accounting Review.*

Superior Court of Calif, County of San Bernardino

Page: 1

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

PROBATE

DATE: 02/01/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600395

CASE NAME: MTR OF STEPHEN OTTO STAFFORD

HEARING:

Final Account and Report of TOM STAFFORD and Petition for allowance of fees filed.

COUNSEL:

STEPHEN OTTO STAFFORD (DEC)...
TOM STAFFORD (PET)...PRO/PER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Waiver of Final Account, Distribution and Petition for Allowance of Fees by Tom Stafford, son.

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

1. Executor is sole beneficiary, waives accounting and statutory compensation.
2. Assets on hand consist of \$46,362.41 in cash and 2013 Ford.
3. **Need** bank statement to support date of death/Inventory and Appraisal balance per local rule 20-908.
4. No proposed order. Submit after hearing.

RECOMMENDATION

RFA subject to note 3. If approved, set hearing on the filing of receipts and final discharge for **02/07/19**.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 2

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

DATE: 02/01/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1701105

CASE NAME: Michael Edward Clayvon

SEE ALSO 3

HEARING:
Petition for Spousal Property

COUNSEL:
MICHAEL EDWARD CLAYVON (DEC)...
VERNA CLAYVON (PET)...PRO/PER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Spousal Property Petition by Verna Clayvon.

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

1. Petitioner, Verna Clayvon, seeks court determine that decedent's half of community property located on **Pennsylvania St.** passes to petitioner without administration.
2. Section 7 b is also check regarding confirmation of petitioner's community property; however section 1b is not check indicating same. **Need** verified supplement.
3. Petitioner states she and decedent were married on 04/19/86 and the property was acquired 07/02/1982; 4 years prior to marriage. However, the property is currently held in Trust [see LFpg35].
 - a. Question how this is the proper vehicle to administer trust property? **Need** verified supplement with points and authorities.
 - b. Question how 100% of the property can be given to petitioner as the will and Trust bequests 51% [LFpg11&20]? **Need** verified supplement with points and authorities.
4. **Need** notice of hearing and proof of service.
5. ~Proposed Form Order: 11/03/17.

RECOMMENDATION

Need to clear notes 2-4. Alternatively, court may wish to deny petition.
(lc)

Superior Court of Calif, County of San Bernardino

Page: 3

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

DATE: 02/01/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1701105

CASE NAME: Michael Edward Clayvon

SEE ALSO 2

HEARING:

Spousal Property Petition hearing.

COUNSEL:

MICHAEL EDWARD CLAYVON (DEC)...
VERNA CLAYVON (PET)...PRO/PER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Spousal Property Petition by Verna Clayvon.

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

1. Petitioner, Verna Clayvon, seeks court determine that decedent's half of community property located on **Blackstone St.** passes to petitioner without administration.
2. Petitioner states she and decedent were married on 04/19/86 and the property was acquired 06/11/05. However, the property is currently held in decedent's name solely [see LFpg11]. Date of acquisition occurred during marriage. Petitioner states decedent died intestate; however, the concurrent petition indicates a will and trust. **Need** verified supplement explaining how this petition is intestate when there appears to be a will in existence.
3. **Need** notice of hearing and proof of service.
4. ~Proposed Form Order: 11/03/17.

RECOMMENDATION

Need to clear notes 2-3.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 4

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

DATE: 02/01/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1701296

CASE NAME: MTR OF ROBYN S KITE

HEARING:

Petition to determine succession to Real Property

COUNSEL:

ROBYN S KITE (DEC)...
RONNIE MOORING (PET)...JEREMY J. OFSEYER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition to Determine Succession to Real Property by Ronnie Mooring, spouse.

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

1. Petitioner, Ronnie Mooring, seeks 100% interest in decedent's 100% interest in real property per terms of the will.
2. **Need** consent from personal representative for North Carolina probate [7E001506]per Pr.C. § 13150(b).
3. **Need** notice of hearing and proof of service to second named executor Debra Webber and son Kevin Barton [Pretermitted heir].
4. Probate Referee's signature is not dated. **Need** dated signature.
5. ~Proposed Form Order: 12/20/17.

RECOMMENDATION

Need to clear notes 2-4.

(lc)

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

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

DATE: 02/01/18 TIME: 8:35 DEPT: S36P

CASE#: PRO PS0701125

CASE NAME: EMILLEE CARTER SPECIAL NEEDS TRUST

HEARING: Sixth Account and Report of WELLS FARGO BANK and Petition for allowance of fees filed.

COUNSEL:

EMILEE CARTER SPECIAL NEEDS TR (TRU)...

WELLS FARGO BANK (CPE)...CHRISTOPHER A SCHUMATE

WELLS FARGO BANK (TEE)...CHRISTOPHER A SCHUMATE

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON 6th SNT Account Current and Petition for Allowance of Fees by Wells Fargo Bank

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

1. Accounting covers period: 09/01/15 – 08/31/17.
2. Assets on hand: \$623,347.75 (cash of \$19,152.04, real property with a carry value of \$399,900 and the balance in securities and vehicle)
3. Trustee requests fees of \$19,094.49 pursuant to Article I, Section 3 of the Trust which was taken on account pursuant to prior court order. Petitioner requests the court to ratify the fees taken on account during the accounting period.
4. Attorney requests fees of \$2,326.50 for 10.5 hours at \$150/350 per hour for paralegal and attorney services. Itemized [LFpgs113-115].
5. Trustee seeks reimbursement of filing fees totaling \$465.
6. Notice filed 11/20/17; however, proof of service does not indicate a copy of the petition was served. **Need** corrected proof of service.
7. Proposed Order: 11/03/17; however, **need** assets on hand stated local rule 20-614(c). Submit order after hearing.

RECOMMENDATION

Need to clear note 6. If approved, set next accounting review for **12/20/18** (if one year) or **12/19/19** (if two years). Accounting to be filed 30 days in advance.

(lc)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

Readiness Calendar

DATE: 02/01/18 TIME: 8:29 DEPT: S37P

CASE#: CON PS1700253

CASE NAME: TIFFANY MOON

HEARING:

Readiness Calendar

COUNSEL:

PUBLIC GUARDIAN

TIFFANY MOON

(PET)...COUNTY COUNSEL

(CEE)...MARK J. FLORY

Readiness – No notes – JTD

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

PROBATE

DATE: 02/01/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS0700887

CASE NAME: LUIS ALBERTO SANCHEZ JR.

HEARING:

Hearing re Final Discharge

COUNSEL:

LUIS ALBERTO SANCHEZ JR(DEC)...

MARIA L DOERZAPF (PET)...SARAH E BREWSAUGH

MARIA L. DOERZAPF (PET)...CHARLIE D BARB

GENERAL INFORMATION

Continued from 12/22/16, 03/02/17 and 05/11/17. No appearances. Maria Doerzaph and/or counsel to appear at next hearing.

Continued from 07/13/1, 08/31/17 and 11/20/17.

THIS CASE SET FOR HEARING ON Final Discharge.

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

1. Court may wish to allow counsel to file substitution of attorney for prior counsel Charlie Barb, Counsel's deceased father.
2. Final account/distribution approved for Maria Doerzaph on 12/17/15. Order approved on 11/14/17.
3. **Need** Ex Parte Petition for Final Discharge and Order with recording information per Pr.C.§11753(b). **Rejected for corrections on 03/03/17 and 05/19/17.** Petitioner requested a **60 day** continuance on **10/25/17**.
4. No receipt required, petitioner is sole heir.

RECOMMENDATION

Need to clear note 3.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 3

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 02/01/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1400479

CASE NAME: Richard Edson Holdaway

SEE ALSO 10, 11

HEARING:

Accounting Review

COUNSEL:

PATRICIA C EVERETT

(PET)...BRYAN C HARTNELL

RICHARD EDSON HOLDAWAY

(DEC)...

RICHARD EVERETT HOLDAWAY

(PET)...DIANE E ROBBINS

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review/Status.

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

1. Letters Testamentary issued to Richard Holdaway, son, on 10/06/16; full authority, no bond.
2. **Need** final Inventory and Appraisal.
3. **Need** accounting or status report.

RECOMMENDATION

Need to clear notes 2-3.

(lc)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 02/01/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1400789

CASE NAME: Frances Sylvia Williams

HEARING:

Hearing re Final Discharge

COUNSEL:

ANGELIA WOOD

(PET)...MILES & HATCHER

FRANCES SYLVIA WILLIAMS

(DEC)...

Discharge order sent to department for signature on 01/02/18.

(lc)

Superior Court of Calif, County of San Bernardino

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

DATE: 02/01/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1500057

CASE NAME: John Journey Jackowski, Jr.

HEARING:

Probate status report filed.

COUNSEL:

JACKLINE JOURNEY SEGUERRA

(PET)... HOWARD S BORENST

JOHN JOURNEY JACKOWSKI jr

(DEC)...

GENERAL INFORMATION

Continued from 08/17/17. Waiting for judgment from court of appeals.

THIS CASE SET FOR HEARING ON Status Report.

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

1. Letters testamentary issued to Jackline Seguerra, sister, on 03/04/15, full authority no bond.
2. Petitioner seeks additional time in order to receive judgment from United States Court of Appeals case.
3. ~Proposed Order: 05/12/17.

RECOMMENDATION

Court's discretion. If approved, set Accounting/Status Review for **03/22/18**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

Superior Court of Calif, County of San Bernardino

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

DATE: 02/01/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1500709

CASE NAME: MARY P. WILLIAM AKA PAT WILLIAMS

HEARING:
Accounting Review

COUNSEL:
MARY P. WILLIAM (DEC)...
NOAH WILLIAMS (PET)...ROBBINS & HOLDAWAY

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review/Status.

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

1. Letters of Administration issued to Noah Williams, son, on 10/06/15; full authority, no bond.
2. Previous status report approved on 01/26/17.
3. **Need** accounting or next status report.

RECOMMENDATION

Inquire status of accounting.
(lc)

Superior Court of Calif, County of San Bernardino

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

DATE: 02/01/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700988

CASE NAME: CARL LEE MCDONALD

HEARING:

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

COUNSEL:

CARL LEE MCDONALD (DEC)...
KRISTINE PARADA (PET)...JAMES MERCER

GENERAL INFORMATION

Letters of special administration issued to Kristine Parada on 11/02/17.

THIS CASE SET FOR HEARING ON Petition for Probate, Letters Testamentary with Full
Authority under IAEA by Kristine Parada, daughter.

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

1. Will waives bond. Net estate value is \$719,000 of which \$19,000 is personal property. Court for good cause could require bond per Pr.C. § 8481(b).
2. **Need** proof of publication.
3. **Need** phone number on Duties form.
4. ~Proposed Form Order: 10/26/17.

RECOMMENDATION

Need to clear notes 2-3, Court's discretion re bond. If approved, set Accounting/Status Review for **04/04/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

Superior Court of Calif, County of San Bernardino

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

DATE: 02/01/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1701279

CASE NAME: MTR OF CLEOFAS VILLARREAL

HEARING:

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

COUNSEL:

CLEOFAS VILLARREAL (DEC)...
RICARDO GARCIA (PET)...JASON L GAUDY

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full
authority under IAEA by Ricardo Garcia, son.

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

1. Petitioner is sole heir and waives bond. Net estate value is \$150,0900 in real
property. Court for good cause could require bond per Pr.C. § 8481(b).
2. **Need** proof of publication.
3. ~Proposed Form Order: 12/20/17.

RECOMMENDATION

RFA subject to note 2, Court's discretion re bond. If approved, set Accounting/Status
Review for **04/04/19**. Any accounting to be filed 30 days in advance local rule 20-901.
Note requirements of local rule 20-908.

(lc)

Superior Court of Calif, County of San Bernardino

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

DATE: 02/01/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1701289

CASE NAME: MTR OF SARAH CHRISTINE DE WEESE

HEARING:

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

COUNSEL:

JOHN MICHAEL GIANNINI (PET)...J PATRICK RAGAN
SARAH CHRISTINE DE WEESE (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by John Giannini, son.

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

1. All heirs waive bond. Estate consists of \$300,000 in real property. Court for good cause could require bond per Pr.C. § 8481(b).
2. **Need** Notice to Petition to Administer Estate and proof of service.
3. **Need** proof of publication.
4. No proposed order.

RECOMMENDATION

RFA subject to notes 2-3, Court's discretion re bond. If approved, set Accounting/Status Review for **04/04/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

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: 02/01/18 TIME: 8:35 DEPT: S37P

CASE#: PRO PS1400479

CASE NAME: Richard Edson Holdaway

SEE ALSO 3, 11

HEARING:

Motion Re: NOTICE OF AND DEMURRER TO COMPLAINT FOR DAMAGES ON
REJECTED CLAIM ETC Filed by Petitioner RICHARD EDSON HOLDAWAY

COUNSEL:

PATRICIA C EVERETT

(PET)...BRYAN C HARTNELL

RICHARD EDSON HOLDAWAY

(DEC)...

RICHARD EVERETT HOLDAWAY

(PET)...DIANE E ROBBINS

Currently under review by legal research.

(LR)

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

DATE: 02/01/18 TIME: 8:35 DEPT: S37P

CASE#: PRO PS1400479

CASE NAME: Richard Edson Holdaway

SEE ALSO 3, 10

HEARING: Petition for COMPLIANT FOR DAMAGES ON REJECTED CLAIM

COUNSEL:

PATRICIA C EVERETT	(PET)...BRYAN C HARTNELL
RICHARD EDSON HOLDAWAY	(DEC)...
RICHARD EVERETT HOLDAWAY	(PET)...DIANE E ROBBINS

GENERAL INFORMATION

Continued from 08/10/17. Need services and costs itemized.

Continued from 09/28/17 and vacated and reset from 12/14/17

THIS CASE SET FOR HEARING ON Petition for Complaint for Damages on Rejected Claim Pr.C. § 9354 by Patricia Everett, creditor.

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

1. Letters Testamentary issued to Richard Holdaway, son, on 10/06/16. Prior to executor's appointment, petitioner Patricia Everett filed a Creditor's Claim for \$90,875 (prior competing petitioner) on 06/11/14. Decedent died on 06/13/14. Executor Richard rejected claim 3 years later on 03/10/17. The statute begins to run again once the personal representative rejects the claim Pr.C. § 9353.
2. Petitioner alleges that prior to decedent's death, petitioner provided services, provided loans, incurred in home expenses on behalf of decedent etc. totaling \$90,875. Petitioner attaches promissory notes for \$8,000, \$10,000 in 1997, \$3,000 in 2012 was paid to petitioner by decedent. There is no itemization of services of \$24,000, expenses of \$17,675 or alleged personal property of \$24,000 mentioned in petition [Pet. 05/19 LFpg4]. **Need** verified supplement for the following.
 - a. Question how petitioner derived the alleged balance owed re personal property and services?
 - b. Additionally, as the loans were from 1997, question how no payments allegedly made until 2012? Petitioner alleges the \$3,000 repayment was never cashed. However, there does not appear to be proof other than a copy of a back of check that is illegible [Pet. 05/19 LFpg10].
 - c. The \$4,200 loan does not appear to be clear.
3. Acknowledgment of Receipt of Summons filed 08/10/17.
4. Petitioner seeks reimbursement of attorney's fees and costs related to petition.

5. No proposed order. Submit after hearing.

RECOMMENDATION

Need to clear note 2.

(lc)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 02/01/18 TIME: 8:35 DEPT: S37P

CASE#: PRO PS1500897

CASE NAME: the Mitchell Family Trust

SEE ALSO 13, 14

HEARING:

Petition for /TO COMPEL REMOVAL OF TRUSTEE;FOR APPOINTMENT OF
SUCCESSOR TRUSTEE ETC

COUNSEL:

CHERIE KEITH

(OBJ)...RICHARD L BARRETT

KEITH MITCHELL

(PET)...DIANE E ROBBINS

MITCHELL FAMILY TRUST

(TRU)...

Currently under review by legal research.

(LR)

Continued matter. Notice not re-reviewed.

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 02/01/18 TIME: 8:35 DEPT: S37P

CASE#: PRO PS1500897

CASE NAME: the Mitchell Family Trust

SEE ALSO 12, 14

HEARING:

Petition for to Recover Trust Assets, to Impose Constructive Trust, to Impress Equitable Lien etc

COUNSEL:

CHERIE KEITH

(OBJ)...RICHARD L BARRETT

KEITH MITCHELL

(PET)...DIANE E ROBBINS

MITCHELL FAMILY TRUST

(TRU)...

Currently under review by legal research.

(LR)

Continued matter. Notice not re-reviewed.

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

DATE: 02/01/18 TIME: 8:35 DEPT: S37P

CASE#: PRO PS1500897

CASE NAME: the Mitchell Family Trust

SEE ALSO 12, 13

HEARING:

Accounting Review

COUNSEL:

CHERIE KEITH

KEITH MITCHELL

MITCHELL FAMILY TRUST

(OBJ)...RICHARD L BARRETT

(PET)...DIANE E ROBBINS

(TRU)...

GENERAL INFORMATION

Continued from 12/07/17. Grandchildren to be served by Trust petitions. Riverside and Arizona probate cases have been resolved. Diane Robbins stated Client's home was burglarized and obtaining documents lost.

THIS CASE SET FOR HEARING ON Accounting review.

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

1. 1st Trust Account for Keith Mitchell, Trustee, approved on 09/21/17.
2. **Need** 2nd Account beginning with 01/01/16.

RECOMMENDATION

Inquire status of accounting.

(lc)

Superior Court of Calif, County of San Bernardino

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

DATE: 02/01/18 TIME: 8:35 DEPT: S37P

CASE#: PRO PS1700280

CASE NAME: FAMILY TRUST OF JOSEPHINE ROBINSON

HEARING:

Hearing Re: CONFIRMATION OF FILING OF SUPP ACCOUNTING

COUNSEL:

DALE ROBINSON (OBJ)...OSTERGAR LAW GROUP
DALE ROBINSON (PET)...OSTERGAR LAW GROUP
FAMILY TRUST OF JOSEPHINE ROBI (TRU)...
MARTIN ROBINSON-TOBEY (PET)...GRIDER LAW OFFICE

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Confirmation of Filing Supp Accounting

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

1. Dale Robinson, Successor Trustee, was ordered to file a formal accounting on 08/17/17.
2. Accounting filed does not include all years requested, report and supporting bank statements; **need** supplemental accounting. If supplemental accounting is filed prior to 02/01/18, the hearing will be vacated.

RECOMMENDATION

Inquire status of documents.

(lc)

Future Hearing:

03/06/18 Formal Account and report

03/06/18 Petition for removal of trustee etc.

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 02/01/18 TIME: 8:35 DEPT: S37P

CASE#: PRO PS1700987

CASE NAME: PATRICIA J HESS TRUST

HEARING:

Petition for HEGGSTAD TO TRANSFER PROPERTY TO TRUST

COUNSEL:

PATRICIA J HESS TRUST

(TRU)...PRO/PER

SHIRLEY A BEDARD

(PET)...BUXBAUM & CHAKMAK

Currently under review by legal research.

(LR)

30 days' notice filed. Court to inquire if property is encumbered.

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

CONSERVATORSHIPS

DATE: 02/01/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS0900053

CASE NAME: MTR OF JORGE CAMPOS PEREZ

SEE ALSO 18

HEARING:

Hearing Re: SANC FOR FAILING TO TIMELY FILE ACCTG

COUNSEL:

JACK B. OSBORN	(PET)...JACK B OSBORN
JORGE CAMPOS PEREZ	(CEP)...WALTER T. MOORE
LETICIA PEREZ	(OBJ)...WILLIAMS BECK & FORBES
MARIA ESTELA PEDROZA	(CPE)...HARTNELL LAW GROUP
WALTER T MOORE	(PET)...WALTER T. MOORE

GENERAL INFORMATION

Continued from 05/18/17, 07/13/17 and 09/21/17.

OSC set on 12/07/17 when there was no accounting filed.

THIS CASE SET FOR HEARING ON **OSC re Sanctions for FTF/Accounting review.**

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

1. 2nd Account of Maria Pedroza, sister, approved on 11/05/15.
2. 3rd Account filed 01/02/18.

RECOMMENDATION

Court's discretion re OSC.

(lc/cs/lc)

Future hearing dates: 03/22/18 3rd Account by Maria Pedroza.

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 02/01/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS0900053

Vacated

CASE NAME: MTR OF JORGE CAMPOS PEREZ

SEE ALSO 17

HEARING:

Accounting Review

COUNSEL:

JACK B. OSBORN

(PET)...JACK B OSBORN

JORGE CAMPOS PEREZ

(CEP)...WALTER T. MOORE

LETICIA PEREZ

(OBJ)...WILLIAMS BECK & FORBES

MARIA ESTELA PEDROZA

(CPE)...HARTNELL LAW GROUP

WALTER T MOORE

(PET)...WALTER T. MOORE

Future hearing dates: 03/22/18 3rd Account by Maria Pedroza.

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

DATE: 02/01/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS0900067

CASE NAME: GAYE SIMS

HEARING:

Hearing Re: ACCOUNTING REVIEW (TRUST)

COUNSEL:

GAYE SIMS	(CEP)...MITCHELL I ROTH
LINDA ROGERS	(PET)...CHERYL L WALSH
LINDA ROGERS	(SC)...CHERYL L WALSH
MITCHELL I ROTH	(PET)...MITCHELL I ROTH
MOUNTAIN AREA REGIONAL TRANSIT	(TP)...CIHIGOYENETCHE
RONALD B OLUND	(CPE)...HORSPOOL & PARKER
STEVE A HOOKER	(CPE)...HORSPOOL & PARKER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review

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

1. 1st Trust Account by Linda Rogers approved on 03/01/17.
2. **Need** 2nd Trust Account beginning with 12/01/16.

RECOMMENDATION

Inquire status of accounting.

(lc)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 02/01/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1600368

CASE NAME: MTR OF MATTHEW THOMAS KAMIYAMA

SEE ALSO 21

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of JENNIFER O'CONNOR

COUNSEL:

JENNIFER O'CONNOR

(CP)...PRO/PER

MATTHEW THOMAS KAMIYAMA

(CTP)...SHERRI L KASTILAHN

STEVEN KAMIYAMA

(CP)...PRO/PER

See notes on matter 21.

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

DATE: 02/01/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1600368

CASE NAME: MTR OF MATTHEW THOMAS KAMIYAMA

SEE ALSO 20

HEARING:

Hearing Re: POSSIBLE SUSPENSION OF CONSERVATOR

COUNSEL:

JENNIFER O'CONNOR	(CP)...PRO/PER
MATTHEW THOMAS KAMIYAMA	(CTP)...SHERRI L KASTILAHN
STEVEN KAMIYAMA	(CP)...PRO/PER

GENERAL INFORMATION

OSC set on 12/07/17 when there were no appearances on 09/21/17 and 12/07/17.

THIS CASE SET FOR HEARING ON **OSC re Possible Suspension/**Compliance Review.

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

1. Jennifer O'Connor & Steven Kamiyama, parents appointed conservator of person only on 02/16/17.
2. Notification of Conservatee's rights filed 12/13/16. However, **need** mailed service on all parties listed in required contacts list Pr.C.§1821(b).
3. Determination of Conservatee's Appropriate Level of Care form GC-355 and Care Plan in accord with Pr.C.§2352.5 filed 03/07/17.

RECOMMENDATION

Court's discretion re OSC. Need to clear note 2.

(lc)

Superior Court of Calif, County of San Bernardino

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

DATE: 02/01/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1700078

CASE NAME: MTR OF EDUARDO CASTORENA GALLEGOS

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of IRENE CASTORENA

COUNSEL:

EDUARDO CASTORENA GALLEGOS (CTP)...CRAIG M PARKER
IRENE CASTORENA (CP)...SHEELA A STARK

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. Irene Castaneda, adoptive mother appointed **limited** conservator of the person only on 06/29/17.
2. Notification of Conservatee's rights filed 08/28/17.
3. Determination of Conservatee's Appropriate Level of Care form GC-355 and Care Plan filed 08/28/17.

RECOMMENDATION

None.

(lc)

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

DATE: 02/01/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1700199
CASE NAME: MTR OF VANESSA LARA SANTACRUZ

HEARING: Petition for Appointment of Conservator

COUNSEL:

REBECCA SANTACRUZ LUGO (CP)...REGINA Z PERALTA
VANESSA LARA SANTACRUZ (CTP)...SANDY L. TURNER

GENERAL INFORMATION

Continued from 07/06/17 and 09/21/17. Sandy Turner appointed counsel.

Continued from 12/07/17. IRC worker Joel Garcia recommends all powers not be granted. Conservatee, Counsel Turner and Joel Garcia to be present.

THIS CASE SET FOR HEARING ON Petition for Appointment of Limited Conservator person only by Rebeca Lugo, mother.

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

1. Petitioner seeks powers re habilitation, treatment, training, medical etc per Pr.C. § 2351. JTD
2. Petitioner seeks civil rights not be limited without court order. JTD
3. Proposed conservatee is developmentally disabled. **Need** report of Counsel Turner.
4. Proposed conservatee is developmentally disabled. **Need** IRC report.
5. Petitioner seeks medical powers. Capacity Declaration filed 09/11/17 is incomplete at sections 4a/4b as to date last seen/where proposed conservatee is a patient, and 7b physician's initials. **Need** completed form.
6. Return of Citation filed 09/11/17; however, form is incomplete as to name of proposed Conservator. However, petitioner is listed in caption. JTD
7. CI report filed 07/05/17.
8. Proof of completion of Conservator Education Course filed 07/06/17.
9. ~Proposed Form Order: 05/18/17

RECOMMENDATION

Need to clear notes 3-5. If approved, set hearing for Compliance Review for **09/16/18** 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/lc)

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

DATE: 02/01/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1700377

CASE NAME: EDUARDO J GOMEZ

HEARING: Petition for Appointment of Conservator

COUNSEL:

EDUARDO J GOMEZ	(CEE)...CRAIG M PARKER
JOSE F GOMEZ	(PET)...GISSELLE M AMINI
MARCELINA GOMEZ	(PET)...GISSELLE M AMINI
MARISSA G GOMEZ	(PET)...GISSELLE M AMINI

GENERAL INFORMATION

Craig Parker appointed counsel on 11/14/17.

THIS CASE SET FOR HEARING ON Petition for Appointment of Limited Conservator person only by Jose, Marcelina and Marissa Gomez, parents and sister.

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

1. Petitioners seek powers re habilitation, treatment, training, medical etc per Pr.C. § 2351. JTD
2. Petitioners seek civil rights not be limited without court order. JTD
3. Petitioners seek medical powers. Capacity Declaration filed 10/12/17.
4. Proposed conservatee is developmentally disabled. **Need** report of Counsel C. Parker.
5. Proposed conservatee is developmentally disabled. **Need** IRC report.
6. **Need** return of citation.
7. **Need** Certificates of Completion of the Conservatorship Training Class.
8. **Need** notice of hearing and proof of service including 30 days' notice to IRC per Pr.C. § 1822(e).
9. **Need** Court Investigator report.
10. ~Proposed Form Order: 10/12/17.

RECOMMENDATION

Need to clear notes 4-9. If approved, set hearing for Compliance Review for **09/06/18** 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.

(lc)