



Second/Final Check

Superior Court of California
County of San Bernardino
Probate Department

Probate Notes for Calendar Date: 02/06/18

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.

nb0118/0131

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: 02/06/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1500282

CASE NAME: Mizuka Michy Hockett

HEARING:

Hearing re Final Discharge

COUNSEL:

BILLY STIREWALT

(PET)...JOELLE LEE A. NICHOL

MIZUKA MICHY HOCKETT

(DEC)...

GENERAL INFORMATION:

Continued from 10/03/17 at request of counsel.

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 Accounting entered 09/27/16.
2. Need receipt by Susan M. Hockett (Barela) for \$100.00.
3. Need Ex-parte Petition/Order for Final Discharge.

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: 02/06/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1501123

CASE NAME: JOYCE ANN VILLAFANA AKA JOYCE A. VILLAFANA

HEARING:

Accounting Review

COUNSEL:

CELIA S. NAJERA

(PET)...JOHN F WEBER

JOYCE ANN VILLAFANA

(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 Testamentary issued 11/29/17 to Celia S. Najera (aunt by marriage), full authority, no bond.
2. No accounting or status report of administration. Need same.

RECOMMENDATION:

Inquire status.

(nb)

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

DATE: 02/06/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1600320

CASE NAME: MTR OF JOAN MCLARK

HEARING:
Probate status report filed.

COUNSEL:
JOAN MCLARK (DEC)...
TAMELA J BANDY (PET)...PRO/PER

Request for Waiver of Court Fees and Costs filed by TAMELA J BANDY is GRANTED

GENERAL INFORMATION:
Continued from 10/31/17 on Court's motion.

THIS CASE IS SET FOR HEARING ON Status Report (filed 07/24/17).

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 California State Tax Form 541 needs to be processed by the FTB.
2. Petitioner requests an additional 2-3 months to close the estate.
3. No proposed order. Submit Order after Hearing.

RECOMMENDATION:
Court's discretion. If approved, set next Accounting Review on **05/01/18**.

(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: 02/06/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1600953

CASE NAME: MTR OF TORRANCE SLOAN NEVATT

HEARING:

FIRST AND FINAL Account and Report of THEA MAUREEN NEVATT and
Petition for allowance of fees filed.

COUNSEL:

THEA MAUREEN NEVATT (PET)...THE GROSSMAN LAW FIRM
TORRANCE SLOAN NEVATT (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Final Distribution upon Waiver of
Account and for Fees by Administrator, Thea M. Nevatt ["Petitioner"-mother].

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

1. Heirs waive accounting.
2. Accounting period 08/13/16 to 08/08/17.
3. Assets on Hand \$371,776.28 consisting of \$2,776.28 in cash and remaining in
real and personal property.
4. Petitioner waives statutory compensation.
5. Statutory fees of \$10,447.19 requested. Calculated. Question how counsel
proposed to be paid as there are insufficient cash assets on hand? Need
verified supplement.
6. Need copies of bank/financial statements to support date of death balances per
Local Rule 20-908.
7. No proposed order. Submit Order after Hearing.

RECOMMENDATION:

Need to clear notes 5-6 then Court's discretion. If approved, set next hearing for
receipts and final discharge for **04/16/19**.

(nb)

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

DATE: 02/06/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1600991

CASE NAME: MTR OF DOROTHY FAY BEVERIDGE

HEARING:
Accounting Review

COUNSEL:
DOROTHY FAY BEVERIDGE (DEC)...
HALLIE RICHARD BEVERIDGE (PET)...JOHN F WEBER

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. Letters Testamentary issued 02/23/17 to Hallie R. Beveridge (son), full authority, no bond.
2. Need final inventory and appraisal.
3. No accounting or status report of administration. 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: 02/06/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1701042

CASE NAME: MTR OF DINATO YU CUA

HEARING:

Spousal Property Petition Hearing.

COUNSEL:

CONSULEO V LEE

(PET)...CHRISTOPHER R ABRAMS

DINATO YU CUA

(DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Spousal Property Petition by Consuelo V. Lee ["Petitioner"].

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

1. Petitioner requests a determination and confirmation of property passing to the surviving spouse. Specifically, real property located in Hacienda Heights in Los Angeles 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 interest acquired – with community funds, etc? Need verified supplement.
2. Copy of Grant Deed dated 07/03/86 [affixed at LF, p.9 to petition] indicates property was initially held in a Joint Tenancy by Decedent and another couple. Quitclaim Deed dated 08/17/87 [LF, p12], reflects property was then quitclaimed to Decedent and Petitioner, but does not indicate; in what capacity.
3. Decedent died intestate with 4 issues who would also share a two-thirds distribution in the estate per Pr.C. §6401 if the real property is separate property of decedent.
4. No proposed order. Submit Order after Hearing.

RECOMMENDATION:

Need to clear note 1 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.**

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 02/06/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1701043

CASE NAME: DEBORAH ANN LANDRES

HEARING:

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

COUNSEL:

DEBORAH ANN LANDRES (DEC)...

ROSEMARY ALLGEYER (PET)...JOHN F WEBER

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by mother, Rosemary Allgeyer ["Petitioner"].

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

1. Heir waives bond. Estimated estate valued at \$310,000. The Court may for good cause require that a bond be given, either before or after issuance of letters. Pr. C. § 8481(b).
2. Proof of publication filed.
3. ~Proposed Form Order/Letters 10/18/17.

RECOMMENDATION:

Court's discretion re bond. If approved, set future hearing for Accounting/Status Review on **04/16/19**. Any account to be filed 30 days in advance of hearing. Note requirements of Local Rules.

(nb)

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

DATE: 02/06/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1701052

CASE NAME: MTR OF NANCY C HOLTON

HEARING:

Petition to Determine Succession to Real Property

COUNSEL:

ANNETTE PHILLIPS	(PET)...JOHN F WEBER
JAMES K HOLTON	(PET)...JOHN F WEBER
NANCY C HOLTON	(DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition to Determine Succession to Real Property (Estates \$150,000 or less) by issues/named Executor James K. Holton and Annette Phillips ["Petitioners"].

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

1. Inventory & Appraisal attached to petition [LF, p5] is not verified by Annette Phillips. Need same.
2. Petitioners request a determination that decedent's real property located in Barstow, San Bernardino County, pass, to petitioners without administration. Petitioners are decedent's issue and equal beneficiaries in decedents will [LF, p. 8].
3. ~Proposed Form Order 10/23/17.

RECOMMENDATION:

Need corrected I&A then court's discretion.

(nb)

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 02/06/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1701282

CASE NAME: ESTATE OF RODOLFO ROJAS

HEARING:

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

COUNSEL:

EVANGELINE A KNAPP (PET)...DARIUS KHAYAT
RODOLFO ROJAS (DEC)...

GENERAL INFORMATION:

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

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

1. Petition alleges all heirs waive bond. Need Mandatory Waivers of Bond by Petitioner, form DE-142/DE-111
2. Estimated estate valued at \$310,000. The Court may for good cause require that a bond be given, either before or after issuance of letters. Pr. C. § 8481(b).
3. Need proof of publication.
4. ~Proposed Form Order/Letters 12/15/17.

RECOMMENDATION:

Need to clear notes 1 & 3 then Court's discretion re bond. If approved, set future hearing for Accounting/Status Review on **04/16/19**. 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: 02/06/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1701293

CASE NAME: ALFONSO FERNANDEZ FAMILY GRANTOR TRUST DATED
4/14/

HEARING:

Petition for Order confirming terms of trust and confirming that
real property is trust asset that is etc

COUNSEL:

ALFONSO FERNANDEZ FAMILY GRANT (TRU)...

LORENZO FERNANDEZ

(TEE)...ROBERT E. HALES

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: STANFORD E. REICHERT

DATE: 02/06/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1800021

CASE NAME: Betty Jean Melendez

HEARING:

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

COUNSEL:

BETTY JEAN MELENDEZ (DEC)...
RICHARD MELENDEZ (PET)... DANIEL J. TRIPATHI

GENERAL INFORMATION:

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

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

1. Section 2a to petition [LF, p. 2] requests decedents will be admitted; however, caption requests letters of administration. Need verified supplement.
2. Section 5b to petition [LF, p. 4] does not indicate whether Decedent was survived by stepchild et seq. Need verified supplement.
3. Section 8 to petition [LF, p. 5} does not include petitioner. Need same.
4. Section 9 to petition [LF, p.5] does not indicate the number of pages attached. Need verified supplement.
5. Petition alleges all heirs waive bond. Need Mandatory Waiver of Bond by Heir or Beneficiary, form DE-142/DE-111 by Petitioner.
6. Estimated estate valued at \$170,000. The Court may for good cause require that a bond be given, either before or after issuance of letters. Pr. C. § 8481(b).
7. Need Duties and Liabilities of Personal Representative Form.
8. Need Notice of Petition to Administer Estate with proof of service.
9. Need proof of publication.
10. No proposed order/letters.

RECOMMENDATION:

Need to clear notes then Court's discretion re: bond. If approved, set future hearing for Accounting/Status Review on **04/16/19**. 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: STANFORD E. REICHERT

DATE: 02/06/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1800022

CASE NAME: Rodney Steven Hair

HEARING:

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

COUNSEL:

WILLIAM EDWARD BAUM (PET)...VOORHEES & RATZLAFF LAW
RODNEY STEVEN HAIR (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Letters of Administration w/WA and full authority under IAEA by William E. Baum ["Petitioner"].

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

1. Petitioner indicates the purpose of filing this probate is to obtain standing in an 850 petition as a caretaker has taken possession of decedent's property.
2. Proposed personal representative is a nominee of a person entitled to Letters. Declination to Act and Nomination of this petitioner by second named executor, Attorney Alice S. Denton, affixed [LF, p. 15-16].
3. Nevada Will is not self-proving. Need Proof of Subscribing Witness.
4. Petition alleges all heirs waive bond. Need Mandatory Waivers of Bond by Heir or Beneficiary, form DE-142/DE-111 by beneficiary, Marla I, Gonzalez.
5. Estimated estate valued at \$0.00. The Court may for good cause require that a bond be given, either before or after issuance of letters. Pr. C. § 8481(b). JTD.
6. Need Duties and Liabilities of Personal Representative Form.
7. No proposed order/letters.

RECOMMENDATION:

Need to clear notes 3 & 6 then Court's discretion re: bond. If approved, set future hearing for Accounting/Status Review on **04/16/19**. 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.**

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

DATE: 02/06/18 TIME: 8:30 DEPT: S35P

CASE#: SPR SS05812

CASE NAME: ESTATE OF ROBERT D. GONZALES

HEARING:

Hearing re Final Discharge

COUNSEL:

BARBARA A CORRAL	(RONDA A MIDDLETON
BRYAN C. HARTNELL	(HARTNELL LAW GROUP
HEIR BUYOUT COMPANY	(TP)...PRO/PER
MARK J ANDREW FLORY ESQ	(PET)...MARK J. FLORY
MICHAEL A. GONZALES	(PET)...TREVOR D. MARTIN
MICHAEL GONZALES	(PET)...HORSPOOL & HORSPOOL
ROBERT D. GONZALES	(DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Final Discharge

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

1. Order on First and Final Report entered 01/31/17.
2. Receipts filed.
3. Need Ex-Parte Petition/Order for Final Discharge.

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: 02/06/18 TIME: 8:30 DEPT: S35P

CASE#: SPR SS07201

CASE NAME: ESTATE OF JANET FUZAK

HEARING:

Hearing Re: SECOND AND FINAL ACCOUNT OF ARTHUR W FUZAK

COUNSEL:

ARTHUR W. FUZAK (PET)...CAROL L. GILLAM
JANET FUZAK (DEC)...

GENERAL INFORMATION:

Continued many times **since 8/9/10**.

Last continued from **09/30/15** request of counsel to clear notes. Court deemed 3rd and final to be a supplement to the 2nd and final. 2nd and 3rd accountings to be consolidated into an amended 2nd and Final accounting. Verified supplement to be filed.

Continued from **12/10/15, 02/23/16, 04/26/16, 09/20/16 and 11/29/16**. No appearance. Court orders Carol Gillam to be present at next hearing personally. Notice by Judicial Assistant.

Continued from **02/14/17**. Court deems that no administration of the Lake Arrowhead property is necessary. Counsel indicates that Cathleen Lynch is petitioning to be appointed as successor administrator as Arthur Fuzak is deceased.

Continued from **03/28/17** at request of counsel.

Continued from 08/01/17. Counsel states that she faxed filed a petition on behalf of Roger Lynch to become successor administrator on this case; register of actions does not reflect this information. Court appoints Patrick Wright as the new probate referee on this case. Counsel to prepare and file corrected inventory & appraisal. Nothing new filed.

THIS CASE IS SET FOR HEARING ON **AMENDED (07/14/16) 2nd & final** account and petition for fees and final distribution of Arthur W. Fuzak.

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

1. Notice of Hearing with proof of service filed 02/02/17 reflects incorrect hearing title. Need proper notice.
2. All beneficiaries waive accounting.

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. Corrected Inventory and Appraisal reflecting total aggregate assets of \$561,847 is not affixed as alleged. Need same.
4. Accounting period 09/09/09 to 11/15/11.
5. Total charges and total credits on Summary of Account [LF, p. 23] do not balance by a difference of \$4,481.19. Petitioner requests the Court to consider the discrepancy between the total credits and charges, de minimis as attorneys are waiving the remainder of their statutory fees of \$2,727.33 and are not seeking any further fees. Also, the Petitioner is waiving the graduated filing fee of \$65 for which the personal representative is entitled to reimbursement. JTD.
6. Assets on Hand \$27,250 consisting of personal property.
7. Petitioner waives compensation per supplement filed 10/12/12.
8. Attorney requests statutory compensation of \$14,236.94 based on the corrected inventory and appraisal value. Calculated. However, as \$11,509.61 has already been paid, as approved by prior Court order, a balance of \$2,727.33 is owed. Attorneys waive remaining owed statutory compensation to help correct any imbalance of total credits on the Summary of Account.
9. Petitioner asserts his right to a 50% community property share of the Lake Arrowhead property per Pr. C. § 13500, pursuant to Paragraph 7 of Decedent's codicil dated 09/17/02; alleges subject property is not part of Decedent's estate; thus, Petitioner took sole ownership of the Lake Arrowhead Property. Court may determine that no administration of the Lake Arrowhead property is necessary or issue an order to confirm the delivery of that property to Petitioner, the surviving spouse. Pr. C. § 13656.
10. Petitioner alleges that decedent's Will and Codicil left certain cash gifts to beneficiaries, all of whom have waived such gifts. Waivers are on file.
11. Petition indicates Plains Exploration and Oil Company will transfer the gas and oil interest as well as the royalty checks once to Craig Fuzak once the Final Distribution Order is signed.
12. Submit Order after Hearing.

RECOMMENDATION:

Need to clear notes 1 & 3 then Court's discretion. If approved, set hearing on the filing of receipts (for both preliminary distributions and final distributions) and final discharge for **08/07/18**.

(gls/cbr/gls/cbr/vet/kra/gls/kra/fhl/vet/kra/cbr/nb)

Superior Court of Calif, County of San Bernardino
Page: 12A ADD ON
CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: STANFORD E. REICHERT **TRUSTS AND MOTIONS**

DATE: 02/06/18 TIME: 8:30 DEPT: S35P

CASE#: TRU PS1800003

CASE NAME: MELVILLE T. DEEN AND BARBARA W. DEEN TRUST

HEARING:
Petition for ORDER DESIGNATING REAL PROPERTY TO BE AN ASSET
OF THE LIVING TRUST

COUNSEL:
JAMES M DEEN (PET)...RONALD W ASK
THE MELVILLET.DEEN AND BARBARA (TRU)...

Currently under review by Legal Research.
(LR)

Notice:

Notice filed on 01/09/18 does not give 30 days' notice. Need proper service to James M. Deen; Thomas A. Dean; and Barbara K. Deen.

(nb)

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: 02/06/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1200011

CASE NAME: MTR OF DAMION DEVON BLANTON

HEARING:

Hearing Re: OSC RE TERMINATION OF GUARDIANSHIP

COUNSEL:

DAMION DEVON BLANTON (CTP)...

ESSIE R BLANTON (CP)...PRO/PER

GENERAL INFORMATION

Per minutes of 08/16/16: Conservator not present, nor have required documents been filed for move of conservatee. Citation issued to Essie R. Blanton, who is cited and required to appear on 11/01/16 at 9:00 AM, in Department S35 and show cause why she has failed to appear and failed to file required documents.

Matter set at **11/01/16** hearing. No appearance. Notice by Judicial Assistant.

Continued from 12/13/16. Citation issued as to Essie R. Blanton on 08/16/16 but never returned. Court will notify conservator of the next hearing date, where a certified copy of a conservatorship filing in Colorado will be required. Should proof of conservatorship not be filed prior to the next court date, both conservator and conservatee will need to be present.

Continued from 04/11/17. No appearance. Citation issued to Essie R Blanton who is cited and required to appear on 08/01/17 at 9:30AM and show cause why failure to appear.

Continued from 08/01/17. No appearance. Court notes that citation on Essie R Blanton has not yet been served with that citation. Court re-issues the citation on Essie R Blanton to show cause why she failed to appear at the hearings of April 11, 2017; December 13, 2016; and August 16, 2016. Citation issued to: Essie R Blanton who is cited and required to appear on 02/06/18.

THIS CASE IS SET FOR HEARING ON **OSC re Termination** on Transfer to Colorado

THE FOLLOWING ISSUES AND OR DEFICIENCIES IN THE PAPERS ARE NOTED

1. Order appointing Essie R. Blanton Limited Conservator of the person entered 05/16/12.

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. Matter set on 06/14/16 upon receipt and review of Court Investigators Report filed 06 07 16.
3. Need to file Post Move Notice of Change of Address (Form GC-080) per Pr C 2352 and CRC 7.1013(c), after receiving court permission for the move.
4. The California Conservatorship Jurisdiction Act applies only to general probate conservatorships and does not apply in Limited Conservatorships for adults with developmental disabilities Pr C 1981.
5. No Petition to Fix Residence filed as of the review of this matter.
6. **Citation returned served on 10/19/17.**

RECOMMENDATION

Court's discretion re OSC. Require the filing of a Petition to Fix Residence per Pr. C. §2352 and if approved, suggest Court order petitioner to seek Conservatorship in Colorado and show proof by 06/05/18. Court should order that should petitioner fail to show proof of guardianship in Colorado by 06/05/18 that Court will order termination of guardianship in CA.

(jm/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: 02/06/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1400333

CASE NAME: JANE SLATON

HEARING:
Hearing re Final Discharge

COUNSEL:
CATHERINE C SAMPLE (CPE)...HARTNELL LAW GROUP
JANE SLATON (CEP)...PRO/PER

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 01/31/17.
2. All receipts filed.
3. Need receipt(s) by Conservator, Attorney Hartnell and Personal Representative of Decedent's Estate.
4. Need Ex-Parte Petition/Order for Final Discharge.

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: 02/06/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700113

CASE NAME: MTR OF CYNTHIA MORALES

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of FRANCISCA SORIA

COUNSEL:

CYNTHIA MORALES (CTP) ...
FRANCISCA SORIA (CP)...PRO/PER

GENERAL INFORMATION

Francisca Soria (mother) appointed Limited Conservator of the Person on 05/09/17.

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 Determination of
Conservatee's Appropriate Level of Care filed.

RECOMMENDATION:

None.

(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: 02/06/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700291

CASE NAME: MTR OF ULISES ROMERO

HEARING:

Petition for Appointment of Conservator

COUNSEL:

JACKIE ROMERO (CP)...PRO/PER

ULISES ROMERO (CTP)...

GENERAL INFORMATION

Continued from **09/19/17** for petitioner to clear notes. Court clears note re citation as Ulises Romero is present in court today. Court does not require amended petition - probate note 1 is cleared; Court does not require IRC Report.

Continued from 12/05/17. Matter is continued for capacity declaration to be filed as well as a declaration re powers being sought by petitioner.

THIS CASE SET FOR HEARING ON Petition for Appointment of Conservator person only, by Jackie Romero, mother.

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

1. Proposed conservatee is developmentally disabled. Court to appoint counsel and require report for proposed conservatee per Pr.C. §1470. **Court dispensed with need for appointing counsel for proposed conservatee and report thereon on 12/05/17.**
2. Petitioner does not request medical powers; however, indicates in item 9 that proposed conservatee lacks capacity to consent to medical treatment.
 - a. Need verified supplement clarifying powers sought.
 - b. Need Capacity Declaration.
3. Court Investigator report filed.
4. Certificate of Completion of the Conservatorship Training Class filed.
5. Need Notice of Hearing and Proof of Service.
6. ~Proposed Form Order: 08/03/17

RECOMMENDATION

Need to clear notes 2 & 5. If approved, set hearing for Compliance Review for **04/16/19** 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)

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: 02/06/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700430

CASE NAME: MTR OF MARIA SHAY

HEARING:
PROBATE/CONSERVATORSHIP MANAGEMENT CONFERENCE

COUNSEL:

LAWRENCE A DEAN II	(CPE)...SHERRI L KASTILAHN
MARIA SHAY	(CEP)...PUBLIC DEFENDER OF
PATRICIA A HANSON	(OBJ)...ELDER LAW CENTER
PATRICIA A HANSON	(PET)...ELDER LAW CENTER
RIVERSIDE COUNTY PUBLIC GUARDI	(PET)...COUNTY COUNSEL OF

GENERAL INFORMATION:

LPS Conservatorship terminates on 07/20/18.

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

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

1. PPF, Lawrence A. Dean, II re-appointed Conservator of the Person and Estate on 10/25/17 in Riverside County.
2. Need new Letters.
3. Current bond of \$1,556,035.00, filed on 09/21/16, reflects Riverside County. Need new bond in the amount of \$1,606,035.00.
4. Per Riverside Minute Order dated 02/09/17, the third account current, for period 10/01/15 to 09/30/16, was approved. Need conformed order as to same.
5. Need to file Post-Move Notice of Change of Address per Pr.C. §2352 and CRC 7.1013(c).
6. Upon referral to CI by the Court, requires CI Report.

RECOMMENDATION:

Need to clear notes 2 - 5. Set next hearing for Accounting Review in 60 days.

(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: 02/06/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700463

CASE NAME: LORENA QUIROZ

HEARING:
PROBATE/CONSERVATORSHIP MANAGEMENT CONFERENCE

COUNSEL:

CRISTINA QUIROZ	(CP)...
LORENA QUIROZ	(CTP)...
MARIA QUIROZ	(CP)...PRO/PER

GENERAL INFORMATION:

Parents, Maria and Loreto Quiroz and sister, Cristina Quiroz appointed Limited Co-Conservators of the person on 10/01/09.

THIS CASE IS SET FOR HEARING ON CMC re Transfer in from Los Angeles County

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

1. Conservatee is developmentally disabled. Need appointment of counsel and report by same.
2. Need IRC Report.
3. Last CI Report filed 10/05/17 in LA County. Upon referral to CI by the Court, requires CI Report.
4. Need new Letters.
5. Need to file Post-Move Notice of Change of Address per Pr.C. §2352 and CRC 7.1013(c).

RECOMMENDATION:

Need to clear notes.

(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: 02/06/18 TIME: 9:30 DEPT: S35P

CASE#: SC SS5741

CASE NAME: IN THE MTTR OF SANDRA MARTINEZ

HEARING:

Accounting Review

COUNSEL:

SANDRA MARTINEZ (CEP)...
SYLVIA GARCIA (SC)...PRO/PER

GENERAL INFORMATION

Conservatee passed away on 01/20/17.

Continued from 11/14/17. No appearance.

Continued from 12/26/17 for Sylvia Garcia to bring to Court proof/documentation that Social Security, DPSS have been notified and last bank statement (during time that the account was closed).

THIS CASE IS SET FOR HEARING ON Accounting Review by Sylvia Garcia [petitioner/sister].

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

1. Ex Parte Petition to Dispense with Accounting and Order entered 11/30/15; account or waiver of account now due beginning 09/09/15.
2. Waiver of account received 12/08/17. However, as conservatee has passed away, need pre & post death accounting per Pr. C. § 2620 and Local Rule 20-1406.
3. Proposed Form Order 12/08/17 cannot be used as conservatee is now deceased.

RECOMMENDATION:

Need pre & post death accounting.

(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: 02/06/18 TIME: 10:00 DEPT: S35P

CASE#: PRO PS1500981

CASE NAME: EILEEN T. ALLEN

HEARING:

Accounting Review

COUNSEL:

EILEEN T ALLEN

(DEC)...

VALERIE MINSTER

(PET)...PRO/PER

GENERAL INFORMATION

Continued from 12/14/17. There being no appearance, the Court suspends the powers of the administrator, Valerie Minster and refers matter Public Administrator. Notice by Judicial Assistant.

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 Valerie Minster, daughter, on 07/07/16; full authority, no bond.
2. **Need** final Inventory and Appraisal
3. **Need** accounting or status report.

RECOMMENDATION

Court's discretion re OSC. Need to clear notes 2-3. No bonding company to notice.

(lc/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: 02/06/18 TIME: 1:30 DEPT: S35P

CASE#: PRO PS1600145

CASE NAME: JEANNE BRALEY AHLFELDT TRUST DATED 8/25/01

HEARING:

Hearing Re: COURT TRIAL (SECOND DAY)

COUNSEL:

JEANNE BRALEY AHLFELDT TRUST D (TRU)...

JEANNE GAIL SMITH (PET)...MARK J. ANDREW FLORY

ROBERT AHLFELDT (OBJ)...JAMES B CHURCH

XREF: CONPS1500316 (Jeanne Braley Ahlfeldt)

No notes – Court Trial.
(nb)

Future Hearing:

02/07/18 Court Trial

02/08/18 Court Trial

02/09/18 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: 02/06/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS0900844

CASE NAME: DALE E CHANNELL

HEARING:

first and final Account and Report of KENNETH DECKER and
Petition for allowance of fees filed.

COUNSEL:

DALE E CHANNELL	(DEC)...
KENNETH DECKER	(PET)...JOHN F WEBER
STATE OF CALIFORNIA FRANCHISE	(AGN)...PRO/PER

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON First and Final Account and Petition for Fees
by Executor, Kenneth Decker ["Petitioner"-friend].

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

1. Accounting period 01/26/10 to 10/13/17.
2. Assets on Hand \$14,748.55 in cash held in attorney's IOLTA account.
3. Statutory fees of \$3,012.00 requested. Calculated.
4. Attorney requests extraordinary fees of \$11,405.00 for services rendered in connection with the sale of real properties. Billed at \$60/hour for a total of 8 hours' time. Itemized [LF, pgs. 18-26]. After payment of the court filing fee for this petition and payment of statutory fees and commission, there will not be enough funds on hand to pay attorney's extraordinary attorney fees. Attorney John F. Weber agrees to accept the balance of funds on hand as payment for his extraordinary fees.
5. Need copies of closing escrow statement for all properties sold during this administration per Local Rule 20-910.
6. ~Proposed Order 10/30/17.

RECOMMENDATION:

Need to clear note 5 then Court's discretion. If approved, set next hearing for receipts and final discharge for **04/16/19**.

(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: 02/06/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1300794

CASE NAME: Lawrence Alf

HEARING:
Hearing re Final Discharge

COUNSEL:
LAWRENCE ALF (DEC)...
PATRICK O'HAIR (PET)...JOHN F WEBER

GENERAL INFORMATION:
Continued from 12/19/17 at request of counsel.

THIS CASE IS SET FOR HEARING ON Final Discharge

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

1. Order Approving First and Final Accounting entered 02/02/17.
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

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

DATE: 02/06/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600785

CASE NAME: MTR OF JOSE HUMBERTO SANDOVAL IRIBE

HEARING:

Petition for Status Report of Administration; Petition for Order
Determining Amount of Statutory etc

COUNSEL:

JESUS B SANDOVAL	(PET)...BRIGGS LAW
JOSE HUMBERTO SANDOVAL IRIBE	(DEC)...
JOSE JULIAN SANDOVAL	(BEN)...
PAOLA DANIELA SANDOVAL	(BEN)...

GENERAL INFORMATION:

Letters of Administration issued 10/17/16, full authority, \$20,000 bond.

THIS CASE IS SET FOR HEARING ON Status Report of Administration; Petition for Order Determining Amount of Statutory Attorney Fees and Costs; and Request for Extension of Time to Administer Estate by Administrator, Jesus B. Sandoval ["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 Petitioner must wait until at least 02/28/18, to refinance the loan on Decedent's residence per a lending regulation, which, mandates a 6 month title seasoning period for cash-out refinance transactions as Petitioner is seeking to pay statutory probate fees out of the equity of the residence.
- 2 Petitioner foregoes any statutory compensation.
- 3 Attorney requests statutory fees in the amount of \$9,018.27. Calculated. However, fees are to be requested at the time of the final account. Pr. C. §10831.
- 4 Reimbursement of costs advanced of \$1,950.91 requested. Itemized [LF, p. 9].
- 5 Petitioner requests an additional 12 months to close the estate.
- 6 Need Notice of Hearing and proof of service in accord with Pr.C. § 12201. Whenever a status report is filed without an accounting, notice must indicate a right to an accounting in accord with Pr.C. § 10950. **This form of notice is mandatory.**

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 Proposed order 11/15/17 allows fees and undisclosed costs.

RECOMMENDATION:

Require proper notice with proof of service. If approved, court to set hearing re Accounting Review for **04/18/19**. 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: 02/06/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600795

CASE NAME: MTR OF MEGAN J FREELAND

HEARING:

FIRST AND FINAL Account and Report of NANCY BILSBOROUGH and
Petition for allowance of fees filed.

COUNSEL:

MEGAN J FREELAND (DEC)...
NANCY BILSBOROUGH (PET)...JOHN F WEBER

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON First and Final Account and Petition for Fees
by executrix, Nancy Bilsborough ["Petitioner"-friend].

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

1. Accounting period 09/28/16 to 09/29/17.
2. Assets on Hand \$50,238.78 in cash.
3. Statutory fees of \$11,726.59 requested. Calculated.
4. Preliminary Distributions totaling \$142,010.00 [LF, p. 19] were made without prior court authority. JTD.
5. Petitioner requests authority to pay creditors that made timely claims as follows:
 - a. Hospital of Barstow for \$115;
 - b. Capital One for \$1,685.30;
 - c. Global Receivables for \$16,236.28;
 - d. Phillips & Cohen Assoc. for \$1,861.50; and
 - e. Synchrony Bank JCP for \$4,011.27.
6. Petitioner requests the Court confirm the distribution of the 2011 Ford Explorer to Jason Nunnelee as directed in decedent's will.
7. Petitioner requests authority to withhold the sum of \$2,000 as a reserve. JTD.
8. Notice filed on 11/14/17 does not include creditors, Chase c/o DCM Services x2; Capitol One x3; Merrick Bank; American Express; and Dressbarn, that were not paid. Need proper service.
9. Petitioner requests authority to withhold the sum of \$2,000 as a reserve. JTD.
10. Proposed Order 11/01/17 reflects varying amounts for reserve.

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:

Need proper service then Court's discretion. If approved, set next hearing for receipts and final discharge for **04/16/19**.

(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: 02/06/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1701136

CASE NAME: MTR OF RAYMOND SHEFFIELD

HEARING:

Petition for PROBATE OF WILL AND FOR LETTERS OF ADMINISTRATION
W/WILL ANNEXED W/FULL AUTH TO ADMIN UNDER IAEA

COUNSEL:

RACHELLE SHEFFIELD (ADM)...THE LEGACY LAWYERS, A PROFESSI
RAYMOND SHEFFIELD (DEC)...

GENERAL INFORMATION:

Continued from 12/13/17 at request of counsel.

THIS CASE IS SET FOR HEARING ON Petition for Probate of Will and for Letters of Administration w/ Will Annexed w/ Full Authority under IAEA by Rachelle Sheffield (daughter/nominee)

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

1. All heirs waive bond. However, petitioner appears to be a non-resident. Court may require bond if the proposed personal representative resides outside California per and Pr. C. § 8571. Court also has discretion to require bond per Pr. C. § 8481(b). Does court wish to require minimum bond of \$20,000 or alternatively based on estate assets of \$170,000? JTD
2. Petition, item #3h indicates proposed administrator is a California resident; however, her address in item #8 is in Arizona. **Court to inquire.**
3. Proof of Publication filed.
4. ~Proposed form Order: 11/13/17

RECOMMENDATION:

Court's discretion re bond. If approved, set future hearing for Accounting/Status Review on **04/16/19**. 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: JAMES MICHAEL WELCH

DATE: 02/06/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1701295

CASE NAME: MARTILE K. FLANAGAN

HEARING:

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

COUNSEL:

ANNETTE MONAY WILSON (PET)...LAW OFFICES OF RICHARD SAMUEL
MARTILE K. FLANAGAN (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Letters Testamentary with full authority under IAEA by executrix/granddaughter, Annette Monay Wilson ["Petitioner"].

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

1. Will is not self-proving. Need Proof of Subscribing Witness.
2. Will waives bond. Estimated estate valued at \$663,500. The Court may for good cause require that a bond be given, either before or after issuance of letters. Pr. C. § 8481(b).
3. Will names minor beneficiaries. Does Court wish to appoint GAL or guardian of the estate? JTD.
4. Proof of publication filed.
5. ~Proposed Form Order/Letters 12/26/17.

RECOMMENDATION:

Need to clear notes 1 then Court's discretion re: bond and note 3. If approved, set future hearing for Accounting/Status Review on **04/16/19**. 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: 02/06/18 TIME: 8:30 DEPT: S36P

CASE#: VPR VS002665

CASE NAME: ESTATE OF EDWARD ALVIN FAIR

HEARING:

Petition for VERIFIED Complaint to Recover Funds

COUNSEL:

CYNTHIA A MCGEE

(PET)...JEANNE E KENNEDY

EDWARD ALVIN FAIR

(DEC)...

X-REF: VPVRS 002665

Currently under review by Legal Research.
(LR)

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 **CONSERVATORSHIPS**

DATE: 02/06/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1600134

CASE NAME: MTR OF EVELYN RUTH GEORGE

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of PATRICIA LYNN RAMSEY

COUNSEL:

EVELYN RUTH GEORGE	(CEE)...PRO/PER
PATRICIA LYNN RAMSEY	(CE)...JACK B. OSBORN
PATRICIA LYNN RAMSEY	(CPE)...JACK B. OSBORN

XREF: PROPS1600544 (Evelyn R George Revocable Living Trust)

GENERAL INFORMATION

Order Appointing Conservator of the Person and Estate, Patricia L. Ramsey, entered
04/07/17.

Continued from 12/19/17 to clear notes.

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

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

1. Proof of mailing to Notification of Conservatee's Rights, section 5 is not dated.
Question whether a conformed copy of the Order Appointing Probate
Conservator was served? Court to inquire.
2. Care Plan is not signed by counsel. Need same.
3. Determination of Conservatee's Appropriate Level of Care filed.
4. Need final Inventory & Appraisal per Pr.C.§2610.
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.

RECOMMENDATION:

Inquire status.

(nb)

Future Hearing:

02/20/18 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: 02/06/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1600166

CASE NAME: RODRIGO R ROMERO

SEE ALSO 10

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of ALEJANDRO QUIROGA

COUNSEL:

ALEJANDRO QUIROGA (CP)...FELIX M MARTIN
RODRIGO R ROMERO (CEE)...SANDY L. TURNER

GENERAL INFORMATION

Continued from **10/04/17** at request of counsel to file brief. Notice waived.

Continued from 11/28/17 at request of counsel. Petitioners' attorney is referring this matter to another attorney.

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. **Conservatee passed away on 04/01/17.**
2. Alejandro Quiroga, nephew, appointed temporary conservator of the person and estate on 12/21/16 and general conservatorship on 03/01/17, \$ \$73,700.00 bond. There does not appear to be an order and letters for general conservatorship.
3. Notification of Conservatee's rights per Pr.C.§1830(c) filed 06/15/17.
4. Care plans now moot.
5. Final Inventory and Appraisal filed indicating \$0 assets.

RECOMMENDATION

Inquire status of order and letters as Conservator has not been discharged.

(lc/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: 02/06/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1600166

CASE NAME: RODRIGO R ROMERO

SEE ALSO 9

HEARING:

FIRST AND FINAL Account and Report of ALEJANDRO QUIROGA and
Petition for allowance of fees filed.

COUNSEL:

ALEJANDRO QUIROGA (CP)...FELIX M MARTIN
RODRIGO R ROMERO (CEE)...SANDY L. TURNER

Request for Waiver of Court Fees and Costs filed by RODRIGO R ROMERO is
GRANTED

Fee waiver amount due \$465.00 for petition for conservatorship on 06/20/16

Request for Waiver of Court Fees and Costs filed by ALEJANDRO QUIROGA is
GRANTED

Fee waiver amount due \$465.00 for petition for first and final on 06/06/17

GENERAL INFORMATION:

Conservatee passed away on 04/01/17.

Continued from **07/25/17 and 10/03/17** (no appearances). The Court orders the
petitioner or his counsel of record to appear. Notice to be given by Ms. Turner. Notice
by Judicial Assistant.

Continued from **11/21/17** to be heard with other pending hearing.

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

THIS CASE IS SET FOR HEARING ON First and Final Account and Petition for Fees
by Temporary Conservator of the Person, Alejandro Quiroga ["Petitioner"].

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

1. General order/letters to include estate powers granted on 03/01/17 have not
issued.
2. Court to review report by court-appointed counsel, Sandy Turner, filed on
06/19/17.
3. Court to review sticky note at LF, p. 6.

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.**

4. Final Inventory and Appraisal does not include real property or personal property referred to in petition. Need amended inventory.
5. Accounting period 12/21/16 to 05/31/17 (pre & post death periods).
6. Assets on hand \$0.00. Question the status of conservatee's home/real property? Need verified supplement.
7. No fees or reimbursement for costs are requested.
8. Petitioner requests bond of \$73,700 be exonerated. However, bond is not exonerated until entry of final discharge order.
9. Proposed Order 06/06/17 refers to Temporary Conservator and exonerates bond.

RECOMMENDATION:

Need to clear notes. If approved, set next hearing for receipts and final discharge for **02/19/19**.

(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: 02/06/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1600266

CASE NAME: BETTY JANE WOODSON

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of ALICE L WINCHESTER

COUNSEL:

ALICE L WINCHESTER (PET)...HARTNELL LAW GROUP
BETTY JANE WOODSON (DEC)...

GENERAL INFORMATION

Order appointing Alice L. Winchester Temporary Conservator of the Estate entered 09/15/16, \$33,000 bond. Order appointing Alice L. Winchester Conservator of the Estate entered 05/23/17, \$40,150 bond.

Continued from 12/26/17. Counsel represents the conservatee passed away in July and a Notice of Death will be filed. Court orders Mark J. Flory relieved as court-appointed counsel. The Court orders the Accounting Hearing will be on 02/06/18 if counsel files the accounting by noon on 12/29/17. If the accounting is not filed by the deadline, the Clerk's office is to provide a different accounting date for counsel. No accounting filed.

THIS CASE IS SET FOR HEARING ON Compliance Review

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

- 1 Need general letters.
- 2 Need proof of service of a copy of the Order for Conservatorship with Notification of Conservatee's Rights per Pr.C.§1830(c).
- 3 Need final Inventory & Appraisal per Pr.C.§2610.
- 4 Need proof of service of Inventory & Appraisal including Instructions for Objection per Pr.C.§2610.
- 5 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.

RECOMMENDATION:

Inquire status.

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.**

(nb)

Future Hearing:
07/31/18 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: 02/06/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1700036

CASE NAME: MTR OF LETICIA ALONSO

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of LETICIA ALONSO

COUNSEL:

LETICIA ALONSO (CP)...PRO/PER
LETICIA ALONSO (CTP)...MELVIN L FRIEDLAND

GENERAL INFORMATION

Order appointing Leticia Alonso and Argelia Alonso Limited Conservator of the person entered 05/30/17.

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. Statement of Care Plan filed.
3. Appropriate Level of Care filed.

RECOMMENDATION:

None.

(nb)

Superior Court of Calif, County of San Bernardino
Page: 1
CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: TARA REILLY **PROBATE**

DATE: 02/06/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1100367

CASE NAME: MTR OF WALTER RICHARD QUIGLEY

HEARING:

THIRD AND FINAL Account and Report of LAYNE A BARTHOLOMEW and
Petition for allowance of fees filed.

COUNSEL:

DIANA J CARLONI	(DIANA J CARLONI
HAROLD ADAMS	(PET)...DIANA J CARLONI
JOHN G WURM	(JOHN G WURM
KIM WILLIAMS	(PET)...DIANA J CARLONI
LAYNE A BARTHOLOMEW	(PET)...LAYNE A BARTHOLOMEW\
PATRICIA QUIGLEY	(OBJ)...DON C GONZALES
WALTER RICHARD QUIGLEY	(DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Third and Final Account and Petition for Fees
by Administrator w/Will Annexed, Layne A. Bartholomew ["Petitioner"-attorney].

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

1. Accounting period 11/11/15 to 08/11/17.
2. Assets on Hand \$305,029.07 consisting of \$172,029.17 in cash and remaining
in real and personal property
3. Petitioner requests statutory compensation of \$9,523.00 requested as follows:
 - a. To former Special Administrator, Harold Adams in the amount of \$1,587.00;
 - b. To Layne Bartholomew in the amount of \$7,936.00.Calculated and agreed to by parties.
4. Petitioner requests extraordinary fees of \$7,000 for services rendered in
connection with the sale of real property. Billed at \$350/hour for a total of 20
hours' attorney time. Itemized [LF, pgs. 49-51]. However, dual compensation is
not allowed per Pr. C. § 10804 unless the court specifically approves the right to
the compensation in advance and finds that the arrangement is to the
advantage, benefit, and best interests of the decedent's estate. JTD.
5. Attorney requests statutory compensation of \$9,523.00 requested as follows:

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.**

c. Diana J. Carloni in the amount of \$4,761.50;

d. John G. Wurm in the amount of \$4,761.50.

Declarations in agreement filed 09/26/17.

6. Petitioner requests authority to withhold the sum of \$5,000 to defray expenses until distribution to the beneficiary can be made.
7. Proposed Order 10/05/17 does not include findings re sole and separate property; address of beneficiary receiving real property; or bequest of \$5,000 to Walter Keneig.

RECOMMENDATION:

Court's discretion. If approved, set next hearing for receipts and final discharge on

04/16/19.

(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 02/06/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1300869

CASE NAME: Albert E. Jackson

HEARING:

Accounting Review

COUNSEL:

ALBERT E. JACKSON (DEC)...

DENISE WETTERMAN (PET)...JOHN F WEBER

XREF: PROPS1300868 (Lorraine Fay Jackson)

VACATE - Order on Waiver of Account entered 01/31/17.

Set next hearing for Final Discharge in 30 days.

(nb)

Superior Court of Calif, County of San Bernardino

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

DATE: 02/06/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1400587

CASE NAME: MTR OF JAMES EDWARD O'LEARY

HEARING:

Accounting Review

COUNSEL:

DEPT. OF HEALTH CARE SERVICES	(PRO/PER
JAMES EDWARD O'LEARY	(DEC)...
JOBEY O'LEARY	(TP)...PRISCILLA C SOLARIO
THOMAS EDWARD O'LEAR	(PET)...HARTNELL LAW GROUP

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 07/28/14 to Thomas E. O'Lear (son), \$20,000 bond. Letters of administration issued 09/09/14 to Thomas E. O'Lear (son), full authority, no bond.
2. Order on Second Status Report entered 01/31/17; accounting now due.
3. No accounting or status report of administration. 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: 02/06/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1500390

CASE NAME: JEREMY LEE OLSON

HEARING:
Accounting Review

COUNSEL:

JEREMY LEE OLSON (DEC)...
THOMAS EDWIN SHINTON (PET)...PRO/PER

GENERAL INFORMATION

Continued from 04/27/17 and 06/29/17. No appearances, Thomas Shinton ordered to appear. Should he fail to appear the Court may suspend letters of administration.

Continued from 09/07/17. Administrator will file a petition to terminate.

Continued from 11/09/17. No appearance. The Court will suspend letters of administration if Thomas Shinton is not present at next hearing and appoint the Public Administration should Thomas Shinton not appear/file accounting or petition to terminate. PA to be present at next hearing. Thomas Shinton is cited to appear at next hearing, should he fail to appear a bench warrant may be issued for his arrest.

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 Thomas Shinton, brother, on 02/18/16; limited authority, no bond.
2. **Need** final Inventory and Appraisal
3. **Need** accounting/status report/petition to terminate.
4. Court may wish to notify Public Administrator.
5. **Proof of service as to citation filed.**

RECOMMENDATION

Need to clear notes 2 & 3. When the personal representative does not file an accounting as required, the court shall take action as specified in Pr.C. § 11050 et seq. (lc/ww/lc/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: 02/06/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1500939

CASE NAME: KENNETH DANIEL TURNEY

SEE ALSO 6

HEARING:

Hearing Re: OSC RE APPOINTMENT OF PUBLIC ADMINISTRATOR

COUNSEL:

KENNETH DANIEL TURNEY (DEC)...

KEVIN A TURNEY (PET)...PRO/PER

GENERAL INFORMATION

Continued from **04/06/17**. No appearance. Kevin Turney to appear at next hearing if accounting and Inventory and Appraisal not filed.

Continued from **06/15/17**.

OSC set on 09/14/17 and 11/09/17 when there was no appearance. The Court will suspend letters of administration as to Kevin A Turney at next hearing and appoint the Public Administrator if accounting not filed. The Court orders the Public Administrator to appear at the next hearing. The Court cites Kevin A Turney to appear at next hearing. Should he fail to appear, a bench warrant may be issued for his arrest. Citation issued to: KEVIN A TURNEY who is cited and required to appear on 02/06/18. Notice by Judicial Assistant.

THIS CASE SET FOR HEARING ON **OSC re Appointment of Public Administrator/Accounting review/Status.**

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

1. Letters of Administration issued to Kevin Turney, son, on 01/28/16; full authority, no bond.
2. **Need** final Inventory and Appraisal
3. **Need** accounting or status report.
4. **Need return of citation.**

RECOMMENDATION

Court's discretion re OSC. Need to clear notes 2-4.

(lc/cs/lc/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: 02/06/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1500939

CASE NAME: KENNETH DANIEL TURNEY

SEE ALSO 5

HEARING:

Accounting Review

COUNSEL:

KENNETH DANIEL TURNEY (DEC)...

KEVIN A TURNEY (PET)...PRO/PER

See notes on matter 5.

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: 02/06/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600459

CASE NAME: JOHN J SCHMELZER

HEARING:

Accounting Review

COUNSEL:

CAROLYN M SCHAFER

(PET)...PRO/PER

JOHN J SCHMELZER

(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 Testamentary issued 11/29/16 to daughter, Carolyn Schafer, full authority, no bond.
2. No accounting or status report of administration. 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: 02/06/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600948

CASE NAME: CHIRSTOPHER ORTEGA

HEARING:

Accounting Review

COUNSEL:

MELLISSA ORTEGA

(PET)...ELIZABETH

CHRISTOPHER ORTEGA

(DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. Letter of Special Administration issued 09/29/16 to wife, Melissa Ortega. Letters of Administration issued 04/05/17 to wife, Melissa Ortega., full authority, \$29,000 bond.
2. Need final inventory and appraisal.
3. No accounting or status report of administration. 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: 02/06/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700268

CASE NAME: SALLY ANN LOHR

HEARING:

WAIVER OF Account and Report of DAVID CLINTON LOHR and Petition
for allowance of fees filed.

COUNSEL:

DAVID CLINTON LOHR (PET)...VARNER & BRANDT
SALLY ANN LOHR (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Final Distribution upon Waiver of
Account and for Fees by Executor, David C. Lohr [‘Petitioner’-son].

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

1. Beneficiaries waive accounting.
2. Section 4 to Inventory & Appraisal filed 08/14/17 is blank and signatures are not dated. JTD.
3. Accounting period 01/29/17 to
4. Assets on Hand \$70,785.78 of which \$70,130.78 is cash.
5. Petitioner waives statutory compensation.
6. Attorney requests statutory fees of \$9,920.00. Calculated.
7. No proposed order. Submit Order after Hearing.

RECOMMENDATION

Court’s discretion. If approved, set next hearing for receipts and final discharge for
04/16/19.

(nb)

Superior Court of Calif, County of San Bernardino

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

DATE: 02/06/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700578

CASE NAME: ELIZABETH SPROUL ANDREWS

HEARING:

Hearing Re: AMENDED PETITION FOR ADMINISTRATION W/FULL IAEA

COUNSEL:

ELIZABETH SPROUL ANDREWS (DEC)...
LISA ANDREWS (PET)...PRO/PER

GENERAL INFORMATION

Continued from 08/28/17.

THIS CASE SET FOR HEARING ON **AMENDED** [10/05/17] Petition for Letters of Administration with Full Authority under IAEA by Lisa Andrews, daughter ["Petitioner"]

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

1. **Caption indicates this is a Probate of Will for Letters Testamentary and Letters of Administration. Court to confirm.**
2. All heirs waive bond. The estate consists of \$254,000 in real property. The court may for good cause require that a bond be given, either before or after issuance of letters per Pr.C. § 8481(b).
3. ~Proposed Form Order: 06/13/17

RECOMMENDATION

Need to clear note 1 then Court's discretion re bond. If approved, set Accounting/Status Review for **04/15/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(ww/lh/ww/nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 02/06/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1701037

CASE NAME: DORIS E TESSIER

HEARING:

Petition to Determine Succession to Real Property

COUNSEL:

DANIEL E TESSIER JR (PET)...MICHAEL W BROWN

DORIS E TESSIER (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition to Determine Succession to Real Property (Estates \$150,000 or less) by son/executor/trustee, Daniel E. Tessier, Jr. ["Petitioner"]

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

1. Petition and Inventory & Appraisal attached to petition [LF, p. 4] are not signed in Petitioner's capacity as trustee. Need same.
2. Petitioner is the trustee of a trust that is a devisee under decedent's will. Petitioner requests a determination that decedent's real property located at Big Bear in San Bernardino County, pass to petitioner without administration. Petitioners attaches a copy of decedent's pour-over will confirming that Decedent's trust is the devisee of subject property
3. No proposed order. Submit Order after Hearing.

RECOMMENDATION:

Need to clear note 1 then Court's discretion.

(nb)

Superior Court of Calif, County of San Bernardino
Page: 11A add-on
CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: TARA REILLY

DATE: 02/06/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1501018

CASE NAME: ROY E BRANSON

HEARING:

Hearing Re: FILING OF FINAL INVENTORY AND APPRAISAL

COUNSEL:

DONNA L CARLSON (PET)...BRYAN C HARTNELL
ROY E BRANSON (DEC)...

GENERAL INFORMATION:

Continued from 01/16/18 and 01/30/18. Counsel represents he filed the Inventory and Appraisal yesterday. The Court notes there is about \$450,000 which may need a bond or be placed in a blocked account. The Court orders counsel to submit a declaration indicating how much is in the probate estate and if any funds have been distributed. This matter is trailed for one week for counsel to submit declaration. The Court further orders the money may not be spent.

THIS CASE IS SET FOR HEARING ON Inventory and Appraisal.

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

- 1 Matter set at 10/17/17, wherein the Court indicates that if the inventory and appraisal is filed timely, the hearing will go off calendar.
- 2 Partial No. 1 inventory filed 09/13/16. **Final inventory and appraisal filed.**
- 3 **Need declaration as directed by court on 01/30/18.**

RECOMMENDATION:

Need to clear note 3.

(nb)

FUTURE HEARING DATES:

07/17/18 Probate status report filed

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: 02/06/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1701217

CASE NAME: MTR OF ANTONIO QUEZADA

HEARING:

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

COUNSEL:

AMALIA QUEZADA	(ADM)...PRO/PER
AMALIA QUEZADA	(PET)...PRO/PER
ANTONIO QUEZADA	(DEC)...

GENERAL INFORMATION:

Letter of Special Administration issued 12/12/17.

THIS CASE IS SET FOR HEARING ON **AMENDED** (01/12/18) Petition for Letters of Administration with full authority under IAEA by spouse, Amalia Quezada ["Petitioner"].

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

1. Section 3g(2)(a) to petition does not explain priority or relationship. However, section 8 indicates Petitioner is the spouse.
2. Petition alleges all heirs waive bond. Need Mandatory Waivers of Bond by Petitioner, form DE-142/DE-111.
3. Estimated estate valued at \$310,000. The Court may for good cause require that a bond be given, either before or after issuance of letters. Pr. C. § 8481(b).
4. Need proof of publication.
5. ~Proposed Form Order/Letters 12/05/17.

RECOMMENDATION:

Need to clear notes 2 & 4 then Court's discretion. If approved, set future hearing for Accounting/Status Review on **04/16/19**. 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: TARA REILLY

TRUSTS AND MOTIONS

DATE: 02/06/18 TIME: 8:35 DEPT: S37P

CASE#: PRO PS1700269

CASE NAME: LIVING TRUST OF EUGENE MONTE NACCARATO

HEARING:

Motion Re: Request for further pmts to petitioner; to set OSC:
etc Filed by Petitioner HELLEN BUSH

COUNSEL:

HELLEN BUSH	(INT)...PRO/PER
HELLEN BUSH	(PET)...PRO/PER
JOHN LAMBRECHT	(PET)...MICHAEL C MADDUX
LIVING TRUST OF EUGENE MONTE N	(TRU)...
MICHAEL C. MADDUX	(PET)...MICHAEL C MADDUX
NORA J MORALES	(PET)...SKAPIK LAW GROUP

Request for Waiver of Court Fees and Costs filed by JOHN LAMBRECHT is GRANTED

Request for Waiver of Court Fees and Costs filed by HELLEN BUSH is GRANTED

Currently under review by Legal Research.
(LR)

Future Hearing:

02/15/18 Readiness calendar

02/15/18 Trial setting conference

02/15/18 Hearing re: Petition to intervene and for dec relief

02/22/18 Hearing re: Pretrial re: Contempt

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

CONSERVATORSHIPS

DATE: 02/06/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1500208

CASE NAME: Teresa M. Morris

HEARING:

Accounting Review

COUNSEL:

LEMUEL MORRIS

(PET)...PRO/PER

MARRIETTA MORRIS METOYER

(PET)...PRO/PER

MITCHELL I ROTH

(PET)...MITCHELL I ROTH

TERESA M. MORRIS

(CEP)...RONALD T WASSERMAN

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Accounting Review by daughter, Marrietta Metoyer

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

- 1 Ex Parte Order to Dispense with Accounting and Order entered 12/09/16; account or waiver of account now due.

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: 02/06/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1600359

CASE NAME: MTR OF DAVID NIKKO DIAZ

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of DEBORAH CLARK

COUNSEL:

DAVID NIKKO DAIZ (CTP)...PRO/PER
DEBORAH CLARK (CPE)...ROSSANA MITCHELL

GENERAL INFORMATION

Continued from 11/20/17. Counsel reports Rossana Mitchell's substitution of attorney was rejected as incomplete by the Court. The Court orders Rossana Mitchell to be present at next hearing and to assist her client with preparing the documents required for compliance hearing. Notice given by Mr. Roth.

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. Deborah Clark, sister, appointed conservator of the **person only** on 04/17/17.
2. Need Care Plan in accord with Pr.C.§2352.5.
3. Need Notification of Conservatee's rights per Pr.C.§1830(c).
4. Need Determination of Conservatee's Appropriate Level of Care form GC-355.

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: TARA REILLY

DATE: 02/06/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1700038

CASE NAME: MTR OF EXIE MOORE

SEE ALSO 16

HEARING:

Hearing Re: RECEIPT OF BOND

COUNSEL:

ANNIE R LAMBERT	(CP)...PRO/PER
EXIE MOORE	(CEP)...EDWARD B FISCHER
EXIE MOORE	(CEP)...PRO/PER
JAMES E MOORE	(CPE)...PRO/PER

X-REF: CIFMS 1600005

GENERAL INFORMATION:

Continued from 11/20/17. Counsel reports petitioner has been unable to qualify for a bond.

THIS CASE SET FOR HEARING ON Receipt of Bond

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

1. Matter was set on 09/11/17 for receipt of bond \$50,000 and continued at request of Court to clear probate notes. See notes on next matter.
2. Need proof of bond.

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: TARA REILLY

DATE: 02/06/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1700038

CASE NAME: MTR OF EXIE MOORE

SEE ALSO 15

HEARING:

Petition for Appointment of Conservator

COUNSEL:

ANNIE R LAMBERT

(CP)...PRO/PER

EXIE MOORE

(CEP)...EDWARD B FISCHEL

EXIE MOORE

(CEP)...PRO/PER

JAMES E MOORE

(CPE)...PRO/PER

XREF: CIFMS1600005 (Exie Moore-n-James Moore)

GENERAL INFORMATION

Ex Parte orders denied 02/07/17.

Continued from **03/13/17**. The Court determines that there is NO conservatorship in place at this time. Competing petition to be filed today by Annie Lambert. The Court orders that related action CIFMS1600005 be set to trail this matter. Clerk's Office to order file from Morongo Basin. Attorney Edward B Fischel is appointed.

Continued from 04/10/17. The Court waives return of citation as proposed conservatee is present in court. The Court informs parties the James Moore's petition has legal priority. The Court recommends the following pending next hearing: Exie Moore should move back into her home. Only Exie and James Moore should live in the home. Family and friends that visit should not be there overnight or for extended periods of time. Annie Lambert and Marshalla Parker should have daily telephone contact. If Exie Moore doesn't want to talk, she needs to tell them, not James Moore. Visitation orders made. James and Exie Moore to meet at 4pm today at a restaurant in Morongo for an early dinner and discuss when/if she wants to move home and how that will be accomplished.

Continued from 07/03/17. Court appoints Sandy Turner as Guardian Ad Litem for Exie Moore. Exie Moore states to parties, Counsel, and Guardian Ad Litem in the hallway that she wants to move back into her home with her son. Exie Moore to move back into her home today. Guardian Ad Litem to meet with parties prior to 07/14/17.

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.

Marshall Parker deemed served by her appearance today. Court Investigator Report filed.

Continued from **09/11/17** to clear probate notes. \$50,000 bond required. Competing petition dismissed as to entire action for lack of prosecution.

Continued from 11/20/17. The court finds that temporary conservatorship is in the best interest of Exie Moore. James E Moore is appointed Conservator of the person Exie Moore.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Conservatorship of person and estate by son, James E. Moore.

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

1. Section 3e(5) to petition [LF, p. 4] does not include estimated value of estate consisting of public benefits and real property. **Need** verified supplement.
2. Petitioner requests bond not be required because proposed conservator only receives public benefits. **Need** estimated value of estate to determine appropriate bond.
3. Section 5c(1) to petition [LF, p. 6] indicates Dept. of Aging and Adult Services involvement.
4. Petitioner requests dementia powers; report by court-appointed counsel, Edward Fischel, filed 04/03/17 and 06/26/17.
5. Report of Sandy Turner, GAL, filed 07/19/17.
6. Court Investigator Report of No Report filed 03/06/17. CI Report filed 06/29/17.
7. Petitioner seeks medical powers. Medical Capacity Declaration filed 02/01/17, Section 1 & 2 is incomplete; and signature lines are not dated. **Supp. filed 09/14/17 is missing page 3 of Capacity Declaration. Need completed forms.**
8. **List of Required Contacts filed 11/20/17 does not include petitioner; incomplete as to relationship of Kim Chamber; and incomplete as to address of Kiera Williams. Need complete list of required contacts.**
9. **Need** Due Diligence Declaration as to sibling Martha Moore.
10. Certificate of Completion re Conservatorship Class filed 02/02/17.
11. ~Proposed Form Order/Letters 02/01/17.

RECOMMENDATION:

Need to clear notes 1, 2, 7-9. Court's discretion re bond. If approved, set hearing for Compliance Review for **09/11/18** for the filing of the following: proof of service of Order with Notification of Conservatee's rights per Pr.C.§1830(c); a Determination of Conservatee's Appropriate Level of Care per Pr.C.§2352.5 (form GC-355); Care Plan per Pr.C.§2352.5; Inventory & Appraisal, and proof of service of I&A and Instructions for Objection per Pr.C.§2610; recordation of letters if applicable per Pr.C.§2313.

Set hearing re Accounting Review for **04/16/19**. Any account to be filed 30 days in advance of hearing. Note requirements of Local Rules.

(nb/lh/cs/nb)

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

DATE: 02/06/18 TIME: 9:30 DEPT: S37P

CASE#: PRO PS1500528

CASE NAME: MTR OF DANIEL RAY SHAFFER

HEARING:

Accounting Review

COUNSEL:

DANIEL RAY SHAFFER (DEC)...
LISA SHAFFER (PET)...PRO/PER

GENERAL INFORMATION

Continued from **09/26/16, 01/12/17, 04/06/17 and 06/15/17**. Inventory and Appraisal and accounting to be filed.

Continued from **08/31/17**. No appearance. Court suspends letters of administration as to Lisa Shaffer. Court appoints Public Administrator.

Continued from 11/07/17. The Court notes the letters of administration as to LISA SHAFFER were suspended at the last hearing and the Public Administrator appointed in this matter. Orders and letters of administration by the Public Administrator will be filed at next hearing. LISA SHAFFER is cited to appear at next hearing. Should she fail to appear a bench warrant may be issued for her arrest. Citation issued to: LISA SHAFFER who is cited and required to appear. Notice by Judicial Assistant.

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 Lisa Shaffer, spouse, on 07/23/15; full authority, no bond.
2. Need final Inventory and Appraisal.
3. Need accounting or status report.
4. Need return of citation. **Proof of Unsuccessful Service filed.**

RECOMMENDATION

Need to clear notes 2 & 4. When the personal representative does not file an accounting as required, the court shall take action as specified in Pr.C. § 11050 et seq. *No bonding company to notice.*

(lc/ww/nb)

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