



Second/Final Check

Superior Court of California
County of San Bernardino
Probate Department

Probate Notes for Calendar Date: 02/15/18

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.

Superior Court of Calif, County of San Bernardino

Page: 1

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

PROBATE

DATE: 02/15/18 TIME: 8:30 DEPT: S35P

CASE#: PRO DS1000472

See also 2,3,4

CASE NAME: HOWARD WAYNE LIVINGSTON

HEARING:

Hearing re Final Discharge

COUNSEL:

HOWARD WAYNE LIVINGSTON

(DEC)...

MICHAEL WAYNE LIVINGSTON

(PET)...DAVID M LIVINGSTON

GENERAL INFORMATION

Continued from 12/15/16 at request of counsel to clear notes and file a further accounting.

Continued from 12/14/17. No appearance.

THIS CASE SET FOR HEARING ON Final Discharge.

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

1. Final account/distribution of Michael Livingston, son, approved on 01/15/15. **Need order that specifies taxes are paid, Creditors are noticed, property on hand and actual distribution and residual distribution.** No order shall refer to another document; must be complete in itself local rule 20-614(b).
2. **Need** receipt for Laurel Ann Livingston.
3. **Need** Ex Parte Petition for Final Discharge and Order. Must clear note 1 first.

RECOMMENDATION

Need to clear notes 1-3.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 2

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

DATE: 02/15/18 TIME: 8:30 DEPT: S35P

CASE#: PRO DS1000472

See also 1,3,4

CASE NAME: HOWARD WAYNE LIVINGSTON

HEARING:

Hearing Re: FURTHER ACCOUNTING

COUNSEL:

HOWARD WAYNE LIVINGSTON

(DEC)...

MICHAEL WAYNE LIVINGSTON

(PET)...DAVID M LIVINGSTON

GENERAL INFORMATION

Continued from 12/14/17. No appearance.

THIS CASE SET FOR HEARING ON Further Accounting.

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

1. On 12/15/16, Counsel Cheryl Houde indicated a further accounting will be filed.
2. No accounting filed at time of review.

RECOMMENDATION

Inquire status of accounting, if any.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 3

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

DATE: 02/15/18 TIME: 8:30 DEPT: S35P

CASE#: PRO DS1000472

See also 1,2,4

CASE NAME: HOWARD WAYNE LIVINGSTON

HEARING:

Hearing Re: OSC RE: SANCTIONS OF \$500 FOR FAILURE TO APPEAR

COUNSEL:

HOWARD WAYNE LIVINGSTON

(DEC)...

MICHAEL WAYNE LIVINGSTON

(PET)...DAVID M LIVINGSTON

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON OSC re Sanctions of \$500 for FTA.

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

1. OSC set on 12/14/17 when there was no appearance at Further Accounting hearing.
2. Sanctions of \$500 for both Michael Wayne Livingston and Counsel David Livingston.

RECOMMENDATION

Court's discretion re OSC.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 4

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

DATE: 02/15/18 TIME: 8:30 DEPT: S35P

CASE#: PRO DS1000472

See also 1,2,3

CASE NAME: HOWARD WAYNE LIVINGSTON

HEARING:

Hearing Re: OSC RE: SURCHARGE IN THE AMOUNT OF \$1,500.00

COUNSEL:

HOWARD WAYNE LIVINGSTON

(DEC)...

MICHAEL WAYNE LIVINGSTON

(PET)...DAVID M LIVINGSTON

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON OSC re Sanctions of \$1.500.

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

1. OSC set on 12/14/17 when there was no appearance at Final Discharge hearing.
2. Additional Sanctions of \$1,500 for Michael Wayne Livingston.

RECOMMENDATION

Court's discretion re OSC.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 5

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

DATE: 02/15/18 TIME: 8:30 DEPT: S35P

CASE#: PRO DS1000611

CASE NAME: DAVID STEWART

HEARING:

Hearing Re: IF NOT FILED BY 1/16/18: SURCHARGE/SUSPENSION

COUNSEL:

BRYAN STEWART (PET)...PRO/PER
DAVID STEWART (DEC)...

GENERAL INFORMATION

OSC set on 08/24/17. Appearance by courtcall. If accounting not filed by 01/16/18, surcharge of \$1,000 will be imposed.

THIS CASE SET FOR HEARING ON **OSC re Surcharge/Suspension/Accounting** review/Status.

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

1. Letters of Administration issued to Bryan Stewart on 04/06/11; full authority, no bond.
2. Previous status report approved on 09/17/14. **Need** order.
3. Most recent status report filed on 01/17/17 was taken off calendar after 2 continuances as the requested 3 months had past.
4. **Need** accounting or status report. Accounting returned for corrections on 01/16/18.

RECOMMENDATION

Court's discretion re OSC. Inquire status of accounting and order. No bonding company to notice.

(ww/lc)

Superior Court of Calif, County of San Bernardino

Page: 6

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 02/15/18 TIME: 8:30 DEPT: S35P

CASE#: PRO DS1000611

CASE NAME: DAVID STEWART

HEARING:

Accounting Review

COUNSEL:

BRYAN STEWART

(PET)...PRO/PER

DAVID STEWART

(DEC)...

See notes on matter 5.

Superior Court of Calif, County of San Bernardino

Page: 7

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

DATE: 02/15/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS0800100

CASE NAME: MARIE ANN LUCIER

HEARING:
Accounting Review

COUNSEL:
DENISE ENGLISH (PET)...ALTHOUSE & MCDONOUGH
MARIE ANN LUCIER (DEC)...

GENERAL INFORMATION

Continued from 07/20/17. No appearance. Petitioner and or Counsel to appear.
Continued from 08/17/17.

THIS CASE SET FOR HEARING ON Accounting review/Status.

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

1. Petition to reopen estate granted 05/12/16. Letters of Administration were re-issued to Denise English, nominee, on 05/23/16, full authority, no bond.
2. **Need** Final Inventory and Appraisal.
3. **Need** accounting or status report.

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. No bonding company to notice.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 8

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

DATE: 02/15/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1500322

CASE NAME: HUMBERTO GARCIA, SR.

HEARING:

Probate status report filed.

COUNSEL:

HUMBERTO GARCIA SR.	(DEC)...
HUMBERTO GARCIA, JR.	(PET)...PRO/PER
KARIN E. HORSPOOL	(PET)...HORSPOOL & HORSPOOL
VALERIE GARCIA	(PET)...PRO/PER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Status Report.

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

1. Letters of Administration issued to Humberto & Valerie Garcia, son and daughter, on 05/20/15; full authority, no bond.
2. Final Inventory and Appraisal filed 01/12/16.
3. Petitioner seeks an additional year in order to collaborate with mortgage holder.
4. ~Proposed Order: 10/30/17.

RECOMMENDATION

Court's discretion. If approved, set Accounting/Status Review for **11/01/18**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

Future hearing dates: 04/02/18 Petition for Injunction against Trustee from Selling Real property at Trustee's Sale.

Superior Court of Calif, County of San Bernardino

Page: 9

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

DATE: 02/15/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1600513

CASE NAME: MTR OF KATHE DENTMAN

HEARING:
Accounting Review

COUNSEL:
JOHNNIE DENTMAN (PET)...LAW OFFICES OF ROBIN E PALEY A
KATHE DENTMAN (DEC)...

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 Johnnie Dentman, step child, on 11/14/16; full authority, \$100,000 bond.
2. Final Inventory and Appraisal filed 09/05/17.
3. **Need** accounting or status report.

RECOMMENDATION

Inquire status of accounting.
(lc)

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

DATE: 02/15/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1600643
CASE NAME: MTR OF BETTE RUIE DAVIS
HEARING: Petition on wavier of final Account and Report of RONALD DAVIS
and Petition for allowance of fees filed.

COUNSEL:

BETTE RUIE DAVIS (DEC)...
RICHARD DUBOISE (OBJ)...JOAN
RICHARD DUBOISE (PET)...JOAN
RONALD DAVIS (PET)...MATTHEW E SHEASBY

GENERAL INFORMATION

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

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

1. All heirs waive accounting.
2. \$0 assets on hand; assets are held in trust [\$179,588.74]. See next two notes.
3. Executor and counsel seek statutory fees of \$6,387.64 each [balance of \$3,645.64 for counsel] based on assets to be distributed from the McNeal Family Trust.
4. The estate has not yet received any assets. **Need** final supplemental Inventory and Appraisal, with copy of order, indicating assets from Trust.
5. Receipts are filed for preliminary distribution; however, there does not appear to be an order directing distribution. Though, there does not appear to be any harm to the estate.
6. Executor has paid attorney's fees for Trust matter of \$2,742. [Acct.10/30/17 LFpg5].
7. Executor has incurred attorney's fees of approximately \$10,560.50 for 29.1 hours at \$360/400 per hour in related to Petition for Removal of Trustee. Itemized in declaration 10/30/17.
8. Executor seeks reimbursement of bond costs totaling \$690.
9. Counsel seeks reimbursement of costs of \$2,625. [Acct.10/30/17 LFpg6].
10. ~Proposed Order: 10/30/17.

RECOMMENDATION

Need to clear note 4. If approved, set hearing on the filing of receipts and final discharge for **02/21/19**.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 11

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

DATE: 02/15/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1600810

CASE NAME: MTR OF MICHELLE CHERE SESSIONS

HEARING:
Accounting Review

COUNSEL:
CHIA CHRISTINE COLLINS (PET)...PRO/PER
FRANCHISE TAX BOARD (TP)...PRO/PER
MICHELLE CHERE SESSIONS (DEC)...

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 Chia Collins, daughter, on 12/08/16; full authority, no bond.
2. Final Inventory and Appraisal filed 12/28/17. Need bank statement per local rule 20-908.
3. **Need** accounting or status report.

RECOMMENDATION

Inquire status of accounting.
(lc)

Superior Court of Calif, County of San Bernardino

Page: 12

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

DATE: 02/15/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1600930

CASE NAME: MTR OF TROY A BROWN

HEARING:
Accounting Review

COUNSEL:
JERRY BROWN (PET)...ANDERSON LEBLANCE
TROY A BROWN (DEC)...

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 WWA issued to Jerry Brown, father, on 10/16/17; full authority, no bond.
2. Final Inventory and Appraisal filed 01/03/18.
3. **Need** accounting or status report.

RECOMMENDATION

Inquire status of accounting.
(lc)

Superior Court of Calif, County of San Bernardino

Page: 13

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

DATE: 02/15/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1701082

CASE NAME: MTR OF VINCENT MEDINA PADILLA

HEARING:

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

COUNSEL:

JOHN MICHAEL PADILLA (PET)...ALYSSA C WESTOVER A PROFESSION
TANYA EVANS (PET)...ALYSSA C WESTOVER A PROFESSION
VINCENT MEDINA PADILLA (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full
authority under IAEA by creditor Tanya Evans for John Padilla, son

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

1. Petitioner seeks \$225,000 bond. Ok.
2. **Need** proof of publication.
3. Section 5 does not indicate is there issue of predeceased child. **Need** verified
supplement.
4. Reply filed on 12/27/17 by John Padilla/creditor indicating bond shall be required for
petitioner.
5. There appears to be a related case **PROPS1700976** for same decedent. Court
may wish to consolidate cases.
6. ~Proposed Form Order: 10/30/17.

RECOMMENDATION

Petition appears moot as there is already a personal representative appointed in related
matter **PROPS1700976**.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 14

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

DATE: 02/15/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1701083

CASE NAME: MTR OF JUDITH HOPE ULERY

HEARING:

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

COUNSEL:

JUDITH HOPE ULERY (DEC)...
MEREDITH RYAN (PET)...FULLERTON LEMANN SCHAEFER & DO

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full
authority under IAEA by Meredith Ryan, daughter.

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

1. Petitioner seeks \$200,000 bond. Ok.
2. ~Proposed Form Order: 10/31/17

RECOMMENDATION

RFA, \$200,000 bond. If approved, set Accounting/Status Review for **04/25/19**. 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

Page: 15

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

DATE: 02/15/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1800010

CASE NAME: MITCHELL A. MCDONALD

HEARING:

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

COUNSEL:

KAREN MARIE MCDONALD (PET)...HEDTKE LAW GROUP
MITCHELL A. MCDONALD (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Probate, Letters Testamentary with Full Authority under IAEA by Karen McDonald, sister.

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

1. Will waives bond. Net estate value is \$211,491 of which \$7,000 in personal property. Court for good cause could require bond per Pr.C. § 8481(b).
2. **Need** proof of publication.
3. Decedent left a minor beneficiary/son; Silas age 6. Will creates a testamentary Trust for minor at time of distribution in which petitioner is named Trustee.
4. ~Proposed Form Order: 01/04/18.

RECOMMENDATION

Need to clear note 2, Court's discretion re bond. If approved, set Accounting/Status Review for **04/25/19**. 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: 02/15/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1800033

CASE NAME: MTR OF HERSHELL FRANKLIN JOHNSON

HEARING:

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

COUNSEL:

HERSHELL FRANKLIN JOHNSON (DEC)...
HERSHELL FRANKLIN JOHNSON III (PET)...AARON CHARLES GREGG

GENERAL INFORMATION

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

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

1. Petitioner, sole heir, seeks \$250,000 bond. Petitioner is a resident of Georgia. Court to clarify petitioner is a permanent resident of the United States as that section is incomplete.
2. **Need** Duties form.
3. No Proposed Form Order submitted.

RECOMMENDATION

Need to clear note 2; \$250,000 bond. If approved, set Accounting/Status Review for **04/25/19**. 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

Page: 17

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 02/15/18 TIME: 8:30 DEPT: S35P

CASE#: SPR SS04183

Vacated

CASE NAME: MTR OF REIMULLER FAMILY TRUST (MASTER FILE)

HEARING:

Hearing Re: FINAL DISCHARGE OF M. SCOTT/TRANSFER OUT OF COUNTY

COUNSEL:

LINDA MAXWELL

(PET)...ELISABETH KEMPE-OLINGER

MELODIE Z SCOTT

(PET)...HORSPOOL & HORSPOOL

REIMULLER FAMILY TRUST

(TRU)...

Final discharge filed as to Melodie on 01/31/18.

(lc)

Future hearing dates: 11/08/18 Final Discharge re Randall Van Tassell

Superior Court of Calif, County of San Bernardino

Page: 18

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

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

DATE: 02/15/18 TIME: 8:35 DEPT: S35P

CASE#: TRU PS1800001

CASE NAME: THE GLORIA FERRELL LIVING TRUST DATED 10/21/14

HEARING:

Petition for Order for Trustee to render an accounting of the trust assets etc

COUNSEL:

THE GLORIA FERRELL LIVING TRUS (TRU)...
WARREN RICHARDS (PET)...PRO/PER

Currently under review by legal research.

Notice:

1. Proof of service filed; however, incomplete as to notice served. **Need 30days'** notice to respondent Renee Smith and Settlor Gloria Ferrell with proof of service.

(lc)

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT **CONSERVATORSHIP**

DATE: 02/15/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700212

CASE NAME: JAKE KURTEN

HEARING:

Hearing Re: OSC RE: DISMISSAL-FTA/FAILURE TO FILE

COUNSEL:

JAKE KURTEN

(CTP)...

LINDA KURTEN

(CP)...ROSSANA MITCHELL

TODD KURTEN

(CP)...ROSSANA MITCHELL

GENERAL INFORMATION

Todd and Linda Kurten appointed temporary co-conservators of the person on 06/14/17.
Continued from 07/20/17.

OSC set on 09/21/17 for no appearance and/or notes cleared.

Continued from 10/26/17. Dismissal off.

OSC set on 12/14/17 when there was no appearance.

THIS CASE SET FOR HEARING ON **OSC re Dismissal on**/Petition for Appointment of Conservator person only by Todd and Linda Kurten, parents.

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

1. It appears a limited conservatorship is appropriate. Does Court wish to deem this petition for limited conservatorship?
2. As proposed conservatee is developmentally disabled and this is not a petition for Limited Conservatorship, Court may wish to appoint counsel and require report for proposed conservatee per Pr.C. §1470. JTD
3. As proposed conservatee is developmentally disabled and this is not a petition for Limited Conservatorship, an IRC report is optional per Pr.C. 1827.5(b). Does court wish to require? JTD
4. Petition does not request medical powers; however, section 9 indicates medical treatment. **Need** verified supplement as to whether medical powers are sought. If so, need Capacity Declaration.
5. Section 11 of Petition does not list petitioners/parents. **Need** verified supplement.
6. List of required contacts does not list petitioners/parents. **Need** completed form.
7. **Need** Certificates of Completion of the Conservatorship Training Class.
8. **Need** return of Citation.

9. **Need** Notice of Hearing and proof of service, including 30 days' notice to Inland Regional Center.
10. Court Investigator report filed 07/19/17.
11. No proposed order for general petition.

RECOMMENDATION

Court's discretion re OSC. Need to clear notes 4-9. If approved, set hearing for Compliance Review for **09/20/18** 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/lh/lc)

Superior Court of Calif, County of San Bernardino

Page: 20

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

DATE: 02/15/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700212

CASE NAME: JAKE KURTEN

HEARING:
Petition for Appointment of Conservator

	COUNSEL:
JAKE KURTEN	(CTP)...
LINDA KURTEN	(CP)...ROSSANA MITCHELL
TODD KURTEN	(CP)...ROSSANA MITCHELL

See notes on matter 19

Superior Court of Calif, County of San Bernardino

Page: 21

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

DATE: 02/15/18 TIME: 9:30 DEPT: S35P

CASE#: SC SS03061

CASE NAME: MTR OF MARY ROSE JALLAH

HEARING:
Accounting Review

COUNSEL:

DANIEL G STUBBS (CPE)...HORSPOOL & HORSPOOL
MARY ROSE JALLAH (CEP)...FRANK J PRAINITO

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review.

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

1. 7th Account for Daniel Stubbs, PPF, approved on 05/09/16.
2. **Need** 8th Account beginning with 02/01/16.

RECOMMENDATION

Inquire status of accounting.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 1

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

DATE: 02/15/18 TIME: 8:29 DEPT: S36P

CASE#: PRO DS1000106

CASE NAME: MTR OF SIV LJUNGWE

HEARING:

Hearing Re: Status of second & final account by S.Dimeff

COUNSEL:

ALEX R BORDEN	(PET)...BORDEN LAW OFFICE
ALEX R BORDEN	(PET)...PRO/PER
ANDERS L LJUNGWE	(BURKLEY & BRANDLIN LLP
MARILYN KRIEBEL	(PET)...KEENEY WAITE & STEVENS
NPR FOUNDATION, SAN DIEGO STAT	(TP)...LUCE HOWARD HAMILTON &
SIV H LJUNGWE	(DEC)...
SUZANNE C. DIMEFF	(PET)...DIMEFF LAW OFFICE LLP
SUZANNE COWAN DIMEFF	(PET)... KIRK MILLER

GENERAL INFORMATION

Matter reset on 2/1/17, court noted that 2nd and Final Account filed by Suzanne Dimeff, matter is contested and set for 08/16/17. Status of account was set for this date. Continued from 03/30/17, 06/29/17 and 07/06/17. **Matter is contested and set for trial.** Continued from 09/21/17. Matter set for status to set mediation date.
Continued from 10/19/17 and 12/07/17. Matter is contested.

THIS CASE SET FOR HEARING ON Second Amended **(03/24/16)** First and Final Account by **prior administrator, Suzanne Cowan Dimeff:**

1. Accounting period 01/16/10 to 11/24/15 (5.10 years)
2. Zero assets on hand.
3. Partial No.1 and corrected I&As filed. **Need** Final Inventory and Appraisal.
4. Petitioner does not seek compensation.
5. Petitioner requests extraordinary fees of \$81,993.00 for years of work, and reimbursement of costs totaling \$41,872.46 including cost of legal counsel which her law firm advanced [LF, p. 41-49]. Billed at the lower rate of \$375 /hour for attorney time, \$65/hour for administrative support and reduced paralegal fees of \$75/hour. Itemized [LF, pgs. 29-40]. JTD.
6. Petitioner requests the total amount of compensation in the sum of \$123,865.46 to be a lien against Trust Assets. JTD.

7. Petitioner informs the Court that Successor Personal Representative, Alex Borden, was appointed Special Administrator by Ex Parte Application, without bond on 11/06/14, for the express purpose of substituting into Los Angeles Civil Action, Case Number YC069475, wherein, the petitioner estimates the value of decedent's one-half interest in these community property assets in exclusive control of the estranged spouse to be \$1,694,500.00. Petitioner indicates that on 06/26/15, with no Notice or explanation to this Court, Administrator Borden dismissed this Civil Action, without prejudice. Estranged spouse, Anders Ljungwe then transferred a \$1M annuity, titled in the name of the Ljunge Family Trust, and declared by Siv Ljungwe as having her one-half interest funded into her separate trust, and into his personal name. Does Court wish to set a Surcharge Hearing? JTD
8. Copy of the Siv Ljungwe Trust filed 06/24/10 and 07/06/15.
9. **Objections to First Accounting filed 6/1/15 by Alex Borden administrator, CTA to prior accounting. Supplement to Objections filed 8/19/15**
10. **Response to Objections filed 09/03/15 and 09/13/16 by Suzanne Dimeff.**
11. **Objections to 2nd Amended First Account filed 9/6/16 by Marilyn Kriebel.**
12. **Notice of lodgment in support of objections filed on 09/07/16.**
13. **Request for judicial notice filed 10/28/16 re San Diego Case and appeal.**
14. **Statement of issues filed 10/28/16.**
15. **Status Conference Report filed by Marilyn Kriebel.**

RECOMMENDATION:

Need to clear note 3. Matter is opposed. If approved, set hearing for receipts and final discharge for **02/21/19**.

(sa/lc)

Superior Court of Calif, County of San Bernardino

Page: 2

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

DATE: 02/15/18 TIME: 8:29 DEPT: S36P

CASE#: PRO DS1000106

CASE NAME: MTR OF SIV LJUNGWE

HEARING:
Readiness Calendar

COUNSEL:

ALEX R BORDEN	(PET)...BORDEN LAW OFFICE
ALEX R BORDEN	(PET)...PRO/PER
ANDERS L LJUNGWE	(BURKLEY & BRANDLIN LLP
MARILYN KRIEBEL	(PET)...KEENEY WAITE & STEVENS
NPR FOUNDATION, SAN DIEGO STAT	(TP)...LUCE HOWARD HAMILTON &
SIV H LJUNGWE	(DEC)...
SUZANNE C. DIMEFF	(PET)...DIMEFF LAW OFFICE LLP
SUZANNE COWAN DIMEFF	(PET)... KIRK MILLER

Readiness – No notes JTD

Superior Court of Calif, County of San Bernardino

Page: 2A ADD ON

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

DATE: 02/15/18 TIME: 8:30 DEPT: S36P

CASE#: CIV DS1715025

CASE NAME: MUNCY-V-DOMINGUEZ

HEARING:
Hearing Re: STATUS

COUNSEL:

AUGUSTINE GRANADO	(PLA)...ELBERT W MUNCY
BLANCA E PETTEGREW	(PLA)...ELBERT W MUNCY
ESTATE OF CARMEN RAYA GRANADO	()...
JOE GRANADO	(PLA)...ELBERT W MUNCY
MANUELA R MUNCY	(PLA)...ELBERT W MUNCY
PARAMOUNT RESIDENTIAL MORTGAGE	()...
ROSA M GRANADO DOMINGUEZ	(DEF)...

XREF: PROPS1700946 (*Carmen Raya Granado*)

Status – No notes – JTD

Superior Court of Calif, County of San Bernardino

Page: 3

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

PROBATE

DATE: 02/15/18 TIME: 8:30 DEPT: S36P

CASE#: CON PS1300305

Vacated

CASE NAME: FRANK JOSEPH ROCCO

HEARING:

POST DEATH ACCOUNTING PERIOD Account and Report of KERRI BOOKER
and Petition for allowance of fees filed.

COUNSEL:

FRANK JOSEPH ROCCO (CEE)...

KERRI BOOKER (CE)...FERNANDO J BERNHEIM

KERRI BOOKER (CPE)...FERNANDO J BERNHEIM

Future hearing dates: 11/26/18 Final Discharge.

Superior Court of Calif, County of San Bernardino

Page: 4

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

DATE: 02/15/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1200155

CASE NAME: ESTATE OF LUIS ACEVES ECHEVERRIA

HEARING:

Hearing re Final Discharge

COUNSEL:

DIANE RAMIREZ	(JAMES A HAGAN)...
ELIZABETH JARVIS	(PET)...ALEX R BORDEN
JEANNIE ACEVES-THOMPSON	(TP)...JAMES A HAGAN
LUIS ACEVES ECHEVERRIA	(DEC)...
SYLVIA ACEVES	(JAMES A HAGAN)...

GENERAL INFORMATION

Continued from 11/16/17. Counsel has all receipts but one.

THIS CASE SET FOR HEARING ON Final Discharge.

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

1. Final Distribution for Elizabeth Jarvis, daughter, approved on 10/31/16; order filed 11/08/16.
2. **Need** receipt for Adrienne Villegas.
3. **Need** Ex Parte Petition for Final Discharge and Order.

RECOMMENDATION

Inquire status of receipt and discharge order.

(lc)

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

DATE: 02/15/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1400136

CASE NAME: Evelyn Joyce Murray
HEARING: Petition for ORDR TO RECOVER POSSESSION OF PERSONAL
PROPERTY BELONGING TO ESTATE

COUNSEL:

EVELYN JOYCE MURRAY (DEC)...
KIMBERLI MURRAY (TP)...BRENT D GRIDER
KIMBERLY PATRICE MURRAY (PET)...PRO/PER
VINCENT EUGENE MURRAY (PET)...THOMAS W DOMINICK

GENERAL INFORMATION:

Continued from 5/16/16 and 08/03/16. Counsel request M.S.C.

Continued from 10/19/16, 01/11/17, 03/22/17 and 10/18/17. Stipulated trial date.

THIS CASE IS SET FOR HEARING ON Petition to recover possession of estate personal property Pr.C. § 850 by Vincent Murray, son.

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

1. Vincent Murray, administrator, petitions for recovery of personal property allegedly belonging to the estate.
2. Petitioner alleges that respondent Kimberly Murray has retained possession of the subject personal property but does not have an ownership interest in those items. Petitioner adds that he has made written demand for the items but that respondent has failed to return the property.
3. Petitioner requests an order determining the estate ownership of the property, for return of the property by respondent within five days, for the issuance of a writ of possession for the property, for \$500/mo as reasonable use of the property, for double damages pursuant to Pr.C. 859, and for costs of suit.
4. The subject property is listed at Exhibit A to petition (furnishings, antiques, electronics, jewelry, etc.).
5. **Objection filed 5/12/16 by Kimberly Murray.**
6. ~Proposed Order 3/29/16.

RECOMMENDATION

Mater is opposed and set for trial.

(ds/sa/lc)

Future hearing dates: 03/15/18 Motion to be Relieved as Counsel.

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

DATE: 02/15/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1400136
CASE NAME: Evelyn Joyce Murray

HEARING: FIRST Account and Report of VINCENT EUGENE MURRAY and
Petition for allowance of fees filed.

COUNSEL:

EVELYN JOYCE MURRAY (DEC)...
KIMBERLI MURRAY (TP)...BRENT D GRIDER
KIMBERLY PATRICE MURRAY (PET)...PRO/PER
VINCENT EUGENE MURRAY (PET)...THOMAS W DOMINICK

GENERAL INFORMATION

**Continued from 3/30/16, 5/16/16, 08/03/16,10/19/16, 01/11/17, 03/22/17 and 10/18/17 to
schedule mediation date.**

THIS CASE IS SET FOR HEARING ON 1st Account Current and Petition for Fees

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

1. Letters of Administration issued 4/15/14, no bond.
2. Account period covers 12/12/13 – 12/31/15.
3. Assets on hand \$161,585.30 consisting of cash and personal property. However, some items listed are not appraised. Question why these items are not appraised or are these the items to be recovered. **Supp 05/06/16: Petitioner states that these items have yet to be marshalled and are the subject of the pending petition to recover them from Objector. If items are recovered, appraisals will be obtained.**
4. Petitioner alleges the estate is not in a condition to be closed as certain personal property that was removed from decedent's residence is yet to be recovered. Petitioner requests additional time in order to recover the property or file an 850 petition.
5. Petitioner requests an extension of 9 months in order to close the administration.
6. Petitioner and attorney request 70% of the \$11,823.48 statutory fees totaling \$8,275.00. JTD.
7. **Objections filed by Kimberly Murray on 03/09/16**
8. **Response to Objections filed 05/06/16 as "Supplement to First Account Current and Report of Administrator."**
9. ~Proposed order: 2/16/16

RECOMMENDATION:

Matter is contested. If approved, court to set hearing re accounting review for **03/29/18**.
(sa/dl/sa/lc)

Future hearing dates: 03/15/18 Motion to be Relieved as Counsel.

Superior Court of Calif, County of San Bernardino

Page: 7

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

DATE: 02/15/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1400136

CASE NAME: Evelyn Joyce Murray

HEARING:
Readiness Calendar

COUNSEL:

EVELYN JOYCE MURRAY	(DEC)...
KIMBERLI MURRAY	(TP)...BRENT D GRIDER
KIMBERLY PATRICE MURRAY	(PET)...PRO/PER
VINCENT EUGENE MURRAY	(PET)...THOMAS W DOMINICK

Readiness – No notes JTD

Superior Court of Calif, County of San Bernardino

Page: 8

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

DATE: 02/15/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1400136

CASE NAME: Evelyn Joyce Murray

HEARING:
Trial Setting Conference

COUNSEL:

EVELYN JOYCE MURRAY	(DEC)...
KIMBERLI MURRAY	(TP)...BRENT D GRIDER
KIMBERLY PATRICE MURRAY	(PET)...PRO/PER
VINCENT EUGENE MURRAY	(PET)...THOMAS W DOMINICK

T.S.C. – No notes – JTD

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

DATE: 02/15/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1401135
CASE NAME: the Dorothy J. Maloney Living Trust
HEARING: Probate status report filed.

COUNSEL:

EUGENE K. MALONEY	(PET)...WM ERDMIER
THE DOROTHY J. MALONEY LIVING	(TRU)...
WM ERDMIER	(PET)...WM ERDMIER

GENERAL INFORMATION
Continued from 12/21/17.

THIS CASE SET FOR HEARING ON Status Report/Accounting, Distribution and Petition for Fees by Wm. Erdmier, Successor Trustee.

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

1. Wm. Erdmier appointed Successor Trustee on 02/05/15, no bond. It does not appear that an accounting by Eugene Maloney; prior trustee was ever required.
2. Accounting period 02/05/15 – 10/01/17.
3. Assets on hand \$7,195 cash.
 - a. Assets on hand in supplement filed 02/02/18 states \$7,245.83 pg3 \$246 [02/01/18 balance] pg17.
 - b. Proposed order attached states \$2,645.83.
 - c. **Need** clarification of assets on hand and proper summary of account. See next note.
4. **Need** proper summary of account that balances Pr.C.§16063(b), 1060.
5. Trust appears to also distribute to Saint Joseph Catholic Church in Big Bear. However, there does not appear to be proposed distribution. Question why they are listed in distribution? **Need** verified supplement.
6. Trustee/Attorney seeks fees as attorney of \$4,600 for 23 hours at \$200 per hour. Does court wish to require itemization? JTD
7. Question if the Trust still holds real property in Fawnskin for the benefit of beneficiary Eugene Maloney as mentioned in § 8.3.1 of trust? **Supp 02/02:** The property was allegedly foreclosed on.
8. Trustee alleges there is an outstanding liability for \$1,400 code enforcement violation. However, alleges is personal liability of beneficiary Eugene Maloney.
9. Proposed Order 10/16/17; however, need assets on hand, 3 lines of content above judge's signature, accounting period, distribution etc. All orders must be complete in themselves.

RECOMMENDATION

Need to clear notes 3-5. If approved, set hearing on the filing of receipts and final discharge for **02/21/19**.

(lc)

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

DATE: 02/15/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600706

CASE NAME: MTR OF PATRICIA SEXTON

HEARING:

Probate status report filed.

COUNSEL:

PATRICIA SEXTON (DEC)...
TANIA DORAN (PET)...JAMES B CHURCH

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Status Report.

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

1. Letters of Administration issued to Tania Doran, daughter, on 09/08/16; full authority, no bond.
2. Administrator seeks an additional year in order to settle lawsuit.
3. ~Proposed Order: 01/15/17.

RECOMMENDATION

Court's discretion. If approved, set Accounting/Status Review for **01/24/19**. 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

Page: 11

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

DATE: 02/15/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600714

CASE NAME: THE MESSINA LIVING TRUST DATED JULY 21,2015

HEARING:

Petition for TO COMPEL TRUSTEES TO ACCOUNT, REQUEST TO BOND
TRUSTEES PENDING HEARING

COUNSEL:

CRAIG MESSINA	(PET)... BOICE & ASSOCIAT
DEBORAH MESSINA	(PET)...KARIANN VORHEES
KEVIN MESSINA	(PET)... BOICE & ASSOCIAT
KEVIN MESSINA	(RES)... BOICE & ASSOCIAT
LOUIS MESSINA	(PET)...KARIANN VORHEES
THE MESSINA LIVING TRUST DATED	(TRU)...

Currently under review by legal research

(LR)

Continued matter. Notice not re-reviewed.

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

DATE: 02/15/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600714

CASE NAME: THE MESSINA LIVING TRUST DATED JULY 21,2015

HEARING: FIRST SUMMARY Account and Report of KEVIN MESSINA, CRAIG MESSINA and Petition for allowance of fees filed.

COUNSEL:

CRAIG MESSINA	(PET)... BOICE & ASSOCIAT
DEBORAH MESSINA	(PET)...KARIANN VORHEES
KEVIN MESSINA	(PET)... BOICE & ASSOCIAT
KEVIN MESSINA	(RES)... BOICE & ASSOCIAT
LOUIS MESSINA	(PET)...KARIANN VORHEES
THE MESSINA LIVING TRUST DATED	(TRU)...

GENERAL INFORMATION:

Continued from **12/05/16, 01/25/17, 04/5/17 and 6/08/17**. Attorney Bruce Boice to notify the probate referee Bud Garvin that he was appointed and get the Inventory and Appraisal completed. Court ordered this to be done by 06/15/17.

Continued from **07/20/17**. Powers for current trustee suspended with exception to get Inventory and Appraisal completed. **Deborah Messina appointed interim successor trustee**. Counsel to submit order.

Continued from 08/31/17 and 09/14/17 to trail 11/02/17 hearing.

Continued from 11/02/17. Settlement reached, stip and order to be submitted.

THIS CASE IS SET FOR HEARING ON 1st Account Current and Petition for Fees by Successor, Co-Trustees, Kevin Messina and Craig Messina.

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

1. Accounting period reflected as 10/07/15 to 08/31/16.
2. Assets on Hand \$601,637.55 consisting of \$1,137.55 in cash and remaining in carry value for real and personal property.
3. Final Inventory and Appraisal filed 10/04/16; however, now does not match accounting beginning balance and will change ending value of assets. **Need** updated summary of account.
4. **Need** copies of bank/financial statement(s) per Local Rule 20-908.
5. **Need** Notice of Hearing with proof of service.
6. ~Proposed Order: 01/24/18.

RECOMMENDATION:

Need to clear notes 3-5. Trust does not appear to continue under court supervision.
(nb/lc/ww/lc/lh/lc)

Superior Court of Calif, County of San Bernardino

Page: 13

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

DATE: 02/15/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700515

CASE NAME: Gladys May Schlinkert

HEARING:

First and Final Account and Report of JACK E SCHLINKERT and
Petition for allowance of fees filed.

COUNSEL:

GLADYS MAY SCHLINKERT (DEC)...
JACK E SCHLINKERT (PET)...THE ELDER & DISABILITY LAW FIR

GENERAL INFORMATION

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

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

1. All beneficiaries waive accounting.
2. Executor waives statutory compensation.
3. Counsel seeks statutory fees of \$9,900.
4. Counsel seeks reimbursement of costs of \$110.
5. Assets on hand \$345,000 in real property.
6. Proposed Order: 12/29/17; however, **need** beneficiary/distributees address per local rule 20-612. **Submit new order.**

RECOMMENDATION

RFA. If approved, set hearing on the filing of receipts and final discharge for **02/21/19**.

(lc)

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

DATE: 02/15/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700675
CASE NAME: MARILYN LOUISE DELASHMUTT
HEARING: Hearing Re: Ptn for Letters of Administration

COUNSEL:

DEBORAH EHRLICH	(OBJ)...C BENJAMIN GRAFF
DEBORAH EHRLICH	(PET)...C BENJAMIN GRAFF
DIANNA L THOMPSON	(PET)...CHRISTOPHER G JENSEN
MARILYN LOUISE DELASHMUTT	(DEC)...

GENERAL INFORMATION

Continued from 09/05/17. Deborah Ehrlich objects and will be retaining Counsel and filing written objections.

Continued from 11/28/17. Matter set for trial.

Letters of special administration issued to W.A. Hlavaty on 12/21/17; bond deferred at this time

THIS CASE SET FOR HEARING ON .

- Petition - 1: Petition for Letters of Administration with full authority under IAEA by Dianna Thompson, daughter
- Petition - 2: **Amended (10/16/17)** Petition for Letters of Administration with full authority under IAEA by Debra Ehrlich, daughter

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

Petitioner – 1 Dianna Thompson, daughter:

1. All heirs waive bond. Net estate value \$591,264 with \$9,000 in personal property. The Court may for good cause require that a bond be given, either before or after issuance of letters. Pr. C. § 8481(c). JTD
2. No proposed order submitted.

Petitioner - 2 Debra Ehrlich, daughter

3. It appears that petitioner Debra is also “Deborah”. Court to clarify.
4. All heirs allegedly waive bond. However, **need** waiver for Dianna Thompson. Alternatively, suggest bond in the amount of \$598,000.
5. **Need** proof of publication.
6. **Need** Notice of Petition to Administer Estate with proof of service.
7. Several Declarations filed in support of petitioner Debra 12/07/17.
8. No proposed order submitted.

RECOMMENDATION

Need to clear notes 4-6. Court's discretion re bond. If approved, set Accounting/Status Review for **04/25/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.
(cs/lh/nb/lc)

Superior Court of Calif, County of San Bernardino

Page: 15

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

DATE: 02/15/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700675

CASE NAME: MARILYN LOUISE DELASHMUTT

HEARING:
Readiness Calendar

COUNSEL:

DEBORAH EHRLICH	(OBJ)...C BENJAMIN GRAFF
DEBORAH EHRLICH	(PET)...C BENJAMIN GRAFF
DIANNA L THOMPSON	(PET)...CHRISTOPHER G JENSEN
MARILYN LOUISE DELASHMUTT	(DEC)...

Readiness – No notes – JTD

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

DATE: 02/15/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700960

CASE NAME: MAURINE TINNEY AKA GERTRUDE AMMONS

HEARING:

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

COUNSEL:

KRISTA WAGNER	(PET)...PRO/PER
LARRY WAYNE AMMONS	(PET)...PRO/PER
MAURINE TINNEY	(DEC)...

GENERAL INFORMATION

Continued from 12/20/17 to be heard with competing petition.

THIS CASE SET FOR HEARING ON

- Petition 1 - for Letters of Administration with Full Authority under IAEA by Krista Wagner, granddaughter.
- Petition 2 - for Probate, Letters Testamentary with Full Authority under IAEA by Larry Ammons, son.

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

Petitioner 1 - Krista Wagner, granddaughter.

1. All heirs waive bond. Net assets \$250,000 in real property.
2. ~Proposed Form Order: 09/27/17.

Petitioner 2 - Larry Ammons, son

3. Will waives bond. Net estate value is \$205,350 of which \$350 is personal property.
4. This appears to be an ancillary probate; decedent was domiciled in Texas. **Need** authenticated copy of order admitting will in domiciliary state per Pr.C. § 12521.
5. **Need** proof of publication
6. **Need** phone number on duties form.
7. Relationships not stated in section 8. However, it appears all heirs are children.
8. **Objections filed by Gary Ammons, son on 01/30/18.**
9. **Objections filed by Krista Wagner, granddaughter on 01/30/18.**
10. ~Proposed Form Order: 12/15/17.

RECOMMENDATION

Need to clear notes 4-6. Matter is contested. Petitioner 2 appears to have higher priority per Pr.C. § 8420. If approved, set Accounting/Status Review for **04/25/19**. 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

Page: 17

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

DATE: 02/15/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700960

CASE NAME: MAURINE TINNEY AKA GERTRUDE AMMONS

HEARING:

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

COUNSEL:

KRISTA WAGNER	(PET)...PRO/PER
LARRY WAYNE AMMONS	(PET)...PRO/PER
MAURINE TINNEY	(DEC)...

See notes on matter 16.

Superior Court of Calif, County of San Bernardino

Page: 18

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

DATE: 02/15/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1800005

CASE NAME: ESTATE OF CAROLYN MICHELLE KENNARD VERRETT

HEARING:

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

COUNSEL:

CAROLYN MICHELLE KENNARD VERRE (DEC)...
LATOYA VERRETT (PET)...RICHARD S PRICE
ZANIKA LEFEBRVE (PET)...RICHARD S PRICE

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by LaToya Verrett and Anika Lefebvrve, daughters.

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

1. Petitioners are sole heirs and waive bond. Net estate value is \$168,000.
2. **Need** proof of publication.
3. ~Proposed Form Order: 01/31/18.

RECOMMENDATION

RFA subject to note 2, Court's discretion re bond. If approved, set Accounting/Status Review for **04/25/19**. 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: JAMES MICHAEL WELCH

DATE: 02/15/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1800036

CASE NAME: MTR OF MARIE E WALLACE

HEARING:

Petition for LETTERS OF ADMINISTRATION W/FULL IAEA

COUNSEL:

MARIE E WALLACE (DEC)...
SHAWN M WALLACE (PET)...IGNAZIO FICARA

GENERAL INFORMATION

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

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

1. All heirs waive bond. Net estate value is \$67,000 of which \$10,000 is personal property.
2. **Need** proof of publication.
3. ~Proposed Form Order: 01/11/18.

RECOMMENDATION

RFA subject to note 2, Court's discretion re bond. If approved, set Accounting/Status Review for **04/25/19**. 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: JAMES MICHAEL WELCH **CONSERVATORSHIP**

DATE: 02/15/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1300261

CASE NAME: Jarred Parker Nelson

HEARING:

Hearing Re: Confirmation of Transfer

COUNSEL:

DOREEN A NELSON (CP)...VALERIE A POWERS SMITH

JARRED PARKER NELSON (CEE)...

MICHAEL C NELSON (CP)...PRO/PER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Confirmation of Transfer to Riverside County.

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

1. Michael Nelson, father, appointed limited Conservator of person only on 02/06/14.
2. Matter ordered transferred to Riverside County since 05/2015 on 12/07/17.
3. **Need** receipt and acknowledgement from Riverside with new case number.

RECOMMENDATION

Inquire status of receipt of transfer.

(lc)

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

DATE: 02/15/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1700404

CASE NAME: KRYSTAL CHARMAE ANGOLUAN BONUS

HEARING: Petition for Appointment of Conservator

COUNSEL:

IMELDA ANGOLUAN (CP)...PRO/PER
KRYSTAL CHARMAE ANGOLUAN BONUS(CTP)...DONNASUE ORTIZ

GENERAL INFORMATION

Continued from 12/14/17. Appointed counsel Marivel Zialcita has not appeared or made contact with Conservator/conservatee. Counsel Zialcita removed from case and Donnasue Smith Ortiz appointed.

THIS CASE SET FOR HEARING ON Petition for Appointment of Limited Conservator person only by Imelda Angoluan, 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. IRC report filed 12/13/17.
4. Petitioner seeks medical powers. Capacity Declaration filed 01/29/18.
5. Proposed conservatee is developmentally disabled. **Need** report of Counsel Donnasue Smith Ortiz.
6. **Need** notice of hearing and proof of service including 30 days' notice to IRC per Pr.C. § 1822(e).
7. Court Investigator report filed 12/11/17.
8. Citation returned served.
9. Certificate of Completion of the Conservatorship Training Class filed 12/07/17.
10. ~Proposed Form Order: 11/02/17.

RECOMMENDATION

Need to clear notes 5-6. If approved, set hearing for Compliance Review for **09/20/18** 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: JAMES MICHAEL WELCH

DATE: 02/15/18 TIME: 9:30 DEPT: S36P

CASE#: VC VS00116
CASE NAME: MTR OF CONSERVATORSHIP OF MARTIN ACOSTA
HEARING: Petition for TO DISMISS CONSERVATORSHIP PETITION

COUNSEL:

JOAQUIN A ACOSTA (PET)...
MARTIN ACOSTA (CEP)...PRO/PER
SANDRA ACOSTA (PET)...STANLEY W HODGE

GENERAL INFORMATION:

Continued from 05/26/16. Court deemed petition as a petition to terminate conservatorship of person and estate.

Continued from 08/11/16 and 10/27/16. Parties are still attempting to obtain a conservatorship in Nebraska.

Continued from 01/05/17. Counsel advised petitioner and conservatee may have moved out of California without the court's authority. Matter referred to Public Guardian and Court Investigator to gain information on the whereabouts of parties. Referred to Court Investigator.

Continued from 03/09/17. Conservator directed to register the conservatorship according to Nebraska Law. Case will be dismissed once proof is filed.

Continued from 07/13/17. No appearance. On 3/9/17 Court ordered petitioner Sandra Acosta to register a conservatorship in accordance to Nebraska law. There being no proof of a conservatorship in Nebraska the Court orders petitioner and counsel to appear in court on 8/31/17 with Martin Acosta. Conservator Sandra Acosta removed conservatee from California without the Courts permission.

Continued from 08/31/17. Sandra Acosta able to appear via court call at next hearing.

Continued from 11/30/17. Oral report given by Sandra Acosta. Conservator and conservatee are now residing in Colorado. Conservatorship to be established.

THIS CASE IS SET FOR HEARING ON Declaration and Petition to Dismiss [Terminate] Conservatorship Petition.

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

1. Mother, Sandra Acosta, appointed Limited Conservatorship, person/estate, on 7/11/97, no bond. (Last waiver of account approved 10/19/10 and appears the estate consist solely of public benefits. Proposed Waiver of Account and Order returned for correction on 4/25/14 and 6/4/15.) Accounting Review on 1/6/16.

Counsel stated that the conservators will not be returning to California and appears will not be filing an accounting. **Need** waiver of account or proof of guardianship of estate in other state. Petitioner waives accounting; however, **need** actual waiver of accounting with report or local form.

2. Petitioner, Sandra, is currently in Nebraska with the conservatee and will be moving to Colorado and is requesting dismissal; court deemed as termination. Petitioner and conservatee will not be returning to California.
3. Court Investigator memos/reports filed 2/15/13, 3/3/14, 6/25/14, 8/12/15 and **02/22/17**.

RECOMMENDATION:

Court's discretion re note 1. Need proof of conservatorship of estate in Colorado.
(sa/lc)

Superior Court of Calif, County of San Bernardino

Page: 1

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

Readiness Calendar

DATE: 02/15/18 TIME: 8:29 DEPT: S37P

CASE#: GAR SS1400549

CASE NAME: Paris G Flamenco

HEARING:

Hearing Re: PTN TO MODIFY VISITATION ORDERS

COUNSEL:

ISABEL AYALA

(GP)...PRO/PER

JASMINE C FLAMENCO

(MOT)...PRO/PER

JOSE FLAMENCO

(PET)...PRO/PER

PARIS G FLAMENCO

(MIN)...

Visitation – No notes – JTD

Superior Court of Calif, County of San Bernardino

Page: 2

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

DATE: 02/15/18 TIME: 8:29 DEPT: S37P

CASE#: GAR SS1400549

CASE NAME: Paris G Flamenco

HEARING:

Hearing Re: APPLICATION FOR ORDER ENFORCING VISITATION

COUNSEL:

ISABEL AYALA	(GP)...PRO/PER
JASMINE C FLAMENCO	(MOT)...PRO/PER
JOSE FLAMENCO	(PET)...PRO/PER
PARIS G FLAMENCO	(MIN)...

Visitation – No notes – JTD

Superior Court of Calif, County of San Bernardino

Page: 3

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

DATE: 02/15/18 TIME: 8:29 DEPT: S37P

CASE#: GAR SS1400549

CASE NAME: Paris G Flamenco

HEARING:
Readiness Calendar

COUNSEL:

ISABEL AYALA	(GP)...PRO/PER
JASMINE C FLAMENCO	(MOT)...PRO/PER
JOSE FLAMENCO	(PET)...PRO/PER
PARIS G FLAMENCO	(MIN)...

Readiness – No notes – JTD

Superior Court of Calif, County of San Bernardino

Page: 4

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

DATE: 02/15/18 TIME: 8:29 DEPT: S37P

CASE#: PRO PS1700269

CASE NAME: LIVING TRUST OF EUGENE MONTE NACCARATO

HEARING:

Hearing Re: PTN TO INTERVENE AND FOR DEC RELIEF

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

Currently under review by legal research.

(LR)

Superior Court of Calif, County of San Bernardino

Page: 5

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

DATE: 02/15/18 TIME: 8:29 DEPT: S37P

CASE#: PRO PS1700269

CASE NAME: LIVING TRUST OF EUGENE MONTE NACCARATO

HEARING:
Readiness Calendar

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

Readiness – No notes – JTD

Superior Court of Calif, County of San Bernardino

Page: 6

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

DATE: 02/15/18 TIME: 8:29 DEPT: S37P

CASE#: PRO PS1700269

CASE NAME: LIVING TRUST OF EUGENE MONTE NACCARATO

HEARING:
Trial Setting Conference

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

T.S.C. – No notes - JTD

Superior Court of Calif, County of San Bernardino

Page: 7

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

DATE: 02/15/18 TIME: 8:30 DEPT: S37P

CASE#: CON PS1600098

CASE NAME: MTR OF FORTMAN S YAN

HEARING:

Hearing Re: Receipt of Bond

COUNSEL:

ROBBIN YAN-SINGZON

(CPE)...BRYAN C HARTNELL

FORTMAN S YAN

(CEP)...WALTER T. MOORE

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Receipt of Bond.

0

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

1. Robbin Yan-Singzon, daughter, ordered to post additional bond of \$47,000.

RECOMMENDATION

Inquire status of bond.

(lc)

Future Hearing:

03/05/18 *Accounting Review.*

04/16/18 *Compliance review hearing*

CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY **PROBATE**

DATE: 02/15/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1300689

CASE NAME: Joanne L. De Loof

HEARING: Report Account and Report of RICHARD DE LOOF and Petition for allowance of fees filed.

COUNSEL:

JOANNE L DE LOOF (DEC)...
JUDITH L JORDAN (TP)...PRO/PER
RICHARD DE LOOF (PET)...CHRISTOPHER JAMES MURTAGH

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Account and Report by Richard De Loof, son/executor.

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

1. Assets on hand \$0 or potential claim of \$20,427.86.
2. Executor seeks to withhold balance of estate for expenses paid to defray closing expenses etc.
3. There are receipts of \$20,427.86 and losses of \$5,803.57. Summary of account does not balance, nor is proper as no assets or actual income was received into the estate.
4. Executor states the estate is not able to close as the Texas Asbestos Lawsuit has not yet settled. However, seeks authority to sign any documentation re litigation and directly distribute to the heirs. Executor would accept conditions for damages and waive, release and transfer or accept conditions.
5. It appears to be a final account with proposed distribution; however, not stated in caption of petition. **Need** same.
6. Executor alleges the proposed settlement property should be distributed directly to parties; however, the will distributes residue to the Trustee of The Joanne DeLoof Family Trust. Judi Jordan resigned as co-trustee. Question under what authority would executor have to distribute directly to beneficiaries? **Need** verified supplement with points and authorities.
7. It cannot be determined if the accounting balances as it does not comply with Pr.C.§10900 and Pr.C.§1060 et. seq. **Need** a proper summary of account and accounting schedules.

8. Receipts Schedule A appear to be expenses rather than Receipts, funds loaned to the estate are not considered a receipt. [Acct. 10/26/17LFpg18]. **Need** corrected schedules.
9. Receipts [Distributions] indicate attorney's fees of \$5,200 paid for probate; although paid by executor. Question the authority to pay probate statutory fees without prior approval Pr.C. § 10813? **Need** verified supplement.
10. Receipts indicates checks for Asbestos claim, yet are listed with executors expenses. It is unclear if these are actual receipts or payments. **Need** proper summary of account with schedules.
11. **Need** notice of hearing and proof of service.
12. Proposed Order not reviewed due to deficiencies.

RECOMMENDATION

Need to clear notes 5-11; proper accounting and notice. If approved, set hearing on the filing of final discharge for **02/21/19**.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 9

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

DATE: 02/15/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1400898

CASE NAME: MATTHEW ANDREW CLAYPOOL

HEARING:
Accounting Review

COUNSEL:
MATTHEW ANDREW CLAYPOOL (DEC)...
MICAH CLAYPOOL (PET)...JACK B OSBORN

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 Micha Claypool, nephew, on 12/02/15; full authority, no bond.
2. Final Inventory and Appraisal filed 06/15/15.
3. Previous status report approved on 11/08/17.
4. **Need** accounting or status report.

RECOMMENDATION

Inquire status of accounting.
(lc)

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

DATE: 02/15/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600080

CASE NAME: MTR OF BARBARA ANN BLACKMUR

HEARING:
Accounting Review

COUNSEL:
BARBARA ANN BLACKMUR (DEC)...
STEVEN L BLACKMUR (PET)...PRO/PER

GENERAL INFORMATION

Continued from 07/27/17. No appearance. Steven Blackmur ordered to appear if accounting not filed.

Continued from 10/12/17 for home repairs/property to be listed for sale. Final Inventory and Appraisal to be filed by 12/31/17.

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 Steven Blackmur, son, on 06/03/16; full authority, no bond.
2. **Need** final Inventory and Appraisal
3. **Need** accounting or status report.

RECOMMENDATION

Need to clear notes 2-3.
(lc/lh/lc)

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

DATE: 02/15/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600118

CASE NAME: MTR OF TOMAS P VILLARREAL

HEARING:
Accounting Review

COUNSEL:

CECILIA VILLARREAL	(FULLERTON LEMANN SCHAEFER &
GABRIELA VILLAREAL	(GERARD V KASSABIAN
HUMBERTO VILLARREAL	(TP)...FULLERTON LEMANN SCHAEFER &
RENE VILLARREAL	(PET)...JASON L GAUDY
SURETEC INSURANCE CO	()...
TOMAS P VILLARREAL	(DEC)...

GENERAL INFORMATION

Continued from 08/03/17.

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 Rene Villarreal, spouse, on 06/16/16; **limited** authority, \$198,000 bond. Full authority later sought; however, hearing taken off calendar on 01/10/18.
2. **Need** final Inventory and Appraisal
3. **Need** accounting or status report.

RECOMMENDATION

Need to clear notes 2 - 3.
(lc)

Future hearing dates: 02/20/18 Petition for Full Authority to Administer Estate.

Superior Court of Calif, County of San Bernardino

Page: 12

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

DATE: 02/15/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1601205

CASE NAME: NORMA JEAN WILMUTH

HEARING:

WAIVER OF Account and Report of CAITLYN THIHHER and Petition for allowance of fees filed.

COUNSEL:

CAITLYN THIHHER (PET)...AMY YORK GARRETT
NORMA JEAN WILMUTH (DEC)...

CCP170.6 filed as to Judge CYNTHIA A LUDVIGSEN, case reassigned to Judge TARA REILLY for all purposes.

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Waiver of Final Account, Distribution and Petition for Allowance of Fees by Caitlyn Thiher, granddaughter.

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

1. Administrator is sole heir, waives accounting and statutory compensation.
2. Assets on hand \$131,862.46 in cash.
3. Attorney seeks statutory fees of \$5,164.12. Ok.
4. Counsel seeks extraordinary fees of \$1,500, reduced from \$2,131.25, for 7.75 hours at \$275 per hour in relation to sale of real property. [Acct.10/30 LFpg14-15]. JTD
5. Administrator seeks a reserve of \$1,500.
6. ~Proposed Order: 10/30/17.

RECOMMENDATION

RFA subject to n discretion re fees. If approved, set hearing on the filing of receipts and final discharge for **02/21/19**.

(lc)

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

DATE: 02/15/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700248
CASE NAME: MAURA QUEZADA
HEARING: Petition for Order for preliminary distribution; waiver of bond etc

COUNSEL:
MAURA QUEZADA (DEC)...
SYLVIA DELGADO (PET)...PRO/PER

GENERAL INFORMATION:
Continued from 12/11/17 for notice.

THIS CASE SET FOR HEARING ON Petition for Order for Preliminary Distribution; Waiver of Bond from Distributees by Sylvia Delgado, daughter

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

1. Letters of Administration issued to Sylvia Delgado, daughter, on 06/02/17, full authority, \$660,000.00 bond.
2. Petitioner does not cite a code; however, it appears that petitioner is seeking preliminary distribution per Pr.C. § 11620.
3. Administrator alleges Creditor's Claim period has passed, and believes this petition will not cause any harm to the creditors or estate.
4. Total value of estate assets are \$1,214,498.14 of which \$563,006.94 is real property.
5. Total Creditor's Claim is \$23,473.39. The administrator estimates the amount of unpaid taxes and liabilities to be approximately \$15,000.00.
6. After satisfaction of creditors' claims in the amount of \$23,473.39, the remaining net estate value is \$1,191,024.75. Proposed distribution does not exceed 50% or \$595,512.37. A noticed hearing does not limit to 50%; Pr.C. § 11620.
7. Petitioner requests to distribute \$200,000 equally among the four heirs; Administrator Sylvia Delgado, Rene Quezada, Xochitl Yount and Adrian Quezada.
8. Petitioner alleges there are ample assets in the estate after the preliminary distribution to secure the payment of any remaining taxes and closing expenses. Therefore requests to dispense with the furnishing of a bond by each distributee.
9. Proposed Order submitted: 10/20/17

RECOMMENDATION:
Court's discretion.
(cs/lc)

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

DATE: 02/15/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1701067

CASE NAME: C. KIM HOLT

HEARING:

Petition to determine succession to Real Property

COUNSEL:

C. KIM HOLT (DEC)...
RANDI M. WILSON (PET)...BURT & ASSOCIATES

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition to Determine Succession to Real and Personal Property by Randi Wilson, daughter.

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

1. Petitioner, Randi Wilson, seeks 100% interest in decedent's 100% Interest in real and personal property per instate succession.
2. **Need** supporting bank statements for Bank of America accounts per local rule 20-908.
3. ~Proposed Form Order: 10/17/17.

RECOMMENDATION

RFA subject to note 2.

(lc)

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

DATE: 02/15/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1701069

CASE NAME: GREGORY LEON SCHULTZ AKA GREGORY L. SCHULTZ

HEARING:

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

COUNSEL:

EILEEN LEWIS (PET)...ALBREKTSON & SHUMATE, LLP
GREGORY LEON SCHULTZ (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Probate, Letters Testamentary with Full Authority under IAEA by Eileen Lewis, sister.

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

1. Will waives bond. Net estate value is \$275,000 in real property. However, petitioner is a non-resident and court has discretion to require bond per Pr.C. §8571.
2. ~Proposed Form Order: 10/26/17.

RECOMMENDATION

RFA subject to Court's discretion re bond. If approved, set Accounting/Status Review **04/25/19**. 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

Page: 16

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

DATE: 02/15/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1701207

Vacated

CASE NAME: SHARON LOUISE SHELBY

HEARING:
Hearing Re: RECEIPT OF BOND

COUNSEL:
SHARON L MINGURA-OCHOA (PET)...IGNAZIO FICARA
SHARON LOUISE SHELBY (DEC)...

Bond filed.

Future hearing dates: 03/28/19 Accounting review.

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

DATE: 02/15/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1800008

CASE NAME: BOBBIE J. SWANSON
HEARING: Hearing re: Petition for Letters of Admin. W/ Full Authority
under IAEA.

COUNSEL:

BOBBIE J SWANSON (DEC)...
CATHERINE L. MATCHAM (PET)...PRO/PER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by Catherine Matcham, daughter.

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

1. **NOTE:** It appears petitioner has filed a previous petition with a different case number **PROPS1700769**. Letters of administration issued to petitioner on 12/27/17, full authority. However, letters **should state limited authority per 12/27/17 minute order**. Clerk's office notified on 02/06/18. It appears this petition was filed seeking full authority. Court may wish to consolidate.
2. Petitioner is sole heir and waives bond. Net estate value is negative equity in real property of -\$30,000. Court for good cause could require bond per Pr.C. § 8481(b).
3. **Need** Notice to Petition to Administer Estate and proof of service.
4. Proof of publication was filed in related case **PROPS1700769**. IAEA authority in notice/publication does not differentiate whether limited or full. Therefore, it does not appear publication would be required as the petitioner remains the same and is not seeking to admit a will.
5. ~Proposed Form Order: 01/04/18.

RECOMMENDATION

Need to clear note 3, Court's discretion re bond. If approved, set Accounting/Status Review for **04/25/19**. 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: TARA REILLY

DATE: 02/15/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1800027

CASE NAME: MTR OF ELVIRA RODRIGUEZ

HEARING:

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

COUNSEL:

CECILIA PATRICIA OROZCO (PET)...SCHOMER LAW GROUP, APC
ELVIRA RODRIGUEZ (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full
authority under IAEA by Cecilia Orozco, niece.

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

1. Petitioner seeks \$554,400 bond. Ok.
2. **Need** Notice to Petition to Administer Estate and proof of service including to Mexican Consulate.
3. **Need** proof of publication.
4. Petitioner does not list herself as an heir, **need** verified supplement indicating whether petitioner is an heir. Additionally, explaining who parents were of the remaining heirs.
5. ~Proposed Form Order: 01/11/18.

RECOMMENDATION

Need to clear notes 2-4, \$554,400 bond. If approved, set Accounting/Status Review for **04/25/19**. 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: TARA REILLY

CONSERVATORSHIP

DATE: 02/15/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1500227

CASE NAME: CASEY L ARIFIN

HEARING:

Order to Show Cause RE: Why Case Should Not Be Transferred to LA
County

COUNSEL:

CALVIN LEE	(PCR)...PRO/PER
CASEY L ARIFIN	(PCE)...MARK J. FLORY
SUSIE HALIM	(PCR)...PRO/PER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON re Why Case Should not be Transferred

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

1. Calvin Lee & Susie Halim, father and paternal grandmother, appointed **limited** Conservators of person only on 09/28/15.
2. Court set matter on calendar after review of change of address where conservatee and Conservators now resides in Alhambra; Los Angeles County.
3. Court Investigator report filed 12/05/17.
4. Notice sent returned on 12/12/17.

RECOMMENDATION

Court's discretion. If approved, set hearing re proof of transfer.

(lc)

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

DATE: 02/15/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1600380

CASE NAME: MTR OF MARK ANDREW LIZARRAGA

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of MARIA G LIZARRAGA

COUNSEL:

MARCO A LIZARRAGA (CP)...PRO/PER
MARIA G LIZARRAGA (CP)...PRO/PER
MARK ANDREW LIZARRAGA (CTP)...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 and Marco Lizarraga, parents, appointed **limited** conservators of the person only on 07/13/17.
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** 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 2-4.

(lc)

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

DATE: 02/15/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1700317

CASE NAME: MTR OF MARGARET SALSBERY

HEARING:

Petition for Appointment of Conservator

COUNSEL:

CARREEN GARCIA (CPE)...HORSPOOL & H ORSPOOL
MARGARET SALSBERY (CEP)...CANDICE GARCIA-RODRIGO

GENERAL INFORMATION

Continued from **10/10/17**. Candice Garcia- Rodrigo appointed counsel.

Continued from 12/11/17. Careen Garcia appointed temporary Conservator of person and estate; \$30,000 bond.

THIS CASE SET FOR HEARING ON Petition for Appointment of Conservator person and estate by Careen Garcia, granddaughter.

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

1. Petitioner seeks bond of \$30,000. Appears sufficient.
2. Petitioner seeks medical powers. Capacity Declaration filed 09/26/17.
3. Petitioner seeks dementia powers. Report of Counsel, Candice Garcia-Rodrigo filed 01/16/18.
4. Court Investigator report filed 10/05/17.
5. Return of Citation filed 10/23/17
6. Certificate of Completion of the Conservatorship Training Class filed 09/07/17.
7. ~Proposed Form Order: 08/24/17

RECOMMENDATION

Court's discretion. If approved, set hearing for Compliance Review for **09/20/18** for the filing of the required documents and hearing re Accounting Review for **04/25/19**. Any accounting to be filed 30 days in advance.

(lh/nb/cs/lc)

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

DATE: 02/15/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1700449
CASE NAME: CAMERON SCOTT
HEARING: Petition for Appointment of Conservator

COUNSEL:

CAMERON SCOTT (CEP)...PRO/PER
KIMBERLY SCOTT (CPE)...WALTER RAYMOND NEWMAN

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Appointment of Conservator person and estate by Kimberly Scott, mother

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

1. Petitioner requests bond be waived as petitioner is proposed conservatee's mother. This is not sufficient cause for bond waiver. Court to inquire necessity of estate powers as the estate consists of \$500 in personal property.
2. Section 11 of petition does not include any grandparents. Court to inquire.
3. Petitioner requests 2590 powers. However, attachment 1d is incomplete as to specific powers requested per Pr.C.§2591 or the reason each power is needed. As the estate contains minimal assets, question the need for any powers under Pr.C.§2591? **Need** verified supplement.
4. Petitioner seeks medical powers. Capacity Declaration filed 01/18/18; however, signature is not dated. **Need** dated signature.
5. Petitioner seeks dementia powers; however, court to clarify whether proposed conservatee is developmentally disabled. **Need** appointment of counsel for report.
6. **Need updated** list of required contacts (Local form SB-12224) to **include all second degree relatives; siblings etc.**
7. Citation returned served; however, proof of service date served is incomplete as well as date at signature of server. **Need** completed proof of service.
8. **Need** Court Investigator report.
9. **Need** notice of hearing and proof of service, **possibly** including 30 days' notice to IRC.
10. Certificate of Completion of the Conservatorship Training Class filed 02/01/18
11. No proposed order.

RECOMMENDATION

Need to clear notes 3-9. If approved, set hearing for Compliance Review for **09/20/18** for the filing of the required documents and hearing re Accounting Review for **04/25/19**. Any accounting to be filed 30 days in advance.

(lc)

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

DATE: 02/15/18 TIME: 9:30 DEPT: S37P

CASE#: RC RS00270
CASE NAME: JOSE A CARMONA GARCIA
HEARING: EIGHTH AND FINAL Account and Report of DIANE D HARKISON and
Petition for allowance of fees filed.

COUNSEL:

DIANE D HARKISON	(CE)...M DANIEL SAYLOR
DIANE D HARKISON	(CPE)...M DANIEL SAYLOR
DONNASUE SMITH ORTIZ	(PET)...DONNASUE ORTIZ
JOSE A CARMONA GARCIA	(CEP)...DONNASUE ORTIZ
KIRK HOFFMAN	(PET)...M DANIEL SAYLOR
LOURDES SANCHEZ	(PET)...PRO/PER
VIRGINIA VASQUEZ PEREZ	(PCR)... KAMOLA L. GRAY

CCP170.6 filed as to CYNTHIA A LUDVIGSEN

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON 8th and Final Account and Petition for Fees by Diane Harkison, former Conservator.

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

1. Account period covers 05/01/16 – 10/31/17.
2. Assets on hand \$26,519.79 in cash.
3. Conservator requests fees of \$6,697.75 for 67.2 hours at \$95/120 per hour less \$4,000.00 already taken per court order for a balance of \$2,697.75. Itemized [LF p.18-25].
4. Attorney requests fees of \$3,026.25 for 14.65 hours at \$140/375 per hour for paralegal and attorney services. Itemized [LF p.27-28].
5. Conservator seeks bond of \$300,000 be exonerated.
6. ~Proposed order: 12/29/17.

RECOMMENDATION:

Court's discretion. If approved, set hearing on the filing of receipts and final discharge for **02/21/19**.

(lc)

Future hearing dates: 08/16/18 Accounting review Kirk Hoffman Successor Conservator

Superior Court of Calif, County of San Bernardino

Page: 24

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

DATE: 02/15/18 TIME: 9:30 DEPT: S37P

CASE#: SLC SS8948

CASE NAME: IN THE MATTER OF DIANA GARBANI

HEARING:

Hearing Re: Receipt of Bond

COUNSEL:

CHRISTINA ERICKSON-TAUBE	(CPE)...SHERRI L KASTILAHN
DIANA GARBANI	(CEP)...HARTNELL LAW GROUP
DIANA GARBANI	(CPE)...HARTNELL LAW GROUP
PECHANGA BAND OF LUISENO MISSI	(TP)...JAMES COHEN
PUBLIC GUARDIAN	(CPE)...COUNTY COUNSEL

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Receipt of Bond.

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

1. 6th Account of Christina Erickson Taube approved on 01/17/18.
2. **Need** total Bond of \$814,000, an increase of \$194,000.

RECOMMENDATION

Inquire status of bond.

(lc)

Future Hearing:

04/02/18 Final Discharge

11/28/18 *Accounting Review.*