



Second/Final Check

Superior Court of California
County of San Bernardino
Probate Department

Probate Notes for Calendar Date: 03/21/18

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.

03/05/18lh; 03/16/18lh

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

Page: 1

CIVPRO San Bernardino District - Civil
PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT **CIVIL**

DATE: 03/21/18 TIME: 8:30 DEPT: S35P

CASE#: CIP DS1700202

CASE NAME: CORDARO -V- BRIGHT FUTURES

HEARING:

Hearing Re: PETITION FOR COMPROMISE OF DISPUTED CLAIM

COUNSEL:

GINO CORDARO
DANIEL CORDARO

(PET)...GREER & RINEER
(CLA)...

Currently under review by legal research.

(LR)

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

DATE: 03/21/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1300430

CASE NAME: KATIE A SHIRLEY

SEE ALSO 3 4 5

HEARING:

Petition for LETTERS OF ADMINISTRATION W/FULL IAEA

COUNSEL:

CAROLYN MARSTON	(PET/PLA)...PRO/PER
KATIE A SHIRLEY	(DEC)...
MICHAEL C MADDUX	(PET)...
KATIE SHIRLEY	(PET)...
CITI MORTGAGE, A CORP.	(RES)...
CLEAR RECON CORP, WOODROW SHIRLEY	

XREF: CONDS1000212 KATIE A SHIRLEY

GENERAL INFORMATION

OSC set when there was no appearance and continued to **05/10/17**.

Continued from **06/21/17**. Any supplement to be filed by 9/18/17.

Continued from **10/18/17** by petitioner to seek legal advice to clear notes.

Continued from 01/17/18. No appearance. Judicial Assistant received telephone call that Carolyn Marston was sick and unable to appear. Notice given by Judicial Assistant

THIS CASE SET FOR HEARING ON Petition for Letters of Administration [**12/14/16**] with **full** authority under IAEA by Carolyn Marston, daughter.

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

1. Letters of Administration were issued to Carolyn Marston on 09/24/13, limited authority no bond. It appears petitioner **now seeks full** authority.
 - a. Petitioner states will waives bond; however, there is no will, yet Petitioner also states decedent died intestate.
 - b. Petitioner does not set forth value of the estate, nor has filed an Inventory and Appraisal in this case.
 - c. Petitioner waives bond for herself; however, no other bond waivers for full authority.

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

- d. It appears that petitioner may be confused as to what is needed to complete her Inventory and Appraisal and accounting. Accounting [2/8/16] was not heard at time of review.
2. **Need** Notice to Petition to Administer Estate and proof of service if petitioner is amending authority per C.R.C § 7.53(a).
3. **Need** proof of publication if petitioner is amending authority per C.R.C § 7.53(a).
4. ~Proposed Form Order: 12/14/16.

RECOMMENDATION

Need to clear notes 2-3. Court to determine if petition is moot as petitioner is already administrator.

(lc/lh)

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

DATE: 03/21/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1300430

CASE NAME: KATIE A SHIRLEY

SEE ALSO 2 4 5

HEARING:

SUMMARY Account and Report of CAROLYN MARSTON and Petition for allowance of fees filed.

COUNSEL:

CAROLYN MARSTON	(PET/PLA)...PRO/PER
KATIE A SHIRLEY	(DEC)...
MICHAEL C MADDUX	(PET)...
KATIE SHIRLEY	(PET)...
CITI MORTGAGE, A CORP.	(RES)...
CLEAR RECON CORP, WOODROW SHIRLEY	

Waiver of Court Fees and Costs filed by CAROLYN MARSTON is GRANTED

XREF: CONDS1000212 KATIE A SHIRLEY

GENERAL INFORMATION

Continued from **10/19/16 and 02/08/17**. No appearance. Court orders that Carolyn Marston be personally present in court on February 22, 2017. Notice by judicial assistant.

Continued from **02/08/17, 04/25/17, 06/21/17 and 08/30/17** to clear notes re accounting period 01/06/13 – 06/30/16.

Continued from 10/18/17 to seek legal assistance to clear notes.

Continued from 01/17/18 No appearance. Judicial Assistant received telephone call that Carolyn Marston was sick and unable to appear. Notice given by Judicial Assistant

THIS CASE SET FOR HEARING ON **Amended (02/16/17 & 05/10/17)** Summary of Account by Carolyn Marston, daughter administrator.

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

1. Accounting period 01/06/13 to 06/30/16. However, accounting should begin at date of death; 01/05/13. Court may wish to deem as di minimis.

2. **Need** final Inventory and Appraisal where real property is appraised by probate referee, even though it has sold.
 - a. **Inventory and Appraisal submitted from conservatorship showing real property of \$881,090.80 and alleged probate property of \$275,000 [not appraised]. Petitioner alleges that there are no funds to get property appraised for date of death [Sup. 05/10/17 LFpg4-12].**
3. 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.
4. Amendment filed 05/10/17 is not verified per Pr.C. § 1021. **Need** verification.
5. Petitioner alleges that surplus of funds from sale of real property, \$8,938.42, was distributed **and distributions to beneficiaries totaling \$21,901.41 have been made.** A personal representative may only preliminary distribute personal property per Pr.C. § 10520., if it is pecuniary per terms **of a will** under \$10,000 and/or personal property under \$50,000. There is no will. Under what authority did petitioner distribute property? **Need** verified supplement explaining why the funds should not be paid back to the estate. **Amendment (02/16/17) indicates funds should not be paid back to the estate because it will have to be given back to petitioner and her sisters and would waste more time and money.**
6. Creditor's Claims by Emma Kresser, CPA \$2,135.00 Attorney Michael Maddux \$38,962.28 appear to be outstanding. Michael Maddux was allegedly hired pro bono.
7. A second petition for Administration was filed by administrator. **Court to inquire as petitioner is already appointed with limited authority.**

RECOMMENDATION

Need to clear notes 2-4. Suggest petitioner seek legal advice.
(lc/nb/lh/lc/lh)

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

DATE: 03/21/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1300430

CASE NAME: KATIE A SHIRLEY

SEE ALSO 2 3 5

HEARING:

SUMMARY Account and Report of CAROLYN MARSTON and Petition for allowance of fees filed.

COUNSEL:

CAROLYN MARSTON	(PET/PLA)...PRO/PER
KATIE A SHIRLEY	(DEC)...
MICHAEL C MADDUX	(PET)...
KATIE SHIRLEY	(PET)...
CITI MORTGAGE, A CORP.	(RES)...
CLEAR RECON CORP, WOODROW SHIRLEY	

Waiver of Court Fees and Costs filed by CAROLYN MARSTON is GRANTED

XREF: CONDS1000212 KATIE A SHIRLEY

See notes on prior matter #3.

(lh)

Superior Court of Calif, County of San Bernardino

Page: 5

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

DATE: 03/21/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1300430

CASE NAME: KATIE A SHIRLEY

SEE ALSO 2 3 4

HEARING:

ACCOUNTING SUMMARY Account and Report of CAROLYN MARSTON and
Petition for allowance of fees filed.

COUNSEL:

CAROLYN MARSTON	(PET/PLA)...PRO/PER
KATIE A SHIRLEY	(DEC)...
MICHAEL C MADDUX	(PET)...
KATIE SHIRLEY	(PET)...
CITI MORTGAGE, A CORP.	(RES)...
CLEAR RECON CORP, WOODROW SHIRLEY	

Waiver of Court Fees and Costs filed by CAROLYN MARSTON is GRANTED

XREF: CONDS1000212 KATIE A SHIRLEY

See notes on prior matter #3.
(lh)

Superior Court of Calif, County of San Bernardino

Page: 6

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

DATE: 03/21/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1500801

CASE NAME: DOROTHY BEATRICE ERVIN

HEARING:

Hearing re Final Discharge

COUNSEL:

TINA MARIE PILGRIM (PET)...HORSPPOOL & HORSPPOOL
DOROTHY BEATRICE ERVIN (DEC)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Final Discharge

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

1. Receipts were filed.
2. **Need** Ex Parte Petition for Final Discharge and Order.

RECOMMENDATION

Inquire status.

(lh)

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

DATE: 03/21/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1601203

CASE NAME: RAYMOND E SNOWDEN

HEARING:

First and Final Account and Report of PAUL J SNOWDEN and
Petition for allowance of fees filed.

COUNSEL:

PAUL J SNOWDEN (PET)...ROBERT W CANNON
RAYMOND E SNOWDEN (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON First and Final Account and Report of
Executor, Paul J Snowden

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

1. Assets on hand: **\$320,550.68**, cash
2. Statutory fees of **\$10,063**, each, requested by executor and attorney. Calculated.
3. Petitioner advanced \$4,377.06 for home insurance, utility payments, HOA fees, taxes, landscaping and property repairs; sum was reimbursed to petitioner on 09/30/17.
4. Petitioner requests reserve of **\$2,500** for miscellaneous closing expenses.
Note: if approved, need informal account for reserves per Local Rule 20-911 prior to filing ex parte petition for final discharge.
5. Notice was given.
6. ~Proposed order: 12/04/17

RECOMMENDATION:

Court's discretion. If approved, court to set hearing on filing of receipts and final discharge to include informal account re reserves for **03/27/19**.

(lh)

Superior Court of Calif, County of San Bernardino

Page: 8

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

DATE: 03/21/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1800130

CASE NAME: PAUL M SAFFIAN

HEARING:

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

COUNSEL:

ROBERT J SAFFIAN (PET)...GEORGE W YOUNG
PAUL M SAFFIAN (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with limited authority under IAEA by Robert J. Saffian, brother/nominee

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

1. Petitioner requests bond of \$10,000. Estimated value of estate is \$302,000 based on real property and \$2,000 in personal property. JTD
2. Duties and Liabilities filed 02/27/18; form not dated at signature. JTD
3. **Need** Notice of Petition to Administer Estate with proof of service as to Robert James Saffian (father) and Patricia Saffian (mother).
4. **Need** Proof of Publication.
5. No proposed Order submitted.

RECOMMENDATION

Need to clear notes #3-4, then Court's discretion. If approved, set Accounting/Status Review for **05/29/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lh)

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

DATE: 03/21/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1800141

CASE NAME: CYNTHIA MARIE BOOK AKA CYNTHIA MARIE BOOK-ELLIOT

HEARING:

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

COUNSEL:

JEREMY BOOK (PET)...ROSE C ROSADO
CYNTHIA MARIE BOOK (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by Jeremy Book, son

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

1. All heirs waive bond so long as funds are placed in attorney-client trust account. Estimated value of estate is \$101,000 based on real property and \$1,000 in personal property. JTD
2. ~Proposed Form Order: 02/14/18

RECOMMENDATION

Court's discretion. If approved, set Accounting/Status Review for **05/29/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lh)

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

DATE: 03/21/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1800142

CASE NAME: Raul Lopez Martinez

HEARING:

Spousal Property Petition hearing.

COUNSEL:

ROSALBA LOPEZ (PET)...LAW OFFICE OF GEORGINA LEPE
RAUL LOPEZ MARTINEZ (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Spousal Property Petition by Rosalba Lopez

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

1. Petitioner, Rosalba Lopez, seeks court determine and confirm her half of community property and determine that decedent's half transfers to petitioner without administration.
2. Petitioner Rosalba Lopez alleges she and decedent were married on 06/16/87, and the real property was purchased with community funds on 10/25/99 during their marriage. A copy of the Quitclaim Deed is attached as Exhibit A, LFpg10.
3. Petitioner Rosalba Lopez alleges decedent pressured her into transferring the property solely to decedent on or about 02/08/12. A copy of the Quitclaim Deed is attached as Exhibit B, LFpg11.
4. Petitioner and decedent had 4 children: Edith Lopez, Raul Lopez, Jr, Jose Lopez, and Edith Lopez, who have all signed consents to the relief requested within petition.
5. Notice is complete.
6. ~Proposed Form Order: 02/14/18

RECOMMENDATION:

Court's discretion.

(lh)

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

DATE: 03/21/18 TIME: 8:30 DEPT: S35P

CASE#: VPR VS002893

CASE NAME: ESTATE OF ANN E LUNA

HEARING:

Petition to approve Fifth Account and Report of STEPHEN C LUNA
and Petition for allowance of fees filed.

COUNSEL:

REGINA M BADILLO	(PET)...CHARLES P BROWN
ANN ELOISA LUNA	(DEC)...
BARRY ESKIN	(PET)...PRO/PER
STEPHEN C LUNA	(PET/OBJ)...GAINES LEGAL SERVICES
ALMA CARPENTER	(CHARLES P BROWN)
CHARLES P BROWN ESQ	

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON 5th Account Current and Report of Status of
Stephen C Luna, Administrator

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

1. Accounting period covers 11/15/16 to 11/14/17.
2. Property on hand: \$659,701.21, consisting of \$24,699.31 cash and remaining in annuity payments to be received.
3. **Need** bank statement in support assets on hand per Local Rule 20-908.
4. Disbursements on Schedule 3 include 50% annuity payments paid to beneficiaries, Stephen Luna; Anthony Luna; Amanda Badillo; Michael Luna, and 50% of annuity payments to Charles Richmond for legal fees; however, sums paid to beneficiaries vary in increments during the month of March; it is not clear if disbursements conform to Order on 4th account entered 03/28/17. [Acct, 12/13/17, LFpgs9-10]. **Need reconciliation of cash disbursements made to beneficiaries from 03/11/17 to 03/19/17. Also, question why disbursements are being made to Amanda Badillo on behalf of beneficiary Regina Badillo? Need verified supplement.**
5. Disbursements on Schedule 3 include payments to Stephen Luna, Michael Luna for reimbursement on loan advances, and payment to Amanda Badillo for

Regina Badillo beneficiary distribution. **Need verified supplement clarifying disbursements.**

6. Request for Special Notice filed by Charles Brown, ESQ on behalf of Regina Badillo. Notice was served; however, proof of service does not indicate a copy of accounting was served with notice. **Need** same.
7. No proposed order submitted. Submit after hearing.

RECOMMENDATION:

Need to clear notes #3-6. If approved, set Accounting/Status Review for **01/16/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lh)

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Superior Court of Calif, County of San Bernardino

Page: 12

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

DATE: 03/21/18 TIME: 8:35 DEPT: S35P

CASE#: PRO PS1700942

CASE NAME: FRANK T. KOCSIS AND DORIS E. KOCSIS LIVING TRUST

HEARING:

Petition for Removal of Co-Trustee for Breach of Trust & Compel
relief from Breach of Trust; etc

COUNSEL:

FRANK T. KOCSIS AND DORIS E. KOCSIS LIVING TRUST (TRU)...
STEVE COURTIER (STE)...FULLERTON LEMANN SCHAEFER & DO
CYNTHIA KOCSIS (ZUMBRUNN LAW CORPORATION)

Currently under review by Legal Research

(LR)

Notice was given. Matter is contested.

(lh)

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

CONSERVATORSHIPS

DATE: 03/21/18 TIME: 9:30 DEPT: S35P

CASE#: CON DS1000281

CASE NAME: SHANIKA LISTER

SEE ALSO 14

HEARING:

Petition for Temporary and General Conservator of the Person
Compensation and Petition for Attorney Fees

COUNSEL:

BANK OF THE WEST	(RANDOLPH M SHARON
CARMELA C JOHNSON	(CP)...PRO/PER
CHRISTINA ERICKSON-TAUBE	(CP)...SHERRI L KASTILAHN
EDWARD B FISCHER	(PET)...EDWARD B FISCHER &
MITCHELL I ROTH	(PET)...MITCHELL I ROTH
SHANIKA A LISTER	(CEP)...EDWARD B FISCHER
STAN MANDELL	(CPE)...LAMB MORRIS & LOBELLO
VICKY LISTER	(CP/CPE)...HARTNELL LAW GROUP
YO TASHI KO Y TUCKER	(PET)...BRYAN C HARTNELL

XREF: PROPS1400134 VICKI R. LISTER

CIVDS1309039 HARTNELL-V-LISTER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Compensation of Conservator and Attorney's Fees by Christina Erickson-Taube

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

1. Petitioner, Christina Erickson Taube, was appointed conservator of the person only on 12/06/17; letters issued 12/14/17.
2. Petitioner believes the reasonable value of her services as conservator rendered since appointment is **\$14,484.25** for 125.95 hours at \$115 per hour for period 01/01/17 to 12/31/17. Itemized. [Petition, 02/14/18, LFpg6-22]. **JTD**
3. Petitioner requests attorney's fees of **\$18,951.25** for 54.20 hours \$350/hour. Itemized. [Petition, 02/14/18, LFpgs24-32]. **JTD**
4. Notice was given.
5. No proposed order submitted.

RECOMMENDATION

Court's discretion.

(lh)

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

DATE: 03/21/18 TIME: 9:30 DEPT: S35P

CASE#: CON DS1000281
CASE NAME: SHANIKA LISTER

SEE ALSO 13

HEARING:

Petition for allowance of fees for court appointed attorney for conservatee

COUNSEL:

BANK OF THE WEST	(RANDOLPH M SHARON
CARMELA C JOHNSON	(CP)...PRO/PER
CHRISTINA ERICKSON-TAUBE	(CP)...SHERRI L KASTILAHN
EDWARD B FISCHEL	(PET)...EDWARD B FISCHEL &
MITCHELL I ROTH	(PET)...MITCHELL I ROTH
SHANIKA A LISTER	(CEP)...EDWARD B FISCHEL
STAN MANDELL	(CPE)...LAMB MORRIS & LOBELLO
VICKY LISTER	(CP/CPE)...HARTNELL LAW GROUP
YO TASHI KO Y TUCKER	(PET)...BRYAN C HARTNELL

XREF: PROPS1400134 VICKI R. LISTER
CIVDS1309039 HARTNELL-V-LISTER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Attorney's Fees by Edward Fischel

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

1. Petitioner, Edward Fischel, is court-appointed counsel for conservatee, Shanika Lister.
2. Petitioner requests fees of **\$30,070.25** for 79.90 hours at \$395/390/\$135 per hour for attorney and/or paralegal services during period 01/05/17 to 02/16/18. Itemized. [Petition, 02/20/18, LFpgs12-19]. JTD
3. Notice was given.
4. ~Proposed Order: 02/20/18

RECOMMENDATION

Court's discretion.

(lh)

Future Hearing: 4/19/18: Accounting Review

Superior Court of Calif, County of San Bernardino

Page: 15

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

DATE: 03/21/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1500361

CASE NAME: JOSE ALFREDO TAPIA

SEE ALSO 16

HEARING:

Hearing Re: STATUS OF TRANSFER IN FROM LOS ANGELES COUNTY

COUNSEL:

VICTOR TAPIA (CP)...PRO/PER
LETICIA TAPIA (CP)...PRO/PER
JOSE ALFREDO TAPIA (CTP)...SHERRI L KASTILAHN
STATE OF CALIFORNIA FRANCHISE TAX BOARD (TP)...PRO/PER

XREF: CONPS1300234 JOSE ALFREDO TAPIA
CONPS1700357 MTR OF JOSE ALFREDO TAPIA

GENERAL INFORMATION:

Continued from **10/12/16**. Conservator has to file their own motion in Los Angeles to request transfer to San Bernardino County.

Continued from **02/08/17**. Court makes a formal request for BP162113 be transferred back to San Bernardino County. San Bernardino understands that it has no authority over Los Angeles; however, matter should be transferred back to this county as this is where conservatee and Conservator live.

Continued from **04/12/17**. Conservator to file with Los Angeles request to transfer to San Bernardino County and to file with San Bernardino proof of filing in Los Angeles. If Conservator does not comply, the court will sanction Conservator. Sherri Kastilahn appointed counsel.

Continued from 07/26/17 for receipt of file from Los Angeles County. Counsel indicated that the Los Angeles Court has ordered their file transferred.

Continued from 11/01/17. Court reviews status of transfer in from Los Angeles County. After review of all cases related to today's hearing on calendar (CONPS1500361; CONPF1700357, CONPS1300234, CONPS1500361, and LA cases: KP009592 and BP162113), all are related and should be set in S35. Court ordered hearing set in CONPS1700357 vacated on 12/18/17 and reset in S35 on 02/07/18. Amended Letters to be filed by Atty Kastilahn.

Continued from 02/07/18. No appearance. Notice given by Judicial Assistant.

THIS CASE IS SET FOR HEARING ON Status on Transfer Los Angeles County

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

1. Matter set at hearing re Reports of Court Investigator and Appointed Counsel on 4/20/16. Parents appointed Limited conservator on 6/25/04 person only in Los Angeles County. Case ordered transferred on 10/13/15. Conservator to contact Los Angeles Court regarding the old case (CONPS1300234/ BP162113) to have it transferred back to San Bernardino County.
2. Court Investigator report filed 3/23/16.
3. Report of appointed counsel, Roberta Taylor, filed 3/30/16. **Need** report of Counsel Sherri Kastilahn.
4. **Need** amended Letters issued by San Bernardino County.
5. Los Angeles County minute order filed 05/30/17 indicating case ordered transferred on 04/12/17.
6. Case BP162113 was received and transferred in on 08/29/17. The new case number is CONPS1700357.

RECOMMENDATION:

Need to clear notes 3 & 4. Court to consolidate CONPS1700357 & CONPS1500361.

(sa/lc/ww/lh)

Superior Court of Calif, County of San Bernardino

Page: 16

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

DATE: 03/21/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700357

CASE NAME: MTR OF JOSE ALFREDO TAPIA

SEE ALSO 15

HEARING:

Hearing Re: CONSERVATORSHIP MANAGEMENT CONFERENCE

COUNSEL:

LETICIA MARINELARENA (CPE)...PRO/PER
JOSE ALFREDO TAPIA (CP)...

Waiver of Court Fees and Costs filed by JOSE ALFREDO TAPIA is GRANTED

XREF: CONPS1500361 JOSE ALFREDO TAPIA
CONPS1300234 JOSE ALFREDO TAPIA

See notes on prior matter #15.

(lh)

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

DATE: 03/21/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700452

CASE NAME: ELSIE CHRISTINE TAYLOR

SEE ALSO 18 19 20

HEARING:

Petition for Appointment of Conservator

COUNSEL:

CAROL DELORES ST. JOHN (CPE)...GEORGE F DICKERMAN
ELSIE CHRISTINE TAYLOR (CEP)...KARIN HORSPOOL
ANNE RUTH BASHAM (PET)...VICTOR J HERRERA

XREF: CONPS1700456 RICHARD LLOYD TAYLOR

GENERAL INFORMATION

Continued from 01/24/18. Victor Herrera indicated he will file a competing petition on behalf of his client, Anne Ruth Bashman; Court set deadline to file for 4PM this date; clerk's office ordered to set petition for 03/21/18. George Dickerman to provide a copy of CI report to Victor Herrera by 02/07/18. Attorney Karin Horspool appointed for Elsie Christine Taylor. Court appointed Walter Moore as guardian ad litem for proposed conservatee. Court noted it will ask Court Investigator at the next hearing date to provide a supplemental report addressing both competing petitions.

THIS CASE SET FOR HEARING ON

- **Petition #1** [filed 12/13/17] for Appointment of Conservator person and estate by Carol St. John, daughter
- **Petition #2** [filed 01/24/18] for Appointment of Conservator of the person and estate by Anne Basham, daughter

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

Petition #1 by Carol St John

1. Petitioner seeks bond of \$26,400. Ok
2. Petitioner seeks powers under Pr. C. §2590 to pay, collect, compromise, or adjust claims/debts, or demands. JTD.
3. Petitioner seeks medical powers. **Need** Capacity Declaration.
4. **Need** report of appointed Counsel Karin Horspool.

5. **Need** report of Walter Moore (GAL).
6. List of required contacts does not include grandchildren: Lora St. John, Karen Irwin, Kim Bagwell, or Crissy Diaz. **Need** completed form.
7. **Need** Due Diligence Declaration as to grandchildren: Lora St. John, Karen Irwin, Kim Bagwell, and Crissy Diaz . *Note: competing petition filed 1/24/18 by Anne Basham contains addresses except for Lora St John.*
8. **Need** Certificate of Completion of the Conservatorship Training Class.
9. Return of Citation filed 01/10/18.
10. CI report filed 01/19/18.
11. ~Proposed Form Order: 12/14/17

Petition #2 by Anne Basham

12. Petitioner seeks bond of \$26,400. Ok
13. Petitioner seeks medical powers. **Need** Capacity Declaration.
14. **Need** Court Investigator report.
15. **Need** Certificate of Completion of the Conservatorship Training Class.
16. List of Required Contacts filed 01/24/18 is missing page 3 of form. **Need** completed form.
17. **Need** Notice of Hearing and proof of service.
18. Return of Citation filed 02/21/18.
19. ~Proposed Form Order: 01/24/18

RECOMMENDATION

Need to clear notes #3-8; #13-17. If approved, set hearing for Compliance Review for **10/24/18** for the filing of the required documents and hearing re Accounting Review for **05/29/18**. Any accounting to be filed 30 days in advance.

(lh)

Superior Court of Calif, County of San Bernardino

Page: 18

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

DATE: 03/21/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700452

CASE NAME: ELSIE CHRISTINE TAYLOR

SEE ALSO 17 19 20

HEARING:

Petition for Appointment of Conservator

COUNSEL:

CAROL DELORES ST. JOHN	(CPE)...GEORGE F DICKERMAN
ELSIE CHRISTINE TAYLOR	(CEP)...KARIN HORSPOOL
ANNE RUTH BASHAM	(PET)...VICTOR J HERRERA

XREF: CONPS1700456 RICHARD LLOYD TAYLOR

See notes on prior matter #17.

(lh)

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

DATE: 03/21/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700456

CASE NAME: RICHARD LLOYD TAYLOR

SEE ALSO 17 18 20

HEARING:

Petition for Appointment of Conservator

COUNSEL:

CAROL DELORES ST. JOHN	(CPE)...GEORGE F DICKERMAN
RICHARD LLOYD TAYLOR	(CEP)...JAMES B CHURCH
ANNE RUTH BASHAM	(PET)...VICTOR J HERRERA

XREF: CONPS1700452 *ELSIE CHRISTINE TAYLOR*

GENERAL INFORMATION

Victor Herrera indicated he will file a competing petition on behalf of his client, Anne Ruth Bashman; Court set deadline to file for 4PM this date; clerk's office ordered to set petition for 03/21/18. George Dickerman to provide a copy of CI report to Victor Herrera by 02/07/18. Attorney James B. Church appointed for Richard Lloyd Taylor. Court appointed Walter Moore as guardian ad litem for proposed conservatee. Court notes it will as Court Investigator at the next hearing date to provide a supplemental report addressing both competing petitions.

THIS CASE SET FOR HEARING ON

- **Petition #1 [filed 12/14/17]** for Appointment of Conservator person and estate by Carol St. John, step-daughter
- **Petition #2 [filed 01/24/18]** for Appointment of Conservator person and estate by Anne Basham, step-daughter

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

Petition #1 by Carol St. John

1. Petitioner seeks bond of \$72,600. Ok.
2. Petitioner seeks powers under Pr. C. §2590 to pay, collect, compromise, or adjust claims/debts, or demands. JTD.
3. Petition, item #11, does not include Lisa Knight, Jason Schreiner, Jon Schreiner, Jennifer Parsley, Lora St. John, Karen Irwin, Kim Bagwell, or Crissy

Diaz, who are all listed as grandchildren in x-ref matter regarding petition for conservatorship of Else Taylor, spouse. **Need verified supplement clarifying relatives.**

4. **Need** Due Diligence Declaration as to Tessa Pecanis, granddaughter.
5. **Need** Notice of Hearing and Proof of Service as to Veteran's Administration per Pr. C. §1461.5.
6. **Need** Certificate of Completion of the Conservatorship Training Class.
7. **Need** report of Counsel James Church.
8. **Need** report of Walter Moore (GAL)
9. Return of Citation filed 01/10/18.
10. CI Report filed 01/19/18.
11. ~Proposed Form Order: 12/14/17

Petition #2 by Anne Basham

12. Petitioner seeks bond of \$72,600. Ok
13. Petition, item #4(b) indicates proposed conservatee receives VA benefits but did not indicate amount of income. **Need** verified supplement with amount and clarification whether it was included in item #3(e) character/estimate of property.
14. **Need CI Report.**
15. **Need** report of Counsel James Church.
16. **Need** report of Walter Moore (GAL)
17. Petition, item #11, does not include Lisa Knight, Jason Schreiner, Jon Schreiner, Jennifer Parsley, Lora St. John, Karen Irwin, Kim Bagwell, or Crissy Diaz, who are listed as grandchildren in x-ref matter regarding petition for conservatorship of Else Taylor, spouse. **Need verified supplement clarifying relatives.**
18. **Need** Certificate of Completion of the Conservatorship Training Class.
19. List of Required Contacts filed 01/24/18 is missing page 3 of form. **Need** completed form.
20. **Need** Notice of Hearing and proof of service to all relatives in item #11 of petition, and include notice to Veteran's Administration per Pr. C. §1461.5.
21. Return of Citation filed 02/21/18.
22. ~Proposed Form Order: 01/24/18

RECOMMENDATION

Need to clear notes #3-8; #13-20. If approved, set hearing for Compliance Review for **10/24/18** for the filing of the required documents and hearing re Accounting Review for **05/29/19**. Any accounting to be filed 30 days in advance.

(lh)

Superior Court of Calif, County of San Bernardino

Page: 20

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

DATE: 03/21/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700456

CASE NAME: RICHARD LLOYD TAYLOR

SEE ALSO 17 18 19

HEARING:

Petition for Appointment of Conservator

COUNSEL:

CAROL DELORES ST. JOHN	(CPE)...GEORGE F DICKERMAN
RICHARD LLOYD TAYLOR	(CEP)...JAMES B CHURCH
ANNE RUTH BASHAM	(PET)...VICTOR J HERRERA

XREF: CONPS1700452 *ELSIE CHRISTINE TAYLOR*

See notes on prior matter #19.

(lh)

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

DATE: 03/21/18 TIME: 9:30 DEPT: S35P

CASE#: SC SS03123

CASE NAME: MTR OF MIRIAM Y. GIRON

SEE ALSO 22

HEARING:

Hearing Re: OSC RE REMOVAL OF CO-CONSERVATORS

COUNSEL:

JAZMIN K. GIRON (CP)...PRO/PER
MIRIAM Y. GIRON (CTP/CEE)...SHERRI L KASTILAHN
MARIA G GIRON (CP)...

GENERAL INFORMATION:

Jazmin K, Giron and Maria G. Giron appointed Limited Conservators on 10/28/10. Matter set at **11/28/17** hearing, wherein, the court suspended the powers of co-conservators and ordered that the Social Security Representative Payee be re-designated to IRC, forthwith. Court also ordered that Miriam Yessica Giron is to be moved to the Adelanto Facility on 12/01/17 and ordered Miriam Yessica Giron to attend tender hearts day program. Co-Conservators to be personally present for hearing and if they fail to appear, Court will remove them as co-conservators. Notice by Judicial Assistant.

Continued from **12/12/17**.

Continued from 12/19/17. Oral report given by Jeanne Kennedy (appearing specially for Sherri Kastilahn and for Rose Rosado, GAL, by CourtCall for Miriam Y. Giron). Court admonished the co-conservators that the Court will remove them if they move conservatee from current placement. On Court's own motion, Court set hearing to remove co-conservator and select successor conservator. Jeanne Kennedy to notify IRC to have representative present. Court orders co-conservators to be personally present on 03/21/18 at 9:30AM.

THIS CASE IS SET FOR HEARING ON **OSC re Removal of Co-Conservators** and Appointment of Successor Conservator.

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

1. Matter set on 11/09/17 after receipt and review of CI report, wherein, the Court ordered the Conservators to be personally present; re-appointed Jeanne Kennedy as Guardian ad Litem for conservatee; and requested that Jeanne

Kennedy also be present for hearing. Second GAL report of Jeanne Kennedy filed 12/06/17.

2. IRC Report filed 12/08/17 and 12/18/17.
 - a. Return mail from post-office as to Maria and Jazmin Giron filed 01/09/18.
3. Declaration of Jazmin Giron in/ opposition to remove co-conservators filed 12/15/17.
4. Court orders representative from Inland Counties Regional Center to be personally present at hearing.
5. Notice by Judicial Assistant.
6. **Need** Post-Move Notice of Change of Address per Pr.C. §2352 and CRC 7.1013(c).

RECOMMENDATION:

Need to clear note 6 then Court's discretion.

(nb/lh)

Superior Court of Calif, County of San Bernardino

Page: 22

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 03/21/18 TIME: 9:30 DEPT: S35P

CASE#: SC SS03123

CASE NAME: MTR OF MIRIAM Y. GIRON

SEE ALSO 21

HEARING:

Hearing Re: OSC RE APPOINTMENT OF SUCCESSOR CONSERVATOR

COUNSEL:

JAZMIN K. GIRON

(CP)...PRO/PER

MIRIAM Y. GIRON

(CTP/CEE)...SHERRI L KASTILAHN

MARIA G GIRON

(CP)...

Waiver of Court Fees and Costs filed by JAZMIN K. GIRON is GRANTED

See notes on prior matter #21.

(lh)

Superior Court of Calif, County of San Bernardino

Page: 23

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT **MISC.**

DATE: 03/21/18 TIME: 1:30 DEPT: S35P

CASE#: VPR VS003101

CASE NAME: MATTER OF THE MC SPICER TRUST

HEARING:

Hearing Re: COURT TRIAL (THIRD SESSION)

COUNSEL:

CHARLES KING	(PET)...CALDWELL, KENNEDY & PORTER
MILBRY ATISHA CLEYO SPICER	(PET)...CALDWELL, KENNEDY & PORTER
MILBRY CLEYO SPICER	(DEC)...
RANDOLPH STEWARD	(PET/APP)...
MILBRY CLEYO SPICER TRUST	(TRU)...
RANDECCA C STEWARD	(RES)...PRO/PER

Waiver of Court Fees and Costs filed by RANDOLPH WILL STEWARD is GRANTED

XREF: VPRVS002838 ESTATE OF MILBRY C SPICER

Court trial—no notes—JTD

Future Hearing: 3/23/18 Court Trial

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

PROBATE

DATE: 03/21/18 TIME: 8:30 DEPT: S36P

CASE#: PRO DS1000326

CASE NAME: NAFIZA NOOR SPECIAL NEEDS TRUST

SEE ALSO 19

HEARING:

FIFTH Account and Report of ABUL KALAM AZAD and Petition for allowance of fees filed.

COUNSEL:

NAFIZA NOOR SPECIAL NEEDS TRUST (TRU)...

ABUL KALAM AZAD

(PET)...HORSPPOOL & HORSPPOOL

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Fifth Account Current and Report of Trustee and Petition for Allowance of Fees of Abul Kalam Azad, trustee/conservator

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

1. Account covers 04/01/16 to 04/30/17. *Note: Fourth accounting period ended 04/30/16. Fifth accounting period overlaps 30 days.* JTD
2. Assets on hand: **\$1,049.296.04** (of which \$52,812.52 is cash and the balance in carry value of securities)
3. Petitioner requests fees as trustee in the amount of **\$10,493**, representing 1% of the Trust corpus which petitioner states is a reasonable compensation.
4. Attorney requests fees of **\$1,827.50** for 4.30 hours at \$425 per hour for services rendered to petitioner as *trustee*. Itemized [Acct, 12/22/17, LFpgs26-27]. JTD
5. Attorney requests fees of **\$1,592** for 4.20 hours at \$425/\$375/\$315 per hour for attorney services rendered to petitioner as *conservator*. Itemized. [Acct, 12/22/17, LFpgs28-29]. **JTD**
6. Petitioner states the current bond of \$100,000 remains sufficient as the brokerage accounts at KWB and Painter, Smith & Gorian are blocked. Appears sufficient. JTD
7. Notice given.
8. Proposed Order submitted 12/22/17 indicates incorrect assets on hand of \$1,023,322.76. Submit corrected order after hearing.

RECOMMENDATION

Court's discretion. If approved, set hearing for next Accounting Review for **06/27/19**. Accounting to be filed 30 days in advance of hearing.

(lh)

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

DATE: 03/21/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600905

CASE NAME: THOMAS EDWARD WILSON

HEARING:

Waiver of Account and Report of LAWRENCE PAUL WOLFF and Petition
for allowance of fees filed.

COUNSEL:

LAWRENCE PAUL WOLFF (PET)...CURTIS R AIJALA
THOMAS EDWARD WILSON (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Waiver of Account and Report of Lawrence
Paul Wolff and Petition for Allowance of Fees by Lawrence Paul Wolff, executor

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

1. Assets on hand: \$0
2. Petitioner made a 100% preliminary distribution of \$175,190.23 to
beneficiaries, Sandra Lee Cardin and Judith Marie Wolff, 50% each, on
03/07/17 without prior Court authorization. Receipts filed 01/23/18.
3. Petitioner waives statutory compensation and reimbursements.
4. Attorney does not request statutory compensation.
5. Both beneficiaries waive accounting.
6. Final Inventory and Appraisal filed 12/05/17 is incomplete at item #5
regarding property tax certificate. **Need completed form.**
7. **Need** statement regarding notice to California Victim and Compensation and
Government Claims Board or notice per Pr. C. § 9202(b). Need verified
supplement.
8. **Need** statement regarding notice to Franchise Tax Board or notice per Pr. C.
§ 9202(c)(1).
9. Notice was given.
10. ~Proposed order: 01/23/18

RECOMMENDATION:

Need to clear notes #6-8, then Court's discretion. If approved, court to set hearing on
filing of receipts and final discharge for **03/27/19**. (lh)

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

DATE: 03/21/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600944

CASE NAME: MTR OF TIMOTHY JERSCHEID

VACATED

HEARING:

Accounting Review re Phyllis Jercheid

COUNSEL:

PHYLLIS JERSCHEID (PET)...FARHAT & ASSOCIATES
TIMOTHY JERSCHEID (DEC)...

GENERAL INFORMATION

Continued from 01/10/18 to file an accounting.

THIS CASE IS SET FOR HEARING ON Accounting Review of Phyllis Jerscheid

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

1. Letters of Administration issued to Phyllis Jerscheid on 11/03/16 with full authority; no bond.
2. **Final Inventory and Appraisal filed 02/22/18; however, form is not signed by attorney. Need completed form.**
3. No accounting or status report of administration. **Need same.**

RECOMMENDATION

Inquire status.

(lh)

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

DATE: 03/21/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700026

CASE NAME: MTR OF PECOLIA MCFARLAND

SEE ALSO 5 6

HEARING:

Petition for LETTERS OF ADMINISTRATION W/FULL IAEA

COUNSEL:

PENISHA MCFARLAND (PET)...MICHAEL C MADDUX
PECOLIA MCFARLAND (DEC)...
TONYA MICHAELS (PET)...PRO/PER
MICHAEL MICHAELS (OBJ/PET)...MANSOUR LAW GROUP
STATE OF CALIFORNIA FRANCHISE TAX BOARD (PRO/PER)

**SAME DAY HEARING RE: MEDIATION SETTLEMENT CONFERENCE IN DEPT.
S34 @ 8:30**

GENERAL INFORMATION

Letters of Special Administration issued to Penisha McFarland, daughter, on 01/31/17, no bond.

Continued from **03/21/17**. Michael Michaels to retain counsel and file a competing petition. Court amends powers of the Special Administrator and removes the right to evict and removes the power to evict or access bank accounts or sell real property. Bond required \$50,000. Court notifies the Public Administrator of possible appointment. No bond or competing petition filed as of the review of this matter.

Continued from **06/13/17** to be heard with competing petition.

Continued from **09/18/17** for matter to be heard by Judge Welch. Deadline of 11/03/17 for Counsel Maddux to file/serve supplement.

Continued from **11/27/17**. Matter is contested. Parties to attend mediation.

Continued from 01/24/18 at request of Counsel.

THIS CASE IS SET FOR HEARING ON

- Petition 1 Petition for Letters of Administration with full IAEA by ***Penisha McFarland, daughter***
- Petition 2 Petition for Letters of Administration with full IAEA by ***Tonya and Michael Michaels, niece and nephew-in-law***

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

Petitioner 1 Penisha McFarland, daughter

1. Bond waived by Penisha McFarland (sole heir); Court has discretion to require bond per Pr. C. §8481(b). – **JTD**. General petition shows an estimated estate value of \$303,072, whereas Special petition alleges value unknown. Estate assets include real property. Court ordered \$50,000 bond as Special Administrator on 03/21/17; bond filed.
2. Final Inventory and Appraisal filed 10/10/17 showing all assets are real properties valued at a total of \$785,000.00
3. **Objections filed 03/13/17** by Michael Michaels.
4. **Reply to Objection filed 04/03/17** by Penisha McFarland.
5. **Objections filed 06/06/17** by Tonya Michaels.
6. **Objections and opposition to Penisha's objections (Reply) filed 09/11/17**; however, need verification per Pr.C. § 1021. JTD.
7. **Objections to Creditor's Claims and Final Appraisal by Tonya and Michael Michaels filed 11/15/17**; however, need verification and proof of service.
8. ~Proposed form Order: 04/03/17

Petitioner 2 Tonya and Michael Michaels, niece and nephew-in-law

9. Petitioner requests bond of \$50,000. Estate value is currently unknown and will be determined.
10. Section 5a2 is incomplete as to spouse's status. Need verified supplement. **Supp (09/15/17)** does not indicate whether no spouse due to divorce, never married or if spouse is deceased. Need amended verified supplement. **Supp. (11/15/17)** has the same issue as above. **Court may wish to clarify if decedent was ever married or if spouse is deceased. JTD**
11. Notice to Petition to Administer Estate and proof of service filed 06/08/17; however, section 10 is missing the names of the petitioners. Need corrected notice. **Supp (11/15/17) indicates that their names should be in section 10. (See note 12). JTD**
12. Notice of Petition to Administer Estate and proof of service filed on 11/15/17; however, section 3 is missing petitioners' names and section 10 indicates that address and telephone of petitioners are "same as above" when the party information in the caption heading does not publish on the proof of publication. **Need** completed notice.
13. **Objection by Penisha McFarland, special administrator, filed on 06/29/17; however, need verification by Penisha and proper proof of service of objections.**
14. ~Proposed Form Order: 06/06/17

RECOMMENDATION

Matter is contested. Need to clear notes 6-7, 12 & 13 then Court's discretion re bond and remaining notes. If approved, set Accounting/Status Review for **05/29/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lh/nb/lh/nb/ww/lh)

Future Hearing: 4/30/18: Motion Re: Summary Judgment

Superior Court of Calif, County of San Bernardino

Page: 5

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

DATE: 03/21/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700026

CASE NAME: MTR OF PECOLIA MCFARLAND

SEE ALSO 4 6

HEARING:

Petition for DETERMINE TITLE TO REAL PROPERTY; OR IN THE
ALTERNATIVE FOR UNJUST ENRICHMENT

COUNSEL:

PENISHA MCFARLAND (PET)...MICHAEL C MADDUX
PECOLIA MCFARLAND (DEC)...
TONYA MICHAELS (PET)...PRO/PER
MICHAEL MICHAELS (OBJ/PET)...MANSOUR LAW GROUP
STATE OF CALIFORNIA FRANCHISE TAX BOARD (PRO/PER)

Waiver of Court Fees and Costs filed by PENISHA MCFARLAND, MICHAEL MICHAELS & TONYA
MICHAELS is GRANTED

SAME DAY HEARING RE: MEDIATION SETTLEMENT CONFERENCE IN DEPT. S34 @ 8:30

Currently under review by Legal Research.

(LR)

Future Hearing: 4/30/18: Motion Re: Summary Judgment

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

Page: 6

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

DATE: 03/21/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700026

CASE NAME: MTR OF PECOLIA MCFARLAND

SEE ALSO 4 5

HEARING:

Petition for LETTERS OF ADMINISTRATION W/FULL IAEA

COUNSEL:

PENISHA MCFARLAND (PET)...MICHAEL C MADDUX
PECOLIA MCFARLAND (DEC)...
TONYA MICHAELS (PET)...PRO/PER
MICHAEL MICHAELS (OBJ/PET)...MANSOUR LAW GROUP
STATE OF CALIFORNIA FRANCHISE TAX BOARD (PRO/PER)

Waiver of Court Fees and Costs filed by PENISHA MCFARLAND, MICHAEL MICHAELS & TONYA MICHAELS is GRANTED

SAME DAY HEARING RE: MEDIATION SETTLEMENT CONFERENCE IN DEPT. S34 @ 8:30

See notes on prior matter #4.

(lh)

Future Hearing: 4/30/18: Motion Re: Summary Judgment

Superior Court of Calif, County of San Bernardino

Page: 7

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

DATE: 03/21/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700034

CASE NAME: LAWRENCE MONROE HARPER

HEARING:

Petition for REMOVAL OF TRUSTEE KRASANDRA WILLIAMS; FOR ACC
OUNT AND APPOINTMENT OF SUCCESSOR TRUSTEE

COUNSEL:

JAYVIN HARPER (PET)...MARIVEL M ZIALCITA
THE LAWRENCEMONROE HARPER SEPARATE PROPERTY (TRU)...
KRASANDRA WILLIAMS (OBJ)...GUZMAN LAW GROUP, P.C.

SAME DAY HEARING RE: MEDIATION SETTLEMENT CONFERENCE IN DEPT. S34 @ 8:30

Currently under review by Legal Research.

(LR)

Notice was given.

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

DATE: 03/21/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700195

CASE NAME: MTR OF IRA PETE ELLER TRUST

SEE ALSO 9 10

VACATED

HEARING:

Hearing Re: STATUS OF SETTLEMENT

COUNSEL:

DOROTHY NOVELLA ELLER	(PET)...DOWLING AARON INCORPORATED
THE IRA PETE ELLER TRUST	(TRU)...
NATHAN PETE ELLER	(OBJ)...GREGORY L ZUMBRUNN

GENERAL INFORMATION

Continued from 11/22/17. Counsel requested this matter to be reset to 12/27/17; Court resets the petitioner currently set for January 11, 2018 to be heard on 12/27/17. Court trial was vacated.

Continued from 12/27/17. No objections were raised as to pro tem. Hearing continued at request of Counsel as parties are still working on a settlement agreement with some changes under review by Counsel.

THIS CASE IS SET FOR HEARING ON Status of Settlement

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

1. Matter set on 10/18/17; counsel indicated matter has settled. Notice was waived.

RECOMMENDATION

Inquire status.

(lh)

Superior Court of Calif, County of San Bernardino
Page: 9
CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: JAMES MICHAEL WELCH

DATE: 03/21/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700195

CASE NAME: MTR OF IRA PETE ELLER TRUST

SEE ALSO 8 10

VACATED

HEARING:

Hearing Re: PTN for ORDER INSTRUCTING TRUSTEE TO DISTRIBUTE

COUNSEL:

DOROTHY NOVELLA ELLER	(PET)...DOWLING AARON INCORPORATED
THE IRA PETE ELLER TRUST	(TRU)...
NATHAN PETE ELLER	(OBJ)...GREGORY L ZUMBRUNN

Currently under review by legal research.

(LR)

Continued matter; notice not re-reviewed.

Superior Court of Calif, County of San Bernardino

Page: 10

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

DATE: 03/21/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700195

CASE NAME: MTR OF IRA PETE ELLER TRUST

SEE ALSO 8 9

VACATED

HEARING:

Petition for ORDER INSTRUCTING TRUSTEE TO DISTRIBUTE RENTAL
INCOME TO BENEFICIARY; FOR IMMEDIATE SUSPENSION ET

COUNSEL:

DOROTHY NOVELLA ELLER	(PET)...DOWLING AARON INCORPORATED
THE IRA PETE ELLER TRUST	(TRU)...
NATHAN PETE ELLER	(OBJ)...GREGORY L ZUMBRUNN

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: 03/21/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700224

CASE NAME: IN RE REVOCABLE TRUST OF SAMUEL J SANDERS DATED 03
SEE ALSO 20 21 22

HEARING:

FIRST Account and Report of SAMUEL J. SANDERS JR. and Petition
for allowance of fees filed.

COUNSEL:

ANTHONY SANDERS (PET)...OLDMAN, COOLEY, SALLUS, GOLD,
TREBIEN BELLOWS (PET)...OLDMAN, COOLEY, SALLUS, GOLD,
IN RE REVOCABLE TRUST OF SAMUEL J SANDERS (TRU)...
SAMUEL J. SANDERS JR. (PET/OBJ)...GIFFORD, DEARING & ABERNATHY,
ELVIA SANDERS (FULLERTON LEMANN SCHAEFER & DO)

GENERAL INFORMATION

Continued from 08/16/17 at request of parties. Notice waived.

Continued from 11/29/17 at request of Counsel due to ongoing discovery.

THIS CASE SET FOR HEARING ON 1st Account Current by Samuel Sanders Jr
Trustee.

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

1. Petitioner, Samuel Sanders Jr., acting trustee since the death of his father on 07/20/15.
2. Accounting period 07/20/15 – 03/31/17.
3. Assets on hand \$9,671.20 and account receivables of \$138,604.14.
4. Petitioner alleges Samuel Sr. passed away with debts in excess of \$190,000 of which was a Bank of America credit line and a Los Angeles Housing Dept. loan. Cash on hand consisted of \$1,212.92. The real property was valued at \$500,000.
5. Trustee allegedly purchased the real property for \$417,000, given his 1/5th share, and later transferred the funds to the beneficiaries. Petitioner reports that he owes Trust approximately \$113,000 to equalize payment.
6. Petitioner alleges some beneficiaries have refused to cooperate with distribution by not cashing checks and failing to return the W-9 forms.
7. No proposed order. Submit after hearing.

RECOMMENDATION

Court's discretion. No future hearing dates as trust is not court supervised.

(lc/lh)

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

DATE: 03/21/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700426

CASE NAME: FRIEDA AUGUSTA HIRSCH

HEARING:

First and Final Account and Report of BENNETT WILLIAM HIRSCH and
Petition for allowance of fees filed.

COUNSEL:

BENNETT WILLIAM HIRSCH (PET)...THOMAS W DOMINICK
FRIEDA AUGUSTA HIRSCH (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON First and Final Account and Report of
Deceased Executor Bennett William Hirsch and Petition for allowance of fees by
Attorney Thomas W Dominick

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

1. *Accounting period: 08/02/17 to 01/18/18*
2. Assets on hand: **\$290,450.93**, cash
3. Bennett William Hirsch passed away (on unknown date) subsequent to marshalling estate assets, including the sale of real property, and had completed administration of the estate. Attorney Thomas W. Dominick brings this accounting pursuant to Pr. C. §10953.
4. Estate assets are held in Wells Fargo Bank account ending in x8829. Petitioner seeks court order authorizing Wells Fargo Bank to release funds to the attorney client trust account to avoid appointing a successor executor to complete distribution. Alternate executor, Nathan Eaton, signed consent filed 02/13/18. **JTD**
5. Petitioner requests fees of **\$9,328.25** to be paid to the Estate of Bennett William Hirsch for statutory commission. Calculated.
6. Attorney requests extraordinary fees in the amount of **\$2,256.25** for **6.65** hours at **\$395/\$110** per hour for attorney and paralegal services regarding sale of real property. Itemized. [Acct, 01/26/18, LFpg28-29].
7. Petitioner requests reserve of **\$2,000** for miscellaneous closing expenses. Note: if approved, need informal account for reserves per Local Rule 20-911 prior to filing ex parte petition for final discharge.

8. Notice was given.
9. ~Proposed order: **01/26/18**

RECOMMENDATION:

Court's discretion. If approved, court to set hearing on filing of receipts and final discharge to include informal account re reserves for **03/27/19**.

(lh)

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

DATE: 03/21/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700704

CASE NAME: MTR OF DEBORAH ANN HICKEY

SEE ALSO 14

HEARING:

Petition for LETTERS OF ADMINISTRATION W/FULL IAEA

COUNSEL:

JOHN MICHAEL VUKICH	(PET)...HORSPOOL & H ORSPOOL
DEBORAH ANN HICKEY	(DEC)...
JACOB HICKEY	(PET)...CRAIG E WILSON

GENERAL INFORMATION

Letters of special administration issued to John Vukich on 07/25/17; no bond.

Continued from 09/13/17 to be heard with competing petition.

Continued from 11/29/17 at request of Counsel. Temporary Letters continue in effect as to John Vukich, Special Administrator.

THIS CASE SET FOR HEARING ON

- Petition #1 for Letters of Administration with Full Authority under IAEA by **John Vukich, brother**
- Petition #2 for Probate of Will, Letters Testamentary with Full Authority under IAEA by **Jacob Hickey, executor/step-son**

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

Petition #1 by John Vukich, brother

1. Bond in the amount of \$466,000 is being requested. Ok.
2. Section 2b is blank as to proposed administrator's name; however it is clear that John Vukich is the petitioner. JTD
3. **Objection by Jacob Hickey with proof of service filed 08/29/17.**
4. ~Proposed Form Order: 07/17/17

Petition #2 by Jacob Hickey, executor/step-son

5. Will waives bond. JTD
6. **Need** Notice of Petition to Administer Estate with proof of service [form DE-121].
7. **Need** Proof of Publication.
8. ~Proposed form Order: 08/29/17

RECOMMENDATION

Matter is contested.

Need to clear notes 6-7. If approved, set Accounting/Status Review for **05/29/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(ww/lh)

Superior Court of Calif, County of San Bernardino

Page: 14

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

DATE: 03/21/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700704

CASE NAME: MTR OF DEBORAH ANN HICKEY

SEE ALSO 13

HEARING:

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

COUNSEL:

JOHN MICHAEL VUKICH	(PET)...HORSPPOOL & H ORSPOOL
DEBORAH ANN HICKEY	(DEC)...
JACOB HICKEY	(PET)...CRAIG E WILSON

See notes on prior matter #13.

(lh)

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

DATE: 03/21/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1701144

CASE NAME: MARGARET VENEMA

HEARING:

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

COUNSEL:

CLARA ESPINOZA (PET)...PRO/PER
MARGARET VENEMA (DEC)...

GENERAL INFORMATION:

Continued from 01/10/18 at request of petitioner to clear probate notes.

THIS CASE IS SET FOR HEARING ON Petition for Probate, Letters Testamentary with Full Authority under IAEA by David Venema, Mark Venema and Clara Espinoza, to appoint Clara Espinoza (executor)

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

1. All beneficiaries waive bond. Estimated net value of estate is \$310,000. Court also has discretion to require bond per Pr. C. § 8481(b). The court may for good cause require that a bond be given, either before or after issuance of letters (Prob. Code, § 8481(b)).
2. Petition indicates decedent's date of death as "06/52/17." Court to inquire actual date of death.
3. ~Proposed form Order: 11/14/17

RECOMMENDATION:

RFA. Court's discretion re bond. If approved, set future hearing for Accounting/Status Review on **05/29/18**. Any accounting to be filed 30 days in advance. Note requirements of Local Rules.

(lh)

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

DATE: 03/21/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1800134

CASE NAME: MTR OF DAN G MUNOZ

HEARING:

Petition for Letters of administration w/full IAEA

COUNSEL:

PATRICIA MUNOZ (PET)...JASON L GAUDY
DAN G MUNOZ (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by Patricia Munoz, "domestic partner"/nominee

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

1. Petitioner requests but did not specify amount. Suggested bond \$232,000 based on real property and personal property of \$6,778.49. JTD
2. Petition item #5 indicates decedent was not survived by a domestic partner; however, item #8 list of relatives identifies petitioner as a domestic partner. **Need** verified supplement clarifying petitioner's relationship to decedent.
3. Amended petition for letters of administration with limited authority filed 03/13/18. **Court to trail to 04/25/18.**
4. ~Proposed Form Order: 02/09/18

RECOMMENDATION

Matter is moot due to amended petition filed. **Court to trail to 04/25/18.**

Need to clear notes #2-3. If approved, set Accounting/Status Review for **05/29/18**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lh)

Superior Court of Calif, County of San Bernardino

Page: 17

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

DATE: 03/21/18 TIME: 8:30 DEPT: S36P

CASE#: SC SS02116

CASE NAME: MTR OF MARY VIRGINIA SALAZAR

SEE ALSO 18

HEARING:

Hearing Re: CI REPORT/STATUS ON CONSERVATEE

COUNSEL:

RUBEN J. JUAREZ (CPE)...PRO/PER
MARY VIRGINIA SALAZAR (CEP)...DONNASUE ORTIZ

Waiver of Court Fees and Costs filed by MARY VIRGINIA SALAZAR is GRANTED

See notes on next matter #18.

(lh)

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

DATE: 03/21/18 TIME: 8:30 DEPT: S36P

CASE#: SC SS02116

CASE NAME: MTR OF MARY VIRGINIA SALAZAR

SEE ALSO 17

HEARING:

Accounting Review

COUNSEL:

RUBEN J. JUAREZ (CPE)...PRO/PER
MARY VIRGINIA SALAZAR (CEP)...DONNASUE ORTIZ

GENERAL INFORMATION

Continued from 09/05/17. Court reappoints Donnasue Ortiz who is to contact the conservator and try to assist with the filing of the waiver of account. Notice by Judicial Assistant.

Continued from 11/14/17. Counsel has not been able to locate the conservator or conservatee. Court makes an emergency referral to see if the Court Investigator can locate either. Referred to Court Investigator for investigation and report.

Continued from 12/27/17. Court is in receipt of CI Report filed 12/26/17. Hearing continued at request of Counsel to track down conservator. Counsel stated 2 years ago Conservator stated he was having health problems and couldn't care for his aunt. Counsel to provide notice to public guardian of next hearing date. Notice to be given by Donnasue Ortiz.

THIS CASE IS SET FOR HEARING ON Accounting Review of Ruben J. Juarez

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

- 1 Ex Parte to Dispense with Accounting and Order entered 10/23/15; accounting or waiver of account now due.
- 2 **CI Report of no report filed 12/26/17 and 01/02/18.**
- 3 No accounting or waiver of account. **Need same.**

RECOMMENDATION:

Inquire status.

(nb/lh)

Superior Court of Calif, County of San Bernardino
Page: 18A add-on
CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: JAMES MICHAEL WELCH

DATE: 03/21/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1800166

CASE NAME: MTR OF KATHY L BURTON

HEARING:

Petition for Letters of Administration with Full Authorization to Administer Under IAEA

COUNSEL:

THOMAS FORESTER (PET)...HECTOR C PEREZ
KATHY L BURTON (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by Thomas Forester, son/sole heir

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

1. Petitioner is sole heir and requests waiver of bond. Estimated estate assets are \$196,650, consisting of \$20650 in personal property and remaining in real property. **JTD**
2. **Need** Proof of Publication.
3. ~Proposed Form Order: 02/21/18

RECOMMENDATION

RFA subject to note #2. If approved, set Accounting/Status Review for **05/29/18**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lh)

Superior Court of Calif, County of San Bernardino

Page: 19

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

DATE: 03/21/18 TIME: 8:35 DEPT: S36P

CASE#: PRO DS1000326

CASE NAME: NAFIZA NOOR SPECIAL NEEDS TRUST

SEE ALSO 1

HEARING:

Petition for Payment of Attorney's Fees to Melvin L Friedland

COUNSEL:

NAFIZA NOOR SPECIAL NEEDS TRUST (TRU)...

ABUL KALAM AZAD

(PET)...HORSPPOOL & HORSPPOOL

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Attorney's Fees by Melvin Friedland,
GAL

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

1. Petitioner, Melvin Friendland, was appointed Guardian Ad Litem for Nafiza Noor on 12/21/15.
2. Petitioner requests fees of \$1,830 for 6.1 hours at \$300/hour for attorney service during the period 12/21/15 to 12/26/18. Itemized. [Petition, 02/09/18, LFpg7] to be paid from the trustee of the Nafiza Noor Special Needs Trust. **JTD**
3. ~Proposed Order: 10/31/16.

RECOMMENDATION

Court's discretion.

(lh)

Superior Court of Calif, County of San Bernardino

Page: 20

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

DATE: 03/21/18 TIME: 8:35 DEPT: S36P

CASE#: PRO PS1700224

CASE NAME: IN RE REVOCABLE TRUST OF SAMUEL J SANDERS DATED 03
SEE ALSO 11 21 22

HEARING:

Petition for ORDER 1.DETERMINING THAT CERTAIN REAL PROPERTY
IS AN ASSET OF THE REVOCABLE TRUST ETC.

COUNSEL:

ANTHONY SANDERS (PET)...OLDMAN, COOLEY, SALLUS, GOLD,
TREBIEN BELLOWS (PET)...OLDMAN, COOLEY, SALLUS, GOLD,
IN RE REVOCABLE TRUST OF SAMUEL J SANDERS (TRU)...
SAMUEL J. SANDERS JR. (PET/OBJ)...GIFFORD, DEARING & ABERNATHY,
ELVIA SANDERS (FULLERTON LEMANN SCHAEFER & DO)

Currently under review by legal research

(LR)

Notice deemed sufficient.

Superior Court of Calif, County of San Bernardino

Page: 21

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

DATE: 03/21/18 TIME: 8:35 DEPT: S36P

CASE#: PRO PS1700224

CASE NAME: IN RE REVOCABLE TRUST OF SAMUEL J SANDERS DATED 03
SEE ALSO 11 20 22

HEARING:

Petition for 1.SUSPENSION OF TRUSTEE SAMUEL SANDERS, JR:2.REMOV
AL OF TRUSTEE; ETC

COUNSEL:

ANTHONY SANDERS (PET)...OLDMAN, COOLEY, SALLUS, GOLD,
TREBIEN BELLOWS (PET)...OLDMAN, COOLEY, SALLUS, GOLD,
IN RE REVOCABLE TRUST OF SAMUEL J SANDERS (TRU)...
SAMUEL J. SANDERS JR. (PET/OBJ)...GIFFORD, DEARING & ABERNATHY,
ELVIA SANDERS (FULLERTON LEMANN SCHAEFER & DO)

Currently under review by legal research

(LR)

Notice deemed sufficient.

Superior Court of Calif, County of San Bernardino

Page: 22

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

DATE: 03/21/18 TIME: 8:35 DEPT: S36P

CASE#: PRO PS1700224

CASE NAME: IN RE REVOCABLE TRUST OF SAMUEL J SANDERS DATED 03
SEE ALSO 11 20 21

HEARING:
Trial Setting Conference

COUNSEL:

ANTHONY SANDERS (PET)...OLDMAN, COOLEY, SALLUS, GOLD,
TREBIEN BELLOWS (PET)...OLDMAN, COOLEY, SALLUS, GOLD,
IN RE REVOCABLE TRUST OF SAMUEL J SANDERS (TRU)...
SAMUEL J. SANDERS JR. (PET/OBJ)...GIFFORD, DEARING & ABERNATHY,
ELVIA SANDERS (FULLERTON LEMANN SCHAEFER & DO)

TSC—no notes—JTD

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

CONSERVATORSHIPS

DATE: 03/21/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS0700044

CASE NAME: MTR OF MELISSA DAYTON

SEE ALSO 24

HEARING:

Hearing Re: SUCCESSOR TRUSTEE'S ACCOUNT

COUNSEL:

JEANNE DAYTON	(CPE)...JAMES BRUCE MINTON
MELISSA DAYTON	(CEP)...
JEAN DAYTON	(CPE)...JAMES L HEYWOOD
SHERRI L KASTILAHN	(PET)...
JAMES BRUCE MINTON	(CPE)...JAMES BRUCE MINTON
THE MELISSA DAYTON SPECIAL NEEDS TRUST (TRU)...	
JEANNIE DAYTON	(PET)...TAYLOR I TURNER
JAMES BRUCE MINTON	(TEE)...DIANA J CARLONI

See notes on next matter #24.

(lh)

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

DATE: 03/21/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS0700044

CASE NAME: MTR OF MELISSA DAYTON

SEE ALSO 23

HEARING:

Hearing Re: FIRST ACCOUNTING OF JAMES HEYWOOD

COUNSEL:

JEANNE DAYTON	(CPE)...JAMES BRUCE MINTON
MELISSA DAYTON	(CEP)...
JEAN DAYTON	(CPE)...JAMES L HEYWOOD
SHERRI L KASTILAHN	(PET)...
JAMES BRUCE MINTON	(CPE)...JAMES BRUCE MINTON
THE MELISSA DAYTON SPECIAL NEEDS TRUST (TRU)...	
JEANNIE DAYTON	(PET)...TAYLOR I TURNER
JAMES BRUCE MINTON	(TEE)...DIANA J CARLONI

GENERAL INFORMATION

Continued from 11/01/17 and 01/10/18 at request of Counsel.

THIS CASE SET FOR HEARING ON Accounting review re James Heywood,
successor Trustee.

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

1. James Heywood appointed successor Trustee on 08/11/15.
2. **Need** accounting.

RECOMMENDATION

Inquire status of accounting.

(lc/lh)

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

DATE: 03/21/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1200014

VACATE

CASE NAME: IN MATTER RE MARGARET CLOSE

HEARING:

Accounting Review

COUNSEL:

AMY ASHBY	(CPE)...JEANNE E KENNEDY
MARGARET CLOSE	(CEP)...JENNIFER M DANIEL
DIANE D HARKISON	(CPE)...M DANIEL SAYLOR
MARTHA K WHITE	(PET/CPE)...ROGER VON KAESBORG
CHARLES D CLOSE	(PET)...ROGER VON KAESBORG
MARGARET J CLOSE	(CPE)...
MARTHA K WHITE	(PET/OBJ)...ROGER VON KAESBORG
HELEN BARNES	(CALDWELL, KENNEDY & PORTER, A.)

Fourth account current filed 02/28/18.

Future hearing date: 04/04/18 re Fourth and Final Account of Martha White

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

DATE: 03/21/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1500272

CASE NAME: MTR OF CHELSEA STOYKOVICH

HEARING:

Hearing Re: Status

COUNSEL:

MERLINA BURTON	(PET)...PRO/PER
CHELSEA STOYKOVICH	(PCE)...MITCHELL I ROTH
PUBLIC GUARDIAN	(PET)...COUNTY COUNSEL

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Status

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

1. Matter set on 12/20/17. Court ordered Linda Daniell to be primary caretaker of Chelsea. Chelsea to move into the home of Linda Daniell; Court will allow supervised visits with parents at home of Linda Daniell during the day.
2. Public Guardian to remain temporary conservator with Letters to continue in full force and effect.
3. Mother agreed to take a drug test; Court ordered Merlina Burton to test on 12/21/17 by 3PM.
4. Counsel and Public Guardian to submit report prior to next hearing regarding status of Chelsea. **Need** same.

RECOMMENDATION

Inquire status.

(lh)

Future Hearing: 4/26/18: Conservatorship Compliance Review Hearing

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

DATE: 03/21/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1700235

CASE NAME: MARICA KAY BISSONNETTE

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of KRISTIN COX

COUNSEL:

KRISTIN COX (CPE)...BRADLEY J. HAGUE
MARCIA KAY BISSONNETTE (CEP)...MITCHELL I ROTH

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Compliance Review

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

- 1 Kristin Cox (daughter) was appointed conservator of the person and estate of Marcia Kay Bissonnette on 08/16/17; \$82,000 bond filed.
- 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** Statement of Care Plan in accord with Pr.C. §2352.5.
- 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.

(lh)

Future Hearing: 10/24/18: Accounting Review

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

DATE: 03/21/18 TIME: 9:30 DEPT: S36P

CASE#: VC VS00422

CASE NAME: MTR OF JOY RISSER

HEARING:

Tenth Account and Report of MARTHA G DRAGOO and Petition for allowance of fees filed.

COUNSEL:

MARTHA G DRAGOO (CPE/CP)...CALDWELL, KENNEDY & PORTER, A.
JOY RISSER (PCE/CEP/CTP/DEC)... ROBERTA L. TAYLOR & ASSOC
DIANE HERMAN (PCR)...WATKINS & CLARK
JOY RISSER REVOCABLE TRUST (TRU)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Tenth Account Current and Report of Conservator and Trustee; Petition for Allowance of Fees

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

1. Accounting covers period: 09/01/15 to 08/31/17
2. Assets on hand: \$1,109,283.19, cash
3. Petitioner requests fees of **\$6,798.75** for 194.25 at \$35 per hour. This is based on an average of 9 hours per month. No itemization appears to be provided.
JTD
4. Petitioner appears to have reimbursed herself for lodging, mileage, meals, and mailing for trips visiting conservatee: **\$938.73** for 11/16/15 to 11/17/15; **\$1,206.90** for 03/19/16 to 03/23/16; **\$1,407.67** for 03/19/16 to 03/23/16; **\$1,415.37** for 05/19/16 to 05/21/16. These are generally not reimbursable expenses, unless conservator is waiving her fees per Local Rule 20-1406(d). Itemized. [Acct, 02/13/18, LFpg27]. *Note: similar reimbursements made in prior accounting were denied by Court.* **JTD**
5. Attorney requests fees of \$6,928.75 for 40.9 hours at \$\$300/\$275/\$150 per hour for attorney and paralegal services. Itemized [Acct, 02/13/18, LFpgs9-11]. **JTD**
6. **Need** verification signed by caregivers regarding services performed and payment received per Local Rule 20-1406(c).
7. Current bond is \$1,330,000. Appears ok.
8. Proposed Order: 02/13/18

RECOMMENDATION

Need to clear note 6. If approved, set Accounting/Status Review for **10/31/18**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lh)

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

DATE: 03/21/18 TIME: 9:30 DEPT: S36P

CASE#: VC VS255

CASE NAME: IN THE MATTER OF DANIELLE KAY LUCIA

HEARING:

Hearing Re: Proof of Blocked Account/Transfer Case

COUNSEL:

DANIELLE KAY LUCIA	(CEP)...
LOUIS E LUCIA	(CPE)...PRO/PER
DEBORAH J LUCIA	(SC/CPE)...JEANNE E KENNEDY
PATRICIA A FREITAS	(SC/CPE)...JEANNE E KENNEDY
DEBORAH J LUCIA	(PET)...JANET M HERRING
PATRICIA ANN FREITAS	(PET)...JANET M HERRING

GENERAL INFORMATION

Continued from 01/17/18 at request of Counsel.

THIS CASE IS SET FOR HEARING ON Proof of Blocked Account/ Transfer Case

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

1. Matter set on 10/11/17, wherein, Court approved 13th Account Current.
2. Post Move Notice of Change of Address filed 10/11/17 indicates conservatee now resides in Novato, California, Marin County.
3. **Need** proof of blocked account.

RECOMMENDATION

Inquire status.

(lh)

Future Hearing: 9/11/19: Accounting Review

Superior Court of Calif, County of San Bernardino

Page: 30 add-on

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

DATE: 03/21/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1800040

CASE NAME: MARIA LUISA MACLEOD

SEE ALSO 31

HEARING:

Petition for Appointment of Temporary Conservator

COUNSEL:

RICHARD C MACLEOD (PET)...CALDWELL, KENNEDY & PORTER, A.

MARIA LUISA MACLEOD (CEE)...WALTER MOORE (GAL)

See notes on next matter #31

Superior Court of Calif, County of San Bernardino
Page: 31 add-on
CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: JAMES MICHAEL WELCH

DATE: 03/21/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1800040

CASE NAME: MARIA LUISA MACLEOD

SEE ALSO 30

HEARING:

Petition for Appointment of Conservator

COUNSEL:

RICHARD C MACLEOD (PET)...CALDWELL, KENNEDY & PORTER, A.
MARIA LUISA MACLEOD (CEE)...WALTER MOORE (GAL)

GENERAL INFORMATION

Ex parte hearing held 02/14/18. Walter Moore appointed Guardian Ad Litem for proposed conservatee. Walter Moore to file report on or before 02/24/18. Current hearing re Petition for Temporary Conservatorship continued to 03/14/18.

Continued from 03/14/18. Oral report was given by Walter Moore. Attorney Moore received the Capacity Declaration indicating the proposed conservatee has capacity to give informed consent. Attorney Kennedy has issues with Capacity Declaration that would need to be addressed. Parties agree to go to the Court Investigator's office this date for interview. Matter is continued for CI report.

THIS CASE SET FOR HEARING ON Petition for Appointment of Conservator person and estate by Richard MacLeod, spouse

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

1. Petitioner seeks powers under Pr. C. §2591 to pay, collect, arbitrate or adjust claims, debts, or demands upon conservatorship. **JTD**
2. Petitioner seeks court reserve bond until all of proposed conservatee's financial accounts are accounted for. **JTD**
3. Petitioner seeks medical powers. **Need** Capacity Declaration.
4. Petitioner seeks dementia powers.
 - a. **Need** appointment of counsel for report.
 - b. **Need** report of Walter Moore, GAL.
5. **Need** return of citation, if proposed Conservatee will not attend hearing.
6. Proof of Completion of the Conservatorship Training Class filed 03/06/18.
7. CI Report of No Report filed 02/27/18. **JTD**

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

8. Notice was given.
9. ~Proposed Form Order: 02/07/18

RECOMMENDATION

Need to clear notes #3-5. If approved, set hearing for Compliance Review for **10/31/18** for the filing of the required documents and hearing re Accounting Review for **06/05/19**. Any accounting to be filed 30 days in advance.

(lh)

Superior Court of Calif, County of San Bernardino

Page: 1

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

CONSERVATORSHIP

DATE: 03/21/18 TIME: 8:30 DEPT: S37P

CASE#: CON PS1700367

CASE NAME: GARY M MAJINSKI

HEARING:

Petition for Termination of further proceeding; for etc

COUNSEL:

CHICE A DAVISON	(CE)...JOSEPHINE A RICH
GARY M MAJINSKI	(CEP)...PRO/PER
GARY M. MAJINSKI	(DEC)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Petition for Termination of Further Proceedings; For Discharge of Conservator of the Estate Only of a Missing Person and for Exoneration of Bond.

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

1. On 10/18/17, Chice A. Davison was appointed Temporary Conservator of the estate only of Gary M. Majinski, a then missing person, on with strict orders allowing petitioner to sell property belonging to conservatee subject to a nuisance lawsuit brought by City of Colton. Chice A. Davison was subsequently appointed conservator of the estate on 11/30/17 with \$55,000 bond.
2. On or about 01/04/18, conservatee Gary M. Majinski appeared out of hiding, stating he disappeared due to grieving the death of his girlfriend. Conservatorship of the estate is no longer necessary.
3. Petitioner states the only asset of the estate is real property; however, petitioner has not marshalled the asset since appointment as conservator.
4. Petitioner seeks termination of estate, to be discharged as conservator, and for exoneration of bond; however, neither the caption of petition nor the petition itself cite the applicable code section authorizing relief per Local Rule 20-601. Does Court wish to require an amended petition pursuant to Pr. C. §12251?
JTD
5. Notice was given.
6. Proposed Order submitted 02/15/18. Caption does not contain applicable code section authorizing relief.

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

RECOMMENDATION
Court's discretion.

(lh)

Future Hearings: 7/05/18: Conservatorship Compliance Review Hearing
2/07/19: 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

Page: 2

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

DATE: 03/21/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1100870

CASE NAME: THE SPECIAL NEEDS TRUST OF SIRAI DEL RIO

VACATED

HEARING:

Accounting Review by ***

COUNSEL:

INLAND COUNTIES REG CNTR (PET)...LAYNE A BARTHOLOMEW
THE SPECIAL NEEDS TRUST OF SIRAI DEL RIO (TRU)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Accounting Review re IRC

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

1. Court approved fifth account current on 04/06/16 for period ending 12/31/15.
2. Sixth account current now due.

RECOMMENDATION

Inquire status.

(lh)

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

DATE: 03/21/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1300758

CASE NAME: MTR OF LOUISE MERCEDES BORQUEZ

VACATED

HEARING:

PETITION FOR FINAL DISTRIBUTION Account and Report of DARLENE L PARRIS and Petition for allowance of fees filed.

COUNSEL:

DARLENE L PARRIS (PET)...PRO/PER
LOUISE MERCEDES BORQUEZ (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Final Distribution on Waiver of Accounting by Darlene L. Parris, Administrator

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

1. Matter is moot. Court approved first and final account on **07/18/16** with previously waived filing fees totaling \$1,100 to be paid prior to hearing on receipts and final discharge.
 - a. Filing fees were paid 06/01/17.
 - b. **Need Order after hearing.**
2. **Need** receipts of heirs, Karen Lynn Meyers, Darlene Louise Parris, and Donna Marie Addis.
3. **Need** Ex Parte Petition for Final Discharge.

RECOMMENDATION:

Inquire status. Suggest Court set status hearing on **06/04/18**.

(lh)

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

DATE: 03/21/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1500717

CASE NAME: STEVEN FRANK RAMIREZ SR

HEARING:

Probate status report filed.

COUNSEL:

JENNEA ALLEN (PET)...HIGGS, FLETCHER & MACK LLP
STEVEN FRANK RAMIREZ SR (DEC)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Status Report of Jennea Allen

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

1. Petitioner Jennea Allen, was appointed administrator of the estate with full authority on 09/14/15 with \$20,000 bond. Letters were issued 12/03/15.
2. Estate is not in a condition as there is an issue with title to the real property. A petition for order confirming real property as an estate asset is currently pending with this Court.
3. Petitioner requests an additional 12 months to clear title and sell real property.
4. Notice was given.
5. No proposed order submitted.

RECOMMENDATION:

Court's discretion. If approved, set next hearing for Accounting Review for **12/19/18**. Any account to be filed 30 days' in advance of hearing. Note requirements of Local Rules.

(lh)

Superior Court of Calif, County of San Bernardino

Page: 5

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

DATE: 03/21/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700423

CASE NAME: MTR OF SUSAN HARUE FRIDLEY

HEARING:

FIRST AND FINAL Account and Report of KUNIKO TOMOYOSE ELLIOT and
Petition for allowance of fees filed.

COUNSEL:

KUNIKO TOMOYOSE ELLIOT (PET)...VICTORIA P MARTIN
SUSAN HARUE FRIDLEY (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON First and Final Account and Report of
Executor and Petition for Fees, Reimbursement and Final Distribution by Kuniko Elliot,
Executor/sole beneficiary

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

1. Assets on hand: **\$293,110.07**, cash
2. Petitioner and attorney requests statutory fees of **\$8,862.20**, each.
Calculated.
3. Attorney requests reimbursement of advanced costs in the amount of \$1,171
for filing fees, publication, and certified copy fees. **JTD**
4. Petitioner requests reserve of **\$1,000**. Note: if approved, need informal
account for reserves per Local Rule 20-911 prior to filing ex parte petition for
final discharge.
5. ~Proposed order: 12/06/17

RECOMMENDATION:

Court's discretion. If approved, court to set hearing on filing of receipts and final
discharge to include informal account re reserves for **03/27/19**.

(lh)

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

DATE: 03/21/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700838

CASE NAME: MTR OF JUNG CHEN LEE

HEARING:

Petition to determine succession to Real Property

COUNSEL:

CHIN HSING LEE (PET)...AMITY LAW GROUP, LLP
YUN HSIA LEE (PET)...AMITY LAW GROUP, LLP
JUNG CHEN LEE (DEC)...

GENERAL INFORMATION:

Continued from 11/20/17 on court's motion.

Continued from 01/30/18. Court noted disclaimers were filed on 11/16/17 by two additional heirs. Disclaimers are untimely per Pr. C. §279(b). Court allowed Counsel for petitioner to file assignments for the 6 heirs residing in Taiwan. Counsel to provide translation, if necessary.

THIS CASE IS SET FOR HEARING ON Petition to Determine Succession to real property by Chin and Yun Lee, son and daughter

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

1. Petitioners are seeking 100% interest, 12.5% each, in decedent's 25% interest to real property per intestate succession; however, decedent is survived by 6 additional heirs. All heirs must petition per Pr.C. § 13152(a) and Pr.C. § 6402(a). **Disclaimers filed 11/16/17 by 6 additional heirs. However, disclaimers are untimely as heirs have 9 months from date of death to file a timely disclaimer per Pr. C. §279(b). Does Court wish to require assignments? JTD.**
2. Petitioners allege decedent was not a resident of California, but owned real property here at the time of death.
3. Assignments filed 02/14/18.
4. ~Proposed Order submitted: 08/18/17

RECOMMENDATION:

Court's discretion.

(cs/ww/nb/lh)

Superior Court of Calif, County of San Bernardino

Page: 7

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

DATE: 03/21/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700977

CASE NAME: MICKEY LOUISE DICKERSON

HEARING:

Hearing Re: Report of GAL/Status of Impaired Beneficiary

COUNSEL:

ROBERT RAY CRISP III (PET)...TANYA L WILLIS
MICKEY LOUISE DICKERSON (DEC)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Status Re Report of GAL

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

1. Matter set on 01/30/18, wherein, Court granted petition for probate of Robert Ray Crisp, who was appointed administrator with full powers; \$70,000 bond filed.
2. Court noted petitioner has power of attorney of Elizabeth Crisp, and Elizabeth Crisp also has a trust; therefore, Court appointed Walter T. Moore as GAL.
3. **Need** GAL Report.

RECOMMENDATION

Inquire status.

(lh)

Future Hearing: 4/09/19: Accounting Review

Superior Court of Calif, County of San Bernardino

Page: 8

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

DATE: 03/21/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700978

CASE NAME: PATRICIA A REEVES

SEE ALSO 9

HEARING:

OSC re: Dismissal

COUNSEL:

AMY GONZALES (PET)...PRO/PER
PATRICIA A REEVES (DEC)...

GENERAL INFORMATION:

Continued from 01/30/18. No appearance. Court set OSC re Dismissal. Court ordered Amy Gonzalez to appear at next hearing. Notice given by Judicial Assistant.

THIS CASE IS SET FOR HEARING ON **OSC re Dismissal** of Petition for Letters of Administration with full authority under IAEA by daughter Amy Gonzales ["Petitioner"].

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

1. Section 8 to petition [LF, p. 5] is incomplete as to addresses of Kerent and Thomas Buscarino. **Need** verified supplement.
2. Petition alleges all heirs waive bond. However, **need** Mandatory Waivers of Bond by Heirs, form DE-142/DE-111, by siblings Kerent Buscarino and Thomas Buscarino. Estimated value of estate is -104,862. 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. **Need** Notice of Petition to Administer
5. ~Proposed Form Order/Letters 10/02/17.

RECOMMENDATION:

Need to clear notes #1-4, then Court's discretion re: bond. If approved, set future hearing for Accounting/Status Review on **05/29/19**. Any account to be filed 30 days in advance of hearing. Note requirements of Local Rules.

(nb/lh)

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

Page: 9

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

DATE: 03/21/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700978

CASE NAME: PATRICIA A REEVES

SEE ALSO 8

HEARING:

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

COUNSEL:

AMY GONZALES (PET)...PRO/PER
PATRICIA A REEVES (DEC)...

Waiver of Court Fees and Costs filed by AMY GONZALES is GRANTED

See notes on prior matter #8.

(lh)

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

DATE: 03/21/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1701027

CASE NAME: MTR OF THE WILLIAM DOMINIK SANTORO REVOCABLE TRUST

HEARING:
Hearing Re: FINAL ACCOUNTING (LARRY HUGHES)

COUNSEL:
YURI PEREZ (PET)...MONICA E AMBOSS
THE WILLIAM DOMINIK SANTORO REVOCABLE TRUST (TRU)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Final Accounting Review of Larry Hughes (prior successor trustee)

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

1. Order to Remove Trustee (Larry Hughes) and appoint successor trustee (Thomas Henry Coleman) entered 11/21/17, wherein, Court ordered Larry E. Hughes to file a final accounting for period 04/24/10 to 11/21/17.
2. **Need** accounting by Larry Hughes

RECOMMENDATION

Inquire status.

(lh)

Superior Court of Calif, County of San Bernardino

Page: 11

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

DATE: 03/21/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1701147

CASE NAME: VIRGINIA BENDER

SEE ALSO 12

HEARING:

Petition for AUTHORIZING TRANSACTION TRANSFERRING ASSET TO PETI
TIONER AND APPOINTING PETITIONER

COUNSEL:

JOSEPH BENDER	(PET)...THE ELDER & DISABILITY LAW FIRM
SANDY TURNER	(PET)...SANDRA TURNER
VIRGINIA BENDER	(INC)...SANDRA TURNER

Currently under review by legal research.

(LR)

Superior Court of Calif, County of San Bernardino

Page: 12

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

DATE: 03/21/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1701147

CASE NAME: VIRGINIA BENDER

SEE ALSO 11

HEARING:

Petition for Attorney fees to Guardian Ad Litem, Sandy Turner
for Virginia Bender & etc

COUNSEL:

JOSEPH BENDER	(PET)...THE ELDER & DISABILITY LAW FIRM
SANDY TURNER	(PET)...SANDRA TURNER
VIRGINIA BENDER	(INC)...SANDRA TURNER

GENERAL INFORMATION

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

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

1. Petitioner, Sandy Turner, was appointed Guardian Ad Litem for Virginia Bender on 11/16/17.
2. Petitioner requests fees in the reduced amount of **\$3,815** for 10.9 hours at \$350/hour for attorney services. Itemized. [Petition, 01/11/18, LFpgs7-8].
3. Notice of Hearing and Proof of Service filed 01/22/18; however, not in LF at time of review.
4. ~Proposed Order: 10/31/16.

RECOMMENDATION

Need notice, then Court's discretion.

(lh)

Superior Court of Calif, County of San Bernardino
Page: 12A add-on
CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: TARA REILLY

DATE: 03/21/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1800167

CASE NAME: DENNIS MICHAEL DELANEY

HEARING:
Spousal Property Petition hearing.

COUNSEL:
ZUE DELANEY (PET)...ORRICK, POPKA, TUCKER & DOLEN
DENNIS MICHAEL DELANEY (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Spousal Property Petition by Zue Delaney

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

1. Petitioner, Zue Delaney, seeks court confirm her half of community property and determine that decedent's half transfers to petitioner without administration.
2. Petitioner alleges she was decedent's fourth wife having married on 09/20/07 until his death on 09/10/17. Prior to their marriage, decedent acquired real property with his former spouse, Elizabeth Delaney, on 12/20/93 taking title as husband and wife, joint tenants. Following Elizabeth's death, decedent filed an Affidavit of Death of Joint Tenant and title has not changed since. Petitioner contends the real property was maintained with community funds during their entire marriage, including mortgage payments, insurance, taxes, and improvements, etc. **Court to determine if real property is community property.**
3. Decedent has two biological children, John Delaney and Kathleen Delaney Corte; two adopted children, Nellie Delaney Pennington and Rachel Delaney McCaw, and 5 stepchildren. Petitioner alleges none of the biological or adopted children have objected to distribution of property to petitioner.
4. Notice was given.
5. ~Proposed Form Order: 02/21/18

RECOMMENDATION:

Court's discretion.

(lh)

Superior Court of Calif, County of San Bernardino

Page: 13

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

DATE: 03/21/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1701269

CASE NAME: SEVERO RODRIGUEZ AND MARIA RODRIGUEZ TRUST

HEARING:
Petition for INSTRUCTIONS

COUNSEL:

ANNA COZENS	(PET)...GUAY P WILSON
SEVERO RODRIGUEZ AND MARIA RODRIGUEZ TRUST (TRU)...	
ROBERTO RODRIGUEZ	(PET)...WILLIAM M NASSAR & ASSOCIATES
RUBEN RODRIGUEZ	(PET)...WILLIAM M NASSAR & ASSOCIATES
MARIA G RODRIGUEZ	(PET)...WILLIAM M NASSAR & ASSOCIATES
ALBERTO RODRIGUEZ	(PET)...WILLIAM M NASSAR & ASSOCIATES
RAMIRO RODRIGUEZ	(PET)...WILLIAM M NASSAR & ASSOCIATES
MINERVA MARIN	(PET)...WILLIAM M NASSAR & ASSOCIATES

Currently under review by Legal Research.
(LR)

Notice given.
(nb)

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

DATE: 03/21/18 TIME: 8:35 DEPT: S37P

CASE#: PRO PS1500387

CASE NAME: THE SPECIAL NEEDS TRUST OF CHANTE BOYD

HEARING:

Fourth Account and Report of INLAND COUNTIES REGIONAL CENTER,
INC and Petition for allowance of fees filed.

COUNSEL:

THE SPECIAL NEEDS TRUST OF CHANTE BOYD (TRU)...
INLAND COUNTIES REG CNTR (PET)...LAYNE A BARTHOLOMEW

GENERAL INFORMATION:

Continued from 01/03/18 at request of Court for Counsel to be present. Court inquires why no monies have been spent on Chante Boyd in this accounting.

THIS CASE IS SET FOR HEARING ON Fourth Account Current and Report of Trustee and Petition for Allowance of Attorney's Fees and for Approval of Payment of Trustee Fees

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

1. Accounting covers period: 06/01/15 to 06/30/17
2. Assets on hand: \$22,103.20 (cash)
3. Petitioner has estimated the beneficiary's future needs to include seasonal clothing, ongoing medical and dental care that are not covered by insurance.
4. Petitioner requests approval of trustee's fees already taken in the amount of \$2,000 in accordance with their fee schedule. JTD
5. Attorney requests fees of \$700 for services during this accounting period. Billed at 1.6 hours attorney time and 3.0 hours paralegal time at \$250/\$100 per hour. Itemized. [4th Acct, 09/14/17, LFpg42-43] JTD
6. Petitioner alleges current bond of \$30,000 should be reduced to \$25,000 based on calculation. Appears sufficient.
7. Petitioner proposes a revised Master Trust of California Agreement to include reimbursement of any benefits paid by any other state's Medicaid program and notice to such other's state agencies to comply with Social Security regulations. JTD
8. Petitioner requests biannual accountings due to low balance of trust. JTD

9. **Need verified supplement as to why no monies have been spent on Chante Boyd during accounting period per 1/3/18 minute order.**
10. Notice given.
11. ~Proposed Order: 09/14/17

RECOMMENDATION

Need to clear probate note #9. If approved, set hearing on next accounting review for **08/29/18** (if one year) or **08/28/19** (if two years). Accounting to be filed 30 days in advance.

(lh)

Superior Court of Calif, County of San Bernardino

Page: 15

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

DATE: 03/21/18 TIME: 8:35 DEPT: S37P

CASE#: PRO PS1600967

CASE NAME: THE BECKER FAMILY REVOCABLE LIVING TRUST

SEE ALSO 16

HEARING:

Petition for REMOVAL OF TRUSTEE AND APPOINTMENT OF SUCCESSOR
TRUSTEE, TO COMPEL ACCOUNTING

COUNSEL:

ELAINE S SHOOSHAN (PET)...THOMAS W DOMINICK
JANET B OWENS (PET)...THOMAS W DOMINICK
THE BECKER FAMILY REVOCABLE TRUST (TRU)...
DARLENE SHERRYL BECKER (OBJ)...HARTNELL LAW GROUP

Currently under review by Legal Research.

(LR)

Notice not re-reviewed.

Superior Court of Calif, County of San Bernardino

Page: 16

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

DATE: 03/21/18 TIME: 8:35 DEPT: S37P

CASE#: PRO PS1600967

CASE NAME: THE BECKER FAMILY REVOCABLE LIVING TRUST

SEE ALSO 15

HEARING:

Trial Setting Conference

COUNSEL:

ELAINE S SHOOSHAN (PET)...THOMAS W DOMINICK
JANET B OWENS (PET)...THOMAS W DOMINICK
THE BECKER FAMILY REVOCABLE TRUST (TRU)...
DARLENE SHERRYL BECKER (OBJ)...HARTNELL LAW GROUP

TSC—no notes—JTD

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

DATE: 03/21/18 TIME: 8:35 DEPT: S37P

CASE#: PRO PS1700388

CASE NAME: Salazar 2015 Family Trust

SEE ALSO 18 19

HEARING:

Hearing Re: OSC RE: DISMISSAL

COUNSEL:

SONJA SALAZAR BROWN (PET)...LAW OFFICE OF DOONAN & DOONAN,
SALAZAR 2015 FAMILY TRUST (TRU)...
JOYCE SALAZAR (BEN)...DIANA J CARLONI
DAVID ROBERTS-SALAZAR (MIN)...PRO/PER
JOSHUA BENDER (MIN)...PRO/PER
JEANNE E KENNEDY (TP)...YEE & BELILOVE
MICHELLE MILLER (ZUMBRUNN LAW CORPORATION)

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON OSC RE: DISMISSAL

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

1. Matter set on 01/03/18, wherein, Court continued hearing for notices to be filed as to Sam Schmid and Tracey Wain. Should notices not be filed, Court will dismiss matter.
2. **Need** notice to Sam Schmid and Tracey Wain.

RECOMMENDATION

Inquire status. Court's discretion re OSC.

(lh)

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

DATE: 03/21/18 TIME: 8:35 DEPT: S37P

CASE#: PRO PS1700388

CASE NAME: Salazar 2015 Family Trust

SEE ALSO 17 19

HEARING:

Hearing Re: PRELIMINARY INJUNCTION

COUNSEL:

SONJA SALAZAR BROWN (PET)...LAW OFFICE OF DOONAN & DOONAN,
SALAZAR 2015 FAMILY TRUST (TRU)...
JOYCE SALAZAR (BEN)...DIANA J CARLONI
DAVID ROBERTS-SALAZAR (MIN)...PRO/PER
JOSHUA BENDER (MIN)...PRO/PER
JEANNE E KENNEDY (TP)...YEE & BELILOVE
MICHELLE MILLER (ZUMBRUNN LAW CORPORATION)

Currently under review by legal research.

(LR)

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

DATE: 03/21/18 TIME: 8:35 DEPT: S37P

CASE#: PRO PS1700388

CASE NAME: Salazar 2015 Family Trust

SEE ALSO 17 1

HEARING:

Petition for to Determine construction of Trust Instrument and
determine title to personal property etc

COUNSEL:

SONJA SALAZAR BROWN (PET)...LAW OFFICE OF DOONAN & DOONAN,
SALAZAR 2015 FAMILY TRUST (TRU)...
JOYCE SALAZAR (BEN)...DIANA J CARLONI
DAVID ROBERTS-SALAZAR (MIN)...PRO/PER
JOSHUA BENDER (MIN)...PRO/PER
JEANNE E KENNEDY (TP)...YEE & BELILOVE
MICHELLE MILLER (ZUMBRUNN LAW CORPORATION)

Currently under review by legal research.

(LR)

Notice given.

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

DATE: 03/21/18 TIME: 8:35 DEPT: S37P

CASE#: PRO PS1700404

CASE NAME: FULLER FAMILY TRUST

HEARING:

First Account and Report of W A HLAVATY and Petition for allowance of fees filed.

COUNSEL:

W A HLAVATY (PET)...RICHARD W S PERSHING
THE MATTER OF FULLER FAMILY TRUST(TRU)...PRO/PER

XREF: CONPS1700289 MTR OF JUNE M FULLER

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON First and Final Account and Report of Trust and Petition for Approval of Fees and Exoneration of Bond, by successor trustee W.A. Hlavaty

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

1. Accounting period: 06/05/17 to 09/29/17
2. Assets on hand: **\$313,860.59**, of which \$33,812.10 is cash, \$117,000 in real property, and remaining in securities.
3. Successor Trustee Hlavaty requests compensation of **\$12,057.00** for 121.2 hours at various rates from \$35-\$150/hour itemized in supporting declaration filed 12/27/17, LFpgs8-23. **JTD**
4. Richard Pershing, attorney for successor trustee, requests compensation of **\$16,650** for 81.75 hours at the reduced amount of \$203.67/hour itemized in supporting declaration filed 12/27/17, LFpgs8-25. **JTD**
5. Lynn Purkey, the daughter of settlor June M. Fuller, requests reimbursement of **\$495** advanced for the initial filing fee of petition. **JTD**
6. Current bond \$300,000. Petitioner requests exoneration of bond; however, bond may not be exonerated until entry of final discharge order.
7. Notice was given.
8. **Objections to Petition for First and Final Report by June M. Fuller filed 03/14/18.**
9. No proposed Order submitted.

RECOMMENDATION:

Matter is contested.

If approved, court to set hearing on filing of receipts and final discharge for **03/27/19**.

(lh)

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

CONSERVATORSHIPS

DATE: 03/21/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1400087

CASE NAME: Kristin Barr

SEE ALSO 22

HEARING:

Hearing Re: OSC RE: SUSPENSION OF CONSERVATOR

COUNSEL:

SHARA INOCENCIO

(CPE)...MCCLELLAN & WILSON

KRISTIN BARR

(CEP)...SHERRI L KASTILAHN

LAYNE A BARTHOLOMEW

(PET)...LAYNE A BARTHOLOMEW

GENERAL INFORMATION:

Continued from 02/20/18. Court approved attorney's fees as requested. Matter continued for notice to be given.

THIS CASE IS SET FOR HEARING ON **OSC Re Suspension/Second Account Current and Petition for Fees by Trustee of SNT, Shara Inocencio** ["Petitioner"]

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

1. Accounting period 07/01/16 to 09/30/17.
2. Assets on Hand \$15,178.91 consisting of cash.
3. Petitioner does not request compensation.
4. Attorney requests fees of \$1,000. Billed at \$250/hour for 4 hours' attorney time. Generally itemized.[LF, p. 3].
5. Counsel has not used mandatory Summary of Account (GC-400/405). Court may wish to direct counsel to use mandatory form(s) on future accountings.
6. Notice was given.
7. No proposed order. Submit Order after Hearing.

RECOMMENDATION:

Court's discretion. If approved, suggest Court require future Waivers of Account [Pr. C. §2628- form SB-2628] as smaller trust qualifies under CRC 7.903(d). Court to set future hearing re accounting review for **12/05/18**.

(nb/lh)

Superior Court of Calif, County of San Bernardino

Page: 22

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

DATE: 03/21/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1400087

CASE NAME: Kristin Barr

SEE ALSO 21

HEARING:

Second Account and Report of SHARA INOCENCIO and Petition for allowance of fees filed.

COUNSEL:

SHARA INOCENCIO	(CPE)...MCCLELLAN & WILSON
KRISTIN BARR	(CEP)...SHERRI L KASTILAHN
LAYNE A BARTHOLOMEW	(PET)...LAYNE A BARTHOLOMEW

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

See notes on prior matter #21.

(lh)

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

DATE: 03/21/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1500155

CASE NAME: FRANK JOHN BRYANT

HEARING:

Accounting Review by Jason and Shannon Medlock

COUNSEL:

MINNIE V. WILLIAMS	(CPE)...ROBERT B. WHITE
FRANK JOHN BRYANT	(CEP)...
GARY MEDLOCK	(CPE/PCR)...ROBERT B. WHITE
JASON MEDLOCK	(SC/PCR)...GARY E BEEKS
SHANNON MEDLOCK	(SC/PCR)...GARY E BEEKS
GARY D. MEDLOCK	(CPE)...GARY E BEEKSESQ
DEPARTMENT OF VETERANS AFFAIRS	(CPE)...OFFICE OF REG COUNSEL
NORTHWESTERN NATIONAL INSURANCE	(TP)...

GENERAL INFORMATION

Continued from 10/25/17. No appearance. Gary Medlock, Jason Medlock and Shannon Medlock ordered to appear at next hearing if accounting is not filed.

Continued from 01/03/18. Court noted conservatee has passed away. Hearing continued at request of Court. Court orders Gary Medlock, Jason Medlock, Shannon Medlock, and Counsel to be present at next hearing if accounting is not filed. Court orders final accounting or waive of accounting to be filed by next hearing.

THIS CASE SET FOR HEARING ON Accounting review.

1. Jason and Shannon Medlock, great nephew and great niece, were appointed as successor co-conservators of the person and estate on 11/13/06. \$258,000 bond, in Los Angeles County. \$13,000 additional bond posted on 08/27/07 for a total bond of \$271,000. Case ordered to be transferred from Riverside County on 05/22/15. Amended orders and letter for San Bernardino County filed on 11/10/15, no bond.
2. Previous Ex parte petition to dispense with accounting approved on 11/10/15.
3. CI report filed 10/26/17.
4. **Need Final Accounting for pre-death and post-death accounting periods per Pr. C. §2620.**

RECOMMENDATION

Inquire status of accounting.

(ww/lh)

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

DATE: 03/21/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1600187

CASE NAME: BLANCHE MARGUERITE CARTER

HEARING:

Petition for AND DECLARATION REGARDING ATTORNEY'S FEES

COUNSEL:

ARTHUR WOOD CARTER JR	(CPE)...MARK J. ANDREW FLORY
BLANCHE MARGUERITE CARTER	(CTE)...ZIPRICK & CRAMER
LARRY HOOVER	(CE)...ZUMBRUNN LAW CORP
BLANCHE MARGUERITE CARTER	(CEP)...ZIPRICK & CRAMER
GLORIA TAYLOR	(PET)...PASCUZZI, PAXCUZZI & STO
JANET DAWSON	(PET)...PASCUZZI, PAXCUZZI & STO
PUBLIC GUARDIAN	(CPE)...
ROBERT H ZIPRICK	(PET)...ZIPRICK & CRAMER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Attorney's Fees by Robert Ziprick

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

1. Petitioner, Robert Ziprick was the attorney for conservatee Blanche Marguerite Carter (now deceased).
2. Petitioner requests fees of \$15,476.28 for attorney/paralegal services charged at \$300/\$200/\$100 per hour.
 - a. **Need** verified supplement with separate subtotals setting forth number of hours charged at different rates per Local Rule 20-1402.
3. **Need** verified supplement with qualifications of paralegals per requirements of CRC 7.703(e)(1)(c) which show the completion of mandatory continuing education per Business & Professions Code 6450(d).
4. ~Proposed Order: 10/31/16.

RECOMMENDATION

Need to clear notes #2-3 then Court's discretion .

(lh)

Future Hearing: 7/25/18: Accounting Review

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

DATE: 03/21/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1700058

CASE NAME: IVAN SAUCEDO

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of NANCY SAUCEDO

COUNSEL:

NANCY SAUCEDO (CP)...PRO/PER
IVAN SAUCEDO (CTP)...MELVIN L FRIEDLAND

GENERAL INFORMATION

Continued from 01/03/18 at request of Court for petitioner to appear. Court ordered Nancy Saucedo to be present at next hearing. Mr. Friedland will supply Ms. Saucedo with a copy of compliance documents.

THIS CASE IS SET FOR HEARING ON Compliance Review

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

1. Nancy Saucedo (mother) appointed limited conservator of the person only on 05/31/17.
2. **Need** Notification of Conservatee's rights per Pr. C. §1830(c).
3. **Need** a Determination of Conservatee's Appropriate Level of Care per Pr.C.§2352.5 (form GC-355).
4. **Need** Care Plan in accord with Pr. C. §2352.5.

RECOMMENDATION

Inquire status.

(lh)

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

DATE: 03/21/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1700157

CASE NAME: MARTINA CRUZ

HEARING:

Hearing Re: RPT REAL PROP/EST PLANNING/LVG ARRANGEMENTS

COUNSEL:

DONNA KATHLEEN MORENO (PET)...PRO/PER
MARTINA CRUZ (CTE)...E. JOAN NELMS
XREF: CIFDS1700020 CRUZVS BELTRAN; CIFDS1700021 CRUZ v CRUZ;
CIFDS1700022 CRUZ V CRUZ

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Report of Real Property/Estate
Planning/Living Arrangements

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

1. Matter set on 01/03/18, wherein, Donna Kathleen Moreno was appointed conservator of the person and estate of Martina Cruz.
2. Court determined Susan Diaz, Donna Moreno, Louie Cruz, and Martina Cruz all own an interest the real property that is Martina Cruz's home.
3. Louie Cruz agreed to move out of the home and Martina Cruz will move back in; however, he will not sign his interest in the home back to his mother.
4. Court will oversee the real property upon granting petition for conservatorship; future mediation dates may be set regarding title.
5. Court determined Martina Cruz has capacity to make trust documents at this time. Counsel to assist his client with estate planning. Court further determined that no one knows where a copy of the trust is, and that the trust was prepared by a paralegal. Court ordered any trust documents in anyone's possession to be given to Martina Cruz.
6. An 850 petition may be filed to bring property into any trust in this matter. Notice of related actions to be filed.

RECOMMENDATION

Inquire status.

(lh)

Future Hearings: 6/06/18: Receipt of Bond; 8/08/18: Compliance Review 3/13/19: Accounting Review

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

DATE: 03/21/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1700467

CASE NAME: MTR OF HUGO A HERNANDEZ

SEE ALSO 28

HEARING:

Petition for Appointment of Conservator of the Person and Estate
(Competing)

COUNSEL:

HUGO DELLANO	(CPE)...PRO/PER
HUGO A HERNANDEZ	(CEP)...CRAIG M PARKER
HUGO DELLANO	(CPE)...PRO/PER
WILMA CASTANO	(PET)...LENITA A SKORETZ
HUGO HERNANDEZ	(CTP)...

XREF: EAPPS1800010 *HERNANDEZ VS. DELLANO*

GENERAL INFORMATION

Continued from 02/05/18. Ms. Skoretz reports competing petition has been filed and served and ex parte is set for 2/13/18. The Court orders EAPPS1800010 be transferred to department S37P to be heard with this matter. The Court appoints Walter Moore as guardian ad litem for Hugo A. Hernandez.

Continued from 02/13/18 at request of Counsel to trail competing petition set.
Ex parte orders denied.

THIS CASE SET FOR HEARING ON

- **Petition #1** [filed 12/29/17] for Appointment of Conservator person and estate by Hugo Dellano, son
- **Petition #2** [filed 02/02/18] for Appointment of Conservator person and estate by Wilma Castano, domestic partner

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

Petition #1 by Hugo Dellano

1. Petitioner requests for bond to be waived due to proposed conservatee receiving social security, having dementia and having very low income. Estimated estate value consists of \$240,000 in real property and \$54,400 in personal property. Suggest \$324,000. JTD

2. Petitioner seeks Pr.C. §2590 powers to alter and improve conservatee's real property for the advantage, benefit, and best interest of the proposed conservatee's estate. JTD
3. Petitioner does not seek medical powers; however, section 9 has been checked.
4. Petitioner seeks dementia powers; however, Capacity Declaration not filed. **Need** Capacity Declaration with required attachments.
5. Petitioner seeks dementia powers. **Need** report of Craig Parker, appointed counsel.
6. **Need report by GAL, Walter Moore.**
7. **Need** notice of hearing and proof of service.
8. **Need** return of Citation.
9. **Court Investigator report filed 01/31/18**
10. Certificate of Completion of the Conservatorship Training Class filed.
11. Court to see Confidential Screening form, LF pgs. 2/4.
12. ~Proposed Form Order: 12/29/17

Petition #2 by Wilma Castano

13. Petitioner Wilma Castano requests funds to be placed in blocked account in lieu of bond. Estate assets consist of real property at \$377,000, \$184,000 in personal property, and \$22,248 pension. Alternatively, suggested bond \$643,000 per bond calculation. **JTD.**
14. Petitioner request special orders for powers under Pr. C. §2590 to sell personal residence of conservatee at public or private sale without Court confirmation. JTD
10. Court Investigator report filed 03/12/18.
11. Petitioner seeks medical powers. **Need** Capacity Declaration.
12. Petitioner seeks dementia powers.
 - a. **Need** report of appointed Counsel Craig Parker.
 - b. **Need** report of Walter Moore, GAL
13. **Need** List of required contacts (Local form SB-12224).
14. **Need** Certificate of Completion of the Conservatorship Training Class.
15. **Need** Due Diligence Declarations as to grandsons Peter Brabant and Hunter Dellano.
16. Petitioner Wilma Castano refers to herself as spouse and as domestic partner within petition and other filings. *Court to clarify petitioner's relationship to proposed conservatee.*
17. Return of Citation with proof of personal service filed 02/08/18.
18. ~Proposed Form Order: 02/02/18

RECOMMENDATION:

Need to clear notes 3-8; 16-20. If approved, set hearing for Compliance Review for **10/24/18** for the filing of the required documents and hearing re Accounting Review for **05/29/19**. Any accounting to be filed 30 days in advance. Note requirements of Local Rules.

(cs/nb/lh)

Superior Court of Calif, County of San Bernardino

Page: 28

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

DATE: 03/21/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1700467

CASE NAME: MTR OF HUGO A HERNANDEZ

SEE ALSO 27

HEARING:

Petition for Appointment of Conservator

COUNSEL:

HUGO DELLANO	(CPE)...PRO/PER
HUGO A HERNANDEZ	(CEP)...CRAIG M PARKER
HUGO DELLANO	(CPE)...PRO/PER
WILMA CASTANO	(PET)...LENITA A SKORETZ
HUGO HERNANDEZ	(CTP)...

XREF: EAPPS1800010 *HERNANDEZ VS. DELLANO*

Waiver of Court Fees and Costs filed by HUGO A HERNANDEZ is GRANTED

See notes on prior matter #27.

(lh)

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

DATE: 03/21/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1800038

CASE NAME: PATRICIA ANN KESTER

SEE ALSO 30

HEARING:

Hearing Re: PTN FOR CONSERVATORSHIP

COUNSEL:

CINDY O'LOUGHLIN (PET)...RICHARD A LEWIS ESQ
WILLIAM H KESTER (PET)...CALDWELL, KENNEDY & PORTER, A.
PATRICIA ANN KESTER (CEE)...PRO/PER

GENERAL INFORMATION

Ex parte orders granted 02/14/18 for William Kester, and denied for Cindy O'Loughlin. *William Kester appointed temporary conservator of the person and estate of Patricia Ann Kester.* Court appointed Donnasue Ortiz as Guardian Ad Litem. Court ordered temporary conservator to keep daughter advised of all medical information as he gets it regarding Patricia Kester's medical condition. Court advanced and continued petition for conservatorship to be heard with competing petition on 03/21/18.

THIS CASE SET FOR HEARING ON

- **Petition #1** [filed 02/06/18] for Appointment of Conservator person only by Cindy O'Loughlin, daughter
- **Petition #2** [filed 02/07/18] for Appointment of Conservator of the person and estate by William H. Kester, spouse

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

1. Matter is moot as conservatee, Patricia Ann Kester, passed away 02/19/18.
2. William H. Kester was appointed temporary conservator on 02/14/18; letters issued same date. Court to inquire if Mr. Kester marshalled any estate assets?

RECOMMENDATION

Matter is moot. Court to set hearing re first and final report of temporary conservator for **05/23/18**.

(lh)

Superior Court of Calif, County of San Bernardino

Page: 30

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

DATE: 03/21/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1800038

CASE NAME: PATRICIA ANN KESTER

SEE ALSO 29

HEARING:

Petition for APPOINTMENT OF CONSERVATOR OF PERSON AND ESTATE

COUNSEL:

CINDY O'LOUGHLIN	(PET)...RICHARD A LEWIS ESQ
WILLIAM H KESTER	(PET)...CALDWELL, KENNEDY & PORTER, A.
PATRICIA ANN KESTER	(CEE)...PRO/PER

See notes on prior matter #29.

(lh)

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

DATE: 03/21/18 TIME: 9:30 DEPT: S37P

CASE#: VC VS00251

CASE NAME: MTR OF LORENA SARAI BENITEZ

HEARING:

Hearing Re: STATUS OF CIVIL LITIGATION

COUNSEL:

ANGEL L BENITEZ	(PET)...BEATRICE L LAWSON
BERTHA A BENITEZ	(PET)...BEATRICE L LAWSON
LORENA SARAI BENITEZ	(CEP)...DONNASUE ORTIZ
PUBLIC GUARDIAN	(TC/CPE)...COUNTY COUNSEL
GWENDOLYN BENITEZ	(MIN)...CALDWELL, KENNEDY & PORTER, A.
ROBERT C. BENITEZ JR	(SC/OBJ)...PRO/PER
ROBERT C. BENITEZ	(CPE)...PRO/PER
VIOLETA TOPETE	(CPE)...LAMB MORRIS & LOBELLO
ROBERTA L TAYLOR	(PET)...ROBERTA L TAYLOR
JEANNE KENNEDY	(PET)...JEANNE E KENNEDY
ROBERT BENITEZ IRREVOCABLE TRUST (TRU)	...PRO/PER

Waiver of Court Fees and Costs filed by ROBERT C. BENITEZ JR is GRANTED

Status—no notes—JTD

Future Hearings:

3/27/18: Petition to Approve Compromise of Disputed Claim; Compromise of Pending Action, Person with a Disability. Petition for Minor's Comp/Special Needs Trust/Bank Fee

12/03/18: Accounting Review