



Second/Final Check

Superior Court of California
County of San Bernardino
Probate Department

Probate Notes for Calendar Date: 05/17/17

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.

05/12/17h

CIVPRO

San Bernardino District - Probate
PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT **PROBATE**

DATE: 05/17/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS0900792

CASE NAME: CHARLES L & ARLENE B REYNOLDS TRUST

VACATED

HEARING:

Accounting Review

COUNSEL:

REBECCA REYNOLDS LYTLE	(PET)...LAWRANCE A WIDDIS
JAMES MAYS	(PET)...THOMAS W DOMINICK
CHRISTOPHER POND	(PET)...HARTNELL, LISTER & MOORE
SHANA REILLY-POND	(PET)...HARTNELL, LISTER & MOORE
SHERRI L KASTILAHN	(PET)...SHERRI L KASTILAHN
CHARLES & ARLENE REYNOLDS TRUST (TRU)...	
ASHLEY REYNOLDS	(MIN)...SHERRI L KASTILAHN
REBECCA REYNOLDS LYTLE	(STE)...LAURA WIDDIS

XREF: GARRS900374

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review.

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

1. 3rd Trust Account for Rebeca Lytle approved on 05/20/15.
2. Need 4th Account beginning with 03/01/15.

RECOMMENDATION

Inquire status.

(lc)

Superior Court of Calif, County of San Bernardino

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

DATE: 05/17/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1300993

CASE NAME: Raul Leanos Robles

HEARING:
Hearing re Final Discharge

COUNSEL:
OLGA ROBLES (PET)...PRO/PER
RAUL LEANOS ROBLES (DEC)...

Waiver of Court Fees and Costs filed by OLGA ROBLES is GRANTED
TOTAL FEES WAIVED TO DATE: \$930.00

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Final Discharge.

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

1. Final account/distribution of Olga Robles approved on 05/18/16.
2. No receipts needed as only real property remains.
3. Need Ex Parte Petition for Final Discharge and Order with recording information per Pr.C.§11753(b).

RECOMMENDATION

Inquire status.

(lc)

Superior Court of Calif, County of San Bernardino

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

DATE: 05/17/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1400291

CASE NAME: Elizabeth Jewel Gautchier

HEARING: FIRST AND FINAL Account and Report of ELDON E GAUTCHIER and
Petition for allowance of fees filed.

COUNSEL:

ELDON E GAUTCHIER (PET)...GREGORY L ZUMBRUNN
ELIZABETH JEWEL GAUTCHIER (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Final Account Current, Final Distribution and Petition
for Allowance of Fees and extraordinary Fees by Eldon Gautchier, spouse.

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

1. Caption states Final Account "Current". Court may wish to deem as a final account.
Alternatively, require a verified supplement. JTD
2. Assets on hand \$46,274.79 cash.
3. Petitioner and attorney request statutory fees of \$1,850.99 each. Ok
4. Attorney requests extraordinary fees of \$2,325 for 8.75 hours at \$300 per hour.
[Acct. 02/17 LFpg19-20]. JTD
5. Petitioner requests a reserve of \$2,000 for investigation and preparation re lawsuit.
6. Petitioner requests reimbursement of \$1,105.52. Need itemization.
7. Proposed Order: 02/17/1; however, indicates "current" account and no request for
reimbursement included. Submit order after hearing.

RECOMMENDATION

Need to clear note 6, then Court's discretion. If approved, set hearing on the filing of
receipts and final discharge for **05/23/18**.

(lc)

Superior Court of Calif, County of San Bernardino

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

DATE: 05/17/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1500631

CASE NAME: JOAN W MOLNER

HEARING:

Probate status report filed.

COUNSEL:

ROBERTA FANT (PET)...ROBERTA L TAYLOR
JOAN W MOLNER (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Status Report.

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

1. Letters of Administration issued to Roberta Fant, daughter/sole heir, on 09/02/15; full authority no bond.
2. Need final Inventory and Appraisal.
3. Petitioner requests an additional 9 months to close the estate in order to marshal and inventory the unclaimed funds held at California State Controller's Office.

RECOMMENDATION

Court's discretion. If approved, set Accounting/Status Review for **12/20/17**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

Superior Court of Calif, County of San Bernardino

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

DATE: 05/17/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1500810

CASE NAME: MTR OF MILDRED B SHAW

HEARING:
Accounting Review

COUNSEL:
CHERYL TRAYLOR (PET)...DENISE ADIGUN
MILDRED B SHAW (DEC)...

GENERAL INFORMATION

Continued from 02/08/17 to file a petition per Pr.C. § 12251.

THIS CASE SET FOR HEARING ON Accounting review/Status.

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

1. Letters of Administration issued to Cheryl Traylor, granddaughter, on 12/02/15; full authority, no bond.
2. Need final Inventory and Appraisal
3. Need accounting or status report.

RECOMMENDATION

Inquire status.

(lc)

Superior Court of Calif, County of San Bernardino

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

DATE: 05/17/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1600913

CASE NAME: BEN C LUNA REVOCABLE TRUST

SEE ALSO 7

HEARING:

Hearing Re: Status of Mediation

COUNSEL:

THERESA BELTRAN (PET)...LAW OFFICES OF AARON F GARCIA
CAROLINE LUNA KRIEGER (PET)...LAW OFFICES OF AARON F GARCIA
BEN C LUNA REVOCABLE TRUST (TRU)..
STELLA JAURIGUE (OBJ)...MICHAEL C MADDUX
REGINA MARIE LUNA (MICHAEL C MADDUX)

Status – No notes – JTD

Future Hearings: 9/20/17: Readiness Calendar, 10/16/17-10/20/17: Court Trial

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

DATE: 05/17/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1600913

CASE NAME: BEN C LUNA REVOCABLE TRUST

SEE ALSO 6

HEARING:

Petition for PET BY TRUSTEES FOR AN ORDR TO TRANSFER TITLE &
POSSESSION TO REAL PROPERTY ETC

COUNSEL:

THERESA BELTRAN (PET)...LAW OFFICES OF AARON F GARCIA
CAROLINE LUNA KRIEGER (PET)...LAW OFFICES OF AARON F GARCIA
BEN C LUNA REVOCABLE TRUST (TRU)..
STELLA JAURIGUE (OBJ)...MICHAEL C MADDUX
REGINA MARIE LUNA (MICHAEL C MADDUX)

Currently under review by legal research

(LR)

Continued matter. Notice not re-reviewed.

Future Hearings: 9/20/17: Readiness Calendar, 10/16/17-10/20/17: Court Trial

Superior Court of Calif, County of San Bernardino

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

DATE: 05/17/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1601272

CASE NAME: RUBY L EDWARDS

HEARING:

Petition for LETTERS OF ADMINISTRATION WITH FULL

COUNSEL:

HENRY HART (PET)...BYRON D GROVES
SONJA BURROUGHS (PET)...BYRON D GROVES
RUBY L EDWARDS (DEC)...

GENERAL INFORMATION:

Continued from 03/01/17. Counsel advised in order to clear notes, a verified supplement will need to be filed.

THIS CASE IS SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by Henry Hart & Sonja Burroughs (son/daughter)

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

1. Petitioners seek full authority with funds placed in blocked account in lieu of bond. However, estimated assets include real estate at \$220,000 and personal property at \$1,900. JTD
2. Lis Pendens was filed by petitioners re real property to allegedly liquidate real property. As petitioners are seeking full authority, it is unclear as to the purpose for the Lis Pendens.
3. Duties and Liabilities form not dated at signatures. Need same.
4. **Supplement filed 05/11/17 not in LF at time of review.**
5. ~Proposed form Order: 12/23/16

RECOMMENDATION:

Need to clear notes 2-3. Court's discretion re bond. If approved, set future hearing for Accounting/Status Review on **07/25/18**. Any accounting to be filed 30 days in advance. Note requirements of Local Rules.
(lh/lc/lh)

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

DATE: 05/17/17 TIME: 8:30 DEPT: S35P

CASE#: SPR SS07265

CASE NAME: EST OF RALPH C KILBORN

SEE ALSO 10 11

HEARING:

Hearing Re: STATUS REPORT BY DENNIS SHOGREN

COUNSEL:

RONALD KILBORN	(PET)...BROWN WHITE & OSBORN
RALPH C KILBORN	(DEC)...
ROBERT C KILBORN	(APP)...BRIAN J SIMPSON
REBECCA KILBORN	(APP)...BRIAN J SIMPSON
ROBERT C KILBORN	(OBJ)...BRIAN J SIMPSON
BRYAN C HARTNELL	(HARTNELL LAW GROUP)
DENNIS SHOGREN	(JAMES B CHURCH & ASSOCIATES)

X REF: SC SS03169

GENERAL INFORMATION:

Continued from **9/15/15, 12/9/15** and **3/2/16** as matter is on appeal.

Continued from **4/20/16, 05/25/16, 7/7/16** and **08/22/16**. Parties stated they are having a settlement before the appellate court on 09/09/16.

Continued from 10/26/16 and 01/18/17. Court set briefing schedule. Brief to be filed and served by 2/22/17; opposition by 02/22/17, reply 04/12/17.

THIS CASE IS SET FOR HEARING ON Status Report by Successor Trustee Dennis Shogren.

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

1. Matter set at 03/10/15 hearing. No appearances. Notice by Judicial Assistant.
2. No moving papers. Need status report.

RECOMMENDATION:

Need status report.

(nb/sa/lc/sa/lc)

Superior Court of Calif, County of San Bernardino

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

DATE: 05/17/17 TIME: 8:30 DEPT: S35P

CASE#: SPR SS07265

CASE NAME: EST OF RALPH C KILBORN

SEE ALSO 9 11

HEARING: Hearing Re: PETITION FOR INSTRUCTION, ETC

COUNSEL:

RONALD KILBORN	(PET)...BROWN WHITE & OSBORN
RALPH C KILBORN	(DEC)...
ROBERT C KILBORN	(APP)...BRIAN J SIMPSON
REBECCA KILBORN	(APP)...BRIAN J SIMPSON
ROBERT C KILBORN	(OBJ)...BRIAN J SIMPSON
BRYAN C HARTNELL	(HARTNELL LAW GROUP)
DENNIS SHOGREN	(JAMES B CHURCH & ASSOCIATES)

X REF: SC SS03169

GENERAL INFORMATION:

Continued from **6/18/15** for P&As to be filed and served and reviewed by Legal Research.
Continued from **7/29/15, 9/15/15, 12/9/15, 3/2/16** as matter is on appeal.

Continued from 4/20/16, 5/25/16, 7/7/16, 08/22/16, 10/26/16 and 01/18/17. Court set briefing schedule. Brief to be filed and served by 2/22/17; opposition by 02/22/17, reply 04/12/17.

THIS CASE SET FOR HEARING ON Petition for Instructions to Successor Trustee.

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

1. Petitioner Dennis Shogren is Successor Trustee.
2. Petitioner is seeking an order directing petitioner regarding specific actions that court desires petitioner take to protect the trust assets and specific actions in regard to Olive Dell Ranch, Inc.. Counsel Brian Simpson believes that petitioner is prohibited from taking any action because an appeal was filed by Robert Kilborn; Simpson's client. Petitioner has only performed superficial survey of the property and its operation at this time. No financial or legal records have been provided petitioner by Robert or Rebecca Kilborn. The real property was deeded to Robert Kilborn as Successor Trustee by Olive Dell Ranch. The deed was signed by Robert Kilborn, President, and Rebecca Kilborn, Secretary, of Olive Dell Ranch. Petitioner alleges that is unknown if the operations of the restaurant and store are under the Corporation or what business structure is utilized. Petitioner is unsure if court wishes he contact shareholders and the management of Olive Dell Ranch etc.

3. Petitioner is seeking an order directing and instructing petitioner regarding the requirement of bond. Petitioner states that if he is not directed to take action, the necessity of bond would not be necessary at this time.
4. **Ronald Kilborn filed Points and Authorities on 5/23/16. His position is that the Appeal does not prevent the trustee from acting to prevent injury or loss. Pr.C. §1310(b) provides in pertinent part that:
“Notwithstanding that an appeal is taken from the judgment or order, for the purpose of preventing injury or loss to a person or property, the trial court may direct the exercise of the powers of the fiduciary...or a special administrator...to exercise the powers, from time to time, as if no appeal were pending...”
Supplemental Points and Authorities filed on 02/22/17. Referred to legal research.**
5. **Response filed on 06/09/15 by Robert Kilborn and Olive Dell Ranch Inc. Supplemental response filed on 06/16/16. Robert contends that Ronald has not made a sufficient showing that action is necessary to prevent loss or injury as required under Pr. C. §1310(b).**
6. **Notice of certification of record of appeal re Ralph Kilborn Estate filed on 05/18/15.**
7. **Objections with declaration in support of opposition filed by Robert and Rebecca Kilborn on 03/27/17.**
8. **Citation served on Robert Kilborn on 06/23/16.**
9. **Robert Kilborn filed a request for continuance on 03/16/17.**
10. **Dennis Shogren’s Brief filed on 02/22/17.**
11. ~Proposed Order: 05/06/15.

RECOMMENDATION

Matter is contested. Court may wish to continue matter.

(lc/sa/nb/sa/lc/oc/sa/lc)

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

DATE: 05/17/17 TIME: 8:30 DEPT: S35P

CASE#: SPR SS07265

CASE NAME: EST OF RALPH C KILBORN

SEE ALSO 9 10

HEARING:

Hearing Re: OSC RE TRUSTEE ABLE TO ACT WHILE CASE IS, ETC

COUNSEL:

RONALD KILBORN	(PET)...BROWN WHITE & OSBORN
RALPH C KILBORN	(DEC)...
ROBERT C KILBORN	(APP)...BRIAN J SIMPSON
REBECCA KILBORN	(APP)...BRIAN J SIMPSON
ROBERT C KILBORN	(OBJ)...BRIAN J SIMPSON
BRYAN C HARTNELL	(HARTNELL LAW GROUP)
DENNIS SHOGREN	(JAMES B CHURCH & ASSOCIATES)

XREF: SCSS03169

No notes – JTD

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

DATE: 05/17/17 TIME: 8:30 DEPT: S35P

CASE#: VPR VS003101
CASE NAME: MATTER OF THE MC SPICER TRUST
HEARING: Fifth Account and Report

COUNSEL:

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

XREF: VPRVS002838; VCVS044224

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON 5th Account, Petition for Fees and Petition for Leave to Resign and Discharge Pr.C. §§ 15640(d) 17200(b)(1) by Charles King and Milbry Cleyo Spicer, Successor Trustees.

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

1. Accounting period 03/31/13 – 02/24/16.
2. Assets on hand \$3,912.56.
3. Counsel Kennedy request fees of \$8,776.25 for 96.45 hours at \$100/300 per hour for paralegal and attorney service. Itemized [Acct. 03/08LFpg17-21]. JTD
4. Counsel Kennedy requests that a judgment be entered against Randolph Steward for the combined total of \$25,123.75 for additional attorney's fees for filing bad faith petitioner and under the authority of *Rudnick v. Rudnick (2009)* 179 Cal. App. 4th 1328. Itemized [Acct. 03/08LFpg21-30]. JTD
5. Trustees waive compensation.
6. Trustees seek to resign as the trust consists of judgments against the trust. The real property is in tax arrears since 2009 and after fees there will be no assets. Trustees have assigned all interest in all judgments owed to trust.
 - a. Need assignments as they do not appear to be attached to accounting.
 - b. Prayer states administration is ongoing. Question who will oversee the judgments if petitioners resign? Need verified supplement.
7. Need resignations of Trustees.
8. Need verification for Charles King per Pr.C. § 1021. **Verification filed 05/10/17 not in LF at time of review.**
9. Need bank statement per local rule 20-908.

10. Need names and addresses of all beneficiaries.
11. Notice of Appeal Default filed 04/11/16.
12. Proposed order submitted 03/08/17; however, resignation etc is not clear, accounting period is not stated and assets on hand are not stated. Submit order after hearing.

RECOMMENDATION

Need to clear notes 6-10.

(lc/lh)

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District - Probate
PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT **CONSERVATORSHIPS**

DATE: 05/17/17 TIME: 9:30 DEPT: S35P

CASE#: CON PS1600013

CASE NAME: GLENDA CLARK

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of JACQUELINE CLARK

COUNSEL:

JACQUELINE CLARK (PCR)...PRO/PER

GLENDA CLARK (CEE)...PRO/PER

GENERAL INFORMATION

Continued from 03/29/17. Citation issued for Jacqueline Clark to appear.

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. Jacqueline Clark, daughter, appointed conservator of the person only on 08/24/16.
2. Need Notification of Conservatee's rights per Pr.C.§1830(c).
3. Need Determination of Conservatee's Appropriate Level of Care form GC-355.
4. Need Care Plan in accord with Pr.C.§2352.5.
5. **Need proof of service of citation for Jacqueline Clark. Citation does not appear to be issued at time of review.**

RECOMMENDATION

Need to clear notes 2-5 and proof of service for citation.

(lc)

Superior Court of Calif, County of San Bernardino

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

DATE: 05/17/17 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700042

CASE NAME: WILLIAM JUNIOR SANDY YOUNG

HEARING:

Petition for Appointment of Conservator

COUNSEL:

BARBARA ETTA SMITH (CP)...PRO/PER
WILLIAM JUNIOR SANDY YOUNG (CTP)...PRO/PER

GENERAL INFORMATION:

Continued from 03/16/17 and 04/05/17 to interview conservatee.

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

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

1. Petitioner seeks powers to access confidential records, control right to contract, and make medical decisions under Pr. C. §2351.5. JTD.
2. Petitioner seeks powers re habilitation, treatment, training, medical etc. JTD
3. Petitioner seeks civil rights not be limited without court order. JTD
4. Petitioner seeks medical powers. Capacity Declaration filed 02/02/17.
5. Proposed conservatee is developmentally disabled. Need Report of Counsel Sherri Kastilahn.
6. Proposed conservatee is developmentally disabled. IRC report filed 03/13/17.
7. Certificate of Completion of the Conservatorship Training Class filed 03/15/17.
8. CI Report filed 03/13/17.
9. Conservatee appeared in court on 03/16/17
10. ~Proposed Form Order: 02/02/17

RECOMMENDATION

Need report of counsel. If approved, set hearing for Compliance Review for **12/20/17** for the filing of the following: proof of service of Order with Notification of Conservatee's rights per Pr.C.§1830(c); Level of Care and Care Plan per Pr.C.§2352.5.
(lh/lc)

Superior Court of Calif, County of San Bernardino

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

DATE: 05/17/17 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700110
CASE NAME: ALEXANDRA A VARELA AGUIRRE
HEARING: Petition for Appointment of Conservator

COUNSEL:

GUILLERMINA VARELA (PET)...PRO/PER
ALEXANDRA A VARELA AGUIRRE (CTP)...

GENERAL INFORMATION

Guillermina Varela appointed temporary Conservator on 04/05/17; person only.

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

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

1. Petitioner seeks medical powers even if proposed conservatee objects. Capacity Declaration filed 03/21/17.
2. Petitioner requests powers under Pr.C. §§ 1873, 1874, 2590 to enter into certain transactions. However, this petition is for person only. Court may wish to deny.
3. Petitioner seeks powers re habilitation, treatment, training, medical etc. per Pr.C. § 2351-2358. JTD
4. Petitioner seeks powers under Pr.C. §§ 1873-1901 including whether conservatee has capacity to enter into a valid marriage. JTD
5. As proposed conservatee is developmentally disabled and this is not a petition for Limited Conservatorship, Court may wish to appoint counsel and require report for proposed conservatee per Pr.C. §1470. JTD
6. As proposed conservatee is developmentally disabled and this is not a petition for Limited Conservatorship an IRC report is therefore optional per Pr. C. § 1827.5(b). JTD
7. Court to inquire whether petitioner will amend petition to reflect a limited conservatorship.
8. List of required contacts (Local form SB-12224) filed 03/21/17; however, only parents appear to be listed. Need second degree relatives.
9. Need return of citation.
10. Need Certificate of Completion of the Conservatorship Training Class.
11. Need notice of hearing and proof of service.
12. Need Court Investigator report.
13. ~Proposed Form Order: 03/21/17.

RECOMMENDATION

Need to clear notes 8-12. If approved, set hearing for Compliance Review for **12/20/17** for the filing of the following: proof of service of Order with Notification of Conservatee's rights per Pr.C.§1830(c); Level of Care and Care Plan per Pr.C.§2352.5.
(lc)

Superior Court of Calif, County of San Bernardino

Page: 15A add-on

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

DATE: 05/17/17 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700013

CASE NAME: ALHAM MOHAMAD AWAD

SEE ALSO 15B

HEARING: Petition for Appointment of Conservator

COUNSEL:

MANAL M AWAD (PET)...PRO/PER
ALHAM MOHAMAD AWAD (CEE)...

See notes on following page.

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CIVPRO

San Bernardino District - Probate

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 05/17/17 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700013

CASE NAME: ALHAM MOHAMAD AWAD

SEE ALSO 15A

HEARING: Hearing Re: OSC RE DISMISSAL OF PETITION FOR
CONSERVATORSHIP

COUNSEL:

MANAL M AWAD (PET)...PRO/PER

ALHAM MOHAMAD AWAD (CEE)...

GENERAL INFORMATION

Continued from 03/01/17. No appearance. Petitioner ordered to appear.

Continued from 05/03/17. No appearance. Court continues hearing and sets OSC re dismissal. Court notes that if petitioner does not appear at next hearing, or have all probate notes cleared, Court will dismiss petition at next hearing date. Notice given by Judicial Assistant.

THIS CASE SET FOR HEARING ON Petition for Appointment of Limited Conservator person only by Manal Awad (mother)

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

1. Petitioner seeks powers re habilitation, treatment, training, medical etc. JTD
2. Petitioner seeks powers to fix residence, access confidential records, right to contract. JTD.
3. Petitioner seeks civil rights not be limited without court order. JTD
4. Petitioner seeks medical powers. Capacity Declaration filed 01/17/17.
5. Proposed conservatee is developmentally disabled. IRC report filed 02/23/17.
6. Proposed conservatee is developmentally disabled. Need appointment of counsel for report.
7. Confidential Screening Form filed 01/17/17. Need Attachment 20.
8. Need notice of hearing and proof of service to Dassima Adia, maternal grandmother or declaration of diligent search as address is allegedly unknown.
9. CI Report filed 02/22/17.
10. Citation returned, filed 02/06/17.
11. Certificate of Completion of the Conservatorship Training Class filed 02/02/17.

12. ~Proposed Form Order: 01/17/17

RECOMMENDATION

Need to clear notes 6-8. If approved, set hearing for Compliance Review **12/06/17** for the filing of the following: proof of service of Order with Notification of Conservatee's rights per Pr.C.§1830(c); Level of Care and Care Plan per Pr.C.§2352.5.
(lh/lc/lh)

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District - Probate
PROBATE/CONSERVATORSHIP CALENDAR

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

DATE: 05/17/17 TIME: 1:30 DEPT: S35P

CASE#: PRO PS1400251

CASE NAME: Rodney Rogers & Lacey Rogers Family Trust

HEARING:

Hearing Re: COURT TRIAL (THIRD DAY)

COUNSEL:

LYNN GAETA (PET)...JAMES R WAKEFIELD
RODNEY ROGERS & LACEY ROGERS FAMILY TRUST (TRU)...
GARY ROGERS (PET)...BRIAN W. SMETHURST

Trial – No notes – JTD

Future Hearings: 05/18/17-05/19/17: Court Trial

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District - Probate
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: CYNTHIA LUDVIGSEN **PROBATE**

DATE: 05/17/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1100545

CASE NAME: IN MATTER RE SPECIAL NEEDS TRUST OF ROBERT H CLOUD
HEARING: Fifth Account and Report of INLAND COUNTIES REGIONAL CENTER,
INC. and Petition for allowance of fees filed.

COUNSEL:

INLAND COUNTIES REGIONAL CENTER (TRU)...STEVEN K BECKETT
ROBERT H CLOUD (BEN)...

GENERAL INFORMATION

Continued from 10/12/16. Need supplement re amendment to trust. Counsel stated that all other notes have been cleared.

Continued from 12/14/16 to file supplement and 02/22/17. Mitchell Roth appointed GAL for beneficiary, who lives in Ventura County.

THIS CASE IS SET FOR HEARING ON 5th Account Current and Petition for Fees

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

1. Beneficiary currently resides in Ventura, CA. Court to determine if matter should be transferred.
2. Account period covers 1/1/15 – 1/31/16.
3. Assets on hand \$47,509.96 in cash.
4. Petitioner, IRC, requests confirmation of fees already taken in the amount of \$1,286.72 per approved fee schedule. However, one of the payments for 12/31/15 is not listed in the Schedule of Disbursements.
5. Petitioner requests to continue authority to advance fees per approved schedule.
6. Attorney requests fees of \$1,535.00 billed for attorney at \$250/hour and paralegal at \$100/hour. Itemization filed separately.
7. Petitioner requests authority to revoke the previous Master Trust and execute a revised Master Trust. **However, this is not a proper petition to Amend or Revise Trust. Need a separate proper petition that is not incorporated into the accounting and Notice.**
8. **Need GAL report.**
9. Proposed order 1/12/17; however, incorporates changes to trust.

RECOMMENDATION:

Need GAL report and petitioner to file separate petition re trust, accounting Court's discretion. If approved, set hearing re next Accounting Review for **5/16/17**
(sa/lc)

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

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District - Probate
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: CYNTHIA LUDVIGSEN

DATE: 05/17/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1300076

CASE NAME: ARCHIE C. HUMPHREYS

SEE ALSO 3

VACATED

HEARING:

Hearing re Final Discharge

COUNSEL:

KARON HUMPHREYS (PET)...DIANA J CARLONI

ARCHIE C HUMPHREYS (DEC)...

See notes on next matter.

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District - Probate
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: CYNTHIA LUDVIGSEN

DATE: 05/17/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1300076

CASE NAME: ARCHIE C. HUMPHREYS

SEE ALSO 2

HEARING:

Hearing Re: Surcharge on Administrator of \$225,000.00

COUNSEL:

KARON HUMPHREYS (PET)...DIANA J CARLONI
ARCHIE C HUMPHREYS (DEC)...

GENERAL INFORMATION

Continued from 03/07/16, 7/14/16 and 10/12/16.

OSC set on 12/28/16 when notes were not cleared. Karon Humphreys and her counsel to appear.

OSC Continued from 03/08/17.

THIS CASE IS SET FOR HEARING ON **OSC re Surcharge of \$225,000** re Final Discharge

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

1. Final Distribution of Karon Humphreys, daughter, approved on 03/02/15; nunc pro tunc order 12/14/15.
2. **Order for Final Discharge entered 05/01/17.**

RECOMMENDATION

Court's discretion re OSC. No bonding company to notice.

(dl/lc/sa/lc/lh)

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District - Probate
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: CYNTHIA LUDVIGSEN

DATE: 05/17/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1300206

CASE NAME: MTR OF KENNETH P BURRES

SEE ALSO 5

HEARING:

Hearing Re: DISCHARGE OF PRIOR ADMINISTRATOR- JEFFREY BURRES

COUNSEL:

JEFFREY BURRES	(PET)...PHILIP K FIFE
KENNETH P BURRES	(DEC)...
STEVEN BURRES	(PET)...JERRY T MORGAN
PHILLIP K. FIFE	(PET)...PHILLIP K FIFE

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Final Discharge.

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

1. Final account/distribution of deceased administrator Jeffrey Burres, brother waived on 05/18/16.
2. No receipts needed as no assets were marshaled.
3. Need Ex Parte Petition for Final Discharge and Order filed by counsel for Jeffrey Burres.

RECOMMENDATION

Inquire status.

(lc)

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District - Probate
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: CYNTHIA LUDVIGSEN

DATE: 05/17/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1300206

CASE NAME: MTR OF KENNETH P BURRES

SEE ALSO 4

HEARING:

Accounting Review

COUNSEL:

JEFFREY BURRES	(PET)...PHILIP K FIFE
KENNETH P BURRES	(DEC)...
STEVEN BURRES	(PET)...JERRY T MORGAN
PHILLIP K. FIFE	(PET)...PHILLIP K FIFE

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review/Status.

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

1. Letters of **Successor** Administration issued to Steven Burres, brother, on 04/05/16; limited authority, bond issue deferred.
2. Final Inventory and Appraisal indicating \$0 assets.
3. Need accounting, status report of Pr.C. § 12251 petition.

RECOMMENDATION

Inquire status.

(lc)

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District - Probate
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: CYNTHIA LUDVIGSEN

DATE: 05/17/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1300654

CASE NAME: Richard Levi Minchew
HEARING: First & Final Account and Report of JUDITH MINCHEW, BILLY
MINCHEW and Petition for allowance of fees filed.

COUNSEL:

TAMMY MINCHEW	(PET)...PRO/PER
JUDITH MINCHEW	(PET)...PRO/PER
BILLY MINCHEW	(PET)...PRO/PER
RICHARD LEVI MINCHEW	(DEC)...
DEBRA MAY MINCHEW	(OBJ)...PRO/PER
SHERRLYN TERRIE MINCHEW	(PRO/PER)

Waiver of Court Fees and Costs filed by DEBRA MAY MINCHEW and JUDITH MINCHEW is
GRANTED

Filing fees 8/8/13 to 10/19/16 total \$2,700.00

GENERAL INFORMATION

Continued from 10/19/16 and 01/04/17. Administrators not present. Judith Minchew and
Billy Minchew ordered to be present.

Continued from 03/08/17.

THIS CASE IS SET FOR HEARING ON Waiver of Account and Petition for Final
Distribution by Judith and Billy Minchew, former spouse and brother.

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

1. All beneficiaries/heirs waive an accounting.
2. Final I&A filed 9/9/16 with a value of \$488.00. Non-cash items listed on Attachment
1 must be appraised by the probate referee. However, as items listed appear to
have little to no value, Court may wish to waive the probate referee per
Pr.C.§8903(a).
3. No fees requested.
4. Need list of assets on hand at the end of the account period.
5. Report indicates that petitioners received a title to a motorhome, but no motorhome
is listed in the I&A. It is unclear what the status of the motorhome is or how the
estate is in a condition to close. Need verified supplement.
6. Petitioners state that "by the terms of the decedent's will the estate will not be
distributed but all personal and real property will be held at the family's home in

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.

Plumas lake for all heirs to have access to.” However, decedent’s will makes specific bequests to each of decedent’s children and the residual is left to be divided between decedent’s children. Need proper proposed distribution.

7. No proposed order. Submit after hearing.

RECOMMENDATION

Matter appears to be moot as it is superseded by amended First and Final Account and Report filed 05/01/17. **Court to trail to 07/31/17.**

Need to clear notes 4-6. If approved, court to set hearing re filing receipts and final discharge for **05/23/18.**

(sa/lc/lh)

Future hearing date: 07/31/17 Amended First and Final Account

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District - Probate
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: CYNTHIA LUDVIGSEN

DATE: 05/17/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1400994

CASE NAME: Charles Edward Rich

HEARING:
Hearing re Final Discharge

COUNSEL:
MICHELLE MARIE BERESFORD (PET)...PRO/PER
CHARLES EDWARD RICH (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Final Discharge.

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

1. Final account/distribution of Michelle Beresford approved on 05/11/16.
2. No receipts needed as petitioner is sole heir and only real property remains.
3. Need Ex Parte Petition for Final Discharge and Order with recording information per Pr.C.§11753(b).

RECOMMENDATION

Inquire status.

(lc)

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District - Probate
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: CYNTHIA LUDVIGSEN

DATE: 05/17/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1500295

CASE NAME: PAT CHURELLA

SEE ALSO 9

HEARING:

Hearing re Final Discharge

COUNSEL:

CHANA GARCIA

(PET)...GUAY P WILSON

PAT CHURELLA

(DEC)...

GENERAL INFORMATION

Continued from 01/18/17, 03/29/17 and 03/29/17.

THIS CASE SET FOR HEARING ON Final Discharge.

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

1. Final account/distribution of Chana Garcia approved on 01/13/16.
2. Need receipts for Lisa Titus, Rebecca Welsh, David Churella II, Amanda Sheeks and Edward Churella.
3. Need Ex Parte Petition for Final Discharge and Order.

RECOMMENDATION

Inquire status.

(lc)

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District - Probate
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: CYNTHIA LUDVIGSEN

DATE: 05/17/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1500295

CASE NAME: PAT CHURELLA

SEE ALSO 8

HEARING:

OSC re: Surcharge \$25,500 for failure to distribute filed by
CHANA GARCIA

COUNSEL:

CHANA GARCIA
PAT CHURELLA

(PET)...GUAY P WILSON
(DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON OSC re Surcharge \$25,500 for failure to distribute by
Chana Garcia.

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

1. OSC set on 03/29/17 hearing when there was no appearance by Chana Garcia or
notes cleared.

RECOMMENDATION

Court's discretion re OSC. No bonding company to notice.
(lc)

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District - Probate
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: CYNTHIA LUDVIGSEN

DATE: 05/17/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1500415

CASE NAME: ELEANOR A GRIGGS

HEARING:
Accounting Review

COUNSEL:

JOANN CHRISTY	(PET)...	GUAY P WILSON
ELEANOR A GRIGGS	(DEC)...	
THE ELEANOR A GRIGGS LIVING TRUST	(TRU)...	
JOANN CHRISTY	(STE)...	GUAY P WILSON

GENERAL INFORMATION:

OSC set on 11/02/16 when there was no appearance of accounting filed in last two hearings.

Continued from 01/18/17 and 03/29/17. Accounting being prepared.

THIS CASE IS SET FOR HEARING ON Accounting Review/Status.

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

1. Letters of Administration issued to Joann Christy, daughter, on 07/21/15, full authority, no bond.
2. Final Inventory and Appraisal filed 03/29/17.
3. Need accounting or status report.

RECOMMENDATION:

Inquire status.

(lc)

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District - Probate
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: CYNTHIA LUDVIGSEN

DATE: 05/17/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600060

VACATED

CASE NAME: MTR OF JEAN SUZANNE SCATES

HEARING:
Accounting Review

COUNSEL:
SANDY DIEDERICH (PET)...PRO/PER
JEAN SUZANNE SCATES (DEC)...

Future Hearing: 07/05/17: Petition For Final Distribution On Waiver Of Account

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District - Probate
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: CYNTHIA LUDVIGSEN

DATE: 05/17/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700165

CASE NAME: JIMMIE F. RAYBURN

HEARING:

Spousal Property Petition hearing.

COUNSEL:

EILEEN WAZEWSKI (PET)...ZUMBRUNN LAW CORPORATION
JIMMIE F RAYBURN (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Domestic Partner Petition by Eileen Wazewski.

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

1. Petitioner seeks court determine property left by decedent to pass to petitioner per terms of the will without administration.
2. Assignments of interest filed by children.
3. Will attached is holographic. Need proof of holographic instrument. **Proof of Holographic Instrument filed 05/11/17 not in LF at time of review.**
4. ~Proposed Form Order: 02/10/17.

RECOMMENDATION

Need to clear note 3.

(lc/lh)

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District - Probate
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: CYNTHIA LUDVIGSEN

DATE: 05/17/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700224

CASE NAME: IN RE REVOCABLE TRUST OF SAMUEL J SANDERS DATED 03

SEE ALSO 14

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,
REVOCABLE TRUST OF SAMUEL J SANDERS (TRU)...

Currently under review by legal research

(LR)

NOTICE:

1. Notice of hearing and proof of service filed; however, need proof of personal service per Pr.C. § 851.

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District - Probate
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: CYNTHIA LUDVIGSEN

DATE: 05/17/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700224

CASE NAME: IN RE REVOCABLE TRUST OF SAMUEL J SANDERS DATED 03

SEE ALSO 13

HEARING:

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

COUNSEL:

ANTHONY SANDERS (PET)...OLDMAN, COOLEY, SALLUS, GOLD,
TREBIEN BELLOWS (PET)...OLDMAN, COOLEY, SALLUS, GOLD,
REVOCABLE TRUST OF SAMUEL J SANDERS (TRU)...

Currently under review by legal research

(LR)

NOTICE:

1. Need personal service to Trustee Samuel Sanders, Jr re removal. Alternatively, Need written acknowledgment of receipt by certified or registered United States mail, return receipt requested, or sent by recognized overnight delivery service, return receipt requested

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District - Probate
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: CYNTHIA LUDVIGSEN

DATE: 05/17/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700226

CASE NAME: THE JENNIFER J. STONE REVOCABLE LIVING TRUST

HEARING:

Petition for ORDER CONFIRMING TRUST ASSETS

COUNSEL:

NANCY E KELLOGG (PET)...WALTER T. MOORE
THE JENNIFER J STONE REVOCABLE TRUST (TRU)...

Currently under review by legal research

(LR)

NOTICE:

Unable to determine notice as copy of trust is not attached per local Rule 20-1502.

Superior Court of Calif, County of San Bernardino

Page: 15A add-on

CIVPRO San Bernardino District - Probate
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: CYNTHIA LUDVIGSEN

DATE: 05/17/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700148

VACATE

CASE NAME: MTR OF SANDRA KAYE

HEARING:

Hearing Re: Proof of Bond/Issuance of Letters

COUNSEL:

MICHAEL COLE (PET)...DAVID E JACOBS
SANDRA KAYE (DEC)...

CCP170.6 filed as to Judge TARA REILLY

GENERAL INFORMATION

Court appointed Michael Cole administrator of the estate with full IAEA on 04/19/17, \$710,000 bond.

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

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

1. Proof of bond filed 04/20/17.
2. Letters issued 04/20/17.

RECOMMENDATION

None.

(lh)

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District - Probate
PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: CYNTHIA LUDVIGSEN **CONSERVATORSHIPS**

DATE: 05/17/17 TIME: 8:30 DEPT: S36P

CASE#: CON PS1600115

CASE NAME: MTR OF SEAN P LEWIS-TRIMBLE

SEE ALSO 25

HEARING:

Petition for Appointment of Conservator

COUNSEL:

NICHELE LEWIS (CP)...PRO/PER
SEAN P LEWIS-TRIMBLE (CTP)...BRYAN C HARTNELL

GENERAL INFORMATION

Ex parte orders denied 5/23/16 no emergency. Attorney Bryan Hartnell appointed.
Continued from **7/13/16** for petitioner to file an amended petition re estate powers.
Continued from 10/05/16, 12/14/16 and 03/0/17.

THIS CASE IS SET FOR HEARING ON Petition for Conservatorship, *person only*, by Nichele Lewis, mother

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

1. Need notice of hearing and proof of service.
2. Petitioner requests medical powers and specific orders under §§ 2351-2358. Need a Capacity Declaration.
3. Need return of citation.
4. Need proof of completion of conservatorship class prior to appointment.
5. Report of court-appointed counsel, Bryan Hartnell, filed 7/13/16.
6. Court Investigator report filed 7/28/16.
7. Citation waived by Court on 7/13/16 as conservatee appeared.
8. No proposed order.

RECOMMENDATION:

Need to clear notes 1-4. If approved, set hearing for Compliance Review for **12/20/17** for the filing of the following: proof of service of Order with Notification of Conservatee's rights per Pr.C.§1830(c); and Level of Care and Care Plan per Pr.C.§2352.5.
(sa/lh/lc)

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District - Probate
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: CYNTHIA LUDVIGSEN

DATE: 05/17/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS0800214

CASE NAME: MTR OF MARIA DEL ROSARIO IBARRA

SEE ALSO 18 19

HEARING: Hearing Re: OSC RE SANCTIONS

COUNSEL:

MARIA AGNELES BLUE	(CP)...CHRISTOPHER A POULOS
MARIA DEL ROSARIO IBARRA	(CTP)...MITCHELL I ROTH
MATIANA IBARRA	(CPE)...
MARIA DEL CARMEN FREYRE	(CPE)...
CONCEPCION M POWELL	(PRO/PER)

GENERAL INFORMATION:

OSC set on 08/03/16 when there were no appearances last two hearings.

OSC continued from 10/19/16.

Continued from 12/21/16 and 02/22/17. No appearance by Concepcion Powell or Maria Del Carmen Freyre. Court Investigator to be notified to correct misunderstanding re conservatee, Conservatee is Maria Del Rosario Ibarra, not Matiana Ibarra.

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

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

1. Amended order approved as to Matiana & Nicolas Ibarra, Carmen Freyre and Concepcion Powell on 01/23/15; Limited person and estate.
2. 4th Waiver of Account approved on 01/23/15.
3. Need 5th Account beginning with 02/11/14.
4. Service of Citation unsuccessful as to Maria Del Carmen Freyre filed 12/6/16.
5. Due diligence re unsuccessful service as to Martina Jose Ibarra filed on 02/07/17.
6. Change of address filed as to Maria Del Carmen Freyre and conservatee indicating Ontario address.
7. **Need return of citations for Concepcion Powell or Maria Del Carmen Freyre.**
8. CI Report filed 02/14/17; **need further report.**

RECOMMENDATION

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

(lc/sa/lc/lh/lc/lh/lc)

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CIVPRO San Bernardino District - Probate
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: CYNTHIA LUDVIGSEN

DATE: 05/17/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS0800214

CASE NAME: MTR OF MARIA DEL ROSARIO IBARRA

SEE ALSO 17 19

HEARING:

Order to Show Cause RE: REMOVAL OF CONSERVATOR

COUNSEL:

MARIA AGNELES BLUE	(CP)...CHRISTOPHER A POULOS
MARIA DEL ROSARIO IBARRA	(CTP)...MITCHELL I ROTH
MATIANA IBARRA	(CPE)...
MARIA DEL CARMEN FREYRE	(CPE)...
JOSE IBARRA	(CPE)...EDWARD B FISCHER
JOSE IBARRA	(OBJ)...
CONCEPCION M POWELL	(PRO/PER)

GENERAL INFORMATION

OSC set on 02/22/17.

THIS CASE SET FOR HEARING ON OSC re Removal of Conservator.

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

1. Amended order approved as to Matiana & Nicolas Ibarra, Carmen Freyre and Concepcion Powell on 01/23/15; Limited person and estate.

RECOMMENDATION

Court's discretion re OSC. No bonding company to notice.

(lc)

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District - Probate
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: CYNTHIA LUDVIGSEN

DATE: 05/17/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS0800214

CASE NAME: MTR OF MARIA DEL ROSARIO IBARRA

SEE ALSO 17 18

HEARING:

Accounting Review

COUNSEL:

MARIA AGNELES BLUE	(CP)...CHRISTOPHER A POULOS
MARIA DEL ROSARIO IBARRA	(CTP)...MITCHELL I ROTH
MATIANA IBARRA	(CPE)...
MARIA DEL CARMEN FREYRE	(CPE)...
JOSE IBARRA	(CPE)...EDWARD B FISCHER
JOSE IBARRA	(OBJ)...
CONCEPCION M POWELL	(PRO/PER)

See notes on page 17

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CIVPRO San Bernardino District - Probate
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: CYNTHIA LUDVIGSEN

DATE: 05/17/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1300058

CASE NAME: ANTHONY GALINDO

SEE ALSO 20A

HEARING: SECOND AND FINAL Account and Report of ISMARY DIAZ-GALINDO
and Petition for allowance of fees filed.

COUNSEL:

ISMARY DIAZ-GALINDO (CPE)...HORSPOOL & HORSPOOL
ANTHONY GALINDO (CEP)...WALTER T. MOORE

XREF: FAMSS1609991, CIVDS1405052

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON 2nd and Final Account and Petition for Allowance of Fees by ***Ismary Diaz-Galindo, former conservator/spouse.***

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

1. Accounting period 05/01/14 – 09/30/16.
2. Assets on hand \$25,375.19 of which \$20,603.17 is cash and remainder in furniture.
3. Petitioner seeks fees of \$27,600 for 1,160 hours at \$15 per hour. Summarized and averaged [Acct. 04/03LFpg40-42]. JTD
4. Attorney requests fees of \$31,120 for 81.6 hours at \$250/395 per hour Itemized. [Acct. 04/03LFpg43-52]. JTD
5. ~Proposed Order: 04/03/17.

RECOMMENDATION

Court's discretion re fees. If approved, set hearing on the filing of receipts and final discharge for **05/23/18**.

(lc)

Future Hearing: 06/14/17 Readiness Calendar 11/30/17 *Accounting Review re Tamora Sue Galindo Successor Conservator.*

Superior Court of Calif, County of San Bernardino
Page: 20A add-on
CIVPRO San Bernardino District - Probate
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: CYNTHIA LUDVIGSEN

DATE: 05/17/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1300058
CASE NAME: ANTHONY GALINDO
SEE ALSO 20
HEARING: Trial Setting Conference

COUNSEL:
ISMARY DIAZ-GALINDO (CPE)...HORSPPOOL & HORSPPOOL
ANTHONY GALINDO (CEP)...WALTER T. MOORE

XREF: FAMSS1609991, CIVDS1405052

No notes – TSC – JTD

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District - Probate
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: CYNTHIA LUDVIGSEN

DATE: 05/17/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1500246

CASE NAME: CHRYSTLE MICHELLE PEREZ

SEE ALSO 22

HEARING:

Hearing Re: Motion to amend conservatorship orders

COUNSEL:

CLAUDIA PEREZ (PET)...LAYNE A BARTHOLOMEW
GREGORIO PEREZ (CPE)...LAYNE A BARTHOLOMEW
CHRYSTLE MICHELLE PEREZ (CEP)...ROBERTA L TAYLOR
CHRYSTLE MICHELLE PEREZ (CEE)...

Currently under review by legal research

(LR)

Continued matter. Notice not re-reviewed.

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District - Probate
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: CYNTHIA LUDVIGSEN

DATE: 05/17/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1500246

CASE NAME: CHRYSTLE MICHELLE PEREZ

SEE ALSO 21

HEARING:

Hearing Re: Proof of purchase of van

COUNSEL:

CLAUDIA PEREZ (PET)...LAYNE A BARTHOLOMEW
GREGORIO PEREZ (CPE)...LAYNE A BARTHOLOMEW
CHRYSTLE MICHELLE PEREZ (CEP)...ROBERTA L TAYLOR
CHRYSTLE MICHELLE PEREZ (CEE)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Proof of Purchase of Van.

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

1. On 03/01/17 Court approved the purchase of a van up to \$35,000. **Order entered 04/25/17.**
2. Need proof of purchase/sales contract for modified van.

RECOMMENDATION

Inquire status.

(lc/lh)

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District - Probate
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: CYNTHIA LUDVIGSEN

DATE: 05/17/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1500305

CASE NAME: MTR OF BUDDY LEE SAILOR

SEE ALSO 24 24A

HEARING: Conservatorship Compliance Review Hearing on PETIITON FOR
CONSERVATORSHIP of THERESA L PRINCE

COUNSEL:

THERESA L PRINCE (CPE)...DAVID M GROSSMAN
BUDDY LEE SAILOR (CEP)...WALTER T. MOORE

XREF: FAMSS1509076

GENERAL INFORMATION:

Continued from 7/20/16 and 10/12/16. Additional bond to be posted of \$475,000 for a total bond of \$500,000.

Continued from 02/22/17.

THIS CASE IS SET FOR HEARING ON Conservatorship Compliance Review

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

1. Theresa Prince, Daughter appointed conservator, person/estate on 12/16/15, \$25,000 bond; now \$537,000 bond.
2. Proof of service of a copy of the Order for Conservatorship with Notification of Conservatee's rights per Pr.C.§1830(c) filed 11/01/16.
3. Determination of Conservatee's Appropriate level of Care form GC-355 Care Plan in accord with Pr.C.§2352.5 filed 11/1/16.
4. Partial Inventory and Appraisals filed 5/18/16 and **7/22/16**. Supplemental filed with unknown amounts on 01/12/17, but accounts listed. **Need proper final Inventory & Appraisal per Pr.C.§2610.**
5. Need proof of service of Final I&A including Instructions for Objection per Pr.C.§2610.
6. Need accounting.
7. Proof of recordation of Letters filed 7/20/16.

RECOMMENDATION:

Need to clear notes 4-6.

(sa/lc)

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District - Probate
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: CYNTHIA LUDVIGSEN

DATE: 05/17/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1500305

CASE NAME: MTR OF BUDDY LEE SAILOR

SEE ALSO 23 24A

HEARING:

Accounting Review

COUNSEL:

THERESA L PRINCE (CPE)...DAVID M GROSSMAN
BUDDY LEE SAILOR (CEP)...WALTER T. MOORE

XREF: FAMSS1509076

See notes on other matter.

Superior Court of Calif, County of San Bernardino
Page: 24A add-on
CIVPRO San Bernardino District - Probate
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: CYNTHIA LUDVIGSEN

DATE: 05/17/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1500305

CASE NAME: MTR OF BUDDY LEE SAILOR
SEE ALSO 23 24
HEARING:
Hearing Re: Bond Review/Receipt of Proceeds

COUNSEL:
THERESA L PRINCE (CPE)...DAVID M GROSSMAN
BUDDY LEE SAILOR (CEP)...WALTER T. MOORE

XREF: FAMSS1509076 Dissolution

GENERAL INFORMATION

Continued from 04/19/17.

Continued from 05/04/17. Court is in need of the receipt for blocked account.

THIS CASE IS SET FOR HEARING ON Bond Review/ Receipt of Proceeds

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

1. Matter set on 03/29/17 wherein court granted conservator Theresa Prince authorization to sell real property of conservatee for \$310,000. Current bond is \$537,000.
2. Receipt of proceeds/escrow closing statement filed 04/21/17. Net proceeds appears to be \$7,854.39.
3. **Need proof of blocked account.**

RECOMMENDATION

Court's discretion.
(lh/lc/lh)

Future Hearing:
06/20/17 1st Account of Theresa Prince

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District - Probate
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: CYNTHIA LUDVIGSEN

DATE: 05/17/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1600115

CASE NAME: MTR OF SEAN P LEWIS-TRIMBLE

SEE ALSO 16

HEARING:

Order to Show Cause RE: DISMISSAL FOR FTA/FAILURE TO PROSECUTE

COUNSEL:

NICHELE LEWIS (CP)...PRO/PER
SEAN P LEWIS-TRIMBLE (CTP)...BRYAN C HARTNELL

GENERAL INFORMATION

OSC continued from 03/01/17.

THIS CASE SET FOR HEARING ON OSC re Dismissal for FTA/Failure to Prosecute.

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

1. OSC set on 12/14/16 when there was no appearance by petitioner.

RECOMMENDATION

Court's discretion re OSC.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 25 add-on

CIVPRO San Bernardino District - Probate
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: CYNTHIA LUDVIGSEN

DATE: 05/17/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1500110

CASE NAME: LUCIO CORONADO

SEE ALSO 26

HEARING:

Hearing Re: AMENDED FINAL ACCOUNT OF CHERI SIPLE

COUNSEL:

CHERI SIPLE (CPE)...PRO/PER
LUCIO CORONADO III (CPE)...FULLERTON LEMANN SCHAEFER & DO
LUCIO CORONADO (CEE)...JAMES B CHURCH

Waiver of Court Fees and Costs filed by CHERI SIPLE is GRANTED

Waiver of Court Fees and Costs filed by LUCIO CORONADO III is GRANTED

TOTAL FEES WAIVED TO DATE: \$906.00

CASE TO REMAIN IN S36

GENERAL INFORMATION:

On 07/22/15, Court ordered that the funds and account of Lucio Coronado is only to be spent on necessary bills of Lucio Coronado, and Cheri Siple is to provide an accounting of funds spent/received on Lucio Coronado's account to the court as she has a power of attorney.

Continued from **11/02/15, 12/17/15, 02/11/16 and 03/03/16**. Court suspends power of attorney pending further order of the court (as to financial and real property).

Continued from **05/10/16**. Objections filed.

Continued from **7/25/16** to clear notes.

Continued from **10/05/16**. The accounting period is 01/21/15 to 09/22/15; it is the bank statements that go thru 10/01.

Continued from **12/05/16**. Court encourages parties to meet and confer.

Continued from **02/27/17**. Parties agree to vacate the 03/09/17 and reset for for 05/01/17. Notice to be given by Attorney David Colella.

Continued from 05/01/17. Parties to attend mediation.

THIS CASE IS SET FOR HEARING ON **Amended 02/01/16** First and Final Report and Petition for Fees by Cheri Siple re **Power of Attorney**.

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

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.

1. Accounting period 01/21/15 – **09/22/15. Accounting period listed on page 1 does not match accounting period listed on page 4 of 01/28/15 – 09/22/15. Court to clarify on the record as this is the 3rd & final accounting filed.**
2. Assets on hand \$753.24.
3. Cheri Siple provides Inventory and Appraisals. Partial Inventory & Appraisal attached to petition filed [LF, pgs. 5-6] has the following issues; Inventory and Appraisal not proper: However, as she is not an appointed Conservator, merely power of attorney, this is not a requirement per code.
4. Property on hand does not list the real property. Court to inquire.
5. Account statement does not cover accounting period of 01/21/15.
6. Petitioner has loaned the estate \$781.43 [LFpg32].
7. Petition is not verified; signed under penalty and perjury. Need same per Pr. C. § 1021.
8. Petitioner lists liabilities of \$14,735 [LFpg33].
9. Distributions list transfer of 2005 Ford pickup to Monica Snell, daughter. Court to inquire why pickup truck was given to daughter.
10. Petitioner does not request compensation.
1. **Objections filed by Lucio Coronado III, son, on 10/28/15 to first account. Objections to final report and account filed 05/10/16 by Lucio Coronado, III. Supplement to Objections filed 11/29/16.**
11. **Response filed by Cheri Siple on 12/02/15. Response filed 05/19/16 by Cheri Siple.**
12. Proof of service filed; however, need notice of hearing.

RECOMMENDATION:.

Need to clear notes; matter is opposed. No future dates are needed as to Cheri Siple.
(nb/lc/nb/sa/nb/lh)

FUTURE HEARING:

07/10/17: CONSERVATORSHIP COMPLIANCE REVIEW HEARING

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District - Probate

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: CYNTHIA LUDVIGSEN

DATE: 05/17/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1500110

CASE NAME: LUCIO CORONADO

SEE ALSO 25

HEARING:

Accounting Review

COUNSEL:

CHERI SIPLE

(CPE)...PRO/PER

LUCIO CORONADO III

(CPE)...FULLERTON LEMANN SCHAEFER & DO

LUCIO CORONADO

(CEE)...JAMES B CHURCH

Waiver of Court Fees and Costs filed by CHERI SIPLE is GRANTED

Waiver of Court Fees and Costs filed by LUCIO CORONADO III is GRANTED

TOTAL FEES WAIVED TO DATE: \$906.00

CASE TO REMAIN IN S36

GENERAL INFORMATION

Order Appointing Temporary Conservator of the person and estate, Lucio Coronado III, entered 08/31/15, \$20,000 bond.

Continued from 05/01/17.

THIS CASE IS SET FOR HEARING ON Accounting Review (re Lucio Coronado, III).

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

- 1 Matter set per Ruling on Submitted Matter on 12/09/16, wherein, the Court ordered that an Inventory and Appraisal be filed with the accounting that was set for 03/09/17. The accounting is to cover the period from date of appointment as temporary conservator through 12/31/16; accounting to be filed 30 days in advance of hearing. Notice by Judicial Assistant.
- 2 Need Inventory and Appraisal as directed by court on 12/09/16.
- 3 Counsel for Lucio Coronado III to prepare orders and letters incorporating the terms of this ruling. Need same.
- 4 No accounting. Need same.

RECOMMENDATION:

Inquire status.

(nb/lh)

FUTURE HEARING: 07/10/17: CONSERVATORSHIP COMPLIANCE REVIEW HEARING

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

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District - Probate
PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

PROBATE

DATE: 05/17/17 TIME: 8:30 DEPT: S37P

CASE#: PRO DS1100109

CASE NAME: MARIAN SYMENS

HEARING:

Hearing re Final Discharge

COUNSEL:

JAMES P SYMENS

(PET)...BROWN WHITE & OSBORN

MARIAN SYMENS

(DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Final Discharge.

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

1. Final account/distribution of James Symens approved on 05/11/16.
2. Receipts filed; however, the receipts do not match distribution. Need supplement re possible post deceased heirs' intestate heirs. Court to clarify who Brenda Osborn, Vincent Osborne and Marcos Rivera are as they do not appear to be listed in distribution order.
3. Need Ex Parte Petition for Final Discharge and Order resubmitted.

RECOMMENDATION

Need to clear notes.

(lc)

Superior Court of Calif, County of San Bernardino

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

DATE: 05/17/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1500880

CASE NAME: Carol A. Ayres

SEE ALSO 3

HEARING:

Petition for TO TERMINATE OF FURTHER PROCEEDINGS; FOR DISCHARGE
OF PERSONAL REPRESENTATIVE & BOND ETC

COUNSEL:

AUDESİ AYRES (PET)...LAW OFFICE O F DAVID E WE ISS
CAROL A. AYRES (DEC)...
LAWRENCE WIDDIS (TP)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition to Terminate Further proceedings,
Discharge of Personal representative and Bond Pr.C. § 12251 by Audesi Ayres, daughter.

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

1. Petitioner is seeking termination per Pr.C. § 12251. The estate appears to have had assets at the time of death [Inventory and Appraisals filed]; therefore, termination for lack of assets subject to Administration does not appear to be proper. The real property was sold with allegedly no proceeds. Court may wish to require an accounting and report. JTD
2. Petitioner seeks discharge; however, as there is a bond petitioner may not be discharged prior to filing final discharge order.
3. Need closing escrow statement per local rule 20-910.
4. **Notice of hearing and proof of service filed 04/25/17; however, need to include special notice to Lawrence Widdis, Esq.**

RECOMMENDATION

Need to clear notes. If approved, set hearing on the filing of receipts and final discharge for **05/23/18**.

(lc/lh)

Superior Court of Calif, County of San Bernardino

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

DATE: 05/17/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1500880

VACATED

CASE NAME: Carol A. Ayres

SEE ALSO 2

HEARING:
Accounting Review

COUNSEL:

AUDESI AYRES	(PET)...LAW OFFICE O F DAVID E WE ISS
CAROL A. AYRES	(DEC)...
LAWRENCE WIDDIS	(TP)...

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

DATE: 05/17/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700388

CASE NAME: SALAZAR 2015 FAMILY TRUST

HEARING:

Hearing Re: TRO AND OSC RE: PRELIM INJUNCTION

COUNSEL:

SONJA SALAZAR BROWN (PET)...LAW OFFICE OF DOONAN & DOONAN
SALAZAR 2015 FAMILY TRUST (TRU)...

Currently under review by legal research.

LR

Superior Court of Calif, County of San Bernardino

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

DATE: 05/17/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600488

CASE NAME: MTR OF MATTHEW JON GARCIA

SEE ALSO 4A 4B

HEARING: Petition for AMENDED PROBATE OF WILL & FOR LTRS
TESTAMENTARY W/FULL IAEA

COUNSEL:

ADRIANA RENEE GARCIA	(PET)...LAW OFFICE OF MIRANDA C FRANKS
MATTHEW JON GARCIA	(DEC)...
ESTHER MORRIS	(PET)...EVAN L GINSBURG
ESTHER MORRIS	(OBJ)...EVAN L GINSBURG

GENERAL INFORMATION

Continued from 07/11/16, 08/29/16 and 05/03/17.

THIS CASE SET FOR HEARING ON

- Petition 1 - Petition for Letters of Administration with full authority under IAEA by **Adriana Garcia, daughter.**
- Petition 2 – **Amended** Petition for Probate of Will and for Letters Testamentary with full authority under IAEA by **Esther Morris, sister.**

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

Petitioner 1- Adriana Garcia, daughter

1. Petitioner is sole heir and waives bond.
2. Petitioner states she is sole heir, however, a courtesy copy of the petition was mailed to “Garcia Family” at the address that decedent resided. Court to inquire if petitioner is sole heir.
3. **Objections filed 07/01/16 by Esther Morris alleges Ms. Garcia is not entitled to Letters as a will exists and requests Ms. Garcia’s petition be denied.**
4. **Reply filed 07/07/16 by Adriana Garcia alleges decedent lacked the mental capacity to execute the will.**
5. ~Proposed form Order: 05/16/16.

Petitioner 2- Esther Morris, sister:

6. Will waives bond. Petitioner now states net value of property is \$124,000, \$9,000 of which is personal property.
7. Will is not self-proving. Proof of subscribing witness filed 08/24/16.

8. Need Notice to Petition to Administer Estate and proof of service (form DE-121) as to amended petition. **Notice of Hearing filed 05/09/17 is an improper form.**
9. **Objections filed 07/07/16 by Adriana Garcia.**

RECOMMENDATION:

Matter is contested. ***If will is admitted***, then petitioner 2 has priority; otherwise petitioner 1 would be sole heir per intestate succession. If approved, set Accounting/Status Review for **07/25/18**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of Local Rule 20-908.

(dl/lc/nb/lc/lh)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District - Probate

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 05/17/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600488

CASE NAME: MTR OF MATTHEW JON GARCIA

SEE ALSO 4 4B

Hearing Re: AMENDED PTN FOR PROBATE OF WILL WITH FULL IAEA

COUNSEL:

ADRIANA RENEE GARCIA	(PET)...LAW OFFICE OF MIRANDA C FRANKS
MATTHEW JON GARCIA	(DEC)...
ESTHER MORRIS	(PET)...EVAN L GINSBURG
ESTHER MORRIS	(OBJ)...EVAN L GINSBURG

See notes on previous page.

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

DATE: 05/17/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600488
CASE NAME: MTR OF MATTHEW JON GARCIA
SEE ALSO 4 4A

Hearing Re: Trial Setting Conference

COUNSEL:

ADRIANA RENEE GARCIA	(PET)...LAW OFFICE OF MIRANDA C FRANKS
MATTHEW JON GARCIA	(DEC)...
ESTHER MORRIS	(PET)...EVAN L GINSBURG
ESTHER MORRIS	(OBJ)...EVAN L GINSBURG

No notes - TSC

Superior Court of Calif, County of San Bernardino

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

DATE: 05/17/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700229

CASE NAME: GUTIERREZ LIVING TRUST DATED 02/09/2012

HEARING:

Petition for AN ORDER TO CONFIRM ASSETS TO REVOCABLE TRUST

COUNSEL:

LAURA OLIVIA ROBINSON (PET)...THE ELDER & DISABILITY LAW FIR
GUTIERREZ LIVING TRUST (TRU)...

Currently under review by legal research

(LR)

NOTICE:

1. Need notice of hearing and proof of personal service per Pr.C. § 851 for Lettie Miller, Sandra Dancy and Teresa Zandt as they will be disinherited heirs. They have filed consents attached to petition. However, that does not excuse notice.
2. Need notice of hearing and proof of service if there is a lienholder to the property.

Superior Court of Calif, County of San Bernardino
Page: 5A add-on
CIVPRO San Bernardino District - Probate
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: TARA REILLY

DATE: 05/17/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1501147

CASE NAME: THE ROSE PEREZ LIVING TRUST

HEARING:
Hearing Re: CONFIRMATION OF JUDGMENT

COUNSEL:
CHRISTINE JOY LARSEN (PET)...FULLERTON LEMANN SCHAEFER & DO
THE ROSE PEREZ LIVING TRUST (TRU)...
RUSSELL A DURAN (RES)...HARTNELL LAW GROUP

GENERAL INFORMATION

Continued from 05/03/17. Counsel report escrow is set to close 05/09/17. If escrow falls through, ex parte request may be filed.

THIS CASE SET FOR HEARING ON Confirmation of Judgment.

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

1. On 02/22/17, petitioner Christine Larsen agreed to hold judgment to 05/03/17 for escrow to close. Should there be no movement on escrow, petitioner will act on judgment.

RECOMMENDATION

Inquire status.

(lc/lh)

Superior Court of Calif, County of San Bernardino
Page: 5B add-on
CIVPRO San Bernardino District - Probate
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: TARA REILLY

DATE: 05/17/17 TIME: 8:35 DEPT: S37P

CASE#: PRO PS1700090

CASE NAME: PHYLLIS ALICE LAUGHTON

HEARING:

Motion Re: APPLICATION FOR PRELIMINARY INJUNCTION Filed by Petitioner
PHILLIP RAYMOND LAUGHTON

COUNSEL:

PHILLIP RAYMOND LAUGHTON (PET)...PRO/PER
PHYLLIS ALICE LAUGHTON (DEC)...

Waiver of Court Fees and Costs filed by PHILLIP RAYMOND LAUGHTON is
GRANTED

Currently under review by legal research.
LR

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District - Probate

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

CONSERVATORSHIPS

DATE: 05/17/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1400045

CASE NAME: Vivian Bertrand

VACATED

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of MELODIE Z SCOTT

COUNSEL:

MELODIE Z SCOTT	(CPE)...TREVOR D MARTIN
VIVIAN BERTRAND	(CEP)...JEANNE E KENNEDY
MELODIE Z SCOTT	(CPE)...BRYAN C HARTNELL
JEANNE E KENNEDY	(PET)...JEANNE E KENNEDY
ANNMARIE M SCOTT	(PET)...RYAN J GALLANT
JAMES L OBERMAN	(PET)...DONNASUE ORTIZ
SURETEC INSURANCE COMPANY	(PET)...PRO/PER

CCP170.6 filed as to Judge CYNTHIA A LUDVIGSEN

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. James Oberman, nephew, appointed **successor** conservator of the person and estate on 10/13/16, \$20,000 bond.
2. Notification of Conservatee's rights filed 11/07/16.
3. Determination of Conservatee's Appropriate Level of Care form GC-355 and Care Plan filed 12/12/16.
4. Inventory and Appraisal filed by prior Conservator.

RECOMMENDATION

None.

(lc)

Future Hearings: 6/14/17: Review Of Bond Amount. 12/20/17: Accounting Review for **James Oberman**.

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

Superior Court of Calif, County of San Bernardino

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

DATE: 05/17/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1400057

CASE NAME: MTR OF BETTY JEAN MARTIN

VACATED

HEARING:

Hearing re Final Discharge

COUNSEL:

LISA A BURGESS-PEEBLES	(CPE)...PRO/PER
BETTY JEAN MARTIN	(CEP)...SANDRA TURNER
MICHELE LEANN REED	(SC)...PRO/PER
DEBBIE JEANNE KROL	(SC)...PRO/PER

GENERAL INFORMATION

Continued from 03/08/17.

THIS CASE SET FOR HEARING ON Final Discharge.

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

1. Final account for Lisa Burgess-Peebles, **prior Conservator**, approved on 08/17/16.
2. Need receipt from Successor Conservator Michele Reed.
3. Need Ex Parte Petition for Final Discharge and Order. Proposed order submitted on 04/14/17 indicated real property in section 2c, however, there does not appear to be real property listed in **1st and final account**. Only successor Conservator filed Inventory and Appraisal listing real property post approval of Lisa Burgess-Peebles final account. Document recordation is not required. Need corrected final discharge order.

RECOMMENDATION

Inquire status.

(lc)

Superior Court of Calif, County of San Bernardino

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

DATE: 05/17/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1600009

CASE NAME: LARRY WRIGHT JR

HEARING:
Accounting Review

COUNSEL:
GLORIA BLAKELY-JONES (CPE)...GREGORY L ZUMBRUNN
LARRY WRIGHT JR (CEE)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review.

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

1. Gloria Blakely-Jones, mother, appointed Conservator of person and estate on 03/09/16, no bond.
2. Final Inventory and Appraisal filed; \$0 assets.
3. Need accounting or waiver.

RECOMMENDATION

Inquire status.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 9

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

DATE: 05/17/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1600119

CASE NAME: JOYCE ELLEN GOBBEL

SEE ALSO 10

HEARING:

Hearing re: Inventory and appraisal

COUNSEL:

THOMAS BEFERT	(PET)...	HARTNELL LAW GROUP
MARIE J HUMPHREY	(PET)...	HARTNELL LAW GROUP
JOYCE ELLEN GOBBEL	(CEP)...	CRAIG M PARKER
MARIE J HUMPHREY	(CEP)...	

GENERAL INFORMATION

Continued from 02/15/17 and 03/08/17.

THIS CASE SET FOR HEARING ON Inventory and Appraisal

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

1. Marie Humphrey and Thomas Befert, sister & brother-in-law are petitioning for conservatorship. Court set matter on calendar to determine assets.
2. Final Inventory and Appraisal filed indicating \$0 assets. Public benefits only.

RECOMMENDATION

Inquire status.

(lc/lh)

Superior Court of Calif, County of San Bernardino

Page: 10

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

DATE: 05/17/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1600119

CASE NAME: JOYCE ELLEN GOBBEL

SEE ALSO 9

HEARING: Petition for Appointment of Conservator

COUNSEL:

THOMAS BEFERT	(PET)...	HARTNELL LAW GROUP
MARIE J HUMPHREY	(PET)...	HARTNELL LAW GROUP
JOYCE ELLEN GOBBEL	(CEP)...	CRAIG M PARKER
MARIE J HUMPHREY	(CEP)...	

GENERAL INFORMATION:

Temporary orders granted 6/28/16 with \$20,000 bond.

Continued from **7/20/16** at request of counsel.

Continued from 10/12/16. Court will order \$20,000 bond subject to reconsideration upon filing of Inventory and *Appraisal*.

Continued from 12/14/16.

THIS CASE IS SET FOR HEARING ON Petition for Conservatorship, person and estate, by Marie Humphrey and Thomas Befert, sister & brother-in-law.

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

1. Bond set at \$20,000; subject to reconsideration.
2. Petitioner requests medical and dementia powers and specific orders under §§ 2351-2358. Need a Capacity Declaration.
3. Certificates of Completion of the Conservatorship Training Class filed 03/02/17.
4. Report of court-appointed counsel, Craig Parker, filed 6/28/16.
5. Court Investigator report filed 7/15/16.
6. Proposed conservatee will attend the hearing. Citation returned served.
7. ~Proposed form order: 5/18/16

RECOMMENDATION:

Need to clear note 2. If approved, set hearing for Compliance Review for **12/20/17** for the filing of the required documents and hearing re Accounting Review for **07/25/18**. Any accounting to be filed 30 days in advance.

(sa/lh/lc)

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

DATE: 05/17/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1600187

CASE NAME: BLANCHE MARGUERITE CARTER

SEE ALSO 12 13

HEARING: Petition for APPOINT OF CONSERVATOR OF PERSON AND ESTATE
filed by GLORIA TAYLOR AND JANET DAWSON

COUNSEL:

ARTHUR WOOD CARTER JR	(CPE)...MARK J. ANDREW FLORY
BLANCHE MARGUERITE CARTER	(CTE)...ZIPRICK & CRAMER
BLANCHE MARGUERITE CARTER	(CEP)...ZIPRICK & CRAMER
GLORIA TAYLOR	(PET)...PASCUZZI, PAXCUZZI & STOKER
JANET DAWSON	(PET)...PASCUZZI, PAXCUZZI & STOKER
PUBLIC GUARDIAN	(CPE)...

GENERAL INFORMATION

Continued from 09/26/16. Roberta Taylor appointed at GAL. Ms. Amador ordered to provide other counsel with any APS records. Competing petition to be heard on 12/07/16. Continued from 12/07/16. Copy of stipulation from Tennessee Adult Protective Services will be sent to Ms. Amador, and will be sent to court for in camera review. Copy of California Adult Protective Services records received and will be reviewed. Return of Citation waived due to appearance. Medical Capacity Declaration to be filed by 03/01/17. Stipulation appointing professional fiduciary may be filed by next hearing. Court approves bonds.

Continued from 03/01/17. All parties agree that Mr. Hoover be appointed. Mr. Dawson to resign as trustee. Court ordered Mr. Hoover Conservator or estate and Trust. Mr. Ziprick to consult with his client and release information to Gloria Taylor and Janet Dawson. Capacity Declaration to be filed. Issue of person still remains.

THIS CASE SET FOR HEARING ON

- Petition 1 - Petition for Appointment of Conservator **person** by son.
- Petition 2 - Petition for Appointment of Conservator **person** by daughters.

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

Petitioner 1 – Arthur Carter, son

1. Petitioner is nominated by proposed conservatee.
2. Petition does not seek any powers.
3. **Need report of GAL Roberta Taylor.**
4. **Need return of citation.**

5. Mail returned for proposed conservatee. Court to inquire re address.
6. Certificate of Completion of the Conservatorship Training Class filed 09/15/16.
7. Court Investigator report filed 08/05/16.
8. **Objections filed by Gloria Taylor & Janet Dawson on 10/28/16.**
9. ~Proposed Form Order: 07/11/16

Petitioners 2 - Gloria Taylor & Janet Dawson, daughters

10. Co-petitioner Janet Dawson lives in Tennessee.
11. Petitioners seek dementia powers. Report of GAL Roberta Taylor, filed 12/05/16.
12. Petitioners seek medical powers. **Capacity Declaration filed 04/25/17; signature is not dated on page 1. Need same.**
13. Need Confidential Screening forms.
14. Need Duties.
15. Need Certificates of Completion of the Conservatorship Training Class.
16. Need Court Investigator report re this petition.
17. Citation returned served.
18. **Partial opposition and Supplement to partial opposition filed by Blanche Carter on 02/22/17; 02/23/17 respectively.**
19. **Neurologist report filed on 02/28/17 by proposed conservatee's counsel.**
20. **Declaration of Marvin Dawson in support of petition, filed 04/20/17.**
21. ~Proposed Form Order: 10/28/16.

RECOMMENDATION

Need to clear notes 3-4, 12-16. If approved, set hearing for Compliance Review for **12/20/17** for the filing of the required documents and hearing re Accounting Review for **07/25/18**. Any accounting to be filed 30 days in advance.
(lc/lh/lc/lh)

Superior Court of Calif, County of San Bernardino

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

DATE: 05/17/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1600187

CASE NAME: BLANCHE MARGUERITE CARTER

SEE ALSO 11 13

HEARING:

Petition for Appointment of Conservator

COUNSEL:

ARTHUR WOOD CARTER JR	(CPE)...MARK J. ANDREW FLORY
BLANCHE MARGUERITE CARTER	(CTE)...ZIPRICK & CRAMER
BLANCHE MARGUERITE CARTER	(CEP)...ZIPRICK & CRAMER
GLORIA TAYLOR	(PET)...PASCUZZI, PAXCUZZI & STOKER
JANET DAWSON	(PET)...PASCUZZI, PAXCUZZI & STOKER
PUBLIC GUARDIAN	(CPE)...

See notes on other matter.

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

DATE: 05/17/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1600187

CASE NAME: BLANCHE MARGUERITE CARTER

SEE ALSO 11 12

HEARING:

Trial Setting Conference

COUNSEL:

ARTHUR WOOD CARTER JR
BLANCHE MARGUERITE CARTER
BLANCHE MARGUERITE CARTER
GLORIA TAYLOR
JANET DAWSON
PUBLIC GUARDIAN

(CPE)...MARK J. ANDREW FLORY
(CTE)...ZIPRICK & CRAMER
(CEP)...ZIPRICK & CRAMER
(PET)...PASCUZZI, PAXCUZZI & STOKER
(PET)...PASCUZZI, PAXCUZZI & STOKER
(CPE)...

TSC – No notes – JTD

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

DATE: 05/17/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1600228
CASE NAME: MTR OF CARLTON THOMAS
HEARING: Petition for Appointment of Conservator

COUNSEL:

CLARISSA V VANDYKE (PET)...PRO/PER
CHARMETRA THOMAS (PET)...PRO/PER
CARLTON THOMAS (CEE)...ROSE C ROSADO

GENERAL INFORMATION:

Ex Parte orders denied 08/12/16. Attorney Rose C. Rosado appointed. Notice by Judicial Assistant.

Continued from 09/20/16, 11/30/16 and 03/08/17 for Capacity Declaration and supplement. Clarissa Vandyke may appear by court call.

THIS CASE IS SET FOR HEARING ON Petition for Conservatorship, person only, by Clarissa Vandyke and Charmetra Thomas, mother and sister.

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

1. Petitioners seek medical powers. **Capacity Declaration filed 05/10/17.**
2. Petitioners request Pr. C. § 2351.5 powers but do not specify the orders requested, facts and reasons. **Need verified supplement.**
3. Report of Counsel Rose C. Rosado filed 11/30/16.
4. Proposed conservatee is developmentally disabled. IRC report filed 11/22/16.
5. Petitioners request authority to make and consent to all medical decisions for the proposed conservatee, even if conservatee objects, subject to limitations in Pr. C. § 2356. JTD
6. Court Investigator Report filed 09/12/16.
7. Certificates of Completion of the Conservatorship Training Class filed 11/03/16.
8. Citation returned served.
9. ~Proposed Form Order/Letters 08/02/16.

RECOMMENDATION:

Need to clear note 2. If approved, set hearing for Compliance Review for **12/20/17** for the filing of the following: proof of service of Order with Notification of Conservatee's rights per Pr.C.§1830(c); Level of Care and Care Plan per Pr.C.§2352.5 and Inventory & Appraisal with notice.

(nb/lc/lh/lc/lh)

Superior Court of Calif, County of San Bernardino

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

DATE: 05/17/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1700039

CASE NAME: MTR OF TOMASA DE CASAS

SEE ALSO 16

HEARING: Hearing Re: Petition for Appointment of Conservator

COUNSEL:

MARIA DE CASAS (CPE)...MATTHEW E SHEASBY
TOMASA DE CASAS (CEP)...EDWARD B FISCHEL & ASSOCIATES
MIGUELITO DECASAS (PET)...DUANE P BOOTH

GENERAL INFORMATION

Maria De Casas appointed temporary conservator of person/estate on 02/08/16; No bond.
Ed Fischel appointed counsel on 02/17/17. Jeanne Kennedy appointed GAL.

**Ex parte hearing held 03/08/17. Visitation orders made as to Miguelito De Casas.
Hearings set for 03/14/17 and 04/11/17 advanced to this hearing. Hearings on
petitions for appointment of conservator set for 05/17/17.**

THIS CASE SET FOR HEARING ON

- Petition #1 for Appointment of Conservator person and estate by Maria De Casas (daughter)
- Petition #2 for Appointment of Conservator person and estate by Miguelito DeCasas (son/Trustee)

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

Petition #1 filed 02/01/17 by Maria De Casas (daughter)

1. Petitioner seeks \$0 bond as proposed conservatee has \$1,200/month in retirement income and \$1,000/month in social security benefits. Court may wish to require minimum bond of \$20,000 to cover the retirement income and 10% recovery fee.
2. Petitioner requests order to relocate proposed conservatee to conservator's residence under §2351. JTD.
3. Petitioner seeks medical powers. Need Capacity Declaration.
4. Petitioner seeks dementia powers. Need report of Counsel Ed Fischel.
5. Need report of GAL Jeanne Kennedy.
6. Need Confidential Supplemental form.
7. Citation returned served.
8. Certificate of Completion of the Conservatorship Training Class filed 03/02/17.
9. CI Report filed 02/22/17 and Amended on 03/30/17.

10. ~Proposed Form Order: 02/01/17

Petition #2 by Miguelito De Casas (son/trustee)

11. Petitioner requests no bond as proposed conservatee's assets are held in trust in which petitioner is the acting trustee. Petitioner alleges proposed conservatee receives a retirement income of \$1,575/month and \$1,000/month in social security benefits.
12. Question if Court wishes to take jurisdiction over the trust and impose a trustee bond based on principal assets of the trust and annual income. JTD
13. Petitioner seeks medical powers. Need Capacity Declaration.
14. Petitioner seeks dementia powers. Need report of Counsel Ed Fischel.
15. Notice of Hearing filed 03/07/17; however, attached proof of service, item #5 does not indicate a copy of petition was served with notice. Need same.
16. Return of Acknowledgment of Receipt of Citation signed by Jeanne Kennedy, GAL, filed 05/10/17. JTD.
17. Certificate of Completion of the Conservatorship Training Class filed 05/08/17.
18. **CI special report filed 04/26/17.**
19. ~Proposed Form Order: 02/28/17

RECOMMENDATION

Petition #1 by Maria: Need to clear notes 3-6,

Petition #2 by Miguelito: Need to clear notes 13-15.

Court's discretion re bond. If approved, set hearing for Compliance Review for **12/20/17** for the filing of the required documents and hearing re Accounting Review for **07/25/18**. Any accounting to be filed 30 days in advance.

(lh/lc/lh)

Superior Court of Calif, County of San Bernardino

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

DATE: 05/17/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1700039

CASE NAME: MTR OF TOMASA DE CASAS

SEE ALSO 15

HEARING:

Hearing Re: Petition for Appointment of Conservator

COUNSEL:

MARIA DE CASAS	(CPE)...MATTHEW E SHEASBY
TOMASA DE CASAS	(CEP)...EDWARD B FISCHER & ASSOCIATES
MIGUELITO DECASAS	(PET)...DUANE P BOOTH

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON

RECOMMENDATION

(lh)

Superior Court of Calif, County of San Bernardino

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

DATE: 05/17/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1700128

CASE NAME: WOODROW WILSON RILEY

HEARING: Petition for Appointment of Conservator

COUNSEL:

HELEN A RILEY (PET)...PRO/PER
WOODROW WILSON RILEY (CTP)...PRO/PER

GENERAL INFORMATION

Mitchell Roth appointed counsel on 04/18/17.

THIS CASE SET FOR HEARING ON Petition for Appointment of Conservator person only by Helen Riley, sister.

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

1. Court to see confidential screening form, page 3.
2. Petitioner seeks medical powers. Need Capacity Declaration.
3. Need report of Counsel Roth.
4. Need list of required contacts does not appear to list all relatives in second degree. Need same.
5. Need Confidential Screening form.
6. Need return of citation.
7. Need Certificate of Completion of the Conservatorship Training Class.
8. Need notice of hearing and proof of service.
9. **CI report filed 05/11/17.**
10. ~Proposed Form Order:04/10/17.

RECOMMENDATION

Need to clear notes 2-8. If approved, set hearing for Compliance Review for **12/20/17** for the filing of the following: proof of service of Order with Notification of Conservatee's rights per Pr.C.§1830(c); Level of Care and Care Plan per Pr.C.§2352.5.

(lc/lh)

Superior Court of Calif, County of San Bernardino

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

DATE: 05/17/17 TIME: 9:30 DEPT: S37P

CASE#: CIF DS1600029

CASE NAME: AGUILAR -V- LARA

HEARING: Notice of Hearing to Renew Restraining Order

COUNSEL:

ESTELA AGUILAR (PET)...PRO/PER
JESUS LARA (RES)...PRO/PER

No notes - JTD