



## First Check

Superior Court of California  
County of San Bernardino  
Probate Department

### **Probate Notes for Calendar Date: 06/08/17**

All corrections/supplements addressing these notes should be filed by **06/01/17**. Later-filed documents might not be reviewed prior to the hearing and could result in a continuance of your case. Updates to these notes *typically* will be posted three court days prior to the hearing.

### **Destruction of Filed Documents:**

Shredding/destruction of all court documents filed and imaged before January 2011 will begin soon. All filed/imaged documents are shredded one year after filing pursuant to court policy. Any filed original documents not retrieved timely will be permanently lost. (Wills and codicils lodged into the will vault will not be affected.)

### **Contacting the Probate Examiners:**

Probate Examiners' email address: [ProbateNotes@sb-court.org](mailto:ProbateNotes@sb-court.org)

Emails must have the case identification information and hearing time/date in the subject line. No attachments will be opened. Probate Examiners can only respond to inquiries regarding the meaning of comments in the notes. Please do not email to notify that documents have been filed, to request a confirmation whether documents have been received, or to request the clearing of notes. No legal or procedural advice may be given by examiners in response to your email.

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

**PROBATE**

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DATE: 06/08/17 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS0801043

CASE NAME: THE LUCAS SHALHOUB SPECIAL NEEDS TRUST

HEARING:

SIXTH Account and Report of MARK VINCENT SHALHOUB, IRENE SHALHOUB and Petition for allowance of fees filed.

COUNSEL:

IRENE SHALHOUB

(PET)...HORSPOOL & HORSPOOL

MARK VINCENT SHALHOUB

(PET)...HORSPOOL & HORSPOOL

THE LUCAS SHALHOUB SPECIAL NEE (TRU)...

#### GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON 6<sup>th</sup> Account Current re SNT and Petition for fees by Mark and Irene Shalhoub, Co-Trustees/parents.

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

1. Accounting period covers 01/01/15 – 12/31/16.
2. Assets on hand \$355,388.21 in cash
3. Petitioners waive compensation; though petitioner requests to continue payments of \$2,000/month for extraordinary caregiver services granted by court order 3/5/09.
4. Attorney requests fees of \$1,975 for 5 hours at \$395 per hour. Itemized [Acct. 03/29LFpg20-21]. JTD
5. Petitioners request to reduced current bond of \$455,000 to \$100,000 and put remaining assets of \$247,500 in a blocked account. Appears ok. JTD
6. ~Proposed Order: 03/29/17.

RECOMMENDATION:

Court's discretion re bond and fees. If approved, set proof of blocked account for **07/20/17** **and** set hearing re next Accounting Review for **3/22/18** (if one year) or **3/21/19** (if two years). Accounting to be filed 30 days in advance.

(lc)

Superior Court of Calif, County of San Bernardino

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

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DATE: 06/08/17 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1600710

CASE NAME: BARRY CHILCOTE

HEARING:

REPORT ON WAIVER OF Account and Report of GALE DELANTY, TRUDY LOPEZ and Petition for allowance of fees filed.

COUNSEL:

BARRY CHILCOTE	(DEC)...
GALE DELANTY	(PET)...ALLAN M SOTO
TRUDY LOPEZ	(PET)...ALLAN M SOTO

#### GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Waiver of Final Account, Distribution and Petition for Allowance of Fees by Gale Delanty and Trudy Lopez, sisters.

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

1. Petitioners are sole heirs, waive accounting and statutory compensation.
2. Attorney seeks statutory fees of \$9,580. Ok.
3. No proposed order. Submit after hearing.

#### RECOMMENDATION

RFA. If approved, set hearing on the filing of receipts and final discharge for **06/14/18**.

(lc)

Superior Court of Calif, County of San Bernardino

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

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DATE: 06/08/17 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1601222

CASE NAME: THE BERNADETTE QUERCIO REVOCABLE TRUST

HEARING:

Petition for ORDER COMPELLING THE TRUSTEE TO: (A) PROVIDE A  
COPY OF THE TRUST, (B) PROVIDE ETC

COUNSEL:

BERNADETTE TRAXLER (PET)...GARY A FOLTZ  
THE BERNADETTE QUERCIO REVOCAB(TRU)...

Currently under review by legal research

(LR)

Continued matter. Notice not re-reviewed.

Superior Court of Calif, County of San Bernardino

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

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DATE: 06/08/17 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1700300

CASE NAME: Richard Lewis Shuttleworth

HEARING:

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

COUNSEL:

MICHAEL CANONICA

RICHARD LEWIS SHUTTLEWORTH

(PET)...THOMAS W DOMINICK

(DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Probate, Letters Testamentary with  
Full Authority under IAEA by Michael Canonica (nephew/executor)

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

1. Will waives bond. Estimated net value of estate is \$254,000. Petitioner is the sole beneficiary and a non-resident. Court may require bond if the proposed personal representative resides outside California per Pr. C. § 8571. Court also has discretion to require bond per Pr. C. § 8481(b). JTD
2. ~Proposed form Order: 04/03/17

RECOMMENDATION:

Court's discretion re bond. If approved, set future hearing for Accounting/Status Review on **08/16/18** Any accounting to be filed 30 days in advance. Note requirements of Local Rules.

(lh)

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT **CONSERVATORSHIP**

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DATE: 06/08/17 TIME: 9:30 DEPT: S35P  
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CASE#: CON PS0900001

CASE NAME: OSCAR MORENO

HEARING: AMENDED FIRST CURRENT Account and Report of TIRRIE MORENO  
and Petition for allowance of fees filed.

COUNSEL:

OSCAR MORENO

(CEP)...MELVIN FRIEDLAND

TIRRIE MORENO

(CPE)...PRO/PER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON **Amended [04/27/17]** 1<sup>st</sup> Account Current and Report by Tirrie Moreno, spouse.

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

1. Petitioner/spouse was appointed 4/28/09, with no bond as long as estate qualifies under Pr.C. §2628. Court approved purchase of 2008 Ford Edge and a home on 04/24/13. Previous waiver of Account approved on 05/23/13 for period ending 04/29/12.
2. Accounting period 04/29/12 – 09/22/**14**.
3. Assets on hand \$151,100.13. Petitioner appears to confuse the assets on hand with Inventory and Appraisal. Need Inventory and Appraisal that indicates the actual assets on hand at date of appointment and an accounting to reflect the same as beginning balance.
4. Amended accounting does not provide a full report.
5. Amended accounting is not verified per Pr.C. § 1021.
6. Schedules re assets on hand at beginning and end of accounting period are not attached.
7. Receipts indicate settlement and disability amounts of \$479,941.98 which appears to be less than originally stated in previous accounting as \$561,325.60. Court to inquire.
8. Court authorized the purchase of two vehicles; however, it appears there is a third vehicle, 2013 Ford Edge purchased 10/25/13. Petitioner purchased a 3<sup>rd</sup> vehicle on 08/05/13.
9. Disbursements that are questionable need further explanation [Acct.04/27 LFpg11et seq]. :
  - a. 06/07/13 Jennifer's car payment of \$437.15 [pg11].
  - b. 10/25/13 Jennifer's car \$18,154.40 [pg12].

- c. Cash withdrawals totaling \$44,887.26 [Pg12].
- d. 09/09/14 Checking account transfers for Jennifer and Joseph totaling \$1,500 [Pg18].
- e. Hospital items for Jennifer and baby [Pg19].
- f. 08/5/13 granddaughters mil \$575.58 [Pg21].
- g. 07/17/13 Jennifer's nails \$113.50[Pg21].
- h. 07/29/13 & 08/12/13 San Manuel \$2,073 & \$2,590.50 [Pg21].
- i. San Manuel 5 disbursements totaling \$6,728.50[Pg22].
- j. San Manuel, vacations etc. over \$25,000 [Pg23 et seq].

**10. NOTE: Court to inquire as to whether the conservator/spouse has consented to administering the community property through the conservatorship estate. The community property is not included in the conservatorship estate unless the spouse consents Pr.C. §3051(c). Court to clarify if all assets are separate property of the conservatee.**

11. Need notice of hearing and proof of service.

12. No proposed order.

#### RECOMMENDATION

Need correct accounting with schedules and report. Suggest petitioner seek legal counsel or Court to consider appointing Public Guardian.

If approved, set hearing on the next accounting review for **08/23/17**.

(lc)

Superior Court of Calif, County of San Bernardino

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

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DATE: 06/08/17 TIME: 9:30 DEPT: S35P  
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CASE#: CON PS1600172

CASE NAME: MTR OF AURA E SEVILLA-VARGAS

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR  
CONSERVATORSHIP of MELISSA A VARGAS

COUNSEL:

AURA E SEVILLA-VARGAS (CTP)...SANDY L. TURNER  
MELISSA A VARGAS JOHNSON (CP)...PRO/PER

#### GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Compliance Review

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

1. Melissa Vargas, daughter, appointed Conservatee of the person 11/03/16.
2. Notification of Conservatee's Rights with Proof of Service filed 12/12/16.
3. Determination of Conservatee's Appropriate Level of Care and Care Plan filed 01/18/17.

#### RECOMMENDATION

None.

(lh)



Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

**MISC.**

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DATE: 06/08/17    TIME: 1:30    DEPT: S35P  
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CASE#: CON PS1600257

CASE NAME: ANNIE ODEN

HEARING:

Hearing Re: COURT TRIAL (FOURTH DAY)

COUNSEL:

ANNIE ODEN

(CEP)...LENITA A SKORETZ

PUBLIC GUARDIAN

(CPE)...COUNTY COUNSEL

Court trial – no notes—JTD

**Future Hearing:**

**06/09/17** *Court Trial*

**06/12/17** **Court Trial**

**06/13/17** *Court Trial*

**06/14/17** **Court Trial**

**06/15/17** *Court Trial*

**06/16/17** **Court Trial**

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: CYNTHIA LUDVIGSEN

**PROBATE**

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DATE: 06/08/17      TIME: 8:30      DEPT: S36P  
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CASE#: PRO DS1000194

CASE NAME: WALTER EARL GREENWOOD

HEARING:

Hearing re Final Discharge

COUNSEL:

CARL GREENWOOD                      (PET)...GATEWAY LEGAL GROUP, P.C  
MARLA L GREENWOOD                (PET)...GATEWAY LEGAL GROUP, P.C  
WALTER EARL GREENWOOD        (DEC)...

***XREF: CIVDS1205220, SCVSS261126***

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 Carl Greenwood, son, approved on 06/02/16.
2. Need receipts for Walter and Charles Greenwood for civil judgment.
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/CONSERVATORSHIP CALENDAR  
HONORABLE: CYNTHIA LUDVIGSEN

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DATE: 06/08/17 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS1400895

CASE NAME: Brownell Family Trust

HEARING:

Petition for to Determine Liability of the Trust; Petition to  
Compel Trustee, etc

COUNSEL:

BROWNELL FAMILY TRUST	(TRU)...
HAROLD LEE BROWNELL	(PET)...ROSS WERSCHING & WOLCOTT
LAWRENCE ANTHONY HEMPEN	(PET)...TERESA GORMAN
MARY E BROWNELL	(PET)... PAMELA BOURETTE
VICTORIA LOUISE MELLO	(JOSEPH B MCGINLEY
VICTORIA MELLO	(OBJ)...HESS-VERDON & ASSOCIATES

Currently under review by legal research

(LR)

Continued matter; notice was sufficient at last hearing.

Superior Court of Calif, County of San Bernardino

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

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DATE: 06/08/17 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS1600714

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

**SEE ALSO 4, 5**

HEARING:

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

COUNSEL:

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

Currently under review by legal research

(LR)

Continued matter. Notice not re-reviewed.

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

-----  
DATE: 06/08/17 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS1600714

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

**SEE ALSO 3, 5**

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

COUNSEL:

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

GENERAL INFORMATION:

**Continued from 12/05/16, 01/25/17 and 04/5/17. Bud Garvin appointed probate referee.**

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

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

1. Accounting period reflected as 10/06/15 to 08/31/16.
2. Assets on Hand \$601,637.55 consisting of \$1,137.55 in cash and remaining in carry value for real and personal property.
3. Corrected Inventory and Appraisal filed 04/3/17; however, real property is not appraised by referee. Need corrected Inventory and Appraisal **as referee was appointed.**
4. Need copies of bank/financial statement(s) per Local Rule 20-908.
5. Need Notice of Hearing with proof of service.
6. No proposed order. Submit Order after Hearing.

RECOMMENDATION:

Need to clear notes 3-5. **If trust becomes court supervised**, set next hearing for Accounting Review on **10/30/17**. Account to be filed 30 days before hearing. Note requirements of Local Rules.

(nb/lc)

Superior Court of Calif, County of San Bernardino

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

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DATE: 06/08/17 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS1600714

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

**SEE ALSO 3, 4**

HEARING:  
Readiness Calendar

COUNSEL:

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

Readiness – No notes – JTD

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

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DATE: 06/08/17 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS1601274

CASE NAME: AMY ELIZABETH WHITE

HEARING: Petition to determine succession to Real Property

COUNSEL:

AMY ELIZABETH WHITE (DEC)...  
ETHNE A WHITE (PET)...PRO/PER  
STANLEY EUGENE WHITE (PET)...PRO/PER

GENERAL INFORMATION

**Continued from 03/09/17 and 04/06/17. Jennifer Miller represents Ethne White who is currently in the hospital and Stanley White is currently in Oregon.**

THIS CASE SET FOR HEARING ON Petition to Determine Succession to Real Property by Stanley White and Ethne White, parents.

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

1. Petitioners seek 100% interest in decedent's 100% interest in real property per the laws of intestate succession.
2. ~Proposed Form Order: 03/06/17.

RECOMMENDATION

RFA.

(lc)

Superior Court of Calif, County of San Bernardino

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

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DATE: 06/08/17 TIME: 8:31 DEPT: S36P  
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CASE#: CON PS1500228

CASE NAME: CHARLOTTE K KNIGHT-UTTER

**SEE ALSO 8**

HEARING:

Petition for Appointment of Conservator

COUNSEL:

CARY KNIGHT	(FRANK O TETLEY
CHARLOTTE K KNIGHT-UTTER	(CEE)...E JOAN NELMS
E JOAN NELMS	(PET)...E. JOAN NELMS
LINDA K GUYETTE	(PET)...MICHAEL C. MADDUX

GENERAL INFORMATION:

Continued from **9/28/15** Court appoints Melvin Friedland as GAL. Clerk's counsel and GAL to look into issue of proposed conservatee's ability to make decisions on power of attorney, as well as issue of funds being withdrawn from her banking account(s).

Continued from **11/10/15** COURT ORDERS CASE TRANSFERRED TO RIVERSIDE COUNTY. Written report received from Melvin Friedland. Court orders Cary Knight to turn over all records/possessions of Charlotte Knight-Utter to E. Joan Nelms or Melvin Friedland who are to make a first appearance at the Riverside Court upon the transfer of this case to Riverside County. Transfer of the case to Riverside County will be effective upon the signing of the order after hearing.

Continued from **12/16/15 and 1/13/16** at request of counsel. Court grants motion for reconsideration of court's ruling on 11/10/15. CASE REMAINS IN SAN BERNARDINO COUNTY PENDING FURTHER ORDER OF THE COURT.

Continued from **03/09/16**. Court was informed that there are 2 blocked accounts at US Bank; one in name of grandson and the other in name of conservatee.

Continued from **05/12/16 and 06/20/16** at request of counsel.

**Continued from 8/30/16** as matter is trailed specially. Counsel directed to provide info re treating doctor and where conservatee is located to Appointed-counsel. Counsel to file declaration re conservatee's ability to travel back to CA by car.

On 8/30/16 Court granted authority to accept offer on sale of Iowa real property.

On 8/31 re Status of Conservatee, Court directs that the medical records re Charlotte Knight-Utter may be released to the attorneys and they are to be maintained confidentially (confidentially with the court)-not to be discussed/disseminated to third parties and no copies to be made. Counsel agree that Charlotte Knight-Utter is to be transported from



Oregon to California, and the trip is to commence on Tuesday after the labor day weekend. Court continues this hearing to September 14, 2016. Court orders that Linda Guyette is to make an appointment (coordinating with E Joan Nelms and Melvin Friedland, so that they attend the doctor's appointment for Charlotte Knight-Utter) for Charlotte Knight-Utter to be seen by her regular physician as soon as possible. E Joan Nelms to prepare order (re above order re doctor appointment).

On 9/14/16 re Status of Conservatee, Court orders that no monies be removed from any bank account of Charlotte Knight-Utter.

**Continued from 09/22/16 and 10/19/16.** No settlement reached. Trial requested.  
**Continued from 01/26/17 at request of counsel. Matter set for trial readiness.**

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Conservator, person and estate, filed by Linda Guyette, daughter

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

1. **Proposed Conservatee resides in Riverside County.**
2. Petitioner requests bond be fixed at \$150,000. Appears adequate. JTD
3. Petitioner requests medical and dementia powers. Capacity Declaration filed 08/11/16. **Need dementia attachment GC-313.**
4. Petitioner requests powers under Pr.C. 2590. Specifically, the power to sell real or personal property with or without notice, other than the personal residence of the conservatee. JTD
5. Report of court-appointed counsel, E. Joan Nelms filed 10/07/15.
6. Report of GAL, Melvin Friedland, filed 10/07/15.
7. Court Investigator report filed 09/22/15.
8. Citation returned with proof of mailed service given in care of Cary Knight on 8/21/15. However, personal service upon proposed conservatee is required. JTD
9. Proof of completion of Conservatorship Education course filed 9/18/15.
10. **Objections filed 10/19/15 by Cary Knight.**
11. **Reply to Opposition filed 11/02/15 by Linda K. Guyette.**
12. ~Proposed form Order/Letters: 8/21/15.

#### RECOMMENDATION

Need to clear note 3 and 8. Matter is contested. If approved, set hearing for Compliance Review for **01/11/18** for the filing of the required documents and hearing re Accounting Review for **08/16/18**. Any accounting to be filed 30 days in advance of hearing. Note requirements of Local Rules.

(gls/nb/sa/lc/dl/nb/sa/lc/lh)

Superior Court of Calif, County of San Bernardino

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

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DATE: 06/08/17 TIME: 8:31 DEPT: S36P  
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CASE#: CON PS1500228

CASE NAME: CHARLOTTE K KNIGHT-UTTER

**SEE ALSO 7**

HEARING:  
Readiness Calendar

COUNSEL:

CARY KNIGHT	(FRANK O TETLEY
CHARLOTTE K KNIGHT-UTTER	(CEE)...E JOAN NELMS
E JOAN NELMS	(PET)...E. JOAN NELMS
LINDA K GUYETTE	(PET)...MICHAEL C. MADDUX

Readiness – No notes – JTD

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: CYNTHIA LUDVIGSEN **CONSERVATORSHIP**

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DATE: 06/08/17 TIME: 9:30 DEPT: S36P  
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CASE#: CON PS1500354

CASE NAME: MTR VICENTA CALDERILLA ROMAN

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR  
CONSERVATORSHIP of BEATRIZ L MURO

COUNSEL:

BEATRIZ L MURO

(PET)...PRO/PER

VINCENTA CALDERILLA ROMAN

(PCE)...JACK B OSBORN

#### GENERAL INFORMATION

**Continued from 04/06/17 for petitioner to clear probate notes.**

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. Beatriz Muro, Niece, appointed conservator of the person only on 09/01/16.
2. Notification of Conservatee's rights, Determination of Conservatee's Appropriate Level of Care form, Care Plan filed 04/04/17.

#### RECOMMENDATION

None.

(lc/lh)

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

**Readiness Calendar**

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DATE: 06/08/17 TIME: 8:29 DEPT: S37P  
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CASE#: PRO PS1501059

CASE NAME: MTR OF BILLIE V JARVIS

**SEE ALSO 2**

HEARING: Petition for PROBATE OF LOST WILL AND FOR LETTERS  
TESTAMENTARY W/FULL IAEA

COUNSEL:

BILLIE V JARVIS	(DEC)...
CHRISTIE DAVIDSON	(SPA)...PRO/PER
CHRISTIE DAVIDSON	(TEE)...PRO/PER
KELLY ANN JARVIS BUTLER	( )...
PETER VAN BUSKIRK	(PET)...PRO/PER

**XREF: CIVDS1611522**

GENERAL INFORMATION:

Ex Parte Hearing held on 11/25/15. Court appoints Christie Davidson as Interim Trustee and Special Administrator of estate. The trustee's bond is set at \$50,000.00 and the bond on the special administration is set at \$120,000.00. Counsel for Christie Davidson is to prepare order and letters for special administration and order appointing Christie Davidson as interim trustee. Counsel for Christie Davidson notified by phone.

**Continued from 01/19/16. Parties to determine if they will file written objections and competing petition. If they decide to, this shall be filed and served by 02/26/16.**

Christie Davidson appointed Special Administrator and Successor Trustee.

Continued from **09/29/16 and 12/08/16** to republish.

**Continued from 02/23/17 and 03/20/17.**

THIS CASE IS SET FOR HEARING ON Petition for Probate of LOST Will and for Letters Testamentary w/Full IAEA by unregistered domestic partner Peter Van Buskirk.

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

1. Declaration re: Lost Will filed 11/18/15. Petitioner, Peter Van Buskirk, alleges he has been unable to locate decedent's an original Will dated 09/29/09. Decedent has located 2 copies marked "Copy." When a will is lost and was last in the testator's possession, it is presumed that the testator destroyed the will with the intent to revoke it. Pr.C. § 6124. This presumption affects the burden of producing

- evidence and unless petitioner can overcome the presumption, no valid will exists. Does Court wish to find the requirements met and probate the lost will? JTD.
2. Petitioner is the purported sole beneficiary. Does Court wish to require bond in the same amounts previously ordered; \$120,000? JTD.
  3. Petitioner named Executor per Codicil to Will dated 09/18/15 [LF, p.18] and Successor Trustee per Amendment to Trust dated 09/18/15 [LF, p20].6.
  4. The will conditionally incorporates decedent's Trust. Certification and copy of trust filed 03/17/16.
  5. Proof of publication filed on 03/17/16 and 03/02/17; however, the publication does not include request to admit a will. Need new publication.
  6. **Will contest filed by Kelley Butler on 02/26/16. Need proof of *service of summons* per Pr.C. § 8250.**
  7. **Objections to will contest filed by petitioner on 03/17/16.**
  8. ~Proposed Form Orders/Letters 11/18/15 & 11/23/15 & 12/11/15.

RECOMMENDATION:

Need to clear notes 5-6; matter is contested. Will contest must be dealt with prior to granting of any petition. If approved, set Accounting review for **08/16/18**. Any account to be filed 30 days' in advance of hearing. Note Local Rules.  
(nb/lc/nb/lc)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

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DATE: 06/08/17    TIME: 8:29    DEPT: S37P  
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CASE#: PRO PS1501059

CASE NAME: MTR OF BILLIE V JARVIS

**SEE ALSO 1**

HEARING:

Readiness Calendar

COUNSEL:

BILLIE V JARVIS	(DEC)...
CHRISTIE DAVIDSON	(SPA)...PRO/PER
CHRISTIE DAVIDSON	(TEE)...PRO/PER
KELLY ANN JARVIS BUTLER	( )...
PETER VAN BUSKIRK	(PET)...PRO/PER

**XREF: CIVDS1611522**

No notes - readiness

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

**PROBATE**

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DATE: 06/08/17    TIME: 8:30    DEPT: S37P  
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CASE#: PRO PS1400577

CASE NAME: \*\*MASTER FILE\*\* REVEKKA ALVA

**SEE ALSO 4, 5**

HEARING:

Hearing Re: Petition for Probate of Will

COUNSEL:

JOHN D SALAS

(PET)...HORSPPOOL & HORSPPOOL

MOUSES ANTONIO SALAS SOTO

(PET)...PRO/PER

REVEKKA ALVA

(DEC)...

REVEKKA HERNANDEZ

(DEC)...

See notes on following page.

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

-----  
DATE: 06/08/17 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1400577

CASE NAME: \*\*MASTER FILE\*\* REVEKKA ALVA

**SEE ALSO 3, 5**

HEARING:

OSC re: Dismissal

COUNSEL:

JOHN D SALAS	(PET)...HORSPPOOL & HORSPPOOL
MOUSES ANTONIO SALAS SOTO	(PET)...PRO/PER
REVEKKA ALVA	(DEC)...
REVEKKA HERNANDEZ	(DEC)...

GENERAL INFORMATION:

Matter set on **09/22/15** due to non-appearance by petitioner.

Continued from **11/03/15** and **03/15/16**. Attorney Horspool to file objections. Attorney Kimberlie Hall to file a proper petition for removal of current administrator.

**Continued from 05/03/16, 07/11/16, 11/3/16 and 01/05/17.** Counsel believe M.S.C. would be helpful, but wants to discuss issues prior to a M.S.C. being set.

**Continued from 03/23/17. No appearance. Petition is set for dismissal. Should Mouses Salas Soto not appear at next hearing, petition will be dismissed.**

THIS CASE IS SET FOR HEARING ON Petition for Letters Testamentary with full authority under IAEA, by nephew, **Mouses Antonio Salas Soto**.

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

1. The instant Petition for Probate of Will and Letters Testamentary was filed on 06/25/15 by **Mouses Antonio Salas Soto** for the same decedent in PROPS1500592. **Letters of Administration issued to John Salas** on 04/24/15, limited authority, \$20,000 bond. Cases now consolidated.
2. Question when petitioner first obtained knowledge of the will. *If* the proponent of a will *has received notice* of a petition for letters of administration, the proponent of the will may petition for probate of the will only within the later of either of the following time periods: (1) 120 days after determining the decedent to be intestate, (2) Sixty days after the proponent of the will first obtains knowledge of the will (Pr.C.§8226). **Supp. (4/13/16): petitioner alleges that no notice of the petition for letters of administration was served on petitioner Mouses.**



3. Will waives bond.
4. NOTE: Supplement of Mouses Salas Soto filed 04/13/16 to remove John Salas; appoint Mouses Salas. A Petition to Remove is not required as an Administrator shall be removed on the admission to probate a will per Pr.C. §8504.
5. **Objections filed by John Salas, nephew, on 07/08/16.**
6. **Objections filed and will contest by John Salas on 09/23/16.** Proof of service of summons per Pr.C. § 8250 filed 09/28/16.
7. Declaration of Kimberlie Hall filed 5/2/16 in support of removal of John Salas and appointment of Mouses Salas. I
  - a. In this declaration, Counsel Hall testifies that actual notice was not received by Mouses Antonio Salas Soto.
  - b. Soto also states that he intended to see full IAEA Powers, but forgot to check the correct box on the form. He clarifies that he is seeking full IAEA Powers.
8. ~Proposed form order: 6/25/15

**RECOMMENDATION:**

Court's discretion. Matter is contested. If approved, set hearing for Accounting/Status Review on **08/16/18**. Any accounting to be filed at least 30 days in advance. Note Local Rule requirements.

(sa/oc/lc/lh)

Future Hearing: 06/14/17 Probate status report

Superior Court of Calif, County of San Bernardino

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

-----  
DATE: 06/08/17 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1400577

CASE NAME: \*\*MASTER FILE\*\* REVEKKA ALVA

**SEE ALSO 3, 4**

HEARING:

Probate status report filed.

COUNSEL:

JOHN D SALAS	(PET)...HORSPOOL & HORSPOOL
MOUSES ANTONIO SALAS SOTO	(PET)...PRO/PER
REVEKKA ALVA	(DEC)...
REVEKKA HERNANDEZ	(DEC)...

GENERAL INFORMATION

**Continued from 03/23/17.**

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 John Salas on 04/24/15, limited authority, \$20,000 bond. Cases now consolidated.
2. Final Inventory and Appraisal filed 03/30/15.
3. Petitioner seeks an additional year to close the estate in order to settle civil lawsuit under CIVDS 1511834.
4. **NOTE:** original petition filed by John Salas does not indicate any other relatives; however, there was notice given to a Miguel Salas and a Salvador Salas. Additionally, another petition filed by Mouses Soto indicates other parties (see other matter): Leonardo Soto (nephew) and Miguel Hernandez (brother). Need clarification of relatives and whether consulate of Mexico shall be noticed as Salvador Salas lives in Mexico.

RECOMMENDATION

Subsequent status report filed to be heard on **06/14/17**.

(lc)

Future Hearing: **06/14/17** Probate status report

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

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DATE: 06/08/17 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1600308

CASE NAME: MTR OF PATRICK KEVIN BARLEY

HEARING: FIRST AND FINAL Account and Report of SANDRA SMITH and Petition for allowance of fees filed.

COUNSEL:

DANNY OSCAR GARCIA	(PET)...JAMES L LEESTMA
PATRICK KEVIN BARLEY	(DEC)...
S.B. COUNTY PUBLIC ADMINISTRAT	(PET)...CRAIG M PARKER
S.B. COUNTY PUBLIC ADMINISTRAT	(TP )...CRAIG M PARKER
SANDRA SMITH	(PET)...JAMES B CHURCH

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Final Account, Distribution and Petition for Allowance of Fees by Sandra Smith, sister.

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

1. Petitioner and counsel seek statutory fees of \$8,460 each; however, 10%, \$846, of Sandra's fees to go to Public Administrator, prior special administrator and 10% to Craig Parker, Counsel for Public Administrator; leaving \$7,614 for petitioner and Counsel Church Ok.
2. Counsel requests reimbursement of costs totaling \$1,846. Itemized [Acct. 03/24 LFpg 21].
3. Counsel requests extraordinary fees of \$6,106.75 for 22.6 hours at \$115/375 per hour for paralegal and attorney services. Itemized [Acct. 03/24 LFpg 29-32].
4. Petitioner seeks a reserve of \$1,000.
5. Final Inventory and Appraisal filed; however, bond information is incomplete. Need corrected Inventory and Appraisal.
6. ~Proposed Order: 03/24/17.

RECOMMENDATION

Need to clear note 5, Court's discretion re extraordinary fees. If approved, set hearing on the filing of receipts and final discharge for **06/14/18**.

(lc)

Superior Court of Calif, County of San Bernardino

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

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DATE: 06/08/17 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1700047

CASE NAME: ETTA LLOYD

HEARING:

Petition for LETTERS OF ADMINISTRATION W/ FULL IAEA

COUNSEL:

ETTA LLOYD (DEC)...  
STEVEN JACOBO (PET)...PRO/PER

GENERAL INFORMATION:

Continued from 03/23/17 to clear probate notes. Bond required \$276,000.

THIS CASE IS SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by Steven Jacobo (assignee)

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

1. Court requires bond \$276,000.
2. Deborrah Cannady, sole heir, assigned her interest for consideration to petitioner.
3. Petitioner was nominated by sole heir Deborrah Cannday.
4. Petition, section 8 is incomplete as to Deborrah Cannday's relationship to decedent. Need verified supplement.
5. ~Proposed Form Order: 1/20/17.

RECOMMENDATION:

Need to clear note 4. If approved, set future hearing for Accounting/Status Review on **08/16/18**. Any accounting to be filed 30 days in advance of review date. Note requirements of Local Rules 20.901 and 20.908.

(lh/lc/lh)

Superior Court of Calif, County of San Bernardino

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

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DATE: 06/08/17 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1700049

CASE NAME: MTR OF RICHARD S WALLER

HEARING:

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

COUNSEL:

JOANNE KNATCHER (PET)...LINDA J GLADSON  
RICHARD S WALLER (DEC)...

GENERAL INFORMATION:

**Continued from 03/23/17 for supplement filed 03/23/17 to be reviewed.**

THIS CASE IS SET FOR HEARING ON Petition for Probate, Letters Testamentary with Full Authority under IAEA by Joanne Knatcher (trustee/executor)

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

1. Will waives bond. Estimated net value of estate is \$289,530.00. JTD
2. ~Proposed form Order: 01/20/17

RECOMMENDATION:

RFA, Court's discretion re bond. If approved, set future hearing for Accounting/Status Review on **08/16/18**. Any accounting to be filed 30 days in advance of review date. Note requirements of Local Rules 20.901 and 20.908.

(lh)

Superior Court of Calif, County of San Bernardino

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

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DATE: 06/08/17 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1700307

CASE NAME: Rebecca Ayon

HEARING:

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

COUNSEL:

REBECCA AYON (DEC)...  
SANFORD M NEEDLE (PET)...RODRIGO LAW FIRM

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Letters of Administration with full  
authority under IAEA by Sanford M. Needle (brother-in-law/nominee)

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

1. Requested bond \$396,753. Appears sufficient.
2. ~Proposed form Order: 04/04/17

RECOMMENDATION:

RFA, Court's discretion re bond. If approved, set future hearing for Accounting/Status  
Review on **08/16/18**. Any accounting to be filed 30 days in advance. Note requirements of  
Local Rules 20.901 and 20.908.

(lh)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

**TRUTS AND MOTIONS**

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DATE: 06/08/17    TIME: 8:35    DEPT: S37P  
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CASE#: PRO PS1300488

CASE NAME: MARY LOU LIRA

HEARING:

Motion Re: TO CONSOLIDATE Filed by Petitioner MICHAEL C MADDUX

COUNSEL:

MARY LOU LIRA	(DEC)...
MICHAEL C MADDUX	(MICHAEL C MADDUX
PATRICIA A LAROH	(PET)...GATEWAY LEGAL GROUP, P.C
PATRICIA A LAROH	(PET)...J BENJAMIN SELTERS III
PRIMO S LIRA	(OBJ)...OLYMPIA LAW, P.C.
PRIMO S LIRA	(STEVEN S GOHARI
TOYOTA MOTOR CREDIT CORP	(SCOTT WELTMAN

***XREF: CIVDS1611047***

No notes – JTD

(LR)

Superior Court of Calif, County of San Bernardino

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

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DATE: 06/08/17 TIME: 8:35 DEPT: S37P  
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CASE#: PRO PS1700280

CASE NAME: FAMILY TRUST OF JOSEPHINE ROBINSON

HEARING:

Petition for FOR REMOVAL OF TRUSTEE, ACCOUNT, AND APPOINTMENT  
OF SUCCESSOR

COUNSEL:

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

Currently under review by legal research

(LR)

NOTICE:

1. Need 30 days' notice to respondent Dale Robinson, son/beneficiary/Successor Trustee and the remaining children Thomas Robinson, Samuel Robinson III and Estate of Steven Robinson. Steven Robinson's heirs do not appear to be listed.



CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

**CONSERVATORSHIP**

-----  
DATE: 06/08/17      TIME: 9:30      DEPT: S37P  
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CASE#: CON PS1600149

CASE NAME: MTR OF DOREEN BOTELHO

HEARING: Conservatorship Compliance Review Hearing on PETITION FOR  
CONSERVATORSHIP of ANTHONY BOTELHO

COUNSEL:

ANTHONY BOTELHO      (CPE)...PETER LAW GROUP  
DOREEN BOTELHO      (CEP)...CRAIG M PARKER  
DOREEN BOTELHO      (CPE)...PRO/PER

**XREF: CONPS1300121**

GENERAL INFORMATION

**Continued from 03/23/17 to clear probate notes.**

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. Anthony Bothelo, brother-in-law, appointed **temporary** conservator of the person and estate on 08/16/16, \$245,000 bond. Appointed general on 01/23/17. However, bond on file only states temporary. **Need bond indicating general Conservator.**
2. Need Letters issued.
3. Need Notification of Conservatee's rights per Pr.C.§1830(c).
4. Need Determination of Conservatee's Appropriate Level of Care form GC-355.
5. Need final Inventory & Appraisal per Pr.C.§2610.
6. Need proof of service of Inventory & Appraisal including Instructions for Objection per Pr.C.§2610.
7. 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.
8. Care Plan filed 03/22/17.

RECOMMENDATION

Need to clear notes 1-7.

(lc/lh)

Future Hearing: 08/22/17 *Accounting Review.*

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

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DATE: 06/08/17 TIME: 9:30 DEPT: S37P  
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CASE#: CON PS1700099

CASE NAME: Savannah Amber Kirk

HEARING: Petition for APPOINTMENT OF PROBATE CONSERVATOR OF THE PERSON (AMENDED)

COUNSEL:

EUGENE KIRK (PET)...PRO/PER  
MIRIANNE KIRK (PET)...PRO/PER  
SAVANNAH AMBER KIRK (CEP)...LENITA A SKORETZ

GENERAL INFORMATION

Ex Parte orders entered 03/29/17. Court orally amends petition for conservatorship of person only. Mirianne Kirk and Eugene Kirk appointed temporary conservators.

**Continued from 04/25/17.** Parties report they have filed an amended petition on 04/24/17 requesting appointment as conservator of the person only. Petitioners advised probate notes #4, 7 and 9 need to be cleared. Attorney Lenita A Skortez appointed for Savannah Amber Kirk. Continued to 06/27/17.

THIS CASE SET FOR HEARING ON **AMENDED** Petition for Appointment of Conservator person and estate by Mirianne and Eugene Kirk (parents)

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

1. Petitioners seek no bond, person only.
2. As proposed conservatee appears to be developmentally disabled and this is not a limited conservatorship, does court wish to require an optional IRC report per Pr.C. 1827.5(b)? JTD
3. Petitioners seek medical powers. **Medical Capacity Declaration filed 03/22/17.**
4. Petitioners request "other" orders related to powers, in sum: to access confidential records and papers, to give or withhold medical consent, control right to contract. [Amended petition, 04/24/17, LF pg10] JTD.
5. **Need report from Counsel Lenita A Skortez.**
6. **Amended petition filed 04/24/17 appears to be a supplement requesting appointment of person only, medical powers, and clarifying proposed conservatee's status as disabled. Does court wish to deem current amended petition as a supplement? If not, see notes 7 and 8 regarding notice on amended petition.**

7. **Return of Citation with proof of personal service filed 04/25/17. However, need return of Citation with proof of personal service reflecting hearing date of amended petition.**
8. **Notice of Hearing with proof of service filed 04/24/17. However, need Notice of Hearing and Proof of Service of amended petition.**
9. **Certificates of Completion of the Conservatorship Training Class filed 04/24/17.**
10. **Court Investigator report filed.**
11. ~Proposed Form Order: 03/22/17

#### RECOMMENDATION

Need to clear notes 5-8. If approved, set hearing for Compliance Review for **01/11/18** for the filing of the required documents and hearing re Accounting Review for **08/16/18**. Any accounting to be filed 30 days in advance.

(lh/nb/lh)

#### **Future Hearing:**

**06/27/17 Petition for appointment of conservator**

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

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DATE: 06/08/17 TIME: 9:30 DEPT: S37P  
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CASE#: CON PS1700149

CASE NAME: MTR OF DOROTHY BARBA

HEARING:  
Petition for Appointment of Conservator

COUNSEL:  
DOROTHY BARBA (CTP)...  
MARLENA BARBA (CP )...MCCLELLAN & WILSON

#### GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Appointment of Conservator person only by Marlena Barba (mother)

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

1. Petitioner seeks medical powers. Capacity Declaration filed 04/24/17.
2. As proposed conservatee is developmentally disabled and this is not a petition for Limited Conservatorship, Court may wish to appoint counsel and require report for proposed conservatee per Pr.C. §1470. JTD
3. As proposed conservatee is developmentally disabled and this is not a petition for Limited Conservatorship, an IRC report is optional per Pr.C. 1827.5(b). Does court wish to require? JTD
4. Need Court Investigator report.
5. Need Certificate of Completion of the Conservatorship Training Class.
6. Notice of Hearing and proof of service filed 05/04/17; however, the Proof of Service does not indicate a copy of petition was not served with notice. Need same.
7. ~Proposed Form Order: 04/24/17

#### RECOMMENDATION

Need to clear notes 4-6. If approved, set hearing for Compliance Review for **01/11/18** for the filing of the following: proof of service of Order with Notification of Conservatee's rights per Pr.C.§1830(c); Level of Care and Care Plan per Pr.C.§2352.5  
(lh)

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

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DATE: 06/08/17 TIME: 9:30 DEPT: S37P  
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CASE#: RC RS00270

CASE NAME: JOSE A CARMONA GARCIA

HEARING: Petition for SUCCESSOR CONSERVATORSHIP OF THE PERSON

COUNSEL:

DIANE D HARKISON	(CE )...M DANIEL SAYLOR
DIANE D HARKISON	(CPE)...M DANIEL SAYLOR
DONNASUE SMITH ORTIZ	(CP )...PRO/PER
DONNASUE SMITH ORTIZ	(PET)...DONNASUE ORTIZ
JOSE A CARMONA GARCIA	(CEE)...DONNASUE ORTIZ
JOSE A CARMONA GARCIA	(CEP)...DONNASUE ORTIZ
JOSE S CARMONA GARCIA	(CEP)...
KIRK HOFFMAN	(PET)...M DANIEL SAYLOR
LOURDES SANCHEZ	(PET)...PRO/PER
VIRGINIA VASQUEZ PEREZ	(PCR)... DAVID GARRETT

**CCP170.6 filed as to CYNTHIA A LUDVIGSEN3**

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Petition for Successor Conservator, **Estate only**, by Kirk Hoffman, licensed professional fiduciary

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

1. Virginia Vasquez Perez was appointed Conservator of the person and estate on 08/11/00. Diane Harkison, a licensed professional fiduciary, was subsequently appointed successor conservator of the estate only on 09/12/06. There is currently no vacancy for successor Conservator of the estate. Need to file petition for removal per Pr. C. §2651, or Conservator to sign resignation per Pr. C. §2660.
2. Nomination by Diane Harkison (successor conservator of estate) filed 04/19/17. Does court wish to deem nomination as a resignation of conservator Harkison?
3. Nomination by Virginia Vasquez Perez (conservator of person/spouse) attached to petition [petition, 04/19/17, LFpg12].
4. Requested bond \$300,000. Appears sufficient.
5. Need Court Investigator Report.
6. ~Proposed form Order: 04/19/17

RECOMMENDATION

No vacancy as of review. Need to clear notes 1 and 5.

If approved, court may wish to advance final accounting review hearing date as to ***Diane Harkison to 09/07/17***. Set future hearing for Accounting/Status Review on **08/16/18** as to ***Kirk Hoffman***. Any accounting to be filed 30 days in advance of review date. Note requirements of Local Rules 20.901 and 20.908.

(lh)

**Future Hearing: 08/29/18 Accounting Review.**

Superior Court of Calif, County of San Bernardino

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CIVPRO

Rancho District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

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DATE: 06/08/17      TIME: 9:30      DEPT: S37P  
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CASE#: RC RS00441

***Vacated***

CASE NAME: ADAM TAN NGUYEN

HEARING:

Conservatorship Investigator Review re: CI BIENNIAL REVIEW DUE

COUNSEL:

ADAM TAN NGUYEN

(PCE)...MAUREEN MURATORE

VICKIE NGUYEN

(PET)...

Superior Court of Calif, County of San Bernardino

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San Bernardino Superior Court

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

-----  
DATE: 06/08/17    TIME: 9:30    DEPT: S37P  
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CASE#: SG    SS3997

CASE NAME: IN THE MATTER OF PATSY JANE RYAN

HEARING:

Accounting Review

COUNSEL:

LAWRENCE A DEAN II

(CPE)...HORSPOOL & H ORSPOOL

LAWRENCE A DEAN III

(PET)...J. DAVID HORSPOOL

MELODIE Z SCOTT

(PRO/PER

PATSY JANE RYAN

(CEP)...

PATSY JANE RYAN

(INC)...

GENERAL INFORMATION:

Continued from **6/8/16 and 07/27/16.**

**Continued from 03/27/17 at request of counsel to file accounting. Petition for instructions regarding VA benefits and federal payee versus conservator may be filed.**

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. 14<sup>th</sup> Account Current of Lawrence Dean approved 6/3/15.
2. Need 15<sup>th</sup> Account beginning with 01/01/15.

RECOMMENDATION:

Inquire status.

(sa/lc/lh)