



Second/Final Check

Superior Court of California
County of San Bernardino
Probate Department

Probate Notes for Calendar Date: 06/14/18

The notes on the following pages were updated approximately three court days prior to the hearing to reflect newly-filed documents. Documents filed now after that update typically will not be reviewed except on the date of hearing at the judge's discretion.

Destruction of Filed Documents:

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

Contacting the Probate Examiners:

Probate Examiners' email address: ProbateNotes@sb-court.org

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

05/11-06/11lc

Superior Court of Calif, County of San Bernardino

Page: 1

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

PROBATE

DATE: 06/14/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1400492

CASE NAME: The Jack Whitey Clair Revocable Trust

HEARING:

Readiness Calendar

COUNSEL:

HEIDI ELFSTROM

(PET)...GREEN BRYANT & FRENCH

HOLLY N WOOD

(PET)...PRO/PER

HOLLY WOOD

(OBJ)...STEVEN REIN

JACKIE NUTTING

(PET)...GREEN BRYANT & FRENCH

THE JACK WHITEY CLAIR REVOCABL

(TRU)...

WESLEY CLAIR

(PET)...GREEN BRYANT & FRENCH

Readiness - -No notes – JTD *

(lc)

Future Hearing:

07/23/18 Court Trial

07/24/18 Court Trial

07/25/18 Court Trial

07/26/18 Court Trial

072718 Court Trial

Superior Court of Calif, County of San Bernardino

Page: 2

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

DATE: 06/14/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1501011

CASE NAME: LUPE G. FLIN

SEE ALSO 3

HEARING:

Hearing Re: CONTROL DATE FOR SETTLEMENT AGREEMENT

COUNSEL:

CARMEN HERNANDEZ	(OBJ)...GILBERT M GUTIERREZ
GARY S WARD	(PET)...FRIDLEY LAW FIRM
LUPE G FLIN	(DEC)...
SHARLEEN MALDONADO-WARD	(PET)...MICHAEL C MADDUX

GENERAL INFORMATION

Taken off calendar on 04/30/18 as report was filed.

THIS CASE SET FOR HEARING ON Control Date for Settlement Agreement.

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

1. Matter set at 02/26/18 Trial when a full agreement was reached by parties.
2. Control date will go off calendar upon signature of settlement.

RECOMMENDATION

See next matter.

(cs/lc)

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

DATE: 06/14/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1501011

CASE NAME: LUPE G. FLIN

SEE ALSO 2

HEARING:

Probate status report filed.

COUNSEL:

CARMEN HERNANDEZ

GARY S WARD

LUPE G FLIN

SHARLEEN MALDONADO-WARD

(OBJ)...GILBERT M GUTIERREZ

(PET)...FRIDLEY LAW FIRM

(DEC)...

(PET)...MICHAEL C MADDUX

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Status Report.

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

1. Gary Ward, grandson, has **not yet** been appointed as administrator.
2. Report states that Gary Ward will file a final accounting in order to terminate estate; however, it does not appear that Gary is special or general administrator. It is unclear if Mr. Ward will be filing a request for dismissal or seeking letters of administration be issued at this time.
3. Petition is not verified by Gary Ward per Pr.C.§ 1021. **Need** same.
4. Settlement agreement attached to report; however, signature for Sharleen Maldonado-Ward appears to be blank [LFpg16]. **Court to inquire.**
5. No proposed order. Submit after hearing.

RECOMMENDATION

Need to clear note 3.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 4

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

DATE: 06/14/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1600562

CASE NAME: MTR OF EDWARD GABRIEL LAMANNA

HEARING:

Petition for Final Distribution on Waiver of Account and Report
of MARTIN RUIZ and Petition for allowance of fees filed.

COUNSEL:

EDWARD GABRIEL LAMANNA (DEC)...
MARTIN RUIZ (PET)...PRO/PER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Final Account, Distribution and Petition for
Allowance of Fees by Martin Ruiz, friend.

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

1. Assets on hand real property valued at \$140,000.
2. Executor is sole beneficiary of will, waives accounting and statutory compensation.
3. ~Proposed Order: 04/17/18.

RECOMMENDATION

RFA. If approved, set hearing on the filing of receipts and final discharge for **06/20/19**.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 5

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

DATE: 06/14/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1700111

CASE NAME: MTR OF MAURO LUIS QUINONES

HEARING:

Accounting Review by ***

COUNSEL:

MAURO LUIS QUINONES (DEC)...
ROSANNE WEATHERS (PET)...PRO/PER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review/Status.

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

1. Letters of Administration issued to by Rosanne Weathers, daughter, on 04/06/17; full authority, no bond.
2. Final Inventory and Appraisal filed 10/13/17.
3. **Need** accounting or status report.

RECOMMENDATION

Inquire status of accounting.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 6

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

DATE: 06/14/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1701263

CASE NAME: ESTATE OF ALISON JANE CALDOW

HEARING:

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

COUNSEL:

ALISON JANE CALDOW (DEC)...
ANN VAN GILS (PET)...USHER LAW GROUP, PC

GENERAL INFORMATION

Continued from 01/18/18. Courtney Writer indicated that her firm was recently retained and that an objection would be filed. Court cleared publication.

Continued from 03/08/18. Objections must be in writing, complete and served by 05/10/18.

THIS CASE SET FOR HEARING ON Petition for Probate, Letters Testamentary with Full Authority under IAEA Ann Van Gils, friend.

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

1. Will waives bond. Net estate value is \$223,000. Proposed executor is resident of UK. Court for good cause could require bond per Pr.C. § 8571.
2. No objections at time of review.
3. ~Proposed form order: 12/18/17.

RECOMMENDATION

Court's discretion. If approved, set Accounting/Status Review for **08/22/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 7

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

DATE: 06/14/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1800403

CASE NAME: Victor Franco

HEARING:

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

COUNSEL:

LUIS RAMIREZ (PET)...JAMES B CHURCH
VICTOR FRANCO (DEC)...

GENERAL INFORMATION

Letters of special administration issued 05/03/18 in order to appear in unlawful detainer case. Helio Isas **to file competing petition by 05/31/18.**

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by Luis Ramirez, spouse

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

1. Petitioner seeks funds from sale be placed into blocked account in lieu of bond. Net estate value is \$199,500 in real property. **JTD**
2. **Need** notice of related case UDFS1801855.
3. ~Proposed Form Order: 04/26/18.

RECOMMENDATION

RFA subject to note 2, Court's discretion re blocked account. If approved, set Accounting/Status Review for **08/22/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

Future Hearing: 06/28/18 Hearing re: Status conference

Superior Court of Calif, County of San Bernardino

Page: 8

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

DATE: 06/14/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1800410

CASE NAME: MTR OF LAURENCE SOARES

HEARING:

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

COUNSEL:

LAURENCE SOARES (DEC)...
TIMOTHY L SOARES (PET)...PRO/PER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with **Limited** authority under IAEA by Timothy Soares, son.

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

1. All heirs waive bond. Net estate value is \$550,000 of which \$100,000 is personal property. However, petitioner is an Arizona resident and court has discretion to require bond per Pr.C. §8571. **JTD**
2. **Need** Notice to Petition to Administer Estate and proof of service.
3. ~Proposed Form Order: 04/27/18

RECOMMENDATION

RFA subject to note 2, Court's discretion re bond. If approved, set Accounting/Status Review for **08/22/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 9

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

DATE: 06/14/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1800431

CASE NAME: Mtr of Nancy Margaret Miller

HEARING:

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

COUNSEL:

NANCY MARGARET MILLER (DEC)...
TINA SENTENO (PET)...LISA J FRISELLA

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by Tina Senteno, CLPF/nominee.

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

1. Petitioner is nominated by son David.
2. Petitioner seeks bond of \$220,000; posted on 05/18/18.
3. **Need** proof of publication.
4. **Need** verified supplement indicating if all grandchildren listed are issue of predeceased daughter Kathy.
5. ~Proposed form order: 05/18/18.

RECOMMENDATION

Need to clear notes 3-4. If approved, set Accounting/Status Review for **08/22/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

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

DATE: 06/14/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1800433

CASE NAME: Marlene C Roelle

HEARING:

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

COUNSEL:

CAROL J SALTON (PET)...JAMES L HEYWOOD AND ASSOCIATES
MARLENE C ROELLE (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full
authority under IAEA by Carol Salton, sister.

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

1. Petitioner seeks bond of \$315,000. Ok.
2. **Need** Notice to Petition to Administer Estate and proof of service.
3. **Need** proof of publication.
4. ~Proposed Form Order: 05/04/18.

RECOMMENDATION

Need to clear notes 2-3, \$315,000 bond. If approved, set Accounting/Status Review for
08/22/19. Any accounting to be filed 30 days in advance local rule 20-901. Note
requirements of local rule 20-908.

(lc)

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

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

DATE: 06/14/18 TIME: 8:35 DEPT: S35P

CASE#: PRO PS1800022

CASE NAME: Rodney Steven Hair

HEARING:

Petition for determination that PP & RP be found to belong to the estate & that title to property be transfrd

COUNSEL:

JAMIE BROWN

(OBJ)...DAVID D JONES

RODNEY STEVEN HAIR

(DEC)...

WILLIAM EDWARD BAUM

(PET)...VOORHEES & RATZLAFF LAW

Currently under review by legal research.

Need notice of hearing and proof of **personal service** to Jaime and Danny Brown; proof of mailed service for Bill Baum and Chris Hair [if survived decedent]

Due diligence filed for Marla Gonzales on 03/16/18. **JTD**

Probate Code section 851 was amended [eff. Jan. 1, 2018] and contains a **new subdivision (c)** which requires the Notice of Hearing to include:

- (1) a description of the property, and for real property mandates the notice state the street address or, if none, a description of the property's location and assessor's parcel number;
- (2) a description of relief sought pursuant to Section 859 if applicable; and
- (3) a statement advising any interested person that he or she may file a response.

Petitioner or counsel may request a continuance to correct the Notice deficiency.

(lc)

Future Hearing: 06/04/19 *Accounting Review*.

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT **CONSERVATORSHIP**

DATE: 06/14/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1100183

CASE NAME: ANTONIA RODRIGUEZ

HEARING: Second and final Account and Report of ANTONIA RODRIGUEZ and Petition for allowance of fees filed.

COUNSEL:

ANTONIA RODRIGUEZ	(CEP)...JENNIFER M DANIEL
SANDRA CROWELL	(CE)...JENNIFER M DANIEL
SANDRA CROWELL	(CP)...PRO/PER
SANDRA I CROWELL	(CPE)...PRO/PER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON 2nd and Final Account and Request for Transfer of Assets in Lieu of compensation by Sandra Crowell, daughter.

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

1. 1st account approved as submitted on 04/15/15. Conservatee passed away on 03/07/18.
2. Assets on hand \$19,371.57 [LFp6] of which \$4,500 is vehicle. However, discrepancy within accounting. See other notes.
3. Accounting period 08/13/14 – 03/27/18. **Need** separate accountings for pre-death and post-death per Pr. C. § 2620(b).
4. Conservator seeks transfer of 03 Ford Taurus in exchange for compensation. **JTD**
5. Summary of accounting and schedules are not on mandatory judicial council forms GC-400/SUM et seq. **Need** same.
6. Summary of account in report cash assets \$5.15 [LFp3] on hand does not match assets on hand \$14,871.57 [LFp6]. **Need** corrected summary of account.
7. **Need** signed verification from Luz Bonilla, Aura Sanchez, Ramona Aria, for services she performed, the date of service and a receipt for payment per local rule 20-1406(c).
8. **Need all** financial statements per Pr. C. § 2620(c). Bank statement provided does not match cash assets.
9. **Need** verification per Pr.C. § 1021.
10. Disbursements indicate petty cash of \$1,000 per month on average, plus ATM withdrawals etc. [LFpg10-12] Court may wish to require detailed itemization. **JTD**
11. Proposed Order: 04/26/18 however, notes need proper accounting period, assets on hand and 3 lines of content above judge's signature per local rule 20-614(d).

RECOMMENDATION

Need corrected accounting, notes 3, 5-9. If approved, set hearing on the filing of receipts and final discharge for **06/20/19**.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 13

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

DATE: 06/14/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1400303

CASE NAME: NATALIA E. MIRANDA ORTIZ

HEARING:

Accounting Review by ***

COUNSEL:

JOHNA J. HAMMOND	(PET)...	SCOTT J SHELDON
JOHNA L. HAMMOND	(CPE)...	PRO/PER
NATALIA E. MIRANDA ORTIZ	(CEP)...	
SCOTT J. SHELDON	(PET)...	SCOTT J SHELDON

Pr.C. § 2628 waiver sent to department for signature with second check. Clerk's office to set next accounting review 05/04/20.

(lc)

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

DATE: 06/14/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1600230
CASE NAME: MARIA SOCORRO CEBALLOS

HEARING: First Account and Report of ARTURO CEBALLOS and Petition for allowance of fees filed.

COUNSEL:

ARTURO CEBALLOS (CPE)...JOHN P HOWLAND
MARIA SOCORRO CEBALLOS (CEP)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON 1st Account Current and Petition for Allowance of Fees by Arturo Ceballos, son.

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

1. Accounting period 04/07/17 – 04/30/18. Accounting should begin at date of appointment [03/21/17]; however, letters did not issue until 04/07/17. **JTD**
2. Assets on hand \$85,350 of which \$1,346 is cash.
3. Conservator waives compensation.
4. Counsel will file supplement re fees.
5. Conservatee owned 50% interest in Nevada property with her son Luis. The property was ordered sold 04/11/18 for \$168,000 [50% \$84,000] under Nevada case number G-18-019318-A [LFpg55-57]. **Court to inquire** if net proceeds of sale were ever received. See next note as there is no bond and court order funds to be placed into blocked account.
6. **Need** receipt and acknowledgment for Money in Blocked Account MC-356.
7. **Need** actual detailed itemization of disbursements in Schedule C.
8. **Need** financial statements per Pr. C. § 2620(c), including statement prior to appointment Pr.C. § 2620(c)(2).
9. **Need** notice of hearing and proof of service.
10. Final Inventory and Appraisal filed however, indicates only **a portion** of assets in section 3 and statement of bond section is incomplete.
 - a. **Need** bank statement.
 - b. **Need actual** final Inventory and Appraisal.
 - c. **Need** bond section completed.
11. No proposed order. Submit after hearing.

RECOMMENDATION

Need to clear notes 6-10. If approved, set hearing on the next accounting review for **07/18/19** (if one year) or **07/16/20** (if two years). Accounting to be filed 30 days in advance.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 15

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

MISC.

DATE: 06/14/18 TIME: 1:30 DEPT: S35P

CASE#: PRO PS1600381

CASE NAME: MATTER OF STOUT TRUST

HEARING:

Hearing Re: COURT TRIAL (FOURTH DAY)

COUNSEL:

KEVIN STUOT

(PET)...GUAY P WILSON

KEVIN STUOT

(TEE)...GUAY P WILSON

KRAIG STOUT

(PET)...FULLERTON LEMANN SCHAEFER & DO

STOUT TRUST

(TRU)...

Trial – No notes – JTD *

(lc)

Future Hearing:

06/15/18 *Court Trial*

Superior Court of Calif, County of San Bernardino

Page: 1

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH **Readiness Calendar**

DATE: 06/14/18 TIME: 8:29 DEPT: S36P

CASE#: PRO PS1701276

CASE NAME: ESTATE OF RICHARD BRISCOE

Vacated

SEE ALSO 2, 3, 4

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

COUNSEL:

JUSTIN BRISCOE	(PET)...DEBORAH S WHITE
RICHARD BRISCOE	(DEC)...
TAKISHA BROWN	(PET)...CARMEN QUALLS & ASSOCIATES
YOLANDA BRISCOE	(PET)...CARMEN QUALLS & ASSOCIATES

Takisha Brown appointed administrator on 05/30/18.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 2

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

DATE: 06/14/18 TIME: 8:29 DEPT: S36P

CASE#: PRO PS1701276

CASE NAME: ESTATE OF RICHARD BRISCOE

Vacated

SEE ALSO 1, 3, 4

HEARING:

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

COUNSEL:

JUSTIN BRISCOE	(PET)...DEBORAH S WHITE
RICHARD BRISCOE	(DEC)...
TAKISHA BROWN	(PET)...CARMEN QUALLS & ASSOCIATES
YOLANDA BRISCOE	(PET)...CARMEN QUALLS & ASSOCIATES

Takisha Brown appointed administrator on 05/30/18.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 3

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

DATE: 06/14/18 TIME: 8:29 DEPT: S36P

CASE#: PRO PS1701276

CASE NAME: ESTATE OF RICHARD BRISCOE

Vacated

SEE ALSO 1, 2, 4

HEARING:

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

COUNSEL:

JUSTIN BRISCOE	(PET)...DEBORAH S WHITE
RICHARD BRISCOE	(DEC)...
TAKISHA BROWN	(PET)...CARMEN QUALLS & ASSOCIATES
YOLANDA BRISCOE	(PET)...CARMEN QUALLS & ASSOCIATES

Takisha Brown appointed administrator on 05/30/18.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 4

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

DATE: 06/14/18 TIME: 8:29 DEPT: S36P

CASE#: PRO PS1701276

CASE NAME: ESTATE OF RICHARD BRISCOE

Vacated

SEE ALSO 1, 2, 3

HEARING:
Readiness Calendar

COUNSEL:

JUSTIN BRISCOE	(PET)...DEBORAH S WHITE
RICHARD BRISCOE	(DEC)...
TAKISHA BROWN	(PET)...CARMEN QUALLS & ASSOCIATES
YOLANDA BRISCOE	(PET)...CARMEN QUALLS & ASSOCIATES

Takisha Brown appointed administrator on 05/30/18.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 5

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

DATE: 06/14/18 TIME: 8:30 DEPT: S36P

CASE#: CIV DS1614969

CASE NAME: ARCINIEGA-V-RAMIREZ

HEARING: f/s
Hearing Re: OSC status of settlement/1st installment payment

COUNSEL:

DEBRA JEANNE RAMIREZ (DEF)...LAW OFFICES OF JOHN SETLICH
VIRGINIA TAPIA ARCINIEGA (PLA)...TETLEY LAW OFFICES

GENERAL INFORMATION

Continued from 04/05/18. Mitchell Roth made special appearance. Attorney Tetley has been ill and there is an issue re the settlement.

THIS CASE SET FOR HEARING ON OSC status of settlement/1st installment payment.

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

1. Matter set on 01/18/18 when settlement was reached. Settlement to be submitted and signed off by Virginia Arciniega.
2. Report filed by GAL Mitchell Roth on 03/27/18.
3. **Need** settlement.

RECOMMENDATION

Inquire status of settlement.

(lc)

CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH **PROBATE**

DATE: 06/14/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1300718

CASE NAME: David Lee Patterson
HEARING: Accounting Review by ***

COUNSEL:

ARROWHEAD CREDIT UNION	(PET)...KNAPP, PETERSEN & CLARKE
AUDELLA PATTERSON	(APP)...PRO/PER
AUDELLA PATTERSON	(OBJ)...PRO/PER
AUDELLA PATTERSON	(PET)...PRO/PER
AUDELLA PATTERSON	(PLA)...PRO/PER
DAVID EUGENE MURRAY	()...
DAVID LEE PATTERSON	(DEC)...
DAVINA PATTERSON	(PET)...HEWELL LAW FIRM
ESTATE OF DAVID L PATTERSON	()...
GARY E MURRAY	()...
MERCEDES MURRAY	(PET)...MITCHELL I ROTH
MONICA MURRAY	(AMY YORK GARRETT
MONICA MURRAY	(PET)...MITCHELL I ROTH
TRUST OF DAVID L PATTERSON	()...

XREF: CIVRS1400249 (Mercedes Murray-v-Davina Michelle Patterson)

GENERAL INFORMATION
Continued from 11/02/17.

THIS CASE SET FOR HEARING ON Accounting review/Status.

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

1. Letters Testamentary issued to Mercedes and Monica Murray, nieces, on 12/21/16; full authority \$20,000 bond.
2. Previous status report approved on 03/30/17.
3. **Need** accounting or status report.
4. **NOTE:** Exparte petitions for GAL filed 06/07/18. Nothing granted at time of review.

RECOMMENDATION

Inquire status of accounting.
(lc)

Superior Court of Calif, County of San Bernardino

Page: 7

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

DATE: 06/14/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1500015

Vacated

CASE NAME: MARVIN MARKS

HEARING:
Hearing re Final Discharge

COUNSEL:
JACQUELINE LINCOLN (PET)...THOMAS M ALEXANDER
MARVIN MARKS (DEC)...

Final Discharge approved/filed 05/15/18.

(lc)

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

DATE: 06/14/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600365

CASE NAME: MTR OF CORNELIUS HOLLY

HEARING:

Petition for ORDR ALLOWING PURCHASE OF ESTATE PROPERTY BY
ADMINISTRATOR

COUNSEL:

JUANA HOLLY	(PET)...JAMES L HEYWOOD AND
CORNELIUS HOLLY	(DEC)...
SURETEC INSURANCE CO MPANY	(TP)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition to Allow Administrator to Purchase Property Pr.C. § 9883 by Juana Holly, former spouse/mother of minors.

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

1. Administrator Juana seeks to purchase the decedent's residence. Juana has reportedly resided in the property, with decedent's 3 minor children Neil 14, Faith 9 and Ivy 5, and paid the mortgage and expenses. Administrator seeks to purchase the real property for \$175,000; the value in which Inventory and Appraisal states at date of death on 03/08/16. Does court wish to require reappraisal for sale? **JTD**
2. Pr.C. § 9881 requires consent of heirs; however, they are minors. Administrator seeks appointed of GAL.
3. **Need** notice of hearing and proof of service for eldest minor Neil 14.
4. No proposed order. Submit after hearing.

RECOMMENDATION

Need notice and appointment of GAL.

(lc)

Future hearing dates: 06/15/18 Accounting review.

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

DATE: 06/14/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600654

CASE NAME: MTR OF JULIA A VALDEZ

HEARING:

Probate status report filed.

COUNSEL:

JULIA A VALDEZ (DEC)..
MARIE ANNETTE LORENZEN (PET)...PRO/PER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Status Report.

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

1. Letters Testamentary issued to Marie Lorenzen, daughter, on 02/23/17; full authority no bond.
2. Executor seeks an additional year to close the estate in order to liquidate the real properties.
3. **Need** notice of hearing and proof of service per Pr. C. § 12201(b) advising the recipients of the right to petition for an account.
4. No proposed order. Submit after hearing.

RECOMMENDATION

Need notice. If approved, set Accounting/Status Review for **06/20/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.
(lc)

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

DATE: 06/14/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600656

CASE NAME: MTR OF CYNTHIA MARIE THOMAS-WILLIAMSON

HEARING:

Probate status report filed.

COUNSEL:

CYNTHIA MARIE THOMAS-WILLIAMSON (DEC)...
DELMAR THOMAS (PET)...HOLSTROM BLOCK & PARKE

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 Delmar Thomas, son, on 0/23/16, full authority no bond.
2. Administrator seeks an additional 4 months to close the estate in order to pay outstanding creditors.
3. No proposed order. Submit after hearing.

RECOMMENDATION

Court's discretion. If approved, set Accounting/Status Review for **11/29/18** Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 11

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

DATE: 06/14/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600746

CASE NAME: DOLORES B BULLARD

HEARING:

Accounting Review by ***

COUNSEL:

DIANA RENEE MINTERS (PET)...THOMAS M ALEXANDER
DOLORES B BULLARD (DEC)...

XREF: PROPS1700113 (*The Dolores B Bullard trust, dated September 6, 2006*)

GENERAL INFORMATION

Continued from 04/05/18. Counsel to file a petition to terminate proceedings.

THIS CASE SET FOR HEARING ON Accounting review/Status.

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

1. Letters Testamentary issued to Diana Minters, daughter, on 02/15/17; full authority, no bond.
2. **Need** final Inventory and Appraisal.
3. **Need** accounting/status report or Pr.C. § 12251 petition.

RECOMMENDATION

Need to clear notes 2-3.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 12

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

DATE: 06/14/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700055

CASE NAME: Grace Marie Palomera

HEARING:

Accounting Review by ***

COUNSEL:

GRACE MARIE PALOMERA (DEC)...
GREGORY PALOMERA (PET)...CHRIS SCARCELLA

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review/Status.

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

1. Letters of Administration issued to Gregory Palomera, brother, on 04/06/17; full authority, no bond.
2. **Need** final Inventory and Appraisal.
3. **Need** accounting or status report.

RECOMMENDATION

Need to clear notes 2-3.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 13

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

DATE: 06/14/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700255

CASE NAME: MTR OF JOHNP LOPEZ REVOCABLE TRUST

HEARING:

Hearing Re: Compliance of Settlement Terms

COUNSEL:

ALBERT JOSEPH LOPEZ	(PET)...LAYNE A BARTHOLOMEW
JOHN P LOPEZ REVOCABLE LIVING T	(TRU)...
SUSAN BRAVO	(OBJ)...DIANA J CARLONI

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Compliance of Settlement Terms

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

1. Matter set at 01/17/18 hearing re Petition to Determine Title to Trust Property where parties reached an agreement for petition filed by Albert Lopez, brother/successor Trustee.
2. **Need** written settlement.

RECOMMENDATION

Inquire status of settlement.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 14

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

DATE: 06/14/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1800435

CASE NAME: John Enoyoze Obanor

HEARING:

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

COUNSEL:

JOHN ENOYOZE OBANOR (DEC)...
UWAIFO OBANOR (PET)...DONALD E FAUBUS

GENERAL INFORMATION

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

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

1. Petitioner seeks bond of \$462,500. Ok.
2. Spouse Juliana appears to have higher priority; competing petition filed 05/17/18.
3. ~Proposed Form Order: 05/04/18.

RECOMMENDATION

Competing petition filed; trail 06/18/18 hearing. If approved, set Accounting/Status Review for **08/22/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

Future hearing dates: Petition for Letters of Administration by Juliana Obanor

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

DATE: 06/14/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1800436

CASE NAME: DOROTHY ROBERTS

HEARING:

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

COUNSEL:

DARRYL ROBERTS (PET)...RANDAL P HANNAH
DOROTHY ROBERTS (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for **Ancillary** Letters of Administration with full authority under IAEA by Daryl Roberts, son.

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

1. Petitioner is co-administrator in Nevada proceeding and is nominated by decedent's spouse/co-administrator, Lamont.
2. All heirs waive bond. However, as petitioner is a **non-resident** court has discretion to require bond per Pr.C. §8571.
3. **Need** Notice to Petition to Administer Estate and proof of service.
4. **Need** proof of publication.
5. No proposed order submitted.

RECOMMENDATION

Need to clear notes 3-4, Court's discretion re bond. If approved, set Accounting/Status Review for **08/22/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

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

DATE: 06/14/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1800464

CASE NAME: JOSEPHA LEVERETTE

HEARING:

Petition to determine succession to Real Property

COUNSEL:

JOSEPHA LEVERETTE (DEC)...
STEVEN WAYNE LEVERETTE (PET)...PRICE LAW FIRM, APC

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition to Determine Succession to Real Property by Steven Leverette, son.

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

1. Petitioner, Steven, seeks 100% interest in decedent's 50% interest in real property per terms of holographic will.
2. Section 15 does not list other two siblings named in will; however, attachment 14 appears to include them.
3. ~Proposed Form Order: 05/11/18.

RECOMMENDATION

RFA.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 17

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

DATE: 06/14/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1800465

CASE NAME: DANIEL PIPES

HEARING:

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

COUNSEL:

MARK POLAREK (PET)... JOHN G. WUR
DANIEL PIPES (DEC)...

GENERAL INFORMATION

Letters of Special administration issued on 05/17/18.

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full
authority under IAEA by Mark Polarek, friend.

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

1. Petitioner is nominated by mother and brother of decedent.
2. All heirs waive bond; however, **Need** mandatory judicial council forms DE-142/DE-111(a-3d). Net estate value is \$172,000 of which \$2,000 is personal property. **JTD**
3. **Need** proof of publication.
4. Section 3(h) is incomplete as to resident. **Court to clarify** the petitioner is permanent US resident.
5. ~Proposed Form Order: 05/10/18.

RECOMMENDATION

Need to clear notes 2-3, Court's discretion re bond. If approved, set Accounting/Status Review for **08/22/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH **TRUSTS AND MOTIONS**

DATE: 06/14/18 TIME: 8:35 DEPT: S36P

CASE#: TRU PS1800105

CASE NAME: THE RAYMOND D. JEFFERY & MARGARET M. JEFFERY ETC

HEARING:

Petition for Order confirming Successor Trsutees and Trust
Assets etc

COUNSEL:

BARBARA A. BIDEAUX

RONALD D. JEFFERY

THE RAYMOND D. JEFFERY & MARGA

SAWKINS AND ALBERT, A.P.L.C.

(STE)...SAWKINS AND ALBERT

(TRU)...

Currently under review by legal research. /// start here

Proof of service filed; however, **need actual** notice of hearing and proof of service to Shirley White.

Probate Code section 851 was amended [eff. Jan. 1, 2018] and contains a new subdivision (c) which requires the Notice of Hearing to include:

- (1) a description of the property, and for real property mandates the notice state the street address or, if none, a description of the property's location and assessor's parcel number;
- (2) a description of relief sought pursuant to Section 859 if applicable; and
- (3) a statement advising any interested person that he or she may file a response.

The Notice of Hearing filed does not comply with one of more of these mandatory requirements.

Petitioner or counsel may request a continuance to correct the Notice deficiency.

(lc)

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH **CONSERVATORSHIP**

DATE: 06/14/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1300160

CASE NAME: Louise Evelyn Garde

HEARING: Sixth and final report of conservator on waiver of Account and Report of NEIL GARDE and Petition for allowance of fees filed.

COUNSEL:

GILBERT M GUTIERREZ	(PET)...
JENNIFER M. DANIEL	(PET)...JENNIFER DANIEL
LOUISE EVELYN GARDE	(CEP)...JENNIFER M DANIEL
MELODIE Z SCOTT	(CPE)...J. DAVID HORSPOOL
NEIL GARDE	(CPE)...KEVIN A MCKENZIE

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON 6th and Final Report, Waiver of Account and petition for Allowance of Fees by Neil Garde, son.

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

1. Assets on hand \$3,682,066.04 of which \$387,773.73 is cash.
2. Conservatee passed away on 06/18/17.
3. Conservator is sole **heir** and **residual** beneficiary of conservatee's will, less \$100,000 in specific bequests, and seeks to waive accounting. There does not appear to be any express authority for a waiver; however, court may allow if waiver is also executed by beneficiary of Conservator's estate [CEB § 21.59A]. Does court wish to require waivers from the parties receiving specific bequests? **JTD**
4. Conservator seeks to transfer assets to himself as executor of estate **PROPS1700756. Court to cross reference cases.**
5. Counsel seeks fees of \$9,746 for 54.86 hours at \$100/300 per hour for attorney and paralegal services.
6. Conservator seeks reimbursement of costs totaling \$465.
7. No proposed order. Submit after hearing.

RECOMMENDATION

Court's discretion re note 3. If approved, set hearing on the filing of receipts and final discharge for **06/20/19**.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 20

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

DATE: 06/14/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1600045

CASE NAME: DAVID ROBERT REYES

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of OLGA BURROLA

COUNSEL:

DAVID ROBERT REYES (CTP)...EDWARD B FISCHEL
OLGA BURROLA (CP)...PRO/PER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. Olga Burrola, mother appointed conservator of the person only on 11/09/17.
2. Notification of Conservatee's rights filed 12/06/17.
3. Determination of Conservatee's Appropriate Level of Care form GC-355 and Care Plan filed 12/06/17.
4. Court to see 2/06/18 Court Investigator memo.

RECOMMENDATION

None.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 21

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

DATE: 06/14/18 TIME: 9:30 DEPT: S36P

CASE#: SC SS02136

CASE NAME: MTR OF MICHAEL LYNN MC NABB

HEARING:

Accounting Review by ***

COUNSEL:

JEFFREY C. MC NABB	(CPE)...JAY OBERHOLTZER
MARSHA M. BUCK	(CPE)...JAY OBERHOLTZER
MICHAEL LYNN MC NABB	(CEP)...MARK J. FLORY
MICHAEL MCNABB	(CEP)...

GENERAL INFORMATION

Continued from **05/04/17, 07/06/17, 08/24/17, 10/19/17, 12/07/17 and 03/08/18.**

THIS CASE SET FOR HEARING ON Accounting review.

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

1. 8th Account of Jeffrey McNabb and Marsha Buck, siblings, approved on 08/04/16.
2. **Need** 9th Account beginning with 03/01/16.

RECOMMENDATION

Inquire status of accounting.

(lc/cs/lc)

Future hearing dates: 06/20/18 Petition for Attorney's Fees by Mark Flory

CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY **Readiness Calendar**

DATE: 06/14/18 TIME: 8:29 DEPT: S37P

CASE#: PRO PS1700079

CASE NAME: ***MF MTR OF JAMES ODELL ROBINSON***

SEE ALSO 2, 3

HEARING: Hearing Re: PTN FOR LTRS OF ADMINISTRATION (EVELYN ROBINSON)

COUNSEL:

EVELYN L ROBINSON	(PET)...PRO/PER
EVELYN L. ROBINSON	(CHRISTOPHER B JOHNSON
GERALDINE SIMMONS	(OBJ)...MARA C ALLARD
JAMES ODELL ROBINSON	(DEC)...
KATHY ROBINSON	(PET)...GAUDY LAW, INC

XREF: PROPS1700759 (*Lily Mae Robinson*)

GENERAL INFORMATION

Continued from 04/05/17. Case Consolidated with PROPS17000150; PROPS1700079 master file. Copy of will to be filed by any party. Mr. Smith advised court that Lily Mae Robinson was never divorced from decedent. Kathy and Evelyn Robinson deny that is the case and are advised to file divorce decree. Bond of \$165,000 will be ordered.

Continued from 06/07/17. Petitioner confirmed this petition to be withdrawn. Petition by Kathy Robinson dismissed. Amended petition to be served on all parties. If objections are the same as to the original petition, objector to file a declaration stating they are the same. If they are different, new objections to be filed.

Continued from 08/30/17 and 10/11/17 (no appearances).

Continued from 12/12/17. Oral reports given by counsel (both sides)

Continued from 03/06/18. Trial requested.

THIS CASE SET FOR HEARING ON

- Petition 1- **Amended** Petition [filed 03/28/17] for Letters of Administration with full authority under IAEA by Evelyn & Kathy Robinson, daughter.
- Petition 2 - Petition for Letters of Administration with full authority under IAEA by Geraldine Simmons, alleged daughter, for Sam Hlavaty.

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

Petitioner 1 - Evelyn Robinson daughter

1. Petitioners seeks bond of \$200,000. Ok.
2. Consents to appointment filed by 5 heirs on 06/09/17.

3. **Objections filed by Geraldine Simmons, alleged daughter on 03/24/17.**
4. **Kathy Robinson withdraws and revokes request to be co-petitioner and nominates Evelyn Robinson filed on 06/02/17.**
5. Amended proposed form order not submitted.

Petitioner 2 – Geraldine Simmons, alleged daughter, for Sam Hlavaty

PROPS1700150

6. Petitioners seek bond of \$320,000. Ok.
7. Petitioner Hlavaty is nominated by Lily Robinson, Cecelia Banks and Karen Abrames.
8. Proof of publication reflects 06/15/17 hearing [which was original date, which court vacated and reset]. It appears re-publication would not be required per Pr.C. § 1205. JTD
9. Petition indicates 2 unknown children. **Need** due diligence. **Supp. (02/22/18)** alleges per Pr. C. §§6401(b)(3), 6402, Decedent's separate property passes 1/3rd to the estate of his wife Lily Mae Robinson and the balance passes equally to Decedents children thorough his estate. Petition indicates Geraldine Simmons was informed that Decedent had 2 unknown children and does not know their names of locations.
10. **Objections filed by Evelyn Robinson, daughter, on 03/05/18.**
11. ~Proposed Form Order: 03/20/17

RECOMMENDATION

Need to clear note 9; matter is contested. If approved, set Accounting/Status Review for **08/22/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

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

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

DATE: 06/14/18 TIME: 8:29 DEPT: S37P

CASE#: PRO PS1700079

CASE NAME: ***MF MTR OF JAMES ODELL ROBINSON***

SEE ALSO 1, 3

HEARING: Spousal Property Petition hearing.

COUNSEL:

EVELYN L ROBINSON	(PET)...PRO/PER
EVELYN L. ROBINSON	(CHRISTOPHER B JOHNSON
GERALDINE SIMMONS	(OBJ)...MARA C ALLARD
JAMES ODELL ROBINSON	(DEC)...
KATHY ROBINSON	(PET)...GAUDY LAW, INC

XREF: PROPS1700759 (*Lily Mae Robinson*)

GENERAL INFORMATION:

Continued from **10/24/17**. Notice to be given by Mr. Johnson.

Continued from 12/12/17 for counsel to file a supplement with deeds attached.

Continued from 03/06/18.

THIS CASE IS SET FOR HEARING ON Spousal Property Petition by Petitioner, Geraldine Simmons (daughter), proposed Personal Representative of spouse, Lily Mae Robinson.

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

1. Petitioner requests confirmation of property passing to the surviving spouse as community property. Specifically, six parcels of improved and unimproved real properties in San Bernardino County. Petition indicates parties were married on 11/14/56 but does not set forth facts sufficient to establish a community property interest in the California real properties. **Supp. (02/22/18) states Decedent acquired real property as his separate property, after he left Lilly Mae, and pursuant to Pr. C. §§6401(b)(3), 6402, the separate property passes 1/3rd to the estate of his wife Lily Mae Robinson and the balance passes equally to Decedents children thorough his estate. Petition indicates Geraldine Simmons was informed that Decedent had 2 unknown children and does not know their names of locations.**
2. Need copies of vesting documents as directed by Court on 12/12/17. **Copies of Deeds affixed to supplement filed on 02/22/18.**
3. **Objection filed by Evelyn Robinson, daughter, on 03/05/18.**
4. No proposed order. Submit Order after Hearing.

RECOMMENDATION:
Matter is contested.
(nb)

Superior Court of Calif, County of San Bernardino

Page: 3

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

DATE: 06/14/18 TIME: 8:29 DEPT: S37P

CASE#: PRO PS1700079

CASE NAME: ***MF MTR OF JAMES ODELL ROBINSON***

SEE ALSO 1, 2

HEARING:
Readiness Calendar

COUNSEL:

EVELYN L ROBINSON	(PET)...PRO/PER
EVELYN L. ROBINSON	(CHRISTOPHER B JOHNSON
GERALDINE SIMMONS	(OBJ)...MARA C ALLARD
JAMES ODELL ROBINSON	(DEC)...
KATHY ROBINSON	(PET)...GAUDY LAW, INC

XREF: PROPS1700759 (*Lily Mae Robinson*)

Readiness – No notes – JTD

(lc)

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

DATE: 06/14/18 TIME: 8:30 DEPT: S37P

CASE#: GAR SS1500518
CASE NAME: JESSE DELGADILLO
HEARING: Probate status report filed.

COUNSEL:

JESSE DELGADILLO (MIN)...MARK J. FLORY
OLIVIA ACUNA DE VASQUEZ (PET)...FRED HANASSAB

GENERAL INFORMATION

Accounting review hearing held 09/06/17. Matter continued to 10/04/17.

Continued from 10/04/17 at request of attorney. Worker's Comp still pending/bankruptcy has been filed. Notice to be given by Mr. Hanassab.

Continued from 01/10/18. *Interpreter* Need supplement re bankruptcy and workers compensation claim. Counsel to personally appear.

Continued from 03/22/18. *Interpreter*. Request to terminate guardianship of estate may be filed. Matter trailing PROPS1501098.

THIS CASE IS SET FOR HEARING ON Status Report

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

1. Olivia Acuna de Vasquez, paternal aunt, appointed guardian of person and estate on 09/13/16, no bond.
2. Status reports per Pr.C.§ 12201 [probate administration] are not accepted in guardianship or conservatorship matters. An accounting must be filed; however, assets have not yet been received in the estate. Court to see **PROPS1501098, father of minor. Court to cross reference cases.**
3. Report is not verified. **Need** verification per Pr.C.§ 1021. Alternatively, court to clarify on record.
4. Guardian alleges the only assets received are public benefits and social security benefits used for support and maintenance of minor.
 - a. Question status of worker's compensation case mentioned in minute order on 09/06/17? **Need** verified supplement.
5. Proof of service attached; however, **need** notice of hearing and proof of service.
6. No proposed Order submitted.

RECOMMENDATION

Need to clear notes 3-5. Set Accounting/Status Review for **08/22/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(/lc)

CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY **PROBATE**

DATE: 06/14/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS0900607
CASE NAME: ETHEL J GROSS
HEARING: AMENDED FIRST Account and Report of CHRISTOPHER R. O'LEARY
SR and Petition for allowance of fees filed.

COUNSEL:

CHRISTOPHER R. OLEARY SR	(PET)...DAVID L NAPLES
ETHEL . GROSS TRUST	(TRU)...
ETHEL J GROSS	(DEC)...
WILLIAM SEEFELDT	(PET)...DAVID HIERSEKORN
WILLIAM SEEFELDT	(PET)...PRO/PER

GENERAL INFORMATION

Continued from 04/06/17 and 06/22/17. Final Inventory and Appraisal to be filed. Bond premium to be paid by 4pm or letters will be suspended.

Continued from 09/07/17. Letter filed on 07/18/17 deemed as objections. Examiners to review current accounting once Special Administration accounting is filed. No new accounting filed at time of review.

Continued from 11/02/17 [order submitted 08/31/17 approved nunc pro tunc to 11/12/13] and 12/21/17. Mr. Naples to contact Mr. Seefeldt first week in January.
Continued from 03/22/18. Public Administrator relieved. Mr. Seefeldt to be noticed of all proceedings in this matter.

THIS CASE SET FOR HEARING ON **Amended [03/02/18]** First Account Current and Report by Christopher O'Leary Sr., friend.

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

1. Accounting period 03/13/13 – 02/28/18.
2. Assets on hand \$55,846.98; cash and claims to estate.
3. Estate is not ready to close due to delay in marshalling assets with the California Secretary of State and pending settlement/request for stay.
4. **Letter filed on 07/18/17 by William Seefeldt deemed as objections. Subsequent communication received 03/21/18 which appears to be objections. Need proof of service.**
5. **Need** notice of hearing and proof of service on mandatory judicial council form DE-120.

6. **NOTE:** A Request for Stay of Actions was filed by William Seefeldt on 08/28/17 seeking appointment of Public Administrator; not verified or noticed. It appears William is seeking removal; however, no actual petition for removal filed.
7. No proposed order. Submit after hearing.

RECOMMENDATION:

Need notice; matter is contested. If approved, set Accounting/Status Review for **05/16/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 6

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

DATE: 06/14/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1200290

Vacated

CASE NAME: JEREMIAH ARAGON SPECIAL NEEDS TRUST

HEARING:

Accounting Review by ***

COUNSEL:

WESTAMERICA BANK (PET)...RANDOLPH M SHARON
JEREMIA ARAGON SPECIAL NEEDS T (TRU)...

(lc)

Future hearing dates: 07/19/18 4th Account Current by Westamerica Bank

Superior Court of Calif, County of San Bernardino

Page: 7

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

DATE: 06/14/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1400279

CASE NAME: Kikuyo Richardson

HEARING:
Hearing re Final Discharge

COUNSEL:
KIKUYO RICHARDSON (DEC)...
KIM DAVIS (PET)...DAVID D WADE

GENERAL INFORMATION

Continued from 03/22/18. No appearance. Kim Davis ordered to appear.

THIS CASE SET FOR HEARING ON Final Discharge.

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

1. Final Distribution for Kim Davis, daughter, approved on 05/16/17.
2. All receipts filed.
3. **Need** Ex Parte Petition for Final Discharge and Order.

RECOMMENDATION

Inquire status of discharge order.
(lc)

Superior Court of Calif, County of San Bernardino

Page: 7A

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

DATE: 06/14/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1400577
CASE NAME: **MASTER FILE** REVEKKA ALVA
HEARING: Report Sale and Petition for Order Confirming Sale of Real Property.

COUNSEL:

JOHN D SALAS	(PET)...HORSPPOOL & HORSPPOOL
REVEKKA ALVA	(DEC)...
REVEKKA HERNANDEZ	(DEC)...

Purchaser is personal representative, John Salas, nephew. Court may wish to require consents per Pr.C. § 9881. See notice note.

Address	971 Florez Street, Colton 92324 APN 0163-251-02-0000
Appraised value	\$250,000.00 reappraisal for sale.
Sale price	\$225,000.00
First overbid	\$236,750.00
Deposit	\$25,000. Ok.
Commission	Sale appears to be without a broker. Court to inquire.
Additional bond	Petitioner states additional \$200,000 bond is sufficient.
Reason for sale	Debts and best interest of the interested persons.
Exposure to market	MLS (Multiple listing service), marketing and advertising.
Notice	Notice filed to nephews Mouses Salas, Leonardo Soto and Brother Miguel Hernandez. Original probate petition does not include these heirs and amended petition is missing relative's page/section 8; however, competing petition listed the aforementioned heirs.

(lc)

Future hearing dates: 08/28 Accounting review

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

Superior Court of Calif, County of San Bernardino

Page: 8

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

DATE: 06/14/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1501098

CASE NAME: GILBERTO ACUNA

SEE ALSO 9, 10

HEARING: Hearing Re: Probate Status Report

COUNSEL:

GILBERTO ACUNA (DEC)...HORSPPOOL & HORSPPOOL
OLIVIA ACUNA DE VASQUEZ (PET)...FRED HANASSA B

GENERAL INFORMATION

Continued from 03/22/18 and 03/26/18. Counsel reported that wrongful death action is being dismissed and worker's comp is being filed. Counsel Flory requests copy of Worker Comp Petition.

THIS CASE SET FOR HEARING ON [3rd] Status Report.

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

1. Notes reflect most recent status report filed 03/23/18 as appears to supersede all other reports.
2. Letters of administration issued to Olivia De Vasquez, sister, on 06/03/16, full authority no bond.
3. Administrator alleges that the estate is not ready to close as the wrongful death/minor's compromise has not yet been dismissed, yet defendant was allegedly discharged in Chapter 7 Bankruptcy. [Fresno 15CECG03738].
4. Petition for Worker's Compensation Claim has been filed and currently awaiting response.
5. **Need** notice of hearing and proof of service to David Horspool who requested special notice; Pr. C. § 12201(b).
6. Court to see **GARSS1500518, decedent's minor issue Court to cross reference cases.**
7. No proposed order. Submit after hearing.

RECOMMENDATION

Need notice. If approved, set Accounting/Status Review for **03/28/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 9

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

DATE: 06/14/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1501098

CASE NAME: GILBERTO ACUNA

SEE ALSO 8, 10

HEARING:

Probate status report filed.

COUNSEL:

GILBERTO ACUNA (DEC)...HORSPPOOL & HORSPPOOL
OLIVIA ACUNA DE VASQUEZ (PET)...FRED HANASSA B

See notes on matter 8.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 10

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

DATE: 06/14/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1501098

CASE NAME: GILBERTO ACUNA

SEE ALSO 8, 9

HEARING:

Probate status report filed.

COUNSEL:

GILBERTO ACUNA (DEC)...HORSPOOL & HORSPOOL
OLIVIA ACUNA DE VASQUEZ (PET)...FRED HANASSA B

See notes on matter 8.

(lc)

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

DATE: 06/14/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600737

CASE NAME: MTR OF MARILYN E JANOE

HEARING:

Accounting Review by ***

COUNSEL:

BRIAN SCOTT JANOE (PET)...DAMIAN G GARCIA
MARILYN E JANOE (DEC)...

GENERAL INFORMATION

Continued from 12/21/17. Property tax bill just received.

Continued from 03/22/18. No appearance. Brian Janoe ordered to appear.

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 Brian Janoe, son, on 10/13/16; full authority, no bond.
2. **Need** final Inventory and Appraisal.
3. **Need** accounting or status report.

RECOMMENDATION

Need to clear notes 2-3.

(lc)

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

DATE: 06/14/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600807

CASE NAME: MTR OF DENNIS M BROWN

HEARING:

Accounting Review by ***

COUNSEL:

DENNIS M BROWN (DEC)...
GARY BROWN (PET)...JEREMIAH RAXTER

GENERAL INFORMATION

Continued from 03/22/18 to file accounting.

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 Gary Brown, son, on 01/10/17; full authority, no bond.
2. Final Inventory and Appraisal filed 09/11/17.
 - a. **Need** bank statements to support cash per local rule 20-908. **Need** property tax certificate information re section 5.,
3. **Need** accounting or status report.

RECOMMENDATION

Need to clear notes 2-3.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 13

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

DATE: 06/14/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1601039

CASE NAME: MTR OF MARCELLA WASHINGTON TRUST

SEE ALSO 19, 20, 20A

HEARING:

Petition for Complaint against the Trustee for Breach of
fiduciary & Breach of Trust

COUNSEL:

BENNIE M. HILL	(PET)...PRO/PER
JEANNIE PORTER	(PET)...SUZANNE M GRAVES
JEANNIE PORTER	(TEE)...SUZANNE M GRAVES
THE MARCELLA WASHINGTON LIVING	(TRU)...

Currently under review by legal research.

Proof of service filed; however, **Need** 30 days' notice of hearing and proof of service.
Copy of trust not submitted as required per local rule Rule 20-1502.

(lc)

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

DATE: 06/14/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700087

CASE NAME: JOSEPH DALE ARCHAMBO

HEARING:

Accounting Review by ***

COUNSEL:

JOSEPH DALE ARCHAMBO (DEC)...
TIMOTHY DALE ARCHAMBO (PET)...PRO/PER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review/Status.

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

1. Letters of Administration issued to Timothy Archambo, son, on 04/06/17; full authority, no bond.
2. Final Inventory and Appraisal filed 08/17/17; however, real property **needs** to be appraised by probate referee.
3. **Need** accounting or status report.

RECOMMENDATION

Need to clear notes 2-3.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 15

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

DATE: 06/14/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700347

CASE NAME: PRESTON FLOYD STIFFLER

HEARING:

Petition for ORDER DETERMINING INTEREST IN PROPERTY AND
DIRECTING IN PROPERTY AND DIRECTING TRANSFER ETC

COUNSEL:

LAURIE CHISM (PET)...JAMES B CHURCH
PRESTON FLOYD STIFFLER (DEC)...

Currently under review by legal research.

Notice filed 03/26/18 appears to comply with amended Pr.C. § 851.

(lc)

Future Hearing: 09/06/18 *Accounting Review*.

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

DATE: 06/14/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700687
CASE NAME: ALI HALABIAN
HEARING: PETITION FOR FINAL DISTRIBUTION AND WAIVER OF Account and Report of BEHROUZ HALABIAN and Petition for allowance of fees filed.

COUNSEL:

ALI HALABIAN	(DEC)...
BEHROUZ HALABIAN	(ADM)...
BEHROUZ HALABIAN	(PET)...PRO/PER
FATEMEH ZAMANI	(PET)...PRO/PER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Final Distribution by Behrouz Halabian, brother.

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

1. Assets on hand \$917,000 vehicle, interest in Corporation and Trust property.
2. Administrator waives statutory compensation.
3. Administrator states that ½ interest in community property and 25% interest in corporation and late father's Trust.
 - a. Question why 100% interest in personal property and vehicle is stated in the Inventory and Appraisal if now it's community property, how was car titled? **Need** corrected Inventory to reflect 50% unless petitioner makes the community property election (next note).
 - b. An election must be filed within four months after the issuance of letters or within further time that the court may allow before entry of any order determining passing to surviving spouse Pr. C. § 13656. **Need** election per Pr. C. § 13502 if petitioner is electing to probate her half of the community.
 - c. Inventory and Appraisal includes **interest** in late father's trust. Question if distribution occurred into estate and was it per court order or by individual as Trustee? It appears the interest should not state **interest in trust**, but rather **distribution from trust** or the interest does not appear to be an estate asset, but rather a trust asset for Trustee to distribute. **Need** verified supplement.
 - d. Question how 25% interest in Corporation will be handled in distribution? Are there shareholders, does corporation allow distribution of shares through probate, are there corporate restrictions, is there a broker needed for

transaction to dispose of the stock in order to covert? **Need** verified supplement.

4. **Need** statement of compliance with Pr.C.§9202(b) re notice to the California Victim Compensation Board.
5. **Need** waiver of account by daughter Tina Halabian.
6. **Need** verification per Pr.C. § 1021.
7. **Need** statement regarding notice to Franchise Tax Board or proof of service of the same Pr. C. § 9202(c)(1).
8. **Need** notice of hearing and proof of service
9. **Need** statement re family or affiliate relationship between the fiduciary and any agent hired by the fiduciary. (Pr.C.§ 1064(a)(4)). Need verified supplement.
10. Proposed order submitted 06/07/18; however, notes and order appear to be incomplete.

RECOMMENDATION

Need to clear notes 3-9. If approved, set hearing on the filing of receipts and final discharge for **06/20/19**.

(lc)

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

DATE: 06/14/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1800157

CASE NAME: MTR OF ALBERTO TOVAR

HEARING:

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

COUNSEL:

AGUSTINA VEGA TOVAR (PET)...PRO/PER
ALBERTO TOVAR (DEC)...MITCHELL I ROTH

GENERAL INFORMATION

Continued from 03/22/18. Mitchell Roth appointed and shall attempt to locate minors.

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by Agustina Tovar, mother.

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

1. Decedent left 3 minor issue ages 8-16 and petitioner alleges she cannot locate them.
2. Notice to Petition to Administer Estate and proof of service filed 03/01/18; however, proof of service is not dated at signature. Original notice stated 2/21/18 mail date. **Amended notice filed 06/05/18** and proof of service states date of last hearing 3/22/18. Question how proof of service is signed 03/22, but notice mailed on 02/21? **JTD** if sufficient.
3. All heirs waive bond; however, **need** bond waivers for custodian/guardian of minors and eldest minor Jennifer 16. Net estate value is \$137,222.57 in real property. Court for good cause could require bond per Pr.C. § 8481(b).
4. **Need** report of counsel Roth.
5. ~Proposed Form Order: 02/20/18.

RECOMMENDATION

Need to clear notes 3-4, Court's discretion re bond & note 2. If approved, set Accounting/Status Review for **08/22/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

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

DATE: 06/14/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1800418

CASE NAME: Maryellen Carpenter

HEARING:

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

COUNSEL:

DAVID CARPENTER (PET)...RODRIGO LAW FIRM
MARYELLEN CARPENTER (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full
authority under IAEA by David Carpenter, spouse.

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

1. Petitioner seeks no bond as the purpose of the administration is pending wrongful
death case. \$0 current assets. Court for good cause could require bond per Pr.C. §
8481(b).
2. ~Proposed Form Order: 05/01/18.

RECOMMENDATION

RFA, Court's discretion re bond. If approved, set Accounting/Status Review for **08/22/19**.
Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of
local rule 20-908.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 19

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

TRUSTS AND MOTIONS

DATE: 06/14/18 TIME: 8:35 DEPT: S37P

CASE#: PRO PS1601039

CASE NAME: MTR OF MARCELLA WASHINGTON TRUST

SEE ALSO 13, 20, 20A

HEARING:

Petition for TO COMPEL FOR PRELIMINARY DISTRIBUTE FUNDS FROM
LIVING TRUST

COUNSEL:

BENNIE M. HILL

(PET)...PRO/PER

JEANNIE PORTER

(PET)...SUZANNE M GRAVES

JEANNIE PORTER

(TEE)...SUZANNE M GRAVES

THE MARCELLA WASHINGTON LIVING (TRU)...

Currently under review by Legal Research.

(LR)

Notice given.

(nb/lh)

Superior Court of Calif, County of San Bernardino

Page: 20

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

DATE: 06/14/18 TIME: 8:35 DEPT: S37P

CASE#: PRO PS1601039

CASE NAME: MTR OF MARCELLA WASHINGTON TRUST

SEE ALSO 13, 19, 20A

HEARING:

First and Final Account and Report of JEANNIE PORTER and
Petition for allowance of fees filed.

COUNSEL:

BENNIE M. HILL	(PET)...PRO/PER
JEANNIE PORTER	(PET)...SUZANNE M GRAVES
JEANNIE PORTER	(TEE)...SUZANNE M GRAVES
THE MARCELLA WASHINGTON LIVING	(TRU)...

Waiver of Court Fees and Costs filed by BENNIE HILL is GRANTED
TOTAL FEES WAIVED TO DATE: \$1365

GENERAL INFORMATION:

Continued from 02/28/18 at request of Counsel to clear probate notes. Notice to be given by Ms. Ireland.

Continued from 05/03/18. No compensation for Jeannie Porter as trustee. Jeannie to reimburse trust \$3,873.74 for co-mingling, \$5,390.05 for reimbursement of distribution and \$5,000 for distribution to a person who is not a beneficiary for a total of \$14,263.79.

THIS CASE IS SET FOR HEARING ON First and Final Account and Report of Trustee and Petition for Attorney's Fees, Reimbursement of Funds and Final Distribution, by Jeannie Porter, Trustee

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

1. Accounting period: 04/28/16 to 09/30/17
2. Assets on hand: \$100,583.80, cash and remaining \$1,500 in vacant land.
 - a. Accounting does not balance and is off by \$3,873.74. Petitioner ordered to reimburse Trust.
3. Attorney seeks compensation of \$16,000; Itemized in supplement filed 04/27/18.
4. Petitioner seeks reasonable compensation of \$4,084.68 calculated at 1% of trust assets annually. Itemized. [Acct, 11/09/17, LFpg147]. **JTD**

5. Declaration filed by Trustee indicating she will repay the \$14,263.79 by deducting from her distribution. If distribution is less, she will make \$250 monthly payments.
6. Petitioner reimbursed herself \$9,709.19 for administrative costs from proceeds of sale of real property. Petitioner has *some* receipts, statements and invoices to support a portion of costs totaling \$4,319.14 but does not appear to have proof of remaining \$5,390.05 in reimbursements. Trustee proposes to repay Trust \$5,390.05 by deducting amount from her distributive share, and seeks Court approval of paid reimbursements and repayment. **Itemized. [Acct, 11/09/17, LFpg102-103]. JTD**
7. Petitioner made 'preliminary distributions' to beneficiaries: Jeannie Porter for \$29,540; Ronald Hill for \$7,200; Bennie M Hill for \$7,200; Tippie Torres \$3,000; and Philena Quillopo \$3,000; Tanya G. Washington for \$1,606.28. Itemized.
8. Payments were also made to Evan Peoples (nephew of Trustee) for \$3,000 and Keya Causy (cousin of Trustee) for \$5,000; however, these appear to be expenses—not distributive share as they are not beneficiaries.
 - a. Distribution to Keya Causey (decendent's granddaughter) was for partial reimbursement of funeral expenses.
 - i. **Supp filed 03/09/18**; petitioner alleges the funeral costs advanced total \$561. However, trustee paid Keya a total of \$5,000 to reward her for the generous care given to decedent prior to her death. Petitioner/trustee deducted the \$5,000 from her distributive share. Revised proposed distribution attached at LFpg28. **JTD**
 - b. Distribution to Evan Peoples was for 180 hours of work he performed to repair Rosamond and Mojave and prepare for sale totaling \$3,000. **Supp 03/09/18 itemization attached at LFpg24-26.**
9. Petitioner requests reserve of \$25,000 for remaining Trust liabilities detailed in Schedule G. [Acct, 11/09/17, LFpg140]. **JTD**
10. **Objection to Trustee Compensation and Attorney Fees by Bennie Hill filed 01/22/18.**
11. **Response to Objection of Bennie Hill filed by Jeannie M Porter on 02/07/18.**
12. **Objection to False Statement by Bennie Hill filed 02/16/18.**
13. **Response to Object to False Statement filed by Jeannie M. Porter on 02/16/18.**
14. *Note: a Complaint against the Trustee for Breach of Fiduciary Duty was filed 04/02/18 by Bennie Hill; however, it has not been set for hearing. Require separate petition to be filed and noticed hearing set. Clerk's office notified 04/18/18.*
15. ~Proposed Order: 12/12/17

RECOMMENDATION:

Matter is contested. Court's discretion. If approved, court to set hearing on filing of receipts and final discharge to include informal account re reserves for **06/19/19**.

(lh)

Superior Court of Calif, County of San Bernardino

Page: 20A

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 06/14/18 TIME: 8:35 DEPT: S37P

CASE#: PRO PS1601039

CASE NAME: MTR OF MARCELLA WASHINGTON TRUST

SEE ALSO 13, 19, 20

HEARING:

Petition for to become Successor Trustee of the Estate of
Marcella Washington

COUNSEL:

BENNIE M. HILL	(PET)...PRO/PER
JEANNIE PORTER	(PET)...SUZANNE M GRAVES
JEANNIE PORTER	(TEE)...SUZANNE M GRAVES
THE MARCELLA WASHINGTON LIVING	(TRU)...

Currently under review by legal research.

Proof of service filed; however, **Need** 30 days' notice of hearing and proof of service.
Copy of trust not submitted as required per local rule Rule 20-1502.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 21

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

DATE: 06/14/18 TIME: 8:35 DEPT: S37P

CASE#: TRU PS1800097

CASE NAME: Paul M Berube Revocable Trust dated 02/09/2004

HEARING:

Petition for to appoint successor trustee of the Paul M Berube
Revocable Trust dated 02/09/2004

COUNSEL:

MARIE CELINE COLE (PET)...ELDER LAW CENTER, P.C.
PAUL M BERUBE REVOCABLE TRUST (TRU)...

Currently under review by legal research.

30 days' notice filed on 05/04/18.

(lc)

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

CONSERVATORSHIP

DATE: 06/14/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1100265

CASE NAME: KATIE M GREEN

HEARING:

Fourth Account and Report of CHRISTINA ERICKSON-TAUBE and
Petition for allowance of fees filed.

COUNSEL:

CHRISTINA ERICKSON-TAUBE	(PET)...SHERRI L KASTILAHN
KATIE M GREEN	(CEP)...MITCHELL I ROTH
KELLIE N BOCANEGRA	(OBJ)...BANKS GARCIA & JANIS
MARLA M GREEN	(CPE)...PRO/PER

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON 4thAccount Current and Petition for Fees by
Successor Trustee, Christina Erickson-Taube, PPF.

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

1. Accounting period 03/01/17 – 02/28/18.
2. Assets on Hand \$106,675.11 in cash.
3. Current bond of \$125,000 Appears sufficient.
4. Trustee seeks fees of \$3,620.20. Billed at different rates not exceeding \$125/hour. Itemized [LF pgs17-19]. JTD.
5. Attorney seeks fees of \$2,467.50. Billed at \$350/hour for 7.05 hours' attorney time. Itemized [LF pgs20-21]. JTD.
6. Disbursements indicate babysitting for Ashley Ranard \$625. Court to clarify who Ashley is [LFpg12].
7. ~Proposed Order: 05/03/18.

RECOMMENDATION:

Court's discretion re note 6. If approved, set hearing on the next accounting review for **05/16/19** (if one year) or **05/14/20** (if two years). Accounting to be filed 30 days in advance.

(lc)

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

DATE: 06/14/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1300347

CASE NAME: Kole Hildebrand

HEARING:

Accounting Review by ***

COUNSEL:

KOLE HILDEBRAND	(PCE)...PRO/PER
MICHAEL HILDEBRAND	(PET)...JENNIFER M DANIEL
TAMARA HILDEBRAND	(PCR)...JENNIFER M DANIEL

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review.

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

1. 2nd Account for Tamara & Michael Hildebrand, approved on 01/25/17.
2. **Need** 3rd Account beginning with 03/19/16.

RECOMMENDATION

Inquire status of accounting.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 24

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

DATE: 06/14/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1500227

CASE NAME: CASEY L ARIFIN

HEARING:

Hearing Re: CONFIRMATION OF TRANSFER

COUNSEL:

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

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Confirmation of transfer.

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

1. Calvin Lee & Susie Halim, father and paternal grandmother, appointed **limited** Conservators of person only on 09/28/15. Conservators now resides in Alhambra; Los Angeles County.
2. Matter ordered transferred on 02/15/18.
3. **Need** receipt and acknowledgment of transfer with new case number.

RECOMMENDATION

Inquire status of transfer.

(lc)

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

DATE: 06/14/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1800137
CASE NAME: Ramon Munoz Jr
HEARING: Petition for Appointment of Conservator

COUNSEL:

NATALIA MUNOZ (CP)...PRO/PER
RAMON MUNOZ Jr (CTP)...

GENERAL INFORMATION

Walter Moore appointed counsel on 05/14/18.

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

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

1. Petitioner seeks powers re habilitation, treatment, training, medical etc per Pr.C. § 2351. JTD
2. Petitioner seeks civil rights not be limited without court order. JTD
3. Petitioner seeks medical powers. Capacity Declaration filed 05/29/18; however, section 7b is not initialed by physician. **Need** completed form.
4. Proposed conservatee is developmentally disabled. **Need** report of Counsel Moore.
5. Proposed conservatee is developmentally disabled. **Need** IRC report.
6. **Need** Certificate of Completion of the Conservatorship Training Class.
7. **Need** notice of hearing and proof of service including 30 days' notice to IRC per Pr.C. § 1822(e).
8. Certificate of Completion of the Conservatorship Training Class filed 05/28/18.
9. Citation returned served.
10. Court Investigator report filed 06/08/18.
11. ~Proposed Form Order: 05/03/18.

RECOMMENDATION

Need to clear notes 3-7. If approved, set hearing for Compliance Review for **01/17/19** for the filing of the following: proof of service of Order with Notification of Conservatee's rights per Pr.C. §1830(c); Level of Care and Care Plan per Pr.C. §2352.5.
(lc)

Superior Court of Calif, County of San Bernardino

Page: 26

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

MISC

DATE: 06/14/18 TIME: 1:30 DEPT: S37P

CASE#: CON PS1400238

CASE NAME: Randall Alton Gonzales

SEE ALSO 27, 28

HEARING:

Hearing Re: DEFAULT PROVEUP/PTN FOR GOOD FAITH SETTLEMENT

COUNSEL:

JP MORGAN CHASE BANK, N.A. ()...
RANDALL ALTON GONZALES (CEP)...SHEASBY AND ASSOCIATES
RANDALL ALTON GONZALES (PET)...WALTER T. MOORE
TERI SUE GONZALES (CPE)...
TERI SUI MCKINNEY (RES)...

Currently under review by legal research.

(LR)

(lc)

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

DATE: 06/14/18 TIME: 1:30 DEPT: S37P

CASE#: CON PS1400238

CASE NAME: Randall Alton Gonzales

SEE ALSO 26, 28

HEARING: Accounting Review by ***

COUNSEL:

JP MORGAN CHASE BANK, N.A. ()...
RANDALL ALTON GONZALES (CEP)...SHEASBY AND ASSOCIATES
RANDALL ALTON GONZALES (PET)...WALTER T. MOORE
TERI SUE GONZALES . (CPE)...
TERI SUI MCKINNEY (RES)...

Request for Waiver of Court Fees and Costs filed by TERI SUE GONZALES . is GRANTED

GENERAL INFORMATION:

Continued from **04/04/16, 06/03/16 and 06/14/16**. Conservator's counsel is subbing out as an accounting has not yet been filed. Court ordered additional bond of \$10,500 for SNT. All funds in SNT to be frozen. Accounting re SNT to be filed by 07/22/16.

Continued from **08/22/16**. No appearance. **Matter referred to Public Guardian**. Citation issued to Teri Sue Gonzales

Continued from **09/26/16**. The Court orders Teri Gonzales suspended as conservator. The Court orders Diana Boley to be physically present at next hearing. The Court cites Teri Sue Gonzales to be present at next hearing. Notice by Judicial Assistant

Continued from **12/19/16**. Due to prior failure to appear and file accountings in this matter, Teri Sue Gonzales is hereby suspended as conservator of the person and estate of Randall Alton Gonzales. She is also suspended as the trustee of the special needs trust for Randall Alton Gonzales. Counsel, for conservator, objects to the suspension. Shashauna Szczechowicz will notify all banks of the suspension of Teri Sue Gonzales. Court appoints the public guardian as conservator of the estate only. It is further noted by the court that a bond is not required in this matter as there is already a bond in place for the Special Needs Trust. Citation issued as to Teri Sue Gonzales.

Continued from **03/27/17**. Counsel report all funds are missing. The \$75,000 from the blocked account and the \$45,000 from the interest bearing account. Counsel for the surety confirms that although the bond premium has not been paid the surety is still liable. Public guardian is to have their 850 petition filed by 7/17/17. TERI SUE GONZALES is cited to appear (this is the third time) at next hearing, should she not appear a bench warrant will issue. Citation issued to : Teri Sue Gonzalez.

Continued from **07/17/17**. Court questions the validity of the Order placing funds in blocked account. Once petition for surcharge is filed, the surety company will not object and pay the amount of the surcharge upon receipt of the order. The surety company is to

be given notice of any and all upcoming hearings. The Public Guardian filed an ex parte petition requesting appointment of Matthew Sheasby as Guardian Ad Litem. Court appoints Matthew Sheasby as Guardian Ad Litem for Randall Alton Gonzales. Continued from **10/02/17** at request of counsel. Notice to be given by Matthew Sheasby. Continued from **10/10/17** at request of counsel for JP Morgan to respond to law suit. Continued from **12/11/17** Mr. Sheasby gives oral report to Court. He reports an 850 petition has been filed. He further reports a settlement has been reached with JP Morgan Chase and a petition for good faith settlement will filed. Matter continued for conservator to be served by publication. Mr. Moore reports his client has no objection to getting money from Chase, but does not want his sister to be penalized. Continued from 03/05/18 to trail other hearing set/settlement may be waiver of accounting. **Continued from 04/19/18. Counsel Carey-Wilson and Moore made an appearance at 1:30 as they were not included in the stip.**

THIS CASE SET FOR HEARING ON Accounting Review re SNT/conservatorship.

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

1. Teri Sue McKinley appointed conservator of person and estate on 10/02/14, no bond.
2. SNT established on 05/29/15 appointing Teri Sue McKinley Trustee \$50,000 bond, with additional \$10,500 ordered 07/18/16 which does not appear to be posted.
3. 1st waiver of account for conservatorship granted 06/09/15 for period ending 03/30/15.
4. Notice of Non-Payment of Bond premium filed 03/14/17.
5. **Need** accounting for SNT.
6. **Need** Second Account/waiver for Conservatorship.
7. **Need** notice to bond company.
8. Due Diligence filed 12/27/17 as to Teri Sue Gonzales as citation was not served.
9. Notice of Death of, former attorney Diana Boley for Conservator/Trustee, filed 10/27/16.
10. Suretec Insurance Company's Report of Subpoena to Chase Bank re SNT Account filed 03/22/17.
11. Declaration filed by Counsel Sheasby in support of publication filed re Conservator Teri Sue McKinley.

RECOMMENDATION:

Inquire status of accountings and notice.

(/lc/nb/lh/nb/cs/lc)

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

DATE: 06/14/18 TIME: 1:30 DEPT: S37P

CASE#: CON PS1400238

CASE NAME: Randall Alton Gonzales

SEE ALSO 26, 27

HEARING:

Petition for an order approving settlement of PrC 850 etc

COUNSEL:

JP MORGAN CHASE BANK, N.A. ()...
RANDALL ALTON GONZALES (CEP)...SHEASBY AND ASSOCIATES
RANDALL ALTON GONZALES (PET)...WALTER T. MOORE
TERI SUE GONZALES (CPE)...
TERI SUI MCKINNEY (RES)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Order Approving Settlement.

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

1. Proposed order re settlement submitted 05/17/18. Proposed order may be under review by legal research.

RECOMMENDATION

Court's discretion.

(lc)