



Second/Final Check

Superior Court of California
County of San Bernardino
Probate Department

Probate Notes for Calendar Date: 07/25/17

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

Destruction of Filed Documents:

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

Contacting the Probate Examiners:

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

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

07/06/17(ww)
0711nb/0720

Superior Court of Calif, County of San Bernardino

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

DATE: 07/25/17 TIME: 8:30 DEPT: S35P

CASE#: CON PS1600162

CASE NAME: JORDAAN MICHAEL CLARKE

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of SARI LOPEZ

COUNSEL:

JORDAAN MICHAEL CLARKE (CEE)...MITCHELL I ROTH
SARI LOPEZ (CP)...SUSAN A KATZEN

XREF: PROPS1600162

GENERAL INFORMATION

Continued from 05/30/17

THIS CASE IS SET FOR HEARING ON Compliance Review

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

1. Sari Lopez, mother, appointed Conservator of the person only.
2. Determination of Conservatee's Appropriate Level of filed on 01/31/17.
3. Notice of Conservatee's Rights with Proof of Service filed on 05/23/17.
4. Care Plan in accord with Pr. C. §2352.5 filed on 06/26/17.
5. Court may wish to coordinate PROPS1601031 as it deals with the conservatee's special needs trust.

RECOMMENDATION

None. Court's discretion re note 5.

(lh/ww)

Future hearing dates: 08/21/17 Petition for Attorney's Fees

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT **PROBATE**

DATE: 07/25/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1100632

CASE NAME: ESTATE OF HENRY MARTIN YANCEY

HEARING:

Accounting Review

COUNSEL:

BRYAN C HARTNELL	(HARTNELL LAW GROUP
CATHERINA GUTIERREZ	(PET)...PRO/PER
ESTHER YANCEY	(OBJ)...PRO/PER
ESTHER YANCEY	(PET)...PRO/PER
HENRY MARTIN YANCEY	(DEC)...
YOLANDA SANDOVAL	(PRO/PER

GENERAL INFORMATION

Continued from 01/27/16, 03/24/16, 05/31/15, 08/16/16 and 11/01/16 at request of administrator.

Continued from **02/7/17**. Court is informed all creditor claims have been withdrawn.

Hearing continued to prepare final accounting.

Continued from 05/02/17 and 06/06/17.

THIS CASE IS SET FOR HEARING ON Accounting/Status Review

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

1. Letters of Administration issued to Catherina Gutierrez, sister, on 5/16/13, no bond.
2. Last status report approved 4/15/15.
3. Need an accounting or status report.

RECOMMENDATION:

Inquire status.

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

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

DATE: 07/25/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1400893

CASE NAME: Ronald G Reykdal

SEE ALSO 4

HEARING:

REPORT ON WAIVER OF ACCOUNTING Account and Report of RICHARD REYKDAL and Petition for allowance of fees filed.

COUNSEL:

DARYL REYKDAL	(PET)...PRO/PER
RICHARD REYKDAL	(PET)...PRO/PER
RICHARD REYKDAL	(PET)...WILLIAM M NASSAR & ASSOCIATES
RONALD G REYKDAL	(DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Final Distribution upon Waiver of Account and for Fees by Co-Administrators, Richard and Daryl Reykdal ["Petitioners"].

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

1. All heirs waive accounting.
2. Accounting period 03/13/14 to 01/11/17.
3. Assets on Hand \$5,255.59 in cash
4. Petitioners waive statutory compensation.
5. Attorney requests a flat fee of \$3,500.
6. Need conformed copy of supplemental inventory and appraisal referenced at LF, p. 15 in the amount of \$633.41.
7. Need copy of bank/financial statements to support date of death balances per Local Rule 20-908.
8. Need statement regarding notice to Franchise Tax Board or notice per Pr. C. § 9202(c)(1).
9. Petitioner has distributed estate without prior Court approval before obtaining the services of counsel. Acknowledgment of Final Distributions and Receipts filed.
10. Petitioner requests ratification, confirmation and approval of the acts and transactions of the petitioner as administrator.
11. ~Proposed Order 05/02/17

RECOMMENDATION:

Need to clear notes 6-8 then Court's discretion. If approved, set next hearing for receipts and final discharge for **07/31/18**.

(nb)

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

DATE: 07/25/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1400893

CASE NAME: Ronald G Reykdal

SEE ALSO 3

HEARING:

FINAL Account and Report of RICHARD REYKDAL and Petition for allowance of fees filed.

COUNSEL:

DARYL REYKDAL	(PET)...PRO/PER
RICHARD REYKDAL	(PET)...PRO/PER
RICHARD REYKDAL	(PET)...WILLIAM M NASSAR & ASSOCIATES
RONALD G REYKDAL	(DEC)...

GENERAL INFORMATION

Continued from 5/18/16, 11/02/16 and 02/15/17. The Court admonishes Richard Reykdal that if the probate notes are not cleared by the next hearing date, the Court may consider removing the current administrators and refer this matter to the Public Administrator for possible appointment of successor administrator.

THIS CASE SET FOR HEARING ON Final Account.

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

1. All heirs waive accounting; however, need waiver of accounting with supporting report Pr.C.§1060 et. seq. Petitioner to also see local rule requirements.
2. Supplement with Summary of Account filed 02/06/17.
3. Final Inventory and Appraisal, filed 02/02/17 showing estate value of \$242,713.98.
4. It appears that petitioner may have made preliminary distributions **without court authority**. A personal representative may only preliminary distribute personal property per Pr.C. § 10520., if it is pecuniary per **terms of a will** under \$10,000 and/or personal property under \$50,000. Court to clarify as there was no will. – JTD
5. Notice to CDHS and FTB filed 10/27/14. Need allegation re: Victim Restitution Board.
6. Department of Health Services claim of \$68,470.33 appears to have been paid. Dismissal of claim filed 01/25/16.
7. No proposed order.

RECOMMENDATION

Need accounting or proper waivers, and proper report.

(lc/sa/lc/nb)

Superior Court of Calif, County of San Bernardino

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

DATE: 07/25/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1600742

CASE NAME: MTR OF EDWARD C KING

HEARING:

WAIVER OF Account and Report of BARBARA J PARTEE and Petition
for allowance of fees filed.

COUNSEL:

BARBARA J PARTEE	(PET)...ELISABETH KEMPE-OLINGER
EDWARD C KING	(DEC)...
EDWARD SHANNON KING	(OBJ)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Final Distribution upon Waiver of Account and for Fees by Executrix, Barbara J. Partee ["Petitioner"].

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

1. Sole beneficiary waives accounting.
2. Assets on Hand \$63,391.79 consisting of cash held in attorney's account.
3. Petitioner waives statutory compensation.
4. Attorney requests statutory fees of \$6,529.19. Petition indicates the sum of \$5,500 has been prepaid from funds outside the estate, leaving a balance of \$1,029.19 owing attorney for statutory fees. Calculated.
5. Petitioner requests authority to withhold \$2,000 as a reserve for closing costs.
6. ~Proposed Order 05/03/17.

RECOMMENDATION

Court's discretion. If approved, set next hearing for receipts and final discharge for **07/31/18**.

(nb)

Superior Court of Calif, County of San Bernardino

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

DATE: 07/25/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1600782

CASE NAME: MTR OF RODOLFO SANZON

HEARING:

Petition for LETTERS OF ADMINISTRATION WITH FULL AUTHORITY UNDER
IAEA

COUNSEL:

JUAN M SANZON (PET)...PRO/PER
RODOLFO SANZON (DEC)...

GENERAL INFORMATION

Continued from **09/26/16** at request of petitioner. Court clears note 1 re bond waiver.
Court will not order bond to be filed.

Continued from 11/22/16 at request of petitioner.

Continued from 02/14/17. Court clears probate note 2 on the records; matter continued to
clear probate note 1.

Continued from **03/28/17**. Continued to file supplement regarding other heirs to be filed no
later than 04/18/17.

Continued from **05/02/17** for proper notice to be given with form DE121.

Continued from 06/06/17.

THIS CASE IS SET FOR HEARING ON Petition for Letters of Administration with full
authority under IAEA

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

1. Supplement filed 11/22/16 indicates decedent had predeceased issue. Question
whether Eduardo Sanzon was survived by wife and/or issue. If so, **need verified
supplement** to include wife, issue, addresses; and notice to same. **Supp.
(04/14/17) indicates Eduardo Sanzon was survived by spouse and issue and
includes their addresses except for Aimee Riza Sanzon. Need declaration of
due diligence as her address is unknown.**
2. Proof of publication filed on 09/23/16; however, the case name at the top of the
notice is incorrect. **Need corrected publication.**
3. ~Proposed form order: 8/9/16

RECOMMENDATION:

Need to clear note 3. If approved, set hearing for Accounting/Status Review on **10/02/18**. Any accounting to be filed at least 30 days in advance. Note Local Rule requirements.

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

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

DATE: 07/25/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1601000

CASE NAME: RONALD K. LYON, JR.

HEARING:

FIRST & FINAL Account and Report of LEE ANN LYON and Petition
for allowance of fees filed.

COUNSEL:

LEE ANN LYON (PET)...H. RAYMOND SAVOIAN
RONALD LYON JR (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Final Distribution upon Waiver of
Account and for Fees by Executrix, Lee Ann Lyon ["Petitioner – surviving spouse"].

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

1. Petitioner, as Trustee of the Lyon Family Revocable 2006 Trust, waives an accounting.
2. Petitioner has filed an election to have property administered. However, election was not made within 4 months of decedent's demise. Pr. C. § 13502(20(b)). JTD.
3. Assets on Hand \$449,386.75 consisting of \$1,968.60 in cash and remaining in real and personal property.
4. Petitioner does not request statutory compensation.
5. Need copies of bank/financial statements to support date of death balances per Local Rule 20-908.
6. Attorney requests statutory fees of \$11,987.74. Calculated.
7. The will conditionally incorporates decedent's Trust. Need a certification of trust that meets the requirements in Pr.C.§18100.5 and additionally includes a list of Trust beneficiaries for notice purposes. Does Court also wish to require a copy of decedent's Trust? JTD
8. No proposed order. Submit Order after Hearing.

RECOMMENDATION

Need to clear notes 5 & 7 then Court's discretion.

(nb)

Superior Court of Calif, County of San Bernardino

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

DATE: 07/25/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1700273

CASE NAME: PERCY SANDERMAN

HEARING:

Petition for PETITION FOR LETTERS OF ADMINISTRATION WITH FULL
AIAE

COUNSEL:

ISABELLE SANDERMAN (PET)...PRO/PER
PERCY SANDERMAN (DEC)...

GENERAL INFORMATION:

Continued from 05/30/17.

THIS CASE IS SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by Isabelle Sanderman (spouse)

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

1. All heirs waive bond. Estimated net value of estate is \$19,827 based on net value of real property. Court also has discretion to require bond per Pr. C. § 8481(b). JTD
2. Proof of Publication filed 04/25/17; however, notice was published with Fontana Herald News which areas of circulation do not include the city of Ontario where decedent resided. Also, notice contains incorrect time of hearing. Need publication in proper newspaper per Pr. C. §8121 with correct hearing information.
3. ~Proposed form Order: 03/24/17

RECOMMENDATION:

RFA subject to note 2. Court's discretion re bond. If approved, set future hearing for Accounting/Status Review on **10/02/18** Any accounting to be filed 30 days in advance.. Note requirements of Local Rules 20.901 and 20.908.

(lh/ww)

Future Hearing:

09/11/17 Spousal property petition hearing

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT **CONSERVATORSHIP**

DATE: 07/25/17 TIME: 9:30 DEPT: S35P

CASE#: CON DS1000251

CASE NAME: MTR OF MARIAN JEAN MOUGNE

HEARING:

SECOND Account and Report of RANDALL M MOUGNE, DAN LAIRD and
Petition for allowance of fees filed.

COUNSEL:

DAN LAIRD	(CPE)...J. TERRENCE MOYNIHAN
JACK B. OSBORN	(PET)...BROWN WHITE & NEWHOUSE LLP
MARIAN JEAN MOUGNE	(CEP)...WALTER T. MOORE
PATRICK WRIGHT	(TP)...PRO/PER
RANDALL M MOUGNE	(CPE)...J. TERRENCE MOYNIHAN

GENERAL INFORMATION:

Beneficiary of the trust, Marian Jean Mougne, passed away on 12/04/16.

THIS CASE IS SET FOR HEARING ON Second and Final Account of Trustees; and
Petition for Attorney's Fees by Randall Mougne and Dan Laird

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

1. Accounting covers 08/01/14 to 12/31/16.
2. Assets on hand: \$526,569.95 (of which \$208,949.63 in cash, investments in the amount of \$87,620.32 and the balance in carry value, \$230,000, in real property).
3. Current bond of \$390,000.
4. Petitioners waive compensation as trustees during this accounting period.
5. Petitioners allege the Court previously granted authority in the conservatorship proceeding to take periodic withdrawals of \$300-\$400 for cash for food and gas expenses, as an appropriate method of reimbursing those expenses incurred. Petitioners, as trustees, allege they continued such method during this accounting period.
6. Attorney requests fees during this accounting period in the amount of \$3,570.00. Billed at \$350/hour for attorney time. Itemized [LF, p.32]. JTD.
7. Proposed Order 06/26/17 does not include addresses of beneficiaries receiving real property.

RECOMMENDATION

Court's discretion re fees. If approved, set next hearing for receipts and final discharge for **07/30/18**.

(nb)

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

DATE: 07/25/17 TIME: 9:30 DEPT: S35P

CASE#: CON PS0800031

CASE NAME: JOSE JUAN PADRON RODRIGUEZ

HEARING:

Petition for CONFIRM PAYMENT OF CONSERVATOR'S FEES; PAYMENT OF
ATTORNEY'S FEES

COUNSEL:

EVELYN JENNIFER PADRON	(CP)...J. DAVID HORSPOOL
EVELYN JENNIFER PADRON	(CPE)...J. DAVID HORSPOOL
GREG OVEROSS	(SC)...PATRICK L. HANRAHAN
JOSE JUAN PADRON RODRIGUEZ	(CPE)...MITCHELL I ROTH
JOSE JUAN PADRON RODRIGUEZ	(PET)...CHO, SHEASBY, CHUNG &
LOURDES BARRAGAN	(RES)...LENITA A SKORETZ
MATTHEW E SHEASBY	(PET)...CHO, SHEASBY, CHUNG &
MITCHELL I ROTH	(PET)...MITCHELL I ROTH
S.N. TRUST OF JOSE JUAN PADRON	(TRU)...

XREF: SBFSS67433, CIVDS1504049

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition to Confirm Payment of Conservator and Attorney Fees and Reimbursement of Filing Fee by Conservator of the Person, Evelyn Padron ["Petitioner"].

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

1. Petitioner has previously been authorized to receive the sum of \$540/week for her services as conservator of the person. Petitioner seeks confirmation in the amount of \$540/week, paid at the rate of \$1,170.00 twice monthly.
2. Attorney requests fees of \$18,563 for the period 11/01/14 to 04/30/17. Billed at \$295-\$395/hour for 47..40 hours' attorney time. Itemized [LF, pgs. 8-12]. JTD.
 - a. Billing period exceeds 2 years.
3. Attorney requests reimbursement of costs advanced of \$465.00. Itemized.
4. Notice does not include conservatee. Need proper service.
5. Petitioner requests and order authorizing and directing Gregg Oveross, the Conservator of the Estate and Trustee of the SNT to pay requested sum.
6. ~Proposed Order 05/25/17

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

RECOMMENDATION:

Need proper service then Court's discretion
(nb)

Future Hearing:

08/02/17 Hearing re: Sixth account of Greg Oveross

08/02/17 Motion re: Probate court Approval of settlement etc.

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

DATE: 07/25/17 TIME: 9:30 DEPT: S35P

CASE#: CON PS1100300

CASE NAME: JAMES P. POTTS

HEARING:

EIGHTH Account and Report of BARBARA A FARKAS and Petition for allowance of fees filed.

COUNSEL:

BARBARA A FARKAS	(CPE)...HATHAWAY PERRETT
BARBARA A FARKAS	(CPE)...STEVEN
BARBARA A FARKAS	(PET)...HATHAWAY PERRETT
BARBARA A FARKAS	(PET)...STEVEN
JAMES P. POTTS	(CEP)...MARY
JEANNE E KENNEDY	(PET)...JEANNE E KENNEDY

GENERAL INFORMATION

Continued from 04/11/17 at request of counsel.

THIS CASE IS SET FOR HEARING ON Eighth Account Current and Petition for Fees by Conservator, Barbara A. Farkas.

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

1. Accounting covers 11/22/14 to 11/21/16 [2 years].
2. Assets on hand: \$1,559,947.45 (cash of \$22, 438.48 and \$1,537,508.97 in investment accounts).
3. Current bonds total \$1,746,200.69. Appears adequate.
4. Petitioner requests fees of \$2,850.00 for services as conservator during this accounting period. Billed at \$50/hour for 57 hours. Itemized [LF, pgs. 150-171]. JTD
5. Attorney requests fees of **\$8,841.00**. Billed at \$360/hour for **12.10** hours' attorney time and \$150/hour for **29.90** hours' paralegal time. Itemized [see supp. filed 05/03/17, LF, pgs. 8-11]. JTD.
6. Need copy of bank/financial statements for Fidelity Investments.
7. No proposed order. Submit Order after Hearing.

RECOMMENDATION:

Need to clear note 6 then Court's discretion re fees. If approved, set hearing on accounting review for **01/11/18** (if one year) or **01/10/19** (if two years). Account to be filed 30 days in advance. Note requirements of Local Rules.

(nb)

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

DATE: 07/25/17 TIME: 9:30 DEPT: S35P

CASE#: CON PS1300083

CASE NAME: JUNELL WEBER

HEARING:
Accounting Review

COUNSEL:

DARLENE SHIMKUS	(TP)...PRO/PER
DEEANA WHEAT	(CPE)...CRAIG E WILSON
DEEANA WHEAT	(CPE)...FULLERTON LEMANN SCHAEFER & DO
JUNELL WEBER	(CEP)...JAMES B CHURCH & ASSOCIATES
JUNELL WEBER	(CEP)...MARK J. ANDREW FLORY
LYNELLE WHEAT	(CPE)...FULLERTON LEMANN SCHAEFER & DO
LYNELLE WHEAT	(CPE)...CRAIG E WILSON

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review.

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

1. 2th Account Deena and Lynnell Wheat approved on 11/17/15.
2. **Notice of conservatee's death filed on 06/20/17**
3. Ex parte petition to dispense with accounting filed on 07/03/17.
4. Need 3rd and final account that includes pre and post death account periods beginning with 04/21/15.

RECOMMENDATION

Inquire status of accounting.

(ww)

Superior Court of Calif, County of San Bernardino

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

DATE: 07/25/17 TIME: 9:30 DEPT: S35P

CASE#: CON PS1600341

CASE NAME: STEFANIE JOHNSON

HEARING:

Petition for ORDER TO ESTABLISH SPECIAL NEEDS TRUST; ETC
(VERIFIED SUBSTITUTED JUDGMENT)

COUNSEL:

LOIS JOHNSON FALZONE (PET)...CHRISTOPHER JAMES MURTAGH
RICHARD FALZONE (PET)...CHRISTOPHER JAMES MURTAGH
STEFANIE JOHNSON (CEE)...

Currently under review by Legal Research.
(LR)

Notice:

Notice filed 07/03/17 does not include Conservatee; DHS; DDS; or State Dept. of State Hospitals. Need proper service.
(nb)

Future Hearing:

11/20/17 Compliance review hearing

06/25/18 Accounting Review.

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

DATE: 07/25/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1700201
CASE NAME: JANETTE ILIANA GONZALEZ

HEARING:
Petition for Appointment of Conservator

COUNSEL:

CLAUDIA MARTINEZ (PET)...PRO/PER
JANETTE ILIANA GONZALEZ (CEE)...MELVIN L FRIEDLAND

GENERAL INFORMATION

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

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

1. Petitioner seeks orders related to powers under Pr. C. §2351.5 to fix residence, access all confidential records, control right to contract, make and consent to medical decisions. JTD
2. Petitioner seeks civil rights not be limited without court order. JTD
3. Petitioner seeks medical powers. Capacity Declaration filed 06/06/17 is incomplete at item #1&2 as to physician's name and address, and item #4 as to whether proposed conservatee is a patient under continuing treatment. Need completed form.
4. Proposed conservatee is developmentally disabled. Need IRC report.
5. Proposed conservatee is developmentally disabled. **Report by court-appointed counsel, Melvin L. Friedland, filed.**
6. **Court Investigator report filed.**
7. Proof of Completion of the Conservatorship Training Class filed 06/22/17.
8. Return of Citation with Proof of Personal Service filed 06/22/17.
9. ~Proposed Form Order: 05/30/17

RECOMMENDATION

Need to clear notes 3-4. If approved, set hearing for Compliance Review for **02/27/18** 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/nb)

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

DATE: 07/25/17 TIME: 9:30 DEPT: S35P

CASE#: SC SS01183

CASE NAME: IN THE MATTER OF JOSHUA J ROBINSON

HEARING:
Accounting Review

COUNSEL:

JOSHUA J ROBINSON (CEP)...MARK J. ANDREW FLORY
LUCILLE WILKES-GARVIN (CPE)...CRAIG M PARKER

GENERAL INFORMATION

Continued from 04/04/17

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. 9th Account for Lucille Wilkes-Garvin, approved on 09/22/15.
2. Need 10th Account beginning with 01/01/15.

RECOMMENDATION

Inquire status of accounting or status report. When an accounting is not filed as required, the court shall take action as specified in Pr.C. § 2620.2.

(lh/ww)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT **PA/PG**

DATE: 07/25/17 TIME: 10:00 DEPT: S35P

CASE#: PRO PS1300196

CASE NAME: EDDIE GLASTER JR.

HEARING:

Accounting Review

COUNSEL:

EDDIE GLASTER JR

(DEC)...

LATERICIEA MCCLENNON

(PET)...JAMES O DOUGLASS

PUBLIC ADMINISTRATOR

(PET)...CRAIG M PARKER

YELE GLASTER

(PET)...PRO/PER

VACATE – First and final account filed and set for 10/31/17.

(lh/nb)

Superior Court of Calif, County of San Bernardino

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

DATE: 07/25/17 TIME: 10:00 DEPT: S35P

CASE#: PRO PS1700171

CASE NAME: ALETHEA JANICE PRENZLOW

HEARING:

Petition for APPOINTMENT OF SUCCESSOR TRUSTEE

COUNSEL:

ALETHEA JANICE PRENZLOW (DEC)...
PUBLIC ADMINISTRATOR (PET)...C/O PUBLIC ADMINISTRATOR

Currently under review by Legal Research.
(LR)

Notice:

Notice filed 05/02/17 does not include Charles Schwab Estate Dept. or Care Financial Advisors. Need proper service.

(nb)

Superior Court of Calif, County of San Bernardino

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

DATE: 07/25/17 TIME: 10:00 DEPT: S35P

CASE#: PRO PS1700293

CASE NAME: JOHN MINUGH STEELE JR

HEARING:

Petition for LETTERS OF ADMINISTRATION W/FULL IAEA

COUNSEL:

JOHN MINUGH JR (DEC)...
LINDA M JONES (PET)...PRO/PER

GENERAL INFORMATION

Continued from 06/07/17 Matter referred to PA. Linda Jones appointed as Special Administrator on 06/21/17.

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

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

1. Public Administrator appears to have higher priority per Pr. C. § 8461(p). Court may wish to refer to Public Administrator. **Matter referred on 06/07/17. Letter of declination by PA filed on 06/13/17.**
2. Petitioner requests bond of \$60,000. Ok.
3. ~Proposed Form Order: 03/29/17.

RECOMMENDATION

RFA. Court's discretion re bond. If approved, set Accounting/Status Review for **10/02/18**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc/lh/ww)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: CYNTHIA LUDVIGSEN **PROBATE**

DATE: 07/25/17 TIME: 8:30 DEPT: S36P

CASE#: CON PS1700096

CASE NAME: fausto sanabia

HEARING:

Petition for Appointment of Conservator

COUNSEL:

CASTULO SANABIA (PET)...PRO/PER

FAUSTO SANABIA (CEE)...CRAIG M PARKER

GENERAL INFORMATION

Continued from 05/09/17. Probate notes are incorrect. Court confirms proposed conservatee is Fausto Sanabia and Castulo Sanabia is the petitioner. Attorney Craig M Parker is appointed for Fausto Sanabia. Court discovers there is a pending Family Law case/dissolution matter FAMSS1604659. Court appoints Attorney Mitchell Roth as the guardian ad litem for Fausto Sanabia.

THIS CASE SET FOR HEARING ON Petition for Appointment of Conservator person only by Castulo Sanbia (brother)

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

1. Petitioner seeks medical powers. Capacity Declaration filed 06/13/17.
2. Petitioner requests other orders but did not provide attachment 1l specifying orders. Need verified supplement.
3. **Court Investigator report filed.**
4. **Need GAL report.**
5. **Need report of appointed Counsel Craig M Parker.**
6. Return of Citation filed 03/28/17.
7. Certificate of Completion of the Conservatorship Training Class filed 04/06/17.
8. ~Proposed Form Order: 03/21/17

RECOMMENDATION

Need reports from GAL and appointed Counsel. If approved, set hearing for Compliance Review for **02/27/18** 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/nb/lh)

Superior Court of Calif, County of San Bernardino

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

DATE: 07/25/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1401136

CASE NAME: Deanda Family Trust

SEE ALSO 3, 12

HEARING:

Hearing Re: Surcharge Against Guadalupe Maria Deanda

COUNSEL:

ANTONIA NIEVES	(PET)...THE LAW OFFICES OF MIKE N. VO
BLANCA E. DEANDA	(PET)...THE LAW OFFICES OF MIKE N. VO
BLANCA E. DEANDA	(THE LAW OFFICES OF MIKE N. VO
DEANDA FAMILY TRUST	(TRU)...
GUADALUPE MARIA DEANDA	(APP)...GARCIA LAW FIRM
GUADALUPE MARIA DEANDA	(OBJ)...GARCIA LAW FIRM
GUADALUPE MARIA DEANDA	(PET)...GARCIA LAW FIRM
LORENA DEANDA	(PET)...THE LAW OFFICES OF MIKE N. VO
OSCAR DEANDA	(PET)...THE LAW OFFICES OF MIKE N. VO
RAUL DEANDA	(PET)...THE LAW OFFICES OF MIKE N. VO

XREF: CIVDS1409293

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Surcharge against Guadalupe Maria Deanda.

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

1. Matter set at 06/20/17 hearing, wherein, the Court directed Attorney Dennis Riley to submit proposed order and statement for surcharge.
2. Statement of Surcharge filed on 07/11/17.

RECOMMENDATION:

Court's discretion

(nb)

Future Hearing:

08/08/17 First and final account by Guadalupe

Superior Court of Calif, County of San Bernardino

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

DATE: 07/25/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1401136

CASE NAME: Deanda Family Trust

SEE ALSO 2, 12

HEARING:

first and final Account and Report of BLANCA E. DEANDA and
Petition for allowance of fees filed.

COUNSEL:

ANTONIA NIEVES	(PET)...THE LAW OFFICES OF MIKE N. VO
BLANCA E. DEANDA	(PET)...THE LAW OFFICES OF MIKE N. VO
BLANCA E. DEANDA	(THE LAW OFFICES OF MIKE N. VO
DEANDA FAMILY TRUST	(TRU)...
GUADALUPE MARIA DEANDA	(APP)...GARCIA LAW FIRM
GUADALUPE MARIA DEANDA	(OBJ)...GARCIA LAW FIRM
GUADALUPE MARIA DEANDA	(PET)...GARCIA LAW FIRM
LORENA DEANDA	(PET)...THE LAW OFFICES OF MIKE N. VO
OSCAR DEANDA	(PET)...THE LAW OFFICES OF MIKE N. VO
RAUL DEANDA	(PET)...THE LAW OFFICES OF MIKE N. VO

XREF: CIVDS1409293

GENERAL INFORMATION:

Continued from **03/28/17**. Court orders Guadalupe Maria Deanda to turn over any and all trust documents, financial documents, receipts, etc to Attorney Mike Vo within 7 days. Notice waived.

Continued from 06/20/17. Court orders documents to be filed by 07/05/17 to clear probate notes.

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON First and Final Account and Petition for Fees by Trustee Blanca DeAnda.

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

1. Accounting period 04/01/14 to 10/31/16.
2. Assets on Hand \$16,128.84 consisting of cash.

3. Receipts – Schedule C [LF, p. 13-15] reflects rental income for 3 properties but does not identify what payments are for which home. Petitioner alleges she calculated rental incomes based upon bank deposits identified on bank statements. JTD if sufficient.
4. No Non-Cash Assets at Beginning or Ending of Account Period. Need same.
5. Disbursements – Schedule F requires further clarification via verified supplement as to the following;
 - a. All unidentified checks and transfers;
 - b. Diaz Enterprise for Accounting Fees;
 - c. Paid Attorney fees to Robert L. Wilkes and Gilbert Garcia;
 - d. Professional Fees to Charles F. Nielson;
 - e. Question which home(s) reflected Insurance; Mortgage Interest; Mortgage Payment; and Property Tax Payments; Water & Trash; and Repair and Maintenance Costs pertain to.
6. Distributions – Schedule I [LF, p. 31] reflects the sum of \$58,644 to beneficiaries. Need further clarification via verified supplement.
7. Liabilities – Schedule L [LF, p. 34] includes real property taxes but does not indicate amounts owed. Need verified supplement.
8. Need statement regarding notice to Director of Health Care Services. Alternatively, notice per Pr. C. § 9202(a).
9. Need statement regarding notice to California Victim and Compensation and Government Claims Board. Alternatively, notice per Pr. C. § 9202(b).
10. Need statement regarding notice to Franchise Tax Board. Alternatively, notice per Pr. C. § 9202(c)(1).
11. Need full legal description and APN numbers for real property per Local Rule 20-610
12. Need bank/investment statements verifying date of death and closing balances per Local Rule 20-908.
13. Petition does not include proposed distribution or address of person receiving real property. Need same.
14. Need Notice of Hearing with proof of service.
15. No proposed order. Submit Order after Hearing.

RECOMMENDATION:

This accounting does not appear to be a true and complete accounting of the trust and should be deemed in the nature of a status report. There is insufficient information and known defects that should preclude the Court from approving this accounting period. . Need amended account to be set on first check calendar **no sooner than 09/05/17** or thereafter.

(nb)

Future Hearing:

08/08/17 First and final account by Guadalupe

Superior Court of Calif, County of San Bernardino

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

DATE: 07/25/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1500456

CASE NAME: BRUCE DARRELL BORTNEM

HEARING:

FIRST AND FINAL Account and Report of LISA ANNE REYNOLDS and
Petition for allowance of fees filed.

COUNSEL:

BRUCE DARRELL BORTNEM	(DEC)...
LISA ANNE REYNOLDS	(PET)...EDWARD S KENT
STATE OF CALIFORNIA FRANCHISE	(TP)...PRO/PER

GENERAL INFORMATION:

Continued from **01/10/17** and **03/14/17** (no appearance). Court orders Attorney Edward Kent to personally be present at the next hearing. Notice by Judicial Assistant.

Continued from 05/16/17 for review of supplement.

THIS CASE IS SET FOR HEARING ON First and Final Account and Petition for Fees.

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

1. **Supplement filed 05/16/17 is not verified. Need verification signed by personal representative. Pr.C. § 1021.**
2. Accounting period **03/19/15** to 10/31/16.
3. Assets on Hand \$377,500.00 consisting of real and personal property.
4. Petitioner waives compensation.
5. Attorneys request statutory compensation of \$10,550.00. Calculated.
6. Attorneys request reimbursement of costs advanced of **\$2,092.43. Itemized [see supp. filed 05/16/17, LF, p. 8].**
7. Petitioner requests authorization to pay the FTB, as creditor of the Estate, the sum of \$1,557.38.
8. No proposed order. Submit Order after Hearing.

RECOMMENDATION:

Need to clear note 1. If approved, set next hearing for final discharge on **07/30/18**.

(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: CYNTHIA LUDVIGSEN

DATE: 07/25/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600156

CASE NAME: LILY MARTINEZ

HEARING:

Accounting Review

COUNSEL:

ESTHER GUARDADO (PET)...FULLERTON LEMANN SCHAEFER & DO

LILY MARTINEZ (DEC)...

MARY MARIN (PET)...HARTNELL LAW GROUP

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 Esther Guardado, on **03/08/17**; full authority, \$200,000 bond.
2. Need final Inventory and Appraisal. **Supplemental I&A filed on 04/13/17 states that all of the estate has been appraised. Does the court wish to deem it as the final?**
3. Need accounting or status report.

RECOMMENDATION

Court may wish to continue the accounting review date as the letters were recently *issued*.
If granted, continue the accounting review date to **05/08/18**.

(ww)

Superior Court of Calif, County of San Bernardino

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

DATE: 07/25/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600686

CASE NAME: MTR OF SYLVIA RIVERA

HEARING:

FINAL Account and Report of JOYCE A C JOHNSON and Petition for allowance of fees filed.

COUNSEL:

JOYCE A C JOHNSON (PET)...LAW OFFICES OF HOWARD R HAWKIN
SYLVIA RIVERA (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON First and Final Account and Petition for Fees by Administrator, Joyce A.C. Johnson ["Petitioner"].

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

1. Accounting period 06/08/16 to 03/31/17.
2. Assets on hand \$147,066.05 consisting of cash.
3. Statutory fees of \$12,678.01 requested. Calculated.
4. Petitioner requests extraordinary fees of \$6,255 for services rendered in connection with the sale of real property. Billed at \$30/hour for a total of 208.5 hours' time. Itemized [LF, p.17-18]. JTD.
5. Attorney requests extraordinary fees of \$1,000 for services rendered in connection with the sale of real property. Billed at \$275/hour for a total of 3.7 hours' time. Itemized [LF, p.18]. JTD.
6. Petitioner requests reimbursement of costs advanced of \$6,466.03. Itemized [LF, p19].
7. Property on Hand reflected on Summary of Account [LF, p4] differs from Property on Hand [LF, p.13]. Need verified supplement.
8. Proposed Order 04/21/17 reflects a different amount than reflected on bank statement.

RECOMMENDATION:

Need to clear note 7 then Court's discretion. If approved, set next hearing for receipts and final discharge for **07/31/18**.

(nb)

Superior Court of Calif, County of San Bernardino

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

DATE: 07/25/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1601240

CASE NAME: MTR OF JOSE RAMON SALAS CHAVEZ

HEARING:

Spousal Property Petition hearing.

COUNSEL:

JOSE RAMON SALAS CHAVEZ (DEC)...
MICAELA ADAME SOTO (PET)...MICHAEL C MADDUX

Request for Waiver of Court Fees and Costs filed by MICAELA ADAME SOTO is GRANTED

GENERAL INFORMATION:

Decedent died intestate on 10/30/15.

Continued from 05/16/17. Court denies the ex parte petition filed by Micaela Adame Soto to be the guardian ad litem as Attorney J David Horspool has been appointed.

THIS CASE IS SET FOR HEARING ON Spousal Property Petition by Micaela Adame Soto.

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

1. Petitioner, Micaela Adame Soto, requests a determination that Decedent interest in real property, located at San Bernardino, passes to the surviving spouse as community property. Petitioner indicates parties were married in November 2001 in Baja, California, Mexico and lived together since 1996. There are 3 biological children of this marriage, 2 of which are minors.
2. On 07/24/94, Decedent and his sister, Theresa M. Garcia, purchased subject real property in Joint Tenancy. Grant Deed [LF, p. 9], which also, includes a Guadalupe Alvarez, a single man, *all as joint tenants*.
3. On 07/17/98, Decedent added his maternal name on the title by executing a Grant Deed [LF, p.11]. However, the type of tenancy was not specified, which *resulted in a tenancy in common in equal shares*. Question if Guadalupe Alvarez lives, and if not, date of death and whether an Affidavit Death of a Joint Tenant was filed in order to determine whether the joint tenancy was extinguished as to Guadalupe Alvarez?. **Supp. (03/01/17) affixes a quitclaim deed recorded on 08/08/95, wherein, Guadalupe Alvarez, quitclaimed property to Decedent and his sister, Theresa M. Garcia..**

4. On 10/12/16, Decedent's sister, Theresa M. Garcia, the purported holder of the remaining 50% interest in the real property, executed a Grant Deed [LF, p.15] to transfer Decedent's interest to the Petitioner, as Joint Tenants, with her. However, she alleges since the title company has deemed title to be held in "Tenancy in Common," the title company would not insure title without a formal court order determining the property interest passing to the surviving spouse. Appears Theresa M. Garcia could only transfer her interest, not the Decedent's.
5. Renunciation and Disclaimer of Property filed 05/02/17 by Petitioner's adult child, Victor Ramon Salas Adame, in favor of petitioner. However, disclaimer is untimely per Pr. C. § 279. **Property relinquishment statement filed.** Suggest court require an assignment. JTD.
6. Chronology of Transfer of Title filed 05/02/17 indicates that per Intestate Succession, the petitioner is entitled to her share of 33.33% by operation of law; states the court should confirm decedent's 50% interest in the subject property to petitioner; appoint the petitioner Guardian ad Litem for the two minor children; and confirm the remaining 50% interest to Theresa M. Garcia.
7. Ex Parte Petitions for Appointment of Guardian Ad Litem filed 05/03/17, wherein, minors, Alfonso Salas Adame (17) and Daniela Salas Adame (13) have consented.
8. ~Proposed Form Orders 12/15/16 & 05/03/17.

RECOMMENDATION:

Court's discretion

(nb)

Superior Court of Calif, County of San Bernardino

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

DATE: 07/25/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700304

CASE NAME: KATHRYN ANN SMITH

HEARING:

Hearing Re: PROOF OF BOND/ISSUANCE OF LETTERS

COUNSEL:

KATHRYN ANN SMITH (DEC)...
KRISTOPHER J SMITH (PET)...JAMES B CHURCH

GENERAL INFORMATION:

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

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

1. Bond filed on 07/06/17 is not signed by Jeff Aase. Need proper bond.
2. Need subsequent letters.

RECOMMENDATION:

Need to clear notes.

(nb)

Future Hearing:

09/04/18 Accounting Review.

Superior Court of Calif, County of San Bernardino

Page: 7B ADD ON

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

DATE: 07/25/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700306

CASE NAME: MTR OF KATHLEEN PEDREGON

HEARING:

Hearing Re: Proof of Bond/Issuance of Letters

COUNSEL:

CHRISTINA M AGUILAR (PET)...DIANA J CARLONI
DOMINIC PEDREGON (PET)...DIANA J CARLONI
KATHLEEN PEDREGON (DEC)...

GENERAL INFORMATION:

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

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

1. Christina M. Aguilar appointed Administrator with full authority, \$300,000 bond.
2. Need bond and subsequent letters.

RECOMMENDATION:

Need to clear note 2.
(nb)

Future Hearing:

09/04/18 Accounting Review.

Superior Court of Calif, County of San Bernardino

Page: 7C ADD ON

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

DATE: 07/25/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700366

CASE NAME: EDWARD GRADIAS

HEARING:

Petition for LETTERS OF TESTAMENTARY W/ FULL IAEA

COUNSEL:

EDWARD GRADIAS (DEC)...
PHILLIP A LUNA (PET)...BRYAN C HARTNELL

GENERAL INFORMATION:

Ex parte orders entered 04/25/17. Phillip A.Luna, III, appointed Special Administrator with IAEA. No bond. Letters issued 04/27/17.

Continued from 07/17/17. Matter continued for Court to review the supplements recently filed. Nothing new filed.

THIS CASE IS SET FOR HEARING ON Petition for Probate, Letters Testamentary with Full Authority under IAEA by Phillip A Luna, III (nephew)

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

1. Petitioner requests bond be waived. Estimated net value of estate is \$73,000, real estate. Court also has discretion to require bond per Pr. C. § 8481(b). JTD.
2. Attached Will indicates testator has written instructions of items to be distributed to certain unnamed individuals. [Petition, LF, pgs12-14]. Does Court wish to require a copy of written instructions for notice purposes? **Supp. 07/14/17, attached instructions include bequests to "Breeze" and "Stacey", who are not identified in petition or notice. Need verified supplement and notice to named individuals.**
3. ~Proposed form Order: 04/18/17

RECOMMENDATION:

Need to clear note 2. Court's discretion re bond. If approved, set future hearing for Accounting/Status Review on **09/24/18**. Any accounting to be filed 30 days in advance. Note requirements of Local Rules.

(lh/nb)

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

DATE: 07/25/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700394

CASE NAME: MTR OF DANIEL M CUSTODIO

HEARING:

Petition to determine succession to Real Property

COUNSEL:

DALANIA CUSTODIO	(PET)...PRO/PER
DANIEL M CUSTODIO	(DEC)...
DANIEL S CUSTODIO	(PET)...PRO/PER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition to Determine Succession to Real and Personal Property by Dalania and Daniel S. Custodio, daughter and son.

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

1. Petitioners are seeking 100% percent interest in decedent's 100% interest in real and personal property. 50% to each petitioner according to the proposed order. Petitioner does not specify the specific interests for each petitioner in the petition. Court's discretion if an amended petition or verified supplement should be required.
2. Attachment 11 is missing the description of the personal property. Need verified supplement.
3. The Inventory and Appraisal is incomplete as section 1 must have the appraised value by the representative that is found on attachment 1. The signatures must also be dated. Need same.
4. ~Proposed Form Order: 04/26/17.

RECOMMENDATION

Need to clear notes 2 & 3. Court's discretion re note 1.

(ww)

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

DATE: 07/25/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700395

CASE NAME: MARSHA K GARCIA

HEARING:

Petition for PETITION FOR LETTERS OF ADMINISTRATION

COUNSEL:

MARSHA K GARCIA	(DEC)...
NICHOLE M GARCIA	(PET)...ELISABETH KEMPE-OLINGER
SYNTHIA K GARCIA	(PET)...ELISABETH KEMPE-OLINGER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with Full Authority under IAEA by Nichole and Synthia Garcia, daughters

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

1. All heirs waive bond. The estate consists of \$327,860 of which \$39,860 is personal property.
2. ~Proposed Form Order: 04/26/17

RECOMMENDATION

RFA. Court's discretion re bond. If approved, set Accounting/Status Review for **10/02/18**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(ww/nb)

Superior Court of Calif, County of San Bernardino

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

DATE: 07/25/17 TIME: 8:30 DEPT: S36P

CASE#: SPR SS04825

CASE NAME: ESTATE OF RUBY ANN NOLEN

SEE ALSO 11

HEARING:

Petition for LETTERS OF SUCCESSOR ADMINISTRATION

COUNSEL:

RUBY ANN NOLEN	(DEC)...
SANDRA THOMAS STELL	(PET)...C. L. FARRELL
VERNA GRASSO	(PET)...C.L. FARRELL

GENERAL INFORMATION

Continued from 04/26/17.

THIS CASE SET FOR HEARING ON Petition for Letters of **Successor** Administration with full authority under IAEA by Sandra Thomas Stell, great niece.

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

1. Letters of Administration with Will Annexed issued to Verna Grasso, paternal grandniece on 8/23/02, with funds held in blocked account in lieu of bond. Verna passed away on **12/29/16**.
2. As the will has already been admitted to probate, it appears to be a petition for successor administrator.
3. Petitioner requests bond of \$20,000; however, cash and real property appear to be valued at \$42,020. Court to require bond of \$42,020.
4. **Notice to Petition to Administer Estate and proof of service filed 04/05/17. However, need Due Diligence Declarations as to heirs with unknown whereabouts.**
5. **Notice of Death of Administrator filed 04/05/17; need proof of service.**
6. **Proof of Publication filed 04/17/17 is not verified. Need amended Proof of Publication.**
7. ~Proposed Form Order: 03/07/17.

RECOMMENDATION

Need notice and Court's discretion re bond. If approved, set Accounting/Status Review for **10/04/18**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc/lh/nb)

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.

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

DATE: 07/25/17 TIME: 8:30 DEPT: S36P

CASE#: SPR SS04825

CASE NAME: ESTATE OF RUBY ANN NOLEN

SEE ALSO 10

HEARING:

SIXTH Account and Report of VERNA GRASSO and Petition for allowance of fees filed.

COUNSEL:

RUBY ANN NOLEN	(DEC)...
SANDRA THOMAS STELL	(PET)...C. L. FARRELL
VERNA GRASSO	(PET)...C.L. FARRELL

GENERAL INFORMATION:

Administrator Verna Grasso died on 12/29/16.

THIS CASE IS SET FOR HEARING ON Sixth and Final Account and Petition for Fees by Attorneys for Petitioner C.L. Farrell and as former Attorneys for the late Verna Grasso, Deceased Administrator.

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

1. Accounting period 10/12/15 to 02/28/17.
2. Assets on Hand \$45,260.36 consisting of \$40,255.40 in cash and remaining in a ½ interest in unimproved real property.
3. Compensation is not requested.
4. Reimbursement for costs is not requested.
5. Petitioner requests an Order Authorizing the Estate to Abandon its Undivided one-half tenancy in common interest in the unimproved, vacant lot located in Newberry Springs, CA, having a 01/26/16 reappraised value of \$2,000 due to its demonstrated unmarketability, to conserve the Estate cash assets and enable the Estate assets to be distributed to its heirs at law and for the Estate to be brought to a close. Consents are not affixed as alleged. Need same.
6. Notice of Proposed Action is not affixed as alleged. Need same.
7. Need copies of bank/financial statements per Local Rule 20-908.
8. Need Notice of Hearing with proof of service.

9. Petitioner requests Attorney Farrell be authorized and directed to issue Final Distribution checks to the Nolen Heirs from the unblocked Community Bank Nolen Heirs Checking Account.
10. Petitioner requests an order authorizing and directing her to retain the sum of \$5,000 in the Community Bank Nolen Heirs Checking Account for closing costs.
11. No proposed order. Submit Order after Hearing.

RECOMMENDATION:

Need to clear notes 5-8 then Court's discretion. If approved, set next hearing for receipts and final discharge for **07/31/18**.

(nb)

Superior Court of Calif, County of San Bernardino

Page: 11A LATE ADD ON

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

DATE: 07/25/17 TIME: 8:30 DEPT: S36P

CASE#: VPR VS002955

CASE NAME: MTR OF MARY S CARDWELL TRUST

HEARING:

Hearing Re: APPOINTMENT OF SUCCESSOR TRUSTEE

COUNSEL:

BOBBY DEE COX JR	(RES)...PRO/PER
EMILY LEONA COX	(MIN)...DONNASUE ORTIZ
JUDY ANN HILL	(PET)...FULLERTON LEMANN SCHAEFER
MARY S CARDWELL	(DEC)...
SUSAN O'LEARY	(PET)...THOMAS W DOMINICK
SYDNEY MARIE COX	(MIN)...

No moving papers.
(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: CYNTHIA LUDVIGSEN

TRUSTS AND MOTIONS

DATE: 07/25/17 TIME: 8:35 DEPT: S36P

CASE#: PRO PS1401136

CASE NAME: Deanda Family Trust

SEE ALSO 2, 3

HEARING:

Motion Re: ATTORNEY'S FEES AND COSTS Filed by Petitioner RAUL DEANDA, ANTONIA NIEVES, BLANCA E. DEANDA, LORENA DEANDA, OSCAR DEANDA

COUNSEL:

ANTONIA NIEVES	(PET)...THE LAW OFFICES OF MIKE N. VO
BLANCA E. DEANDA	(PET)...THE LAW OFFICES OF MIKE N. VO
BLANCA E. DEANDA	(THE LAW OFFICES OF MIKE N. VO
DEANDA FAMILY TRUST	(TRU)...
GUADALUPE MARIA DEANDA	(APP)...GARCIA LAW FIRM
GUADALUPE MARIA DEANDA	(OBJ)...GARCIA LAW FIRM
GUADALUPE MARIA DEANDA	(PET)...GARCIA LAW FIRM
LORENA DEANDA	(PET)...THE LAW OFFICES OF MIKE N. VO
OSCAR DEANDA	(PET)...THE LAW OFFICES OF MIKE N. VO
RAUL DEANDA	(PET)...THE LAW OFFICES OF MIKE N. VO

XREF: CIVDS1409293

Currently under review by Legal Research.
(LR)

Continued matter – notice not re-reviewed.
(nb)

Future Hearing:
08/08/17 First and final account

Superior Court of Calif, County of San Bernardino

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

DATE: 07/25/17 TIME: 8:35 DEPT: S36P

CASE#: PRO PS1601235

CASE NAME: THE ANITA DI ANTONIO LIVING TRUST

HEARING:

Petition for ORDR DETERMINING TRUST'S TITLE TO REAL PROPERTY &
FOR ORDR DIRECTING PERSONAL REPRESENTATIVE

COUNSEL:

DAVID DI ANTONIO (PET)...PRISCILLA C SOLARIO
THE ANITA DI ANTONIO LIVING TR(TRU)...

Currently under review by Legal Research.
(LR)

Continued matter – notice not re-reviewed.
(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: CYNTHIA LUDVIGSEN

DATE: 07/25/17 TIME: 8:35 DEPT: S36P

CASE#: PRO PS1601285

CASE NAME: SALDANA -V- SALDANA

HEARING:

Hearing Re: PETITION TO SUSPEND AND REMOVE TRUSTEE

COUNSEL:

OLIVIA SALDANA

(RES)...

RICHARD SALDANA

(PET)...PRO/PER

Currently under review by Legal Research.
(LR)

Continued matter – notice not re-reviewed.
(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: CYNTHIA LUDVIGSEN

CONSERVATORSHIP

DATE: 07/25/17 TIME: 9:30 DEPT: S36P

CASE#: CON DS1000260

CASE NAME: NORMA BRACERO

HEARING:

Accounting Review

COUNSEL:

AMERICAN CONTRACTORS INDEMNITY (TP)...PRO/PER	
ARLENE T CHUNG	(CE)...HARTNELL LAW GROUP
GLEN D PRIOR	(CE)...KEVIN A MCKENZIE
GLEN D PRIOR	(CPE)...KEVIN A MCKENZIE
GLEN PRIOR	(CPE)...MARK J. FLORY
GLEN PRIOR	(PET)...SWAN CARPENTER WALLIS
MARK J. ANDREW FLORY	(PET)...MARK J. ANDREW FLORY
NORMA BRACERO	(CEP)...JAMES B CHURCH
NORMA BRACERO	(CTE)...PRO/PER
NORMA E. BRACERO	(CEP)...MARK J. ANDREW FLORY
ROSA GILMA REY	(CE)...JACK B OSBORN

XREF: CONDS1100035

VACATE- Sixth Account filed and set for 08/23/17.

(ww/nb)

Superior Court of Calif, County of San Bernardino

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

DATE: 07/25/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1300175

CASE NAME: Margaret Mary Dyer

HEARING:
Accounting Review

COUNSEL:

KARL F SCHMIDT (CPE)...PRO/PER
MARGARET MARY DYER (CEP)...
MICAHEL A DYER (CPE)...PRO/PER
SHIRLEY R. EARL (OBJ)...FULLERTON LEMANN SCHAEFER & DO

GENERAL INFORMATION

Conservatee passed away in Orange County on 11/10/16.

Continued from 05/09/17

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. 1st account for Shirley Earl, temporary conservator of person and estate, approved on 02/23/16.
2. Need 2nd and final account that includes pre and post death account periods beginning with 11/01/14...

RECOMMENDATION:

Inquire status of accounting.

(nb/ww)

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

DATE: 07/25/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1500274

CASE NAME: Gwenda Davis

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of HOWARD LEE DAVIS

COUNSEL:

GWENDA DAVIS	(CEE)...BRYAN C HARTNELL
GWENDA DENICE DAVIS	(PCE)...PRO/PER
HOWARD LEE DAVIS	(PCR)...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. Howard Lee Davis appointed Conservatee of the person and estate on 05/03/16, no bond.
2. Need Notification of Conservatee's Rights per Pr. C. §1830(c).
3. Need a Determination of Conservatee's Appropriate Level of Care per Pr.C.§2352.5 (form GC-355).
4. Need Care Plan in accord with Pr. C. §2352.5.
5. Need final Inventory and Appraisal per Pr. C. §2610.
6. Need proof of service Inventory and Appraisal including Instructions for Objections per Pr. C. §2610.
7. (If real property is owned) 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. §2323.

RECOMMENDATION

Inquire status.

(lh)

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

DATE: 07/25/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1600166

CASE NAME: RODRIGO R ROMERO

HEARING:

FIRST AND FINAL Account and Report of ALEJANDRO QUIROGA and
Petition for allowance of fees filed.

COUNSEL:

ALEJANDRO QUIROGA (CP)...FELIX M MARTIN
RODRIGO R ROMERO (CEE)...SANDY L. TURNER

Request for Waiver of Court Fees and Costs filed by RODRIGO R ROMERO is GRANTED
Fee waiver amount due \$465.00 for petition for conservatorship on 06/20/16

Request for Waiver of Court Fees and Costs filed by ALEJANDRO QUIROGA is GRANTED
Fee waiver amount due \$465.00 for petition for first and final on 06/06/17

GENERAL INFORMATION:

Conservatee passed away on 04/01/17.

THIS CASE IS SET FOR HEARING ON First and Final Account and Petition for Fees by
Temporary Conservator of the Person, Alejandro Quiroga ["Petitioner"].

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

1. Court to review report by court-appointed counsel, Sandy Turner, filed on 06/19/17.
2. Court to review sticky note at LF, p. 6.
3. General order/letters to include estate powers granted on 03/01/17 have not issued.
4. Final Inventory and Appraisal does not include real property or personal property referred to in petition. Need amended inventory.
5. Accounting period 12/21/16 to 05/31/17 (pre & post death periods).
6. Assets on hand \$0.00. Question the status of conservatee's home/real property?
Need verified supplement.
7. No fees or reimbursement for costs are requested.
8. Petitioner requests bond of \$73,700 be exonerated. However, bond is not
exonerated until entry of final discharge order.
9. Proposed Order 06/06/17 refers to Temporary Conservator and exonerates bond.

RECOMMENDATION:

Need to clear notes. If approved, set next hearing for receipts and final discharge for **07/31/18**.

(nb)

Future Hearing:

10/04/17 Compliance review hearing

05/09/17 Accounting Review.

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

DATE: 07/25/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1600215

CASE NAME: YVETTE M JACKSON

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of DOROTHEA M CARTWRIGHT

COUNSEL:

CAROLYN Y SMITH	(CP)...LAW OFFICE OF GISSELLE M AMINI
DOROTHEA M CARTWRIGHT	(CP)...LAW OFFICE OF GISSELLE M AMINI
TAMARA CARR	(CP)...LAW OFFICE OF GISSELLE M AMINI
YVETTE M JACKSON	(CTP)...LENITA A SKORETZ

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. Dorothea Cartwright (mother), Carolyn Smith (aunt) and Tamara Carr (aunt), appointed as limited co-conservators of the person only on 12/20/16.
2. Notification of Conservatee's rights per Pr.C.§1830(c) filed 01/03/17.
3. Determination of Conservatee's Appropriate Level of Care form GC-355 and Care Plan in accord with Pr.C.§2352.5 filed 01/20/17.

RECOMMENDATION

None.

(ww)

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

DATE: 07/25/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1600265

CASE NAME: MTR OF REGENITA DAWNELL STURGEON HENKE

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of FAITH MARIE HENKE

COUNSEL:

FAITH MARIE HENKE (CP)...PRO/PER
REGENITA DAWNELL STURGEON HENK(CTP)...DUANE P BOOTH

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. Faith Henke, mother, appointed limited conservator of the person only on 12/20/16.
2. Notification of Conservatee's rights per Pr.C.§1830(c) filed 06/18/17; however, the filing party information on page 1 is incorrect as petitioner is in pro per and is not represented by Duane Booth and the court address is incorrect. Also, section 5 is incomplete as to service of order. Need same.
3. Determination of Conservatee's Appropriate Level of Care form GC-355 filed on 06/08/17; however, the filing party information on page 1 is incorrect as petitioner is in proper and is not represented by Duane Booth. Also, section 1 is missing the date of appointment and section 5 states that there are 13 pages attached when there are no pages attached. Need same.
4. Care Plan in accord with Pr.C.§2352.5 filed on 06/08/17; however the filing party information on page 1 is incorrect as petitioner is in pro per and is not represented by Duane Booth. Court's discretion.

RECOMMENDATION

Need to clear notes 2-4.

(ww)

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

DATE: 07/25/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1700094

CASE NAME: MANUEL ARELLANO MURRAY

HEARING:

Petition for Appointment of Conservator

COUNSEL:

DAVID MURRAY (CPE)...PRO/PER

MANUEL ARELLANO MURRAY (CEP)...PRO/PER

GENERAL INFORMATION

**Continued from 05/02/17. David Murray is appointed temporary conservator.
Attorney Sherri L Kastilahn is appointed for Manuel Arellano Murray.**

THIS CASE SET FOR HEARING ON Petition for Appointment of Conservator person and estate by David Murray (nephew)

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

1. Petitioner alleges estate's only assets are public benefits and a small pension, and requests bond waived under Pr. C. §2628. Estimated estate valued at \$84,000. JTD.
2. Petitioner seeks powers under Pr. C. §2591(c) to sell personal/real property, including sale personal residence without confirmation of court, ability to contract for the sale of property, ability to purchase real/personal property, and alter or improve property of the estate. Suggest Court require a separate petition after appointment with required showing per Pr. C. 2540 et seq. JTD
3. Petitioner seeks other orders for authority to exercise powers independently to manage conservatee's finances, take possession and manage conservatee's property, access bank accounts, confidential records, contract on behalf of conservatee, and manage debts. JTD
4. Petitioner seeks additional orders to suspend Healthcare Directives and Power of Attorney as to Jaime O. Lopez and Oscar M. Lopez. JTD
5. Petitioner seeks medical powers. Need Capacity Declaration.
6. Petitioner seeks dementia powers. Need report of Counsel Sherri L. Kastilahn.
7. Court Investigator report filed 04/20/17.
8. Return of Citation and Proof of Personal Service filed 04/28/17.
9. ~Proposed Form Order: 03/15/17

RECOMMENDATION

Need to clear notes 5-6. If approved, set hearing for Compliance Review for **02/27/18** for the filing of the required documents and hearing re Accounting Review for **10/2/18**. Any accounting to be filed 30 days in advance.

(lh/nb/lh)

Superior Court of Calif, County of San Bernardino

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San Bernardino Superior Court

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: CYNTHIA LUDVIGSEN

DATE: 07/25/17 TIME: 9:30 DEPT: S36P

CASE#: SC SS01656

CASE NAME: MTR OF SARAH A. RAMIREZ

HEARING:

Hearing Re: Status on Visits

COUNSEL:

RENE RAMIREZ

(CP)...PRO/PER

SARAH A. RAMIREZ

(CTP)...CRAIG M PARKE

No notes – Status.

(nb)

Superior Court of Calif, County of San Bernardino

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San Bernardino Superior Court

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: CYNTHIA LUDVIGSEN

DATE: 07/25/17 TIME: 9:30 DEPT: S36P

CASE#: SC SS8750

CASE NAME: IN THE MATTER OF DIANE JEAN DI BIASE

HEARING:

Accounting Review

COUNSEL:

DIANE JEAN DI BIASE (CEP)...

JOHN DIBIASE (CPE)...PRO/PER

PATRICIA WOLHART (CPE)...PRO/PER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review.

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

Ex parte petition to dispense with accounting and order approving filed on 10/14/15.

Need waiver of accounting beginning with 06/12/15.

RECOMMENDATION

Inquire status of accounting.

(ww)

Superior Court of Calif, County of San Bernardino

Page: 1 ADD ON

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

DATE: 07/25/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS0800089

CASE NAME: CONSTANCE R. HEINZE

HEARING:

Hearing Re: PROBATE STATUS REPORT FILED

COUNSEL:

ACAC, INC	(CHRISTOPHER A WILSON
ALI ZANDI	(HITCHCOCK, BOWMAN & SCHACHTER
APPROVED CASH ADVANCE LLC	(PET)...RUSSAKOW & TAN, LLP
CATHERINE HEINZE	(PAUL A. MADRUGA
CONNIE R HEINZE	(DEC)...
CONSTANCE R HEINZE	(DEC)...
HAILEY E HEINZE	(PET)...PRO/PER
LAWRENCE A DEAN II	(PET)...BORDEN LAW OFFICE
ROBIN LIS	(PET)...PRO/PER
RONALD ERNEST HEINZE	(TP)...PRENOVOST NORMANDIN BERGH
ROXANNE TRIMBLE	(PET)...PRO/PER
TIM HEINZE	(PET)...PRO/PER
TIMOTHY D. HEINZE	(PET)...PRO/PER

XREF: SPRSS07286, SCSS03062, CIVDS1517967, CIVDS1518181

CCP170.6 FILED AS TO JAMES MICHAEL WELCH and CYNTHIA LUDVIGSEN

GENERAL INFORMATION:

Continued from **5/4/15**. Court notes that petitioner may file any documents to support the appointment of a successor trustee.

Continued from **6/22/15**.

Continued from **12/18/15** at request of plaintiff. Notice by Judicial Assistant.

Continued from 09/01/16 (successor representative appointed), 12/01/16, 03/14/17, 05/30/17, and 06/30/17 (vacated).

THIS CASE IS SET FOR HEARING ON Status Report

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

1. Petitioner, Tim Heinze, alleges that since the last hearing on 11/12/14, the mortgage loan has been pending. The real property has been transferred by order of this Court to the Constance R. Heinze Revocable Trust. There is no real or personal property in the estate subject to probate administration.
2. Petitioner states he has also refiled a Chapter 13 Bankruptcy on 2/17/15 in order to preserve the real property and not have his home sold. A Notice of Dismissal of such bankruptcy was entered 3/4/15 for failure to file schedules, statements and/or plan (See Request for Judicial Notice filed 4/21/15 and attachment).
3. Notice of Hearing and proof of service filed. Does not contain the language required by Probate Code §12201(b) advising recipients of their right to petition for an accounting. Need proper notice.
4. Petition to Appoint Successor Trustee is filed by Hailey Heinze (see prior page).
5. Tim Heinze filed a Declaration on 6/19/15 stating he has commenced bankruptcy proceedings as of 6/12/15.
6. Ex-parte request to continue all matters set on the 6/8/16 calendar for 9/1/16 or thereafter.

RECOMMENDATION

Need proper notice and then Court's discretion.

(gls/abs/nb/sa/lc/oc/nb)

Superior Court of Calif, County of San Bernardino

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

DATE: 07/25/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1500578

CASE NAME: RONALD LLOYD CARROLL

HEARING:
Accounting Review

COUNSEL:

RONALD LLOYD CARROLL (DEC)...
WILLIAM M CARROLL JR. (PET)...MARIA G NICIFOROS

VACATE – First and Final Account filed and set for 10/23/17.

(ww/nb)

Superior Court of Calif, County of San Bernardino

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

DATE: 07/25/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1500698

CASE NAME: MARICELA CUEVAS

HEARING:

FIRST & FINAL Account and Report of MONICA FLORES and Petition
for allowance of fees filed.

COUNSEL:

MARICELA CUEVAS (DEC)...
MONICA FLORES (PET)...JASON L GAUDY

GENERAL INFORMATION:

Continued from **03/14/17** for recently filed supplement to be reviewed. The Court
approves attorney fees and costs as requested.

Continued from 05/16/17 at request of counsel.

THIS CASE IS SET FOR HEARING ON First and Final Account and Petition for Fees by
Administrator, Monica Flores.

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

1. Accounting period 04/12/15 to 12/21/16.
2. Assets on Hand \$129,636.37 consisting of \$125,136.37 in cash and a 2003 GMC Sierra Truck.
3. Petitioner waives statutory compensation.
4. Attorney requests statutory fees of \$9,557.00. Calculated.
5. Attorney requests reimbursement of costs of \$1,403.00. Itemized [LF, p. 13].
6. Notice given.
7. Proposed order filed 05/12/17 reflects different cash amount at property on hand.

RECOMMENDATION

Court's discretion. If approved, set next hearing for receipts and final distribution on
05/08/18.

(nb)

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

DATE: 07/25/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600127

CASE NAME: GWENDOLYN V MOSLEY

HEARING:

FIRST AND FINAL Account and Report of REGINALD D JONES and
Petition for allowance of fees filed.

COUNSEL:

GEWNDOLYN V MOSLEY (DEC)...
REGINALD D JONES (PET)...ROMBOUD
SHASHAUNA SZCZECZOWICZ ESQ (TP)...

Request for Waiver of Court Fees and Costs filed by REGINALD D JONES is GRANTED
Fee waiver amount due \$1,492.30
\$465.30 for petition for letters of admin etc on 02/11/16
\$555.00 for ex parte application/letters for special admin. on 02/19/16
\$7.00 fax fees and \$465.00 for first and final on 05/08/2017

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON First and Final Account; Petition for Fees; and
Surcharge by Attorneys for Administrator, Reginald D. Jones ["Petitioner"-son].

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

1. Final Inventory and Appraisal is not signed/verified by Petitioner and is not appraised by Probate Referee. Need complete inventory.
2. Accounting period 06/18/15 to 05/01/17.
3. Assets on Hand \$0.00 as Administrator has absconded with all of the residual estate funds.
4. Attorney requests statutory fees in the amount of \$10,207.08 computed on a fee base of \$360,354.15 and as Administrator has absconded estate funds, Administrator's statutory fees is considered paid in full and deducted from the \$56,047.26 preliminary distribution he took for himself. Calculated.
5. Attorney requests extraordinary fees of \$4,375.00 for services rendered in connection with the sale of real property. Billed at \$350/hour for a total of 12.50 hours' attorney time. Generally described [LF, pgs. 16-18]. Need itemization per CRC 7.702 indicating the specific amount requested for each category of service.

6. Attorney requests reimbursement of costs advanced of \$2,816.76. Itemized [LF, p. 41].
7. Total Charges and Total Credits on Summary of Account [LF, p. 29] do not match.
8. Need copies of bank/financial statements per Local Rule 20-908.
9. No final distribution proposed in the accounting as Administrator absconded with all of the remaining estate funds.
10. Petition requests a surcharge against the Administrator for all costs and expenses, totaling \$17,398.84, and a Court Order that Administrator is to pay the surcharge directly to the Attorney-Client Trust Account of the Law Office of Romy S. Rahmanian.
11. Notice does not include bond company. Need proper service.
12. Proposed Order affixed to accounting at LF, p21 discharges counsel after payment of fees.

RECOMMENDATION:

Need to clear notes. If approved, set next hearing for final discharge on **07/31/18**.
(nb)

Superior Court of Calif, County of San Bernardino

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

DATE: 07/25/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600657

CASE NAME: MARIA DE JESUS MALDONADO

HEARING:

PET FOR FINAL DISTRIBUTION ON WVR OF Account and Report of
RUBELLA MALDONADO and Petition for allowance of fees filed.

COUNSEL:

DEPARTMENT OF HEALTH CARE SERV (TP)...

MARIA DE JESUS MALDONADO (DEC)...

RUBELLA MALDONADO

(PET)...PRISCILLA C SOLARIO

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Final Distribution upon Waiver of
Account and for Fees.

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

1. Assets on Hand \$319,964.15 in cash, held in attorney's trust account.
2. Statutory compensation of \$9,820.00 requested. Calculated.
3. Mailing List to Notice filed on 06/06/17 does not include DHS or Consulate of Mexico. Pr. C. § 8113. Need proper service.
4. ~Proposed Order 05/08/17.

RECOMMENDATION

Need to clear note 3 then Court's discretion. If approved, set next hearing for receipts and
final discharge for **07/31/18**.

(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 07/25/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700228

CASE NAME: SAMUEL WILSON

SEE ALSO 6

HEARING:

OSC re: Dismissal

COUNSEL:

MARGARET WILSON

(PET)...PRO/PER

SAMUEL WILSON

(DEC)...

See notes on matter 6.

Superior Court of Calif, County of San Bernardino

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

DATE: 07/25/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700228

CASE NAME: SAMUEL WILSON

SEE ALSO 5

HEARING:

Petition for LETTERS OF ADMINISTRATION W/ FULL IAEA

COUNSEL:

MARGARET WILSON (PET)...PRO/PER
SAMUEL WILSON (DEC)...

GENERAL INFORMATION:

Ex Parte orders granted to Margaret Wilson on 03/30/17, no bond.

Continued from 05/16/17. No appearance. OSC re dismissal set.

THIS CASE IS SET FOR HEARING ON **OSC re: Dismissal of** Petition for Letters of Administration with full authority under IAEA by Margaret Wilson, spouse

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

1. Petition indicates all beneficiaries waive bond instead of all heirs at section 2 [LF, p. 3]. Need waivers of bond by Kassandra, Layetta, Melissa, Isaac, and Samuel Wilson. Alternatively, suggest bond of \$130,000. JTD.
2. Need proof of publication.
3. Need Notice of Petition to Administer Estate with proof of service.
4. ~Proposed Form Orders/Letters 03/10/17.

RECOMMENDATION:

Need to clear notes 1-3. Court's discretion re bond. If approved, set future hearing for Accounting/Status Review on **10/02/18**. Any account to be filed 30 days in advance of hearing. Note requirements of Local Rules.

(nb/ww)

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

DATE: 07/25/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700267

CASE NAME: MTR OF WALT GLEN PITTER

HEARING: Petition for LETTERS OF ADMINISTRATION W/FULL IAEA

COUNSEL:

CHRISTOPHER A SHUMATE (TP)...
DEBRA LYN PITTER (PET)...HORSPOOL & HORSPOOL
WALT GLEN PITTER (DEC)...

GENERAL INFORMATION:

Ex parte orders entered on 03/30/17 appointing Debra Lyn Pitter as Special Administrator. Court limits powers to get through emergency and work with insurance company to receive proceeds from fire. Special Administrator is able to use insurance proceeds to pay for any and all construction bills for repairs of home. No bond is required.

Continued from 06/06/17 to file an amended petition.

THIS CASE IS SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by Debra Lyn Pitter (spouse)

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

1. Estimated net value of estate is \$19,000 in real property. All heirs waived bond initially; however, revocation and withdrawal of bond waivers by Cindy Laughery, Emily Prieto and Leland Pitter were filed on 06/05/17. Bond to be set at minimum amount of \$20,000.
2. Need Proof of Publication.
3. **Notice filed 07/11/17 does not include Eva Pitter (mother). Need proper service.**
4. ~Proposed form Order/Letters: 03/23/17

RECOMMENDATION:

This petition appears to be moot as an amended petition has been filed. Court may wish to trail this matter to **09/18/17** to be heard with the amended petition. Need to clear notes. Court's discretion re bond of \$20,000. If approved, set future hearing for Accounting/Status Review on **10/02/18**. Any accounting to be filed 30 days in advance. Note requirements of Local Rules.

(lh/ww)

Future hearing : 09/18/17 Amended Petition for Letters of Administration

Superior Court of Calif, County of San Bernardino

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

DATE: 07/25/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700437

CASE NAME: MTR OF ANDY GASCA

HEARING:

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

COUNSEL:

ANDY GASCA (DEC)...
EDWARD F CORNEJO (PET)... DAVID T EGLI

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Probate, Letters Testamentary with Full Authority under IAEA by Edward Cornejo,

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

1. All heirs waive bond. The estate consists of \$502,000 of which \$300,000 is personal property.
2. Section 3f2 was addressed as to the petitioner being a person entitled to letters instead of section 3f1 as he is named as the executor. Court's discretion..
3. The petition for probate is on an outdated form. Court's discretion.
4. **Proof of publication filed.**
5. **Notice filed 07/18/17 does not include Christopher Guillen. Need proper service.**
6. ~Proposed form order: 05/05/17

RECOMMENDATION

Need to clear notes 5. Court's discretion re bond. If approved, set Accounting/Status Review for **10/02/18**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(ww/nb)

Superior Court of Calif, County of San Bernardino

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

DATE: 07/25/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700438

CASE NAME: MTR OF EVERARDO SANCHEZ CASTRO

HEARING:
Petition for LETTERS OF ADMIN W/ FULL IAEA

COUNSEL:
EVERARDO SANCHEZ CASTRO (DEC)...
JOSE CASTRO (PET)...PRISCILLA C SOLARIO

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with Full Authority under IAEA by Jose Castro, father

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

1. Petitioner is sole heir and waives bond. Net estate value is \$180,000 in real property.
2. **Proof of publication filed.**
3. ~Proposed Form Order: 05/08/17

RECOMMENDATION

RFA. If approved, set Accounting/Status Review for **10/02/18**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.
(ww/nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

CONSERVATORSHIP

DATE: 07/25/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1200138

CASE NAME: MTR OF ASHLEY KERNS

SEE ALSO 11

HEARING:

Hearing Re: REQUEST TO TERMINATE CONSERVATORSHP

COUNSEL:

ASHLEY KERNS

(CEP)...MARK J. FLORY

BOBBIE KERNS

(CPE)...PRO/PER

JOHN KERNS

(CPE)...PRO/PER

GENERAL INFORMATION:

Continued from **10/21/16**. No appearances. Notice by Judicial Assistant.

Continued from 01/10/17, 03/14/17 and 05/16/17. Counsel reports a petition to terminate conservatorship will be filed today.

THIS CASE IS SET FOR HEARING ON Request to Terminate Conservatorship.

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

1. Matter set for hearing upon receipt and review of CI report filed 08/22/16 on the issues of conservatee's request to terminate conservatorship.

RECOMMENDATION:

Court's discretion.

(nb)

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

DATE: 07/25/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1200138

CASE NAME: MTR OF ASHLEY KERNS

SEE ALSO 10

HEARING:

Petition for TO TERMINATE CONSERVATORSHIP

COUNSEL:

ASHLEY KERNS	(CEP)...MARK J. FLORY
BOBBIE KERNS	(CPE)...PRO/PER
JOHN KERNS	(CPE)...PRO/PER

GENERAL INFORMATION:

Parents, John and Bobbie Kerns appointed Limited Conservators of the person on 10/09/12.

THIS CASE IS SET FOR HEARING ON Petition to Terminate Conservatorship by Attorneys for Conservatee, Ashley Kerns [Pr. C. §§1860.5, 1861].

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

1. Petitioner alleges the Limited Conservatorship of the Person is no longer required because the Conservatee is able to provide for herself, and if unable she knows that she can receive informal assistance from her family, or through her programs, to receive the necessary assistance.
2. Petitioner requests that this Court make an order terminating the limited conservatorship of the person.
3. No proposed order. Submit Order after Hearing.

RECOMMENDATION:

Court's discretion

(nb)

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

DATE: 07/25/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1700047

CASE NAME: MTR OF GLADYS LAMRIA DIASMARA HUTAGAOL

HEARING:
Petition for Appointment of Conservator

COUNSEL:

DIAN HUTAGAOL	(CP)...PRO/PER
GLADYS LAMRIA DIASM HUTAGAOL	(CTP)...JAMES B CHURCH
GRACE HUTAGAOL	(CP)...PRO/PER
HENDRICK HUTAGAOL	(CP)...PRO/PER

GENERAL INFORMATION

Continued from 03/14/17 at request of IRC for 30 day extension to file report. Attorney James Church appointed Counsel for Gladys Hutagaol.

Continued from 05/16/17 for Capacity Declaration to be filed. Counsel appears on his client's behalf and requests conservatee's appearance be waived. Counsel's report filed in Court.

THIS CASE SET FOR HEARING ON Petition for Appointment of Limited Conservator person only by Hendrik Hutagaol (father), Dian Hutagaol (mother), and Grace Hutagaol (sister)

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

1. Petitioner seeks powers to fix residence, access confidential records, consent to marriage, enter contracts, select social/sexual contacts, make educational decisions under PR. C. §2351.5. JTD.
2. Petitioner seeks civil rights not be limited without court order. JTD
3. Petitioner seeks medical powers. **Capacity Declaration filed 05/24/17.**
4. Proposed conservatee is developmentally disabled. **Report of Counsel James Church filed 05/16/17.**
5. Proposed conservatee is developmentally disabled. **IRC report filed 05/15/17.**
6. Need Notice of Hearing and Proof of Service as to Ludiana Mangunsong (pgm) and Sri Subekti (mgm).

7. Proof of Service of Notice of Hearing filed 03/02/17 as to Parlindungan Hutagaol (pgf) and Ebenezer Poerbo (mgf) is incomplete as to item 2 address of server, and item #4 date and place of mailing. Need amended Proof of Service.
8. Certificates of Completion of the Conservatorship Training Class from Hendrik, Dian, and Grace Hutagaol filed.
9. CI Report filed 03/06/17.
10. Proposed form Order: 03/01/17

RECOMMENDATION

Need to clear notes 6-7. If approved, set hearing for Compliance Review **02/27/18** 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

DATE: 07/25/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1700118

CASE NAME: OMAR GAITAN

HEARING:
Petition for Appointment of Conservator

COUNSEL:
OLGA PLASCENCIA (CP)...
OMAR GAITAN (CTP)...WALTER T. MOORE

GENERAL INFORMATION

Continued from 05/16/17 at request of IRC to file report. Attorney Walter T. Moore appointed for Omar Gaitan.

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

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

1. Petitioner seeks powers re habilitation, treatment, training, medical etc. JTD
2. Petitioner seeks civil rights not be limited without court order. JTD
3. Petitioner seeks order related to powers under Pr. C. §2351.5 to fix residence, access confidential records, control right to contract, to make and consent to medical decisions. JTD
4. Petitioner seeks medical powers. **Capacity Declaration filed 05/08/17.**
5. Proposed conservatee is developmentally disabled. Letter from IRC filed 05/09/17 requesting 30-day continuance. **IRC report filed.**
6. Proposed conservatee is developmentally disabled. **Need report of Counsel Walter T. Moore.**
7. List of required contact Information is missing Alfredo Gaitan (father) and Fatima (sister). Need completed form.
8. Need return of Citation.
9. Need Notice of Hearing and Proof of Service.
10. Certificate of Completion of the Conservatorship Training Class filed.
11. CI.Report filed 04/25/17.
12. ~Proposed Form Order: 04/04/17

RECOMMENDATION

Need to clear notes 6-9. If approved, set hearing for Compliance Review for **02/27/18** 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/nb/lh/nb)

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

DATE: 07/25/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1700201
CASE NAME: JANETTE ILIANA GONZALEZ

HEARING:
Petition for Appointment of Conservator

COUNSEL:

CLAUDIA MARTINEZ (PET)...PRO/PER
JANETTE ILIANA GONZALEZ (CEE)...MELVIN L FRIEDLAND

GENERAL INFORMATION

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

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

10. Petitioner seeks orders related to powers under Pr. C. §2351.5 to fix residence, access all confidential records, control right to contract, make and consent to medical decisions. JTD
11. Petitioner seeks civil rights not be limited without court order. JTD
12. Petitioner seeks medical powers. Capacity Declaration filed 06/06/17 is incomplete at item #1&2 as to physician's name and address, and item #4 as to whether proposed conservatee is a patient under continuing treatment. Need completed form.
13. Proposed conservatee is developmentally disabled. Need IRC report.
14. Proposed conservatee is developmentally disabled. **Report by court-appointed counsel, Melvin L. Friedland, filed.**
15. **Court Investigator report filed.**
16. Proof of Completion of the Conservatorship Training Class filed 06/22/17.
17. Return of Citation with Proof of Personal Service filed 06/22/17.
18. ~Proposed Form Order: 05/30/17

RECOMMENDATION

Need to clear notes 3-4. If approved, set hearing for Compliance Review for **02/27/18** 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/nb)

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

DATE: 07/25/17 TIME: 9:30 DEPT: S37P

CASE#: SC SS01379

CASE NAME: IN THE MATTER OF ALEX NOE LLAMAS

HEARING:

NINTH Account and Report of MARIA LLAMAS and Petition for allowance of fees filed.

COUNSEL:

ALEX NOE LLAMAS (CEP)...
MARIA LLAMAS (CPE)...HARTNELL LAW GROUP

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Eighth Account Current and Petition for Fees by Conservator of the Person and Estate, Maria Llamas ["Petitioner"].

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

1. Accounting covers 02/10/15 to 02/09/17 (2 years).
2. Assets on hand: \$205,527.30 (cash of \$1,170.84; real property with a carry value of \$125,000 and the balance in personal property).
3. Petitioner requests bond be increased to \$150,546.95 (a total increase of \$3,080.95). Appears sufficient. JTD
4. Petitioner requests compensation already received in court-ordered periodic payments in the amount of \$12,000. Billed at \$25/hour for 20 hours/month. Generally itemized. Petitioner requests continuation of periodic payments of \$500/month towards her annual fees. JTD
5. Attorney requests fees of \$4,742.50. Billed at \$250-\$425/hour for 9.8 hours' attorney time and \$50-\$125/hour for 17.3 hours' paralegal time. Itemized [LF, pgs. 37--40]. JTD
6. Petition indicates the law firm is owed fees for the 7th, 8th Accounts and will owe on the 9th Account Current. Petitioner is now making monthly payments against the fee arrearages. Petitioner requests that the Court retain jurisdiction over the issue of Court ordered feed that remain unpaid should the Petitioner default in payments or upon the death of Conservatee. JTD.
7. Petitioner has invested in 4 adjustable insurance plans which render cash value. Petitioner alleges these investments were made in order to assist the 2 boys with their college education. However, it does not appear these insurance plans are

included in the list of pre-approved investments [Pr. C. § 2574] and prior Court authorization was not obtained. Does Court wish to approve and confirm these transactions? Pr. C. § 2625. JTD.

8. Last CI report filed 06/09/15. Need updated CI Report.
9. ~Proposed Order 05/16/17.

RECOMMENDATION:

Need CI report then Court's discretion re fees and bond increase. If approved, set hearing on the next accounting review for **04/08/18** (if one year) or **04/09/19** (if two years).

Accounting to be filed 30 days' in advance of hearing. Note requirements of Local Rules.
(nb)

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

DATE: 07/25/17 TIME: 9:30 DEPT: S37P

CASE#: SC SS01747

CASE NAME: MATTER OF JESSE MUNOZ

HEARING:

THIRD Account and Report of HARRY LIEBERMAN and Petition for allowance of fees filed.

COUNSEL:

DANIEL RIVAS	(PET)...JOHN D MICKUS
HARRY LIEBERMAN	(CPE)...HARTNELL LAW GROUP
JESSE MUNOZ	(CEP)...SHERRI L KASTILAHN
JOHN D MICKUS	(CE)...JOHN D MICKUS
VERLENE CAMERON	(CE)...JOHN D MICKUS
VERLENE CAMERON	(CPE)...JOHN D MICKUS

GENERAL INFORMATION

Continued from 07/17/17 for verified supplement explaining expenses.

THIS CASE SET FOR HEARING ON Third Account Current for Successor Conservator, Harry Lieberman ["Petitioner"], and Petition for Allowance of Fees.

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

1. Accounting period 02/28/15 to 02/27/16.
2. Assets on hand \$147,161.70 consisting of \$34,428.41 in cash and the remaining in real and personal property.
3. Current bond of \$90,778.51. Petitioner indicates bond is insufficient and should be increased by \$14,837.27 for a total bond of \$105,615.78. Suggest bond of \$106,000. **Court orders bond of \$106.00 on 07/17/17.**
4. Petitioner is seeking fees of \$3,628.00 for 90.7 hours at \$40-\$50 per hour. Itemized [LF, pgs. 25-35]. Judge to decide.
5. Attorney is seeking fees of \$6,455.00 for 39.2 hours at \$250-\$425/hour for attorney time and \$50- \$125/hour for paralegal time. Itemized [LF, pgs. 39-42]. **Court approves attorney fees as requested on 07/17/17.**
6. Schedule C – Disbursements reflect auto expenses. However, estate does not include a vehicle. Need further clarification via verified supplement.
7. Need copy of bank statement for Pacific Western Bank Acct, No. XXX6101.
8. ~Proposed Order: 06/09/17

RECOMMENDATION

Need to clear notes 6-7 then Court's discretion re fees and bond. If approved, set hearing on the next Accounting Review for **04/26/18** (two years). Account to be filed 30 days in advance of hearing.

(nb)

Future Hearing:

10/02/17 Hearing re: Receipt of bond