



## Second/Final Check

Superior Court of California  
County of San Bernardino  
Probate Department

### **Probate Notes for Calendar Date: 07/31/17**

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.

nb0713/0726

Superior Court of Calif, County of San Bernardino

Page: 1

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

**PROBATE**

-----  
DATE: 07/31/17      TIME: 8:30      DEPT: S35P  
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CASE#: PRO PS0801100

CASE NAME: LEYDIA HANNA

HEARING:

Accounting Review

COUNSEL:

INLAND COUNTIES REGIONAL CENTER

(PET/)...STEVEN K BECKETT

LEYDIA HANNA

(BEN)...

SPECIAL NEEDS TRUST OF LEYDIA HANNA

(TRU)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. Order Settling Sixth Account entered 11/14/16; seventh account now due.
2. No accounting or status report of administration. Need same.

RECOMMENDATION:

Inquire status.

(nb)

Superior Court of Calif, County of San Bernardino

Page: 2

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

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DATE: 07/31/17      TIME: 8:30      DEPT: S35P  
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CASE#: PRO PS1400931

CASE NAME: Larry Davis

**SEE ALSO 3 4 5**

HEARING:

Hearing Re: TRIAL SETTING CONFERENCE

COUNSEL:

BRENDA C DAVIS                      (PET)...PRO/PER

LARRY DAVIS                          (DEC)...

STATE OF CALIFORNIA FRANCHISE TAX BOARD (TP )...

LAWRENCE DAVIS                      (AARON F GARCIA)

No notes – TSC.

(nb)

Future Hearing: 8/16/17: Accounting Review

Superior Court of Calif, County of San Bernardino

Page: 3

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

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DATE: 07/31/17 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1400931

CASE NAME: Larry Davis

**SEE ALSO 2 4 5**

HEARING:

Hearing Re: OSC RE GRANTING OF ALL OF THE OBJECTIONS

COUNSEL:

BRENDA C DAVIS (PET)...PRO/PER  
LARRY DAVIS (DEC)...  
STATE OF CALIFORNIA FRANCHISE TAX BOARD (TP )...  
LAWRENCE DAVIS (AARON F GARCIA)

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON OSC re Granting of all Objections

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

1. Matter set at 06/22/17 trial setting conference due to non-appearance by Brenda C. Davis. Court notes that if Brenda Davis fails to be personally present on July 31, 2017 at 8:30am, the court will grant all of the objections.
2. Notice by Judicial Assistant.

RECOMMENDATION:

Court's discretion

(nb)

Future Hearing:

8/16/17: Accounting Review

Superior Court of Calif, County of San Bernardino

Page: 4

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

-----  
DATE: 07/31/17      TIME: 8:30      DEPT: S35P  
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CASE#: PRO PS1400931

CASE NAME: Larry Davis

**SEE ALSO 2 3 5**

HEARING:

Motion Re: REOPEN DISCOVERY Filed by Respondent LAWRENCE DAVIS

COUNSEL:

BRENDA C DAVIS                      (PET)...PRO/PER

LARRY DAVIS                         (DEC)...

STATE OF CALIFORNIA FRANCHISE TAX BOARD (TP )...

LAWRENCE DAVIS                    (AARON F GARCIA)

Currently under review by Legal Research.  
(LR)

Future Hearing:  
08/16/17: Accounting Review

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

Superior Court of Calif, County of San Bernardino

Page: 5

PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: STANFORD E. REICHERT

-----  
DATE: 07/31/17 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1400931

CASE NAME: Larry Davis

**SEE ALSO 2 3 4**

HEARING:

Petition for TO CONFIRM PROPERTY BELONGS TO ESTATE- PURSUANT  
CALIFORNIA PROBATE CODE SECTION 850

COUNSEL:

BRENDA C DAVIS (PET)...PRO/PER  
LARRY DAVIS (DEC)...  
STATE OF CALIFORNIA FRANCHISE TAX BOARD (TP )...  
LAWRENCE DAVIS (AARON F GARCIA)

GENERAL INFORMATION:

Continued from **1/7/16** to file objections.

**Continued from 4/6/16, 6/8/16, 08/10/16, 10/26/16, 03/30/17 and 06/22/17.**

THIS CASE SET FOR HEARING ON Petition to Confirm Property Belongs to the  
Estate Pr.C. § 850.

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

1. Petitioner, Brenda Davis, is executor of the estate. **Brenda is now pro per.**
2. Petitioner seeks order confirming that certain assets be returned to the estate; specifically Bank of America savings account of \$108,320, vehicles, personal property and profits of Precision Trenching owned by decedent. Petitioner is seeking that the estate be reimbursed by the business accounts or a share of the business I the amount equal to the benefit received by David Trenching Inc. Lawrence Davis allegedly withdrew a large sum of money from the bank account and also reportedly denies that the estate owns half of the business. Lawrence reportedly withdrew business funds and did not deposit sufficient profits. The will submitted 10/30/14 does appear to distribute partially to Lawrence Davis.
3. **Objection filed 2/18/16 by Lawrence Davis**

RECOMMENDATION

Set for contested hearing.

(lc/sa/lc/nb)

Future Hearing: 8/16/17: Accounting Review

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

Superior Court of Calif, County of San Bernardino

Page: 6

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

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DATE: 07/31/17 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1600391

CASE NAME: MTR OF XIAN LIU

HEARING:

Motion Re: EXPUNGE LIS PENDENS Filed by Petitioner THOMAS E  
WHITEAKER

COUNSEL:

THOMAS E WHITEAKER	(PET)...	RICHARD
XIAN LIU	(DEC)...	
SHI ZHENG	(PET)...	MAY LIOU

Currently under review by Legal Research.  
(LR)

Future Hearings:

1/24/18: Spousal Property Petition, Mediation Settlement  
Conference, Readiness Calendar,  
2/20/18-2/21/18: Court Trial

Superior Court of Calif, County of San Bernardino

Page: 7

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

-----  
DATE: 07/31/17 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1601273

CASE NAME: THE ROBERT BUSTILLOS TRUST

**SEE ALSO 8**

HEARING:

Hearing Re: OSC Re: Dismissal of Petition to compel trustee

COUNSEL:

SALVINO ADAN DOMINGUEZ

(PET)...SANDY J CHUN

THE ROBERT BUSTILLOS TRUST

(TRU)...

JOHNNY HERNANDEZ DOMINGUEZ

(OBJ)...FULLERTON LEMANN SC...

**XREF: CIVDS1606520**

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON OSC re Dismissal of Petition to Compel Trustee

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

1. Matter set at 04/10/17 hearing, wherein, copy of quick claim deed is reviewed by the Court. Court sets briefing schedule as follows: Sandy Chun to file brief by 4 P.M May 8th, 2017; Thomas Dominick to file response by 4 P.M May 30th, 2017 and Ms. Chan is to file reply brief by 4 P.M on June 12th, 2017.
2. Notice waived.

RECOMMENDATION:

Court's discretion

(nb)



Superior Court of Calif, County of San Bernardino

Page: 8

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

-----  
DATE: 07/31/17 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1601273

CASE NAME: THE ROBERT BUSTILLOS TRUST

**SEE ALSO 7**

HEARING:

Petition for TO COMPEL TRUSTEE TO ACCOUNT;PET FOR RELIEF FROM  
BREACH OF TRUST ; ETC

COUNSEL:

SALVINO ADAN DOMINGUEZ	(PET)...SANDY J CHUN
THE ROBERT BUSTILLOS TRUST	(TRU)...
JOHNNY HERNANDEZ DOMINGUEZ	(OBJ)...FULLERTON LEMANN SC...

**XREF: CIVDS1606520**

Currently under review by Legal Research.  
(LR)

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

**NOTICE**

1. Trustor Robert Bustillos is deceased (DOD 04/27/07).
2. Successor trustee is: Johnny Hernandez, Dominguez.
3. Beneficiaries are: Johnny Hernandez Dominguez, Eric J. Dominguez, Adam Dominguez, and Robert Bustillos, Jr. (address unknown).
4. Proof of personal service of Notice of Hearing, on Johnny Hernandez Dominguez, filed 01/13/17, does not include time and place of service.
5. Johnny Hernandez Dominguez has also appeared by objection filed 03/27/17 (not yet imaged).
6. Proof of mailed service of Notice of Hearing on Eric J. Dominguez, filed 01/13/17.
7. Need direct notice to Robert Bustillos Jr., or written permission to serve him c/o Johnny Hernandez Dominguez, or receipt for tools specifically devised to him.

(jm)

**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](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - **no legal or procedural advice will be given.**

Superior Court of Calif, County of San Bernardino

Page: 9

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

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DATE: 07/31/17 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1601282

CASE NAME: ESTATE OF GARY ROSS MONTGOMERY

HEARING:

Hearing Re: TO ADDRESS MULTIPLE ISSUES

COUNSEL:

ANDREW MONTGOMERY (PET)...PRO/PER  
JAYLYNN MONTGOMERY (PET)...LAW OFFICES OF ANNETTE L ISAAC  
CHASE MONTGOMERY (PET)...LAW OFFICES OF ANNETTE L ISAAC  
GARY ROSS MONTGOMERY (DEC)...  
DEPT OF HEALTH CARE SERVICES (TP )...PRO/PER

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON to Address Multiple Issues.

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

1. Matter set at 05/22/17 hearing, wherein, Court set hearing to address issues stated on the record: the disposition of property, creditor's claims of Department of Health Services & Shryver, the trailer, the Polaris-off road 2000, and Toyota Tacoma

RECOMMENDATION:

Court's discretion

(nb)

Superior Court of Calif, County of San Bernardino

Page: 10

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

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DATE: 07/31/17 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1700302

CASE NAME: MTR OF MICAELA MARTINEZ

HEARING:

Petition for LETTERS OF ADMINISTRATION W/FULL IAEA

COUNSEL:

SYLVIA PEREZ (PET)...MARC L WILSON

MICAELA MARTINEZ (DEC)...

GENERAL INFORMATION:

**Continued from 06/12/17 at request of counsel.**

THIS CASE IS SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by daughter, Sylvia Perez ["Petitioner"].

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

1. Petitioner alleges that petitioner is the sole beneficiary and waives bond.  
Estimated value of estate is \$153,000.
- 2. Proof of publication filed.**
3. ~Proposed Form Order/Letters 03/23/17

RECOMMENDATION:

Court's discretion re: bond. If approved, set future hearing for Accounting/Status Review on **10/15/18**. Any account to be filed 30 days in advance of hearing. Note requirements of Local Rules.

(nb)

Superior Court of Calif, County of San Bernardino

Page: 11

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

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DATE: 07/31/17 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1700361

CASE NAME: TAIYO BENJAMIN SEKI

HEARING:

Spousal Property Petition hearing.

COUNSEL:

HECTOR ALEJANDRO ARRIOLA CAMACHO (PET)...GISSELLE M AMINI

TAIYO BENJAMIN SEKI (DEC)...

GENERAL INFORMATION:

**Continued from 06/12/17 at request of counsel.**

THIS CASE IS SET FOR HEARING ON Spousal Property Petition by Hector A. Camacho ["Petitioner"].

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

1. Petitioner requests a determination of property passing to the surviving spouse. Specifically, real property at Montclair, CA, in San Bernardino County, However, petitioner does not set forth facts sufficient to establish a community property interest in the California real property. **Supp. (06/22/17) indicates parties were married on 07/01/13 and Petitioner, from his separate property funds, made a down payment of \$8,000 to purchase the real property and made payments solely, for about a year and a half until Decedent graduated and starting contributing to make the monthly payment.**
2. Vesting deed affixed to petition filed 04/07/17, LF, p. 9.
3. Assignment of Interest by decedent's parents, filed 04/07/17.
4. ~Proposed Form Order 06/29/17.

RECOMMENDATION:

Court's discretion

(nb).

Superior Court of Calif, County of San Bernardino

Page: 12

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

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DATE: 07/31/17 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1700443

CASE NAME: MTR OF MELODIE R MAURER

HEARING:

Petition for LETTERS OF ADMINISTRATION W/FULL IAEA

COUNSEL:

CODY MAURER (PET)...SU P CHEAH  
MELODIE R MAURER (DEC)...

GENERAL INFORMATION:

Ex Parte orders granted 05/16/17.

THIS CASE IS SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by sole heir, Cody Maurer ["Petitioner"].

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

1. Petitioner alleges that petitioner is the sole heir and waives bond.
2. Proof of publication filed
3. ~Proposed Form Order/Letters 05/09/17.

RECOMMENDATION:

RFA, no bond. If approved, set next hearing for Accounting Review on **10/15/18**. Any account to be filed 30 days' before hearing. Note requirements of Local Rules.

(nb)

Superior Court of Calif, County of San Bernardino

Page: 13

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

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DATE: 07/31/17      TIME: 8:35      DEPT: S35P  
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CASE#: PRO PS1400142

CASE NAME: LYNN W AND MARGUERITE F KLOEPFER TRUST

HEARING:

Petition for ACCOUNT, TO REVIEW REASONABLENESS OF TRUSTEES FEES

COUNSEL:

ROBERT A KLOEPFER      (PET)...BRUNICK, MCELHANEY & KENNEDY P

WILLIAM L KLOEPFER      (PET)...BRUNICK, MCELHANEY & KENNEDY P

LYNN W AND MARGUERITE F KLOEPFER TRUST (TRU)...

KENNETH KLOEPFER      (PET)...RANDAL P. HANNAH

Currently under review by Legal Research.

(LR)

Notice:

Need Notice of Hearing with proof of service to parties listed at LF, pgs. 5-6 of petition to include the United Kingdom Consulate.

(nb)

Superior Court of Calif, County of San Bernardino

Page: 14

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

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DATE: 07/31/17      TIME: 8:35      DEPT: S35P  
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CASE#: PRO PS1700152

CASE NAME: GILBERT AND ROSA LINDA GONZALES TRUST

HEARING:

Petition for AN ORDER TO CONFIRM THE VALIDITY OF THE TRUST ASSETS

COUNSEL:

ROSA LINDA GONZALES      (PET)...MCGARRIGLE, KENNEY & ZAMPIELLO  
THE GILBERT M AND ROSA LINDA GONZALES (TRU)...

Currently under review by Legal Research.  
(LR)

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

Superior Court of Calif, County of San Bernardino

Page: 15

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT **CONSERVATORSHIPS**

-----  
DATE: 07/31/17 TIME: 9:30 DEPT: S35P  
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CASE#: CON DS1000181

CASE NAME: EDNA M. WINEGAR

HEARING:

Hearing re Final Discharge

COUNSEL:

JAMES B CHURCH	(PET)...JAMES B CHURCH
TERESA CLAYTON	(CTP)...
CHESAPEAKE CONFERENCE ASSOC	(CTE)...
EDNA M WINEGAR	(CEP/CTE)...JAMES B CHURCH
RONALYN HACKLEMAN	(CE/OBJ )...JACK B OSBORN
BRYAN C HARTNELL	(CE )...BRYAN C. HARTNELL

#### GENERAL INFORMATION

Continued from **3/24/15, 5/5/15** and **6/23/16** Court found Mr. Hartnell did not marshal assets.

**Continued from 8/10/15, 9/28/15, 11/16/15, 1/21/16, 3/21/16, 5/23/16, 07/25/16, 10/03/16, 12/05/16 and 04/24/17. Oral report given by Mark Flory. Court signs order directing the funds to be transferred from conservatorship to the trust. Court clears probate note 4 on the record.**

THIS CASE SET FOR HEARING ON Final Discharge for Ronalyn Hackleman as prior conservator

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

1. Final Account/Distribution approved on 03/25/14 for Ronalyn Hackleman.
2. Receipt filed by Bryan Hartnell as Successor Conservator.
3. Need Ex Parte Petition for Final Discharge and Order by Ronalyn Hackleman

#### RECOMMENDATION

Need to clear note 3.

(sa/lc/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](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - **no legal or procedural advice will be given.**



Superior Court of Calif, County of San Bernardino

Page: 16

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

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DATE: 07/31/17      TIME: 9:30      DEPT: S35P  
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CASE#: CON PS1500242

CASE NAME: DALILA DAVEEN DEBOSE

HEARING:

Petition for SUBSTITUTED JUDGMENT TO ESTABLISH SPECIAL NEEDS TRUST

COUNSEL:

AISHA L.J. DEBOSE	(CP )...
GWENDOLYN F BROWN	(CPE)...PRO/PER
DALILA DAVEEN DEBOSE	(CTE)...JENNIFER M DANIEL

Waiver of Court Fees and Costs filed by DALILA DAVEEN DEBOSE is GRANTED

**XREF: CIPDS1700092**

Currently under review by Legal Research.  
(LR)

Future Hearing: 9/06/17 Accounting Review

**Revised second check notes post two court days prior to the hearing.** Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at [ProbateNotes@sb-court.org](mailto: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: STANFORD E. REICHERT

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DATE: 07/31/17 TIME: 9:30 DEPT: S35P  
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CASE#: CON PS1700210

CASE NAME: CHARLES D CAREY SR

HEARING:

Petition for Appointment of Conservator

COUNSEL:

DELORES E EGE	(CP )...DENNIS M SANDOVAL
CHARLES D CAREY JR	(CE )...DENNIS M SANDOVAL
CHARLES D CAREY SR	(CEP)...

#### GENERAL INFORMATION

Delores E. Ege and Charles D. Carey, Jr. appointed Temporary Conservators of the person [Delores} and estate [Charles, Jr.] on 06/19/17, \$23,500 bond.

THIS CASE IS SET FOR HEARING ON Petition for appointment of Conservatorship of person and estate by ex-wife and son ["Petitioners"].

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

- 1 Bond to be amended to reflect general conservatorship.
- 2 CI report filed.
- 3 Petitioner seeks medical powers. Need Medical Capacity Declaration.
- 4 Need Duties of Conservatorship form.
- 5 Need Notification to Court of Address of Conservatee form.
- 6 List of Required Contacts does not include Petitioner, Delores E. Edge.
- 7 Need return of Citation.
- 8 Need proofs of completion re Conservatorship class.
- 9 ~Proposed Form Order, only 06/06/17

#### RECOMMENDATION:

Need to clear notes 3-8, \$23,500 bond If approved, set hearing for Compliance Review for **03/05/18** for the filing of the following: proof of service of Order with Notification of Conservatee's rights per Pr.C.§1830(c); including a Determination of Conservatee's Appropriate Level of Care per Pr.C.§2352.5 (form GC-355); Care Plan per Pr.C.§2352.5; Inventory & Appraisal, and proof of service of I&A and Instructions for Objection per Pr.C.§2610; recordation of letters if applicable per Pr.C.§2313.

**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](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - **no legal or procedural advice will be given.**

Set hearing re Accounting Review on **10/15/18**. Any account to be filed 30 days in advance of hearing. Note requirements of Local Rules.

(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](mailto: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: STANFORD E. REICHERT

-----  
DATE: 07/31/17 TIME: 9:30 DEPT: S35P  
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CASE#: SC SS02832

CASE NAME: MATTER OF JESSE W STEWART

HEARING:

Accounting Review

COUNSEL:

LAWRENCE A DEAN II	(CPE)...HORSPPOOL & PARKER
JESSE A STEWART	(CEP)...
TARYN STEWART	(PET)...PRO/PER
JESSE W STEWART LIVING TRUST	(TRU)...
DONNA LEE STURGIL DIAZ	(PET)...DONNA LEE STURGILL DIAZ
STEVON STEWART	(OBJ)...AAEN LAW PARTNERS
ELEANOR GRIER	(AAEN LAW PARTNERS)
FELIX M MARTIN	(AAEN LAW PARTNERS)
MELODIE Z SCOTT	(PRO/PER)
BERNHARD AAEN	(BERNHARD A AAEN)

GENERAL INFORMATION

**Continued from 06/12/17 at request of counsel.**

THIS CASE IS SET FOR HEARING ON Accounting Review

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

- 1 Order Settling Ninth Account entered 05/27/15.
- 2 No accounting. Need same.

RECOMMENDATION:

Inquire status.

(nb)

Superior Court of Calif, County of San Bernardino

Page: 19

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

-----  
DATE: 07/31/17 TIME: 9:30 DEPT: S35P  
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CASE#: VC VS00393

CASE NAME: CONSERVATORSHIP OF JOHN DAVID SCHOLES

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR  
CONSERVATORSHIP of LILY A FARNSWORTH

COUNSEL:

LILY A FARNSWORTH	(PET)...PRO/PER
JOHN DAVID SCHOLES	(CTP)...SHERRI L KASTILAHN
AMANDA ANN HART	(PET)...PRO/PER

Waiver of Court Fees and Costs filed by LILY A FARNSWORTH is GRANTED  
Waiver of Court Fees and Costs filed by JOHN DAVID SCHOLES is GRANTED

#### GENERAL INFORMATION

Order appointing Successor Conservator, Amanda Ann Hart, entered 07/28/16, person only, no bond.

Continued from **02/27/17**. Court refers this case to the Public Guardian- oral report given by Roberta Taylor. Citation issued to: Amanda Ann Hart

Continued from **04/03/17**. Oral Report given by Roberta Taylor who is relieved as counsel of record. Attorney Sherri L. Kastilahn appointed. Notice by Judicial Assistant.

Continued from **05/15/17** at request of counsel. Present in court is nephew of John Scholes. Court discharges PG from this case.

**Continued from 06/19/17 at request of counsel.**

THIS CASE IS SET FOR HEARING ON Compliance Review

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

- 1 Notification of Conservatee's Rights filed.**
- 2 Care Plan filed.**
- 3 Determination of Conservatee's Appropriate Level of Care filed.**
- 4 Report by court appointed counsel, Roberta Taylor, filed 02/14/17.
- 5 Citation returned served.

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](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - no legal or procedural advice will be given.

RECOMMENDATION:  
None.  
(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](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - **no legal or procedural advice will be given.**

Superior Court of Calif, County of San Bernardino

Page: 20

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

**PUBLIC GUARDIAN**

-----  
DATE: 07/31/17      TIME: 10:00      DEPT: S35P  
-----

CASE#: CON PS0700184

CASE NAME: REED M. CHODAN

HEARING:

Accounting Review

COUNSEL:

PUBLIC GUARDIAN  
REED M CHODAN

(CPE)...COUNTY COUNSEL  
(CEP)...HARTNELL LAW GROUP

**GENERAL INFORMATION**

Letters expire 08/14/17.

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. Ex Parte Order that Conservator need not present Sixth Account entered 09/16/15; seventh account or waiver of account now due.

RECOMMENDATION:

Inquire status.

(nb)

Superior Court of Calif, County of San Bernardino

Page: 21

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

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DATE: 07/31/17 TIME: 10:00 DEPT: S35P  
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CASE#: CON PS1300121

CASE NAME: DOREEN A BOTELHO

HEARING:  
Accounting Review

COUNSEL:

IGNATIUS A BOTEHLO (CPE)...PRO/PER  
DOREEN A BOTELHO (CEP)...JENNIFER M DANIEL

**XREF: CONPS1600149**

GENERAL INFORMATION

**Continued from 10/11/16** at request of counsel.

**Continued from 12/06/16.** Craig Parker indicates he is not court-appointed counsel on this case. He is court-appointed counsel on CONPS1600149. Court re-appoints Jennifer Daniel as court-appointed counsel for Doreen a Botelho and continues hearing.

Continued from **03/28/17** at request of counsel. Court orders citation to be issued for Ignatius A. Botelho to appear at 06/27/17 hearing and show cause why accounting has not been filed. Referred to Court Investigator for investigation and report.

**Continued from 06/27/17. No appearances. Court reviews special report that indicates that Ignatius A Botelho is deceased. Court refers this case to the public guardian. Notice by Judicial Assistant.**

THIS CASE IS SET FOR HEARING ON Accounting Review

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

- 1 Ex-Parte Petition to Dispense with Accounting and Order entered 08/22/14; accounting or waiver of accounting now due.
- 2 No accounting or waiver. Need same.
- 3 Need report by court-appointed counsel, Jennifer Daniel.
- 4 Need return of Citation issued by court.
- 5 CI report filed 04/11/17.

RECOMMENDATION:

Inquire status.  
(nb/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](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - **no legal or procedural advice will be given.**



Superior Court of Calif, County of San Bernardino

Page: 22

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

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DATE: 07/31/17      TIME: 10:00      DEPT: S35P  
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CASE#: CON PS1300231

CASE NAME: Martha Sanchez

HEARING:

Accounting Review

COUNSEL:

PUBLIC GUARDIAN

MARTHA SANCHEZ

DONNASUE SMITH ORTIZ

(CPE)...COUNTY COUNSEL

(CEP)...HARTNELL LAW GROUP

(PET)...

**XREF: PROPS1300325**

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. Order Settling First Account entered 08/03/15; second account now due.
2. No account or waiver of account. Need same.

RECOMMENDATION:

Inquire status.

(nb)

Superior Court of Calif, County of San Bernardino

Page: 23

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

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DATE: 07/31/17      TIME: 10:00      DEPT: S35P  
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CASE#: CON PS1400360

CASE NAME: MIRIAM RAMIREZ

HEARING:

Accounting Review

COUNSEL:

PUBLIC GUARDIAN

(CPE)...COUNTY COUNSEL

MIRIAM RAMIREZ

(CEP)...HARTNELL LAW GROUP

GENERAL INFORMATION:

Conservatorship terminated by Order of the Court on 08/28/15.

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

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

1. Accounting period 12/19/14 to 10/31/15.
2. Assets on Hand \$0.00.
3. Public Guardian requests compensation of \$2,000 pursuant to a new Court-approved fee scheduled effective 07/01/14.
4. County Counsel requests fees of \$900 pursuant to a new Court-approved fee scheduled effective 07/01/14.
5. ~Proposed Order 03/07/17 discharges conservator.

RECOMMENDATION:

Court's discretion. If approved, set next hearing for receipts and final discharge for **08/06/18**.

(nb)

Superior Court of Calif, County of San Bernardino

Page: 24

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

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DATE: 07/31/17 TIME: 10:00 DEPT: S35P  
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CASE#: CON PS1600121

CASE NAME: GENE PRICE

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR  
CONSERVATORSHIP of PUBLIC GUARDIAN

COUNSEL:

PUBLIC GUARDIAN	(CPE)...COUNTY COUNSEL
GENE PRICE	(CEP)...HARTNELL LAW GROUP

GENERAL INFORMATION

PG appointed Temporary Conservator of the estate on 05/23/16.

PG appointed Conservator of the estate on 09/19/16, no bond.

**Continued from 03/06/17 and 05/01/17 at request of counsel. Oral report given by Chanteil Guy. Court clears probate note 4 on the record.**

THIS CASE IS SET FOR HEARING ON Inventory & Appraisal/Compliance Review

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

- 1 Notification of Conservatee's Rights; final Inventory & Appraisal; and Instructions for Objection filed.**

RECOMMENDATION:

None.

(nb)

FUTURE HEARING:

10/16/17: ACCOUNTING REVIEW

Superior Court of Calif, County of San Bernardino

Page: 25

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

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DATE: 07/31/17 TIME: 10:00 DEPT: S35P  
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CASE#: CON PS1700050

CASE NAME: MTR OF KATHERINE POWELL

**SEE ALSO 26**

HEARING:

Hearing Re: PETITION FOR APPOINTMENT OF CONSERVATOR

COUNSEL:

PUBLIC GUARDIAN (CE)...COUNTY COUNSEL  
KATHERINE POWEL (CTE)...MITCHELL I ROTH

**XREF: CONPS1700074**

GENERAL INFORMATION

**Ex parte hearing held 03/20/17.** Mitchell Roth states objections on record on behalf of his client. Public Guardian (PG) appointed Temporary Conservator of estate only. No bond required. Court resets hearing currently set for 05/01/17 to 05/08/17. Court appoints Sherri Kastilahn as Guardian Ad Litem for Katherine Powell

**Continued from 05/08/17 at request of counsel. Notice to be given by Ramona Verduzco.**

THIS CASE IS SET FOR HEARING ON Petition for appointment of Conservatorship of ESTATE only, by PG

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

1. No bond - PG.
2. Petitioner seeks Pr. C. § 2590 powers to sell real or personal property of the estate and proceeds to be used for Conservatee's care and personal needs.
3. Petitioner seeks authority to deposit up to \$5,000 in an irrevocable burial trust and authority to abandon and/or donate personal property with value of \$300 or less; storage or a sale would be a burden on the estate.
4. Petitioner seeks dementia powers at section 1k and medical treatment at section 9. However, petition does not include request for conservatorship of the person nor medical powers.
  - a. Need amendment to petition reflecting conservatorship of person and estate, including request for medical powers, if sought.
5. Petition is incomplete. Need verified supplement clarifying the following:
  - a. Section 5f [LF, pg7] as to whether proposed conservatee is developmentally disabled.

**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](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - **no legal or procedural advice will be given.**

6. **Report of court-appointed counsel, Mitchell Roth, filed.**
7. Need report of GAL, Sherri Kastilahn.
8. **Court Investigator's Report filed**
9. Capacity Declaration filed 02/14/17.
10. Return of Citation with Proof of Service filed 03/01/17.
11. Notice was served.

RECOMMENDATION:

Need to clear notes If approved, set hearing for Compliance Review for **03/05/18** for the filing of the following: proof of service of Order with Notification of Conservatee's rights per Pr.C.§1830(c); Care Plan per Pr.C.§2352.5; Inventory & Appraisal, and proof of service of I&A and Instructions for Objection per Pr.C.§2610; recordation of letters if applicable per Pr.C.§2313.

Set hearing re Accounting Review for **10/15/18**. Any accounting to be filed 30 days in advance.

(lh/nb)

Superior Court of Calif, County of San Bernardino

Page: 26

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

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DATE: 07/31/17 TIME: 10:00 DEPT: S35P  
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CASE#: CON PS1700074

CASE NAME: MTR OF WILLARD POWELL

**SEE ALSO 25**

HEARING:

Petition for Appointment of Conservator

COUNSEL:

PUBLIC GUARDIAN (CPE)...COUNTY COUNSEL  
WILLARD POWELL (CEP)...JEANNE KENNEDY

**XREF: CONPS1700050**

GENERAL INFORMATION

**Ex parte orders entered 03/20/17.** Attorney Jeanne Kennedy appointed for Willard Powell. Jeanne Kennedy states objections on record on behalf of her client. Public Guardian (PG) is appointed Temporary Conservator of person/estate. Court orders that before Willard Powell is moved out of his house, a hearing/court order is required. No bond is required. Court appoints Walter Moore as Guardian Ad Litem for Willard Powell. Court orders case coordinated with CONPS1700050.

**Continued from 05/08/17 at request of counsel. Notice to be given by Ramona Verduzco.**

THIS CASE IS SET FOR HEARING ON Petition for appointment of Conservatorship of ESTATE only, by PG

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

1. No bond - PG.
2. Petitioner seeks Pr. C. § 2590 powers to sell real or personal property of the estate and proceeds to be used for Conservatee's care and personal needs.
3. Petitioner seeks authority to deposit up to \$5000 in an irrevocable burial trust and authority to abandon and/or donate personal property with value of \$300 or less; storage or a sale would be a burden on the estate.
4. Petitioner seeks medical and dementia powers. Capacity Declaration filed 03/06/17.
5. Petitioner seeks dementia powers. Need report from Counsel Jeanne Kennedy

**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](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - **no legal or procedural advice will be given.**

6. Petition is incomplete. Need verified supplement clarifying the following:
  - a. Section 5f [LF, pg7] as to whether proposed conservatee is developmentally disabled.
7. Need report of court-appointed counsel, Jeanne Kennedy.
8. Need report of GAL, Walter Moore
- 9. Court Investigator's Report filed.**
10. Need Notice of Hearing and Proof of Service.
11. Return of Citation with Proof of Service filed 03/15/17.
- 12. Objections filed 05/02/17 by Willard Powell, Proposed Conservatee.**

RECOMMENDATION: Set for contested hearing.

Need to clear notes. If approved, set hearing for Compliance Review for **03/05/17** for the filing of the following: proof of service of Order with Notification of Conservatee's rights per Pr.C.§1830(c); Care Plan per Pr.C.§2352.5; Inventory & Appraisal, and proof of service of I&A and Instructions for Objection per Pr.C.§2610; recordation of letters if applicable per Pr.C.§2313.

Set hearing re Accounting Review for **10/15/18**. Any accounting to be filed 30 days in advance.

(lh/nb)

Superior Court of Calif, County of San Bernardino

Page: 27

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

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DATE: 07/31/17 TIME: 10:00 DEPT: S35P  
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CASE#: SC SS00090

CASE NAME: IN THE MATTER OF CRAIG ANDREW ROBERTS

HEARING:

Hearing re Final Discharge

COUNSEL:

CRAIG ANDREW ROBERTS	(CEP/CTP/SC/CTE)...JENNIFER M DANIEL
JENNIFER WENGER	(CPE)...JEFFREY T. VANDERVEEN
LAWRENCE A DEAN II	(SC/CPE )...HORSPOOL & HORSPOOL
CRAIG ROBERTS	(SC )...BORDEN LAW OFFICE
PUBLIC GUARDIAN	(CPE)...COUNTY COUNSEL
MELODIE Z SCOTT	(TP )...PRO/PER
U.S. BANK, NATIONAL ASSOCIATION (MAURICE ABADIA)	

Waiver of Court Fees and Costs filed by LAWRENCE A DEAN II is GRANTED  
Waiver of Court Fees and Costs filed by CRAIG ANDREW ROBERTS is GRANTED

GENERAL INFORMATION:

**Continued from 05/01/17. Court orders Lawrence Dean, II to be personally present in court. Notice to be given by Ramona Verduzco.**

THIS CASE IS SET FOR HEARING ON Final Discharge (re conservatorship estate and trust)

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

1. Order Settling Eight and Final Account by Conservator Lawrence Dean entered 01/11/16.
2. Order on First and Final Account by former Trustee, U.S. Bank, entered 04/25/16.
3. Receipts filed.
4. Need separate Ex Parte Petitions/Order for Final Discharge

RECOMMENDATION:

Inquire status.

(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](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - **no legal or procedural advice will be given.**



Superior Court of Calif, County of San Bernardino

Page: 28

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

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DATE: 07/31/17      TIME: 10:00      DEPT: S35P  
-----

CASE#: SLC SS02767

CASE NAME: MATTER OF RAMONA CAMPBELL

HEARING:

Accounting Review

COUNSEL:

PUBLIC GUARDIAN  
RAMONA CAMPBELL  
JAMES OLALIA  
RAMONA CAMPBELL

(CPE)...COUNTY COUNSEL  
(CEP)...HARTNELL LAW GROUP  
(MICHAEL B LEVIN)

GENERAL INFORMATION

Letters expire 12/18/17.

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. Ex Parte Order that Conservator need not present Eighth Account entered 01/16/15; account or waiver of account now due.

RECOMMENDATION:

Inquire status.

(nb)

Superior Court of Calif, County of San Bernardino

Page: 29

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

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DATE: 07/31/17      TIME: 10:00      DEPT: S35P  
-----

CASE#: SLC SS02933

CASE NAME: MTR RE ANGELA LAVARRAS

HEARING:

Accounting Review

COUNSEL:

PUBLIC GUARDIAN

(CPE)...COUNTY COUNSEL

ANGELA LAVARRAS

(CEP)...HARTNELL LAW GROUP

GENERAL INFORMATION

Letters expired 08/29/15.

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. Ex Parte Order that Conservator need not present Seventh Account entered 12/10/14; eighth account or waiver of account now due.

RECOMMENDATION:

Inquire status.

(nb)

Superior Court of Calif, County of San Bernardino

Page: 1

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: CYNTHIA LUDVIGSEN **PROBATE**

-----  
DATE: 07/31/17 TIME: 8:30 DEPT: S36P  
-----

CASE#: PRO PS0900844

CASE NAME: DALE E CHANNELL

HEARING:

Accounting Review

COUNSEL:

KENNETH DECKER

(PET)...JOHN F WEBER

DALE E CHANNELL

(DEC)...

STATE OF CALIFORNIA FRANCHISE TAX BOARD (AGN)...PRO/PER

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. Order re Status Report entered 02/02/17; accounting now due.
2. No accounting or updated status report. Need same.

RECOMMENDATION:

Inquire status.

(nb)

Superior Court of Calif, County of San Bernardino

Page: 2

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

-----  
DATE: 07/31/17 TIME: 8:30 DEPT: S36P  
-----

CASE#: PRO PS1300190

CASE NAME: NORMAN FRED AND RAMONA ROSE STREY FAMILY TRUST

**SEE ALSO 3 4**

HEARING:

Hearing Re: STATUS REPORT BY LINDA ROGERS

COUNSEL:

LYLE STREY	(PET)...	GREGORY T ANNIGIAN
THE NORMAN FRED AND RAMONA ROSE STREY FAMILY TRUST (TRU)...		
DUAYNE DALE BLISS	(PET)...	RICHARD G ANDERSON
TERRY STREY	(BEN)...	ZUMBRUNN LAW CORPORATION
PAULA ANN KENT	(PET)...	PRO/PER
LINDA M. ROGERS	(TEE)...	PRO/PER

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Status Report

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

1. Order Appointing PPF, Linda Rogers, entered 04/04/17.
2. Matter set at 06/05/17 hearing, wherein, the Court ordered a status report to be filed by Linda Rogers. Need same.

RECOMMENDATION:

Need status report then Court's discretion  
(nb)

Superior Court of Calif, County of San Bernardino

Page: 3

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: CYNTHIA LUDVIGSEN

-----  
DATE: 07/31/17 TIME: 8:30 DEPT: S36P  
-----

CASE#: PRO PS1300190

CASE NAME: NORMAN FRED AND RAMONA ROSE STREY FAMILY TRUST

**SEE ALSO 2 4**

HEARING:

Petition for REMOVAL OF TRUSTEE AND OBJECTION TO ACCOUNTING

COUNSEL:

LYLE STREY	(PET)...	GREGORY T ANNIGIAN
THE NORMAN FRED AND RAMONA ROSE STREY FAMILY TRUST (TRU)...		
DUAYNE DALE BLISS	(PET)...	RICHARD G ANDERSON
TERRY STREY	(BEN)...	ZUMBRUNN LAW CORPORATION
PAULA ANN KENT	(PET)...	PRO/PER
LINDA M. ROGERS	(TEE)...	PRO/PER

Currently under review by Legal Research.  
(LR)

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

Superior Court of Calif, County of San Bernardino

Page: 4

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: CYNTHIA LUDVIGSEN

-----  
DATE: 07/31/17 TIME: 8:30 DEPT: S36P  
-----

CASE#: PRO PS1300190

CASE NAME: NORMAN FRED AND RAMONA ROSE STREY FAMILY TRUST

**SEE ALSO 2 3**

HEARING:

FIRST FORMAL Account and Report of LYLE STREY and Petition for allowance of fees filed.

COUNSEL:

LYLE STREY	(PET)...	GREGORY T ANNIGIAN
THE NORMAN FRED AND RAMONA ROSE STREY FAMILY TRUST (TRU)...		
DUAYNE DALE BLISS	(PET)...	RICHARD G ANDERSON
TERRY STREY	(BEN)...	ZUMBRUNN LAW CORPORATION
PAULA ANN KENT	(PET)...	PRO/PER
LINDA M. ROGERS	(TEE)...	PRO/PER

GENERAL INFORMATION:

Continued from **03/27/17**. Parties agree to vacate the 04/26/17 hearing and set it for 06/05/17.

**Continued from 06/05/17 for notes to be cleared. Notice given by Attorney Gregory Annigian.**

THIS CASE IS SET FOR HEARING ON First and Current Account by Second Named Successor Trustee, Lyle Strey.

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

1. Accounting period 07/15/15 to 12/07/16.
2. Assets on Hand \$130,843.00 consisting of cash.
3. Petitioner does not request compensation.
4. Petition indicates Attorney Anigian has been paid \$14,170.00 [LF, p. 8 & 17]. Need itemization via verified supplement.
5. Need proper Summary of Account.
6. Account does not include a loss/profit schedule. Need same.
7. Check numbers are not consecutive or missing. Need further clarification via verified supplement.
8. Real property was sold during this account period. Need copy of closing statement per Local Rule 20-910.

**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](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - **no legal or procedural advice will be given.**

9. Disbursements – Schedule B [LF, p.14] reflects partial distributions totaling \$200,000 which exceeds more than 50% of the net value of the estate. Pr. C. § 11623(a)(2).
10. Disbursements include items usually considered overhead or not normally allowed. However, petitioner is not seeking fees.
11. Disbursements include clerical expenses to Aero Sierra. Need further clarification via verified supplement.
12. Need bank/financial statements per Local Rule 20-908.
13. **Objections filed 02/23/17 by Duayne Dale Bliss.**
14. No proposed order. Submit Order after Hearing.

RECOMMENDATION: Matter is contested.

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.

Set on first check calendar no sooner than **09/11/17**.

(nb)

Superior Court of Calif, County of San Bernardino

Page: 5

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: CYNTHIA LUDVIGSEN

-----  
DATE: 07/31/17 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS1300654

CASE NAME: Richard Levi Minchew

**SEE ALSO 6**

HEARING:

AMENDED FIRST AND FINAL Account and Report of JUDITH MINCHEW,  
BILLY MINCHEW and Petition for allowance of fees filed.

COUNSEL:

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

Waiver of Court Fees and Costs filed by DEBRA MAY MINCHEW is GRANTED  
Waiver of Court Fees and Costs filed by JUDITH MINCHEW is GRANTED  
TOTAL FEES WAIVED TO DATE: \$2700.00

GENERAL INFORMATION

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

**Continued from 03/08/17.**

THIS CASE IS SET FOR HEARING ON **AMENDED (05/01/17)** Waiver of Account and Petition for Final Distribution by Judith and Billy Minchew, former spouse and brother.

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

1. All beneficiaries/heirs waive an accounting.
2. Final I&A filed 9/9/16 with a value of \$488.00. Non-cash items listed on Attachment 1, **consisting of ford truck and an unlisted motorhome**, must be appraised by the probate referee. However, as items listed appear to have little to no value, Court may wish to waive the probate referee per Pr.C.§8903(a).  
**Amended account filed 05/01/17 requests probate referee be waived per Pr. C. § 8903(A). JTD.**
3. No fees requested.
4. **Need findings re: sole and separate property via verified supplement.**

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](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - no legal or procedural advice will be given.



5. **Need statement regarding notice to California Victim and Compensation and Government Claims Board or notice per Pr. C. § 9202(b).**
6. **Need statement regarding notice to Franchise Tax Board or notice per Pr. C. § 9202(c)(1).**
7. **Amended petition indicates the 6 issue of decedent have divided his minimal personal property, to them, and have decided to have the motorhome towed to a storage facility near the family home in Plumas Lake until it can be restored so the heirs can have access to it. Question how title will be held? Need verified supplement.**
8. **Waivers of account by all heirs have not been filed as alleged. Need same.**
9. **Need Notice of Hearing with proof of service as to amended account.**
10. Proposed Order 05/01/17 does not include VIN or license plate numbers for ford truck and coachman or indicate how title to coachman will be held.

#### RECOMMENDATION

Need to clear notes 4-9 then Court's discretion re waiver by probate referee. If approved, court to set hearing re filing receipts and final discharge for **10/10/18**.  
(sa/lc/lh/nb)

Superior Court of Calif, County of San Bernardino

Page: 6

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: CYNTHIA LUDVIGSEN

-----  
DATE: 07/31/17      TIME: 8:30      DEPT: S36P  
-----

CASE#: PRO PS1300654

CASE NAME: Richard Levi Minchew

**SEE ALSO 5**

HEARING:

First & Final Account and Report of JUDITH MINCHEW, BILLY MINCHEW and Petition for allowance of fees filed.

COUNSEL:

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

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

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

TOTAL FEES WAIVED TO DATE: \$2700.00

See prior matter #5.

(nb)

Superior Court of Calif, County of San Bernardino

Page: 7

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

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DATE: 07/31/17 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS1500906

CASE NAME: MTR OF JACQUELINE DAVIS

HEARING:

Probate status report filed.

COUNSEL:

CHRISTOPHER DAVIS (PET)...FORESIGHT LEGAL GROUP  
JACQUELINE DAVIS (DEC)...

**XREF: PROPS1500977**

GENERAL INFORMATION:

Continued from **03/20/17**. Counsel represents the related civil matter is ongoing and a demurrer has been sustained with leave of court to amend complaint. Counsel is informed by the Court if a settlement is reached in the civil matter, the settlement must be approved by the probate court.

**Continued from 05/22/17. Civil case needs to be resolved. Notice to be given by Attorney Thomas Martin.**

THIS CASE IS SET FOR HEARING ON Status Report by Administrator Christopher Davis.

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

1. Petitioner alleges the estate is not in a condition to be closed as Steven Davis filed a Petition to Quiet title on 04/19/16, for the real property owned by Decedent and located at 11620 3<sup>rd</sup> Avenue, Hesperia, CA, in the related civil matter.
2. Need final inventory and appraisal.
3. Petitioner requests an additional 12 months to close the estate.
4. No proposed order. Submit Order after Hearing.

RECOMMENDATION:

Court's discretion. If approved, set next hearing for Accounting Review on **03/26/18**.  
(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](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - **no legal or procedural advice will be given.**

Superior Court of Calif, County of San Bernardino

Page: 8

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: CYNTHIA LUDVIGSEN

-----  
DATE: 07/31/17      TIME: 8:30      DEPT: S36P  
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CASE#: PRO PS1501006

CASE NAME: MTR OF THE MICHAEL J PEPITONE TRUST

**SEE ALSO 9 10**

HEARING:

Petition for REMOVAL OF DIANE BARBAGALLO AS TRUSTEE FOR BREACH  
OF HER FIDUCIARY DUTIES ETC

COUNSEL:

THE MICHAEL J PEPITONE TRUST

(TRU)...

DIANE BARBAGALLO

(PET)...BARNETT & RUBIN

WILLIAM J. SIMON

(PET/STE)...HARTNELL LAW GROUP

Currently under review by Legal Research.  
(LR)

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

Superior Court of Calif, County of San Bernardino

Page: 9

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: CYNTHIA LUDVIGSEN

-----  
DATE: 07/31/17 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS1501006

CASE NAME: MTR OF THE MICHAEL J PEPITONE TRUST

**SEE ALSO 8 10**

HEARING:

Petition for INSTRUCTIONS AND FOR AN ORDER AUTHORIZING SURCHARG  
EOF LEO WINER'S INTEREST ETC

COUNSEL:

THE MICHAEL J PEPITONE TRUST

(TRU)...

DIANE BARBAGALLO

(PET)...BARNETT & RUBIN

WILLIAM J. SIMON

(PET/STE)...HARTNELL LAW GROUP

Currently under review by Legal Research.  
(LR)

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

Superior Court of Calif, County of San Bernardino  
Page: 10  
CIVPRO San Bernardino District  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: CYNTHIA LUDVIGSEN

-----  
DATE: 07/31/17 TIME: 8:30 DEPT: S36P  
-----

CASE#: PRO PS1501006

CASE NAME: MTR OF THE MICHAEL J PEPITONE TRUST

**SEE ALSO 8 9**

HEARING:

First and Final Account and Report of WM J SIMON and Petition  
for allowance of fees filed.

COUNSEL:

THE MICHAEL J PEPITONE TRUST	(TRU)...
DIANE BARBAGALLO	(PET)...BARNETT & RUBIN
WILLIAM J. SIMON	(PET/STE)...HARTNELL LAW GROUP

GENERAL INFORMATION:

Continued from **03/27/17**. Parties state that mediation was not successful.

**Continued from 06/12/17 at request of parties.**

THIS CASE IS SET FOR HEARING ON First and Final Account and Petition for Fees by William J. Simon, personal representative of Leo Winer [DOD: 09/06/14], the deceased Successor Trustee of the Michael J. Pepitone Revocable Trust dated 09/15/97, as amended.

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

1. Accounting period 04/02/12 to 09/06/14.
2. Account does not comply with Pr. C. § 1060 et seq.; appears to be cumulative; and does not include beginning assets on hand. Suggest Court require a proper Inventory and Appraisal. JTD.
3. Assets on Hand \$359,215.31 consisting of cash.
4. Petitioner requests the issue of compensation to personal representative and counsel to be reserved.
5. Disbursements – Schedule B [LF, pgs. 18-20] include travel expenses; various “unknown” items from different bank accounts; credit card expenses and do not identify or specify identity of the payor, the date of receipts, the nature and amount of the deposit. Further, disbursements do not include the identity of the payee, date of disbursement and the amount and specific purpose of the same. Need amended accounting.
6. Cash Disbursements made totaling \$1,781,342.69 [LF, pgs. 20-21].
7. Need bank statements per Local Rule 20-908.

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](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - no legal or procedural advice will be given.

8. Need statement regarding family or affiliate relationship between the fiduciary and any agent hired by the fiduciary. Pr. C. § 1064 (a)(4). Need verified supplement.
9. **Objections filed 01/30/17 by Trustee, Diane Barbagallo.**
10. 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 proper accounting per Pr. C. S 1064 et seq. Set on first check calendar no sooner than **09/18/17**.

(nb)

Superior Court of Calif, County of San Bernardino

Page: 11

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: CYNTHIA LUDVIGSEN

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DATE: 07/31/17      TIME: 8:30      DEPT: S36P  
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CASE#: PRO PS1600875

CASE NAME: REVOCABLE LIVING TRUST OF SOPHIE SPEED

**SEE ALSO 14**

HEARING:

Petition for RELIEF FROM BREACH OF TRUST , ETC

COUNSEL:

LAURA GARCIA                      (PET)...ROBERT M EBINER  
REVOCABLE LIVING TRUST OF SOPHIE SPEED      (TRU)...  
DANIEL GARCIA SR                      (PET)...MAUREEN MURATORE

Currently under review by Legal Research.  
(LR)

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



Superior Court of Calif, County of San Bernardino

Page: 12

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

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DATE: 07/31/17 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS1700404

CASE NAME: FULLER FAMILY TRUST

HEARING:

Hearing Re: RECEIPT OF REPORT BY GAL

COUNSEL:

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

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Receipt of Report by Guardian ad Litem [GAL].

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

1. Matter set at 06/05/17 hearing, wherein, the Court appointed Rose Rosado as guardian ad litem for June Fuller.
2. Need report by GAL.

RECOMMENDATION:

Need to clear note 2 then Court's discretion  
(nb)

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

-----  
DATE: 07/31/17 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS1700424

CASE NAME: MTR OF J C WILSON

HEARING:

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

COUNSEL:

JEREMIAH WILSON  
J C WILSON

(PET)...FULLERTON LEMANN SCHAEFER & DO  
(DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition of Lost Will and for Letters  
Testamentary with full IAEA authority by brother and second named executor,  
Jeremiah Wilson ["Petitioner"].

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

1. Petition indicates the original of the will has been lost and attaches a photocopy. When a will is lost and was last in the testator's possession, it is presumed that the testator destroyed the will with the intent to revoke it. Pr. C. § 6124. This presumption affects the burden of producing evidence and unless petitioner can overcome the presumption, no valid will exists. Attachment 3f(3) does not appear to overcome this presumption. Does Court wish to find the requirements met and probate the lost will? JTD. **Supp. (07/20/17) states decedent was not competent at the time of his death and that Pr. C § 6124 states that the presumption of revocation applies only where "the testator was competent until death." JTD.**
2. Will waives bond, however, petitioner is a non-resident and Court has discretion to require bond per Pr. C. § 8571. Estimated estate valued at \$150,000. JTD.
3. Proof of publication filed.
4. The will conditionally incorporates decedent's Trust. Copy of decedent's Trust filed separately.
5. ~Proposed Form Order/Letters 05/02/17.

RECOMMENDATION:

Court's discretion re notes 1 & 2. If approved, set next hearing for Accounting Review on **10/15/18**.

(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](mailto: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: 07/31/17 TIME: 8:35 DEPT: S36P  
-----

CASE#: PRO PS1600875

CASE NAME: REVOCABLE LIVING TRUST OF SOPHIE SPEED

**SEE ALSO 11**

HEARING:

FIRST Account and Report of DANIEL GARCIA SR and Petition for allowance of fees filed.

COUNSEL:

LAURA GARCIA (PET)...ROBERT M EBINER  
REVOCABLE LIVING TRUST OF SOPHIE SPEED (TRU)...  
DANIEL GARCIA SR (PET)...MAUREEN MURATORE

GENERAL INFORMATION:

Sophia Speed, Trustor, passed away on 01/0/93. Upon her death, her only child, Patricia J. Garcia, became the Successor Trustee and sole beneficiary of the Trust. Patricia J. Garcia was the wife of Petitioner, Daniel Garcia Sr. Successor Trustee, Patricia J. Garcia, passed away on 03/30/97, wherein Petitioner and his daughter, Laura Garcia were nominated to serve as Successor Co-Trustees.

THIS CASE IS SET FOR HEARING ON First Account Current and Petition for Fees by Successor Co-Trustee, Daniel Garcia, Sr. ["Petitioner"].

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

1. Accounting period 03/30/97 to 12/31/16.
2. Assets on hand \$10,009.29 in cash and a ¼ interest in rental property located in 33266 Condor Road, Newberry Springs, CA & mobile home. Suggest Court require a final inventory and appraisal. JTD.
3. Petitioner would like to reserve on the issues of a trustee fee and a property management fees for the 3 rental units over the past 20 years and asks the court to retain jurisdiction. Petition indicates that although Petitioner has never been paid a formal trustee fee, he has taken funds from the bank accounts in the same manner that he and Patricia (spouse) did when she was alive. Need itemization for amounts taken in kind and owing, for services rendered via verified supplement.
4. Attorney Muratore would like to reserve on the issue of her attorney fees, and requests that the court retain jurisdiction over the same. JTD.

5. Summary of Account [LF, p. 12 does not include trust's ¼ interest in Newberry Springs property. Need amended Summary of Account.
6. Need copies of bank/financial statements per Local Rule 20-908.
7. Petition indicates that after Trustor Speed's death, Patricia paid the couples personal expenses from the account and treated the account as if it were community property assets. Patricia maintained Petitioner's name on the account and co-mingled their marital assets with the trust assets (ie: rent deposits). Patricia considered this account hers and told Petitioner the account belonged to him, as well. After Patricia dies, Petitioner continued to use the account just as he had always done so. Matters were further exacerbated when parties invested in the Newberry Springs property, then transferred their interests to their own trusts. Therefore, the accounting cannot and will not balance.
8. Petitioner alleges he will later segregate this income; itemize payments; and seek credit in a supplement to this account. Need same.
9. Disbursements – Schedule B [LF, p. 26] requires further clarification as to the following via verified supplement.
  - a. Unnamed descriptions;
  - b. Distributions to Daniel Garcia Sr.; Karen Garcia; Daniel Garcia, Jr.; Laura Garcia; Jaime Orozco; Arnulelo Diaz;
  - c. Mission Capital Investment Group;
  - d. Husky & Brown, attorney fees, trust admin;
  - e. Cash Withdrawals;
  - f. Hydroscape;
  - g. Returned checks and NSF fees;
  - h. Transfer to Mastercard.
10. No proposed order. Submit Order after Hearing.

**RECOMMENDATION:**

Need amended accounting to be placed on first check calendar no sooner than **09/26/17**. 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.

(nb)

Superior Court of Calif, County of San Bernardino

Page: 15

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

-----  
DATE: 07/31/17 TIME: 8:35 DEPT: S36P  
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CASE#: PRO PS1700415

CASE NAME: EUNA S HARRIS LIVING TRUST

HEARING:

Petition for INSTRUCTIONS RE OWNERSHIP OF TRUST ASSET

COUNSEL:

BEVERLY PLUMMER (PET)...SAMUEL CROWE & ASSOCIATES  
EUNA S HARRIS LIVING TRUST (TRU)...

Currently under review by Legal Research.  
(LR)

Notice given.

(nb)

Superior Court of Calif, County of San Bernardino

Page: 16

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: CYNTHIA LUDVIGSEN

**CONSERVATORSHIPS**

-----  
DATE: 07/31/17      TIME: 9:30      DEPT: S36P  
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CASE#: CON PS1400368

CASE NAME: GLORIA RODRIGUEZ

HEARING:

Hearing Re: STATUS REVIEW (CI MEMO DATED 04/11/17)

COUNSEL:

FRANCISCA MARTINEZ	(CP )...CHRISTOPHER A POULOS
JUAN MARCOS SARABIA	(CP )...CHRISTOPHER A POULOS
GLORIA RODRIGUEZ	(CEE)...JENNIFER M DANIEL

Waiver of Court Fees and Costs filed by FRANCISCA MARTINEZ is GRANTED

No notes – Status.  
(nb)

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

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DATE: 07/31/17 TIME: 9:30 DEPT: S36P  
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CASE#: CON PS1600355

CASE NAME: MTR OF WESLEY IDOWU

HEARING:

Petition for Appointment of Conservator

COUNSEL:

WESLEY MONDAY-IDOWU	(CP)...JOSHUA M BASKIN
HARRIET IDOWU	(CP )...JOSHUA M BASKIN
WESLEY IDOWU	(CTP)...
MITCHELL ROTH	(GAL)...

GENERAL INFORMATION

Ex parte orders entered on 12/19/16 appointing Wesley Monday-Idowu and Harriet Idowu temporary co-conservators of the person and estate. The temporary conservatorship of the estate is for limited scope of overseeing criminal proceedings. Counsel for petitioners to file an amendment to general petition. No bond is required. Continued from **01/23/17**. Temporary orders remain in full force and effect until 04/10/17.

**Continued from 04/10/17. The Court clears probate note #5 on the record. Counsel requests oral amendment to person only on the petition. The Court grants counsel's oral request to amend the petition for person only and not estate. Notice waived.**

THIS CASE IS SET FOR HEARING ON **AMENDED** Petition for Appointment of Conservator of the **person only**, by Wesley Monday-Idowu and Harriet Idowu, parents

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

1. Proposed conservatee is incarcerated and was deemed mentally incompetent to assist in his defense, (petition 01/20/17, LF, p.6). Conservatee had hearing on 01/13/17 for placement under County Mental Health. See x-ref matters.
2. Petitioner seeks medical powers. Need Capacity Declaration.
3. Petitioner seeks orders relating to capacity under Pr. C. §1873 or 1901; however, need attachment 1e specifying orders, facts and reasons.
4. Return of Citation and proof of mailed service filed 03/21/17.
5. Need Notice of Hearing and Proof of Service.
6. **Report of No Report by Court Investigator filed 01/12/17. Need CI report.**

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](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - no legal or procedural advice will be given.

7. Certificates of Completion of the Conservatorship Training Classes filed 03/02/17.
8. **Report by Temporary GAL, Mitchell Roth, filed 01/11/17 and 04/05/17.**
9. ~Proposed Form Order: 12/07/16

#### RECOMMENDATION

Need to clear notes 2-3, 6-7 . If approved, set hearing for Compliance Review for **11/13/17** for the filing of the following: proof of service of Order with Notification of Conservatee's rights per Pr.C.§1830(c); Level of Care and Care Plan per Pr.C.§2352.5, and hearing re Accounting Review for **06/18/18**. Any accounting to be filed 30 days in advance.

(lh/nb/lh/nb)



Superior Court of Calif, County of San Bernardino

Page: 17A late add-on

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

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DATE: 07/31/17 TIME: 9:30 DEPT: S36P  
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CASE#: CON PS1300058

CASE NAME: \*\*\*MF MTR OF ANTHONY GALINDO\*\*\*.

HEARING:

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

COUNSEL:

ANTHONY GALINDO	(CEP/OBJ)...WALTER T. MOORE
ISMARY DIAZ-GALINDO	(CPE)...HORSPOOL & HORSPOOL
TAMORA SUE GALINDO	(PET)...JACK B. OSBORN

**XREF: FAMSS1609991, CIVDS1405052**

GENERAL INFORMATION

**Continued from 05/17/17 and 07/26/17. Attorney Flory to file and Ex parte to approve the settlement. Nothing new filed.**

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

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

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

RECOMMENDATION

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

(lc/nb)

Future Hearing: 11/30/17: Accounting Review re Tamora

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](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - no legal or procedural advice will be given.

Superior Court of Calif, County of San Bernardino

Page: 18

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: CYNTHIA LUDVIGSEN

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DATE: 07/31/17      TIME: 9:30      DEPT: S36P  
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CASE#: CON PS1700054

CASE NAME: JAMES DOUGLAS WALDEN

HEARING:

PROBATE/CONSERVATORSHIP MANAGEMENT CONFERENCE

COUNSEL:

RICHARD SCOTT WALDEN      (PET)...PRO/PER

JAMES DOUGLAS WALDEN      (CTP)...MITCHELL I ROTH

GENERAL INFORMATION:

Richard S. Walden (son) appointed Conservator of the Person on 10/31/13.

**Continued from 04/24/17. Attorney Mitchell I Roth appointed. Referred to Court Investigator for investigation and report. Notice by Judicial Assistant.**

THIS CASE IS SET FOR HEARING ON Transfer in from Riverside County.

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

1. Need amended letters
2. Dementia Powers granted. Need report by court-appointed counsel, Mitchell Roth.
- 3. CI Report filed.**

RECOMMENDATION:

Need to clear notes.

(nb)

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

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DATE: 07/31/17 TIME: 9:30 DEPT: S36P  
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CASE#: CON PS1400336

CASE NAME: DAYNA ASHLEY COATES

HEARING:

Petition for REQUEST FOR ORDER RE MODIFICATION OF VISITATION OF  
THE CONSERVATEE

COUNSEL:

TAMMY MARIE MILITELLO (CP/MOTHER)...HASLAM & THORNE, LLP  
DAYNA ASHLEY COATES (CTP)...MITCHELL I ROTH  
CHARLES COATES (CPE/OBJ/FATHER)...PRO/PER

Waiver of Court Fees and Costs filed by CHARLES COATES is GRANTED

**XREF: FAMVS1201123**

No notes – Judge to decide.  
(nb)

Superior Court of Calif, County of San Bernardino  
Page: 18B add-on  
CIVPRO San Bernardino District  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: CYNTHIA LUDVIGSEN

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DATE: 07/31/17 TIME: 9:30 DEPT: S36P  
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CASE#: CON PS1500346

CASE NAME: NEO ESPIRITU ORENDAIN

**SEE ALSO 18C**

HEARING:

Petition for ORDER AUTHORIZING TRANSACTION TRANSFERRING  
COMMUNITY ASSETS TO SPOUSE

COUNSEL:

NENITA MACIAS ORENDAIN (CP)...PRO/PER  
NEO ESPIRITU ORENDAIN (CTP)...SANDY L. TURNER  
COMMUNITY CONVALESCENT CENTER (PET)...SANDERS REHASTE STERN

Waiver of Court Fees and Costs filed by NEO ESPIRITU ORENDAIN is GRANTED

**XREF: CIVDS1616441**

Currently under review by Legal Research.  
(LR)

Superior Court of Calif, County of San Bernardino  
Page: 18C add-on  
CIVPRO San Bernardino District  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: CYNTHIA LUDVIGSEN

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DATE: 07/31/17 TIME: 9:30 DEPT: S36P  
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CASE#: CON PS1500346

CASE NAME: NEO ESPIRITU ORENDAIN

**SEE ALSO 18B**

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR  
CONSERVATORSHIP of NENITA MACIAS ORENDAIN

COUNSEL:

NENITA MACIAS ORENDAIN (CP)...PRO/PER  
NEO ESPIRITU ORENDAIN (CTP)...SANDY L. TURNER  
COMMUNITY CONVALESCENT CENTER (PET)...SANDERS REHASTE STERN

Waiver of Court Fees and Costs filed by NEO ESPIRITU ORENDAIN is GRANTED

**XREF: CIVDS1616441**

GENERAL INFORMATION

**Continued from 02/06/17 and 04/17/17** for required documents to be filed.

**Continued from 06/12/17 and 07/10/17.**

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. Nenita Macias Orendain, spouse, appointed conservator of the person only on 06/15/16.
2. **Proof of Service to Notice of Conservatee's Rights filed 07/13/17 is signed by petitioner. Need proof of service by someone over 18 and not a party to the action.**
3. Determination of Conservatee's Appropriate Level of Care form GC-355 filed 06/12/17.
4. Care Plan filed 06/12/17.

RECOMMENDATION

Need to clear note 2.

(lc/nb/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](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - **no legal or procedural advice will be given.**

Superior Court of Calif, County of San Bernardino

Page: 19

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

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DATE: 07/31/17 TIME: 1:30 DEPT: S36P  
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CASE#: PRO DS1000818

CASE NAME: MTR OF JOAN A TORBETT

**SEE ALSO 20 21**

HEARING:

Court Trial set for PETITION FOR PROBATE of LINDA S GAXIOLA

COUNSEL:

LINDA S GAXIOLA  
JOAN A TORBETT

(PET)...HARTNELL LAW GROUP  
(DEC)...

**CASE TO REMAIN IN S36**

No notes – Court Trial.  
(nb)

Superior Court of Calif, County of San Bernardino

Page: 20

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: CYNTHIA LUDVIGSEN

-----  
DATE: 07/31/17 TIME: 1:30 DEPT: S36P  
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CASE#: PRO DS1000818

CASE NAME: MTR OF JOAN A TORBETT

**SEE ALSO 19 21**

HEARING:

Hearing re Final Discharge

COUNSEL:

LINDA S GAXIOLA

(PET)...HARTNELL LAW GROUP

JOAN A TORBETT

(DEC)...

**CASE TO REMAIN IN S36**

**X-REF: PROPS 1700021**

GENERAL INFORMATION:

**Continued from 4/14/14, 5/19/14, 7/7/14, 8/18/14, 9/29/14, 11/20/14, 12/17/14, 2/2/15, 4/6/1, 5/7/15, 07/08/15, 09/08/15, 10/13/15 and 11/17/15.** Court orders that the beneficiaries that have received disbursements from this estate are to be present in court on 11/17/15 if receipts have not been turned over to counsel. Court orders that Linda Gaxiola is to be personally present in court on 11/17/15 if probate notes are not cleared. Court indicates there will be no further continuances.

Continued from **1/11/16**. Court ordered Linda Gaxiola to be present at next hearing.

Continued from **01/25/16**. The Court Orders this case to trail and advises that the surcharge shall be ordered in effect if the Petitioner/Administrator Linda S Gaxiola is not present at the next hearing.

Continued from **02/02/16** at request of counsel. Matter is continued to 04/05/16; court orders Linda Gaxiola to be present at next hearing date. Counsel to file accounting as to "Scott's share."

Continued from **06/14/16**. Linda Gaxiola to be personally present.

**Continued from 08/22/16, 10/31/16, 11/07/16, 02/06/17 and 04/10/17. Confidential power of attorney filed in open court. Matter is contested; court trial requested.**

THIS CASE IS SET FOR HEARING ON Final Discharge

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](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - no legal or procedural advice will be given.

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

1. Final Distribution approved 4/11/13.
2. Petitioner alleges that the heirs, Scott Torbett and Lindy Torbett, disclaimed their interest in the discovered and probated assets. The proposed Amended Order was returned on 4/21/14 for disclaimers. **(Request for amended order withdrawn at 11/20/14 hearing.)**
3. The 4/11/13 Order for Final Distribution indicates 50/50% distribution to Lindy Torbett and Scott Torbett. Receipt filed 11/18/15 indicates Lindy has received her 50%, that Scott is deceased, and that Lindy has collected Scott's 50% per a 13100 declaration. It is unclear how the Pr.C. §13100 collection is valid when the Order for Final Distribution indicates \$505,181.91 to be distributed, which would be \$468,058.10 after approved statutory fees, making Scott's 50% share total \$234,029.05, or well over the \$150,000 limit for Pr.C. §13100. And this would be in addition to any other real or personal property held by Scott in this state.
4. Need Ex-parte petition for final discharge order re-submitted. **Rejected for lack of receipts on 3/24/15 and 12/09/15.**
5. Declaration filed by Lindy Torbett on 02/01/16.
6. **Supplement filed 02/01/16** indicates there was an error in the Petition and subsequent Judgment in that personal property was marshaled; properties were sold, cash distributions were made; a home was purchased and the remainder was expended for the benefit of Lindy Torbett as Scott Torbett is now deceased. Petition states petitioner undertook the actions she did in the best interest of the heirs of the Decedent without the knowledge or participation of counsel. Petitioner indicates she will undertake any remedial action required by the court. JTD.
7. **Supplement filed 08/22/16 with attachments, ie...copy of will [LF, p. 7]; and cash disbursement schedules [LF, p.14]; alleges that at the time of death of Scott Torbett, the only asset not "distributed" by a recorded document was the Amanda Street property and should the Court want that asset distributed by a Court proceeding, Lindy Torbett will execute a new receipt specifically acknowledging receipt of his half of the property; assign his interest in the Estate to Petitioner; and a new Inventory would be filed alleging the ½ interest to be distributed by a Petition to Determine Succession. Petitioner states that on the other hand, the Court could, given all of the facts, accept this Declaration and the Declaration of Lindy Torbett and grant the Ex-Parte Petition for Final Discharge and Order. JTD.**

RECOMMENDATION:

Suggest Judgment entered on 04/11/13 be vacated and amended inventory and account be filed.

(sa/nb/ds/sa/gls/lc/sa/nb/lc/ds/nb)



Superior Court of Calif, County of San Bernardino

Page: 21

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

-----  
DATE: 07/31/17 TIME: 1:30 DEPT: S36P  
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CASE#: PRO DS1000818

CASE NAME: MTR OF JOAN A TORBETT

**SEE ALSO 19 20**

HEARING:

Hearing Re: SURCHARGE ON ADMINISTRATOR OF \$505,181.50

COUNSEL:

LINDA S GAXIOLA

(PET)...HARTNELL LAW GROUP

JOAN A TORBETT

(DEC)...

**CASE TO REMAIN IN S36**

**X-REF: PROPS 1700021**

**GENERAL INFORMATION**

Continued from **1/11/16, 01/25/16 and 02/02/16**. Petitioner/Administrator Linda S Gaxiola is ordered to submit a statement under oath regarding the decedent's heirs. The Court advises that the surcharge shall go in effect if the Administrator LINDA S GAXIOLA is not present at hearing.

Continued from **04/05/16, 06/14/16, 08/22/16, 10/31/16, 11/07/16 and 02/06/17**.

Court orders Bryan Hartnell to appear.

**Continued from 04/10/17. Matter is contested; court trial requested**

THIS CASE SET FOR HEARING ON Surcharge on Administrator of \$505,181.50.

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

1. Matter set on 11/17/15 when receipts were not all filed/correct. See prior matter.

**RECOMMENDATION**

Court's discretion.

(lc/ds//nb/lc/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](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - **no legal or procedural advice will be given.**

Superior Court of Calif, County of San Bernardino

Page: 1

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

**MISC.**

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DATE: 07/31/17      TIME: 8:30      DEPT: S37P  
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CASE#: FAM SS1610851

CASE NAME: KIMBERLY ANN FISCHBACK -N- AARON K ALBRECHT

HEARING:

Hearing Re: PETITION FOR DOMESTIC VIOLENCE

COUNSEL:

KIMBERLY ANN FISCHBACH      (PP )...LINDA ROBERTS ROSS

AARON KENNETH ALBRECHT      (RP )...DUANE P BOOTH

**XREF: CONPS1600367**

No notes – Judge to decide.

(nb)

Future Hearing: 10/30/17: Trial Setting Conference

Superior Court of Calif, County of San Bernardino

Page: 2

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

**PROBATE**

-----  
DATE: 07/31/17      TIME: 8:30      DEPT: S37P  
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CASE#: PRO PS0900588

CASE NAME: LASHONDA HOWARD

HEARING:

Accounting Review

COUNSEL:

INLAND COUNTIES REGIONAL CENTER (PET/TEE)...STEVEN K BECKETT

LASHONDA HOWARD (BEN)...

SPECIAL NEEDS TRUST OF LASHOND HOWARD (TRU)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. Order Settling Sixth Account entered 02/27/17; seventh account now due.
2. No accounting or updated status report. Need same.

RECOMMENDATION:

Inquire status.

(nb)

Superior Court of Calif, County of San Bernardino

Page: 3

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

-----  
DATE: 07/31/17 TIME: 8:30 DEPT: S37P  
-----

CASE#: PRO PS1500738

CASE NAME: MTR OF DORIS ANNE SUNDEEN

HEARING:

Accounting Review

COUNSEL:

MARJORIE SUNDEEN HUMPSTEAD	(PET)...H. BROOKS TRAVIS
DORIS ANNE SUNDEEN	(DEC)...
DONALD HEMPSTEAD	(PET)...KATHRYN A FLANIGAN

GENERAL INFORMATION:

Continued from **11/21/16** to file accounting (Marjorie Humpstead).

**Continued from 05/22/17. No appearances. Marjorie Humpstead and/or Counsel are ordered to be present at next hearing if accounting not filed. Notice by Judicial Assistant.**

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. Letters of administration issued 09/14/15 to Marjorie Sundeen Hempstead as administrator, full authority, no bond. **Marjorie passed away on 06/02/16.**
2. Need final inventory and appraisal.
3. Need accounting or status report of administration by H. Brooks Travis, attorney for Marjorie Sundeen Hempstead per Pr. C. §10953. JTD

RECOMMENDATION:

Inquire status.

(nb/lh)

FUTURE HEARING

1/16/18: Accounting Review

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

Superior Court of Calif, County of San Bernardino

Page: 4

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

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DATE: 07/31/17 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1600069

CASE NAME: ESTATE OF MANJIBHAI R VAGHASHIA

**VACATED**

HEARING:  
Accounting Review

COUNSEL:

GOVIND R VAGHASHI	(PET)...GLENN M. HORAN
MANJIBHAI R VAGHASHIA	(DEC)...
MONIKA D VAGHASHIA	(PET)...LAYNE A BARTHOLOMEW

**VACATE** – status report filed.  
(nb)

FUTURE HEARING DATES:  
08/29/17 Probate status report

Superior Court of Calif, County of San Bernardino

Page: 5

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

-----  
DATE: 07/31/17 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1600178

CASE NAME: BRIDGET ANN GOMEZ

HEARING:

PETITION FOR SETTLEMENT OF FIRST ACCOUNT & Report of  
TIM GOMEZ and Petition for allowance of fees filed.

COUNSEL:

TIM GOMEZ (PET)...BANDY & BANDY  
BRIDGET ANN GOMEZ (DEC)...  
INHERITANCE FUNDING COMPANY (TP )...STEVEN D SCHROEDER

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON First Account Current; Petition for Preliminary Distribution and Additional Time to Administer Estate by Administrator, Tim Gomez ["Petitioner"].

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

1. Accounting period 01/10/16 to 05/02/17.
2. Assets on Hand \$1,164,884.05 consisting of \$648,680.22 in cash and remaining in real and personal property.
3. Current bond of \$1.2 million. Petitioner requests further bond not be required. Appears sufficient. JTD.
4. Total proposed distribution is cash in the amount of \$430,000 leaving \$734,884.05 remaining. It does not appear the proposed distribution will create any losses to creditors or injury to the estate or any interested person. JTD.
5. Estate is not in a position to close as the Menifee real property remains to be cleaned out and sold. Petitioner requests the estate remain open for another 12 months.
6. Notice filed 05/15/17 does not include Consulate of Canada. Pr. C.§ 8113.
7. ~Proposed Order 05/09/17.

RECOMMENDATION:

Require proper service then Court's discretion. If approved, set next hearing for Accounting Review for **07/02/18**.

(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](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - **no legal or procedural advice will be given.**

Superior Court of Calif, County of San Bernardino

Page: 6

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

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DATE: 07/31/17 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1600287

CASE NAME: ESTATE OF PATRICIA E GARRY

HEARING:

WAIVER OF Account and Report of DAVID WILLIAM GARRY and Petition for allowance of fees filed.

COUNSEL:

DAVID WILLIAM GARRY (PET)...PRO/PER  
PATRICIA E GARRY (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Final Distribution upon Waiver of Account and for Fees by Executor, son and sole beneficiary, David W. Garry ["Petitioner"].

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

1. Sole beneficiary waives accounting.
2. Accounting period 05/16/16 to 04/16/17.
3. Assets on Hand \$270,474.95 consisting of \$15,285.52 in cash and remaining in decedent's 55% share of the balance due on the Promissory Note Secured by Deed of Trust.
4. Petitioner waives statutory compensation.
5. Need statement regarding notice to Franchise Tax Board or notice per Pr. C. § 9202(c)(1).
6. ~Proposed Order 05/11/17.

RECOMMENDATION

Need to clear note 5 then Court's discretion. If approved, set next hearing for final discharge on **10/15/18**.

(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](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - **no legal or procedural advice will be given.**

Superior Court of Calif, County of San Bernardino

Page: 7

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

-----  
DATE: 07/31/17      TIME: 8:30      DEPT: S37P  
-----

CASE#: PRO PS1600758

CASE NAME: MARTIN NAVARRO SPECIAL NEEDS TRUST

**VACATED**

HEARING:

Accounting Review

COUNSEL:

BLANCA ROBLES

(PET)...JACK H ANTHONY

MARTIN NAVARRO

(MIN)...

MARTIN NAVARRO SPECIAL NEEDS TRUST (TRU)...

INLAND COUNTIES REGIONAL CENTER (PET)...LAYNE A BARTHOLOMEW

**VACATE** – third account filed.

(nb)

Future Hearing:

9/14/17: 3<sup>rd</sup> Account & Report of Inland Counties Regional Center



Superior Court of Calif, County of San Bernardino

Page: 8

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

-----  
DATE: 07/31/17      TIME: 8:30      DEPT: S37P  
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CASE#: PRO PS1601019

CASE NAME: THE BOOGARD FAMILY TRUST

**SEE ALSO 9**

HEARING:

Hearing Re: STATUS OF TRUST

COUNSEL:

TERRANCE GREGG MANNING (PET)...LAW OFFICE OF CHARLES W RAYMON

THE BOOGARD FAMILY TRUST (TRU)...

NATALIE BLICKENSTAFF (TEE)...JENNIFER M DANIEL

No notes – Status.

(nb)

Superior Court of Calif, County of San Bernardino

Page: 9

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

-----  
DATE: 07/31/17 TIME: 8:30 DEPT: S37P  
-----

CASE#: PRO PS1601019

CASE NAME: THE BOOGARD FAMILY TRUST

**SEE ALSO 8**

HEARING:

Accounting Review

COUNSEL:

TERRANCE GREGG MANNING (PET)...LAW OFFICE OF CHARLES W RAYMON  
THE BOOGARD FAMILY TRUST (TRU)...

NATALIE BLICKENSTAFF (TEE)...JENNIFER M DANIEL

GENERAL INFORMATION:

Nancy, Robert and Rochelle/Rachelle Corley suspended as trustees on 04/17/17.

THIS CASE IS SET FOR HEARING ON Accounting Review (re Corley)

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

1. Nancy, Robert and Rochelle/Rachelle Corley ordered to prepare an accounting on 04/17/17.
2. No accounting. Need same.

RECOMMENDATION:

Inquire status.

Court to set Accounting Review (re Successor Trustee - Blickenstaff) for **10/01/18**.

(nb)

Superior Court of Calif, County of San Bernardino

Page: 10

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

-----  
DATE: 07/31/17      TIME: 8:30      DEPT: S37P  
-----

CASE#: PRO PS1700448

CASE NAME: MTR OF CARMEN TERESA NERYS

HEARING:

Petition for LETTERS OF ADMINISTRATION WITH FULL AUTHORIZATION  
TO ADMINISTER UNDE IAEA

COUNSEL:

THOMAS ANTHONY NERYS      (PET)...DUANE P BOOTH  
CARMEN TERESA NERYS      (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by son, Thomas A. Nerys ["Petitioner"].

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

1. Sole heirs waive bond.
2. Proof of publication filed.
3. ~Proposed Form Order/Letters 05/10/17.

RECOMMENDATION:

RFA, no bond. If approved, set future hearing for Accounting Review on **10/15/18**. Any account to be filed 30 days in advance of hearing. Note requirements of Local Rules.

(nb)

Superior Court of Calif, County of San Bernardino

Page: 11

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

-----  
DATE: 07/31/17 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1700457

CASE NAME: MTR OF VIOLA ARAMBULA

HEARING:

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

COUNSEL:

IRENE LOPEZ (PET)...MITCHELL I ROTH  
VIOLA ARAMBULA (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Letters Testamentary with full authority under IAEA, by named Executrix and sole beneficiary, Irene Lopez ["Petitioner"].

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

1. Will waives bond.
2. Sole beneficiary waives bond.
3. Section 8 [LF, p. 5] does not include 3 issue of deceased child, Linda Bernal. Need verified supplement.
4. Notice filed 05/15/17 does not include 3 issue of deceased child, Linda Bernal. Need proper service.
5. Proof of publication filed.
6. ~Proposed Form Order/Letters 05/12/17.

RECOMMENDATION:

Need to clear notes 3-4, no bond. If approved, set future hearing for Accounting Review on **10/15/18**. Any account to be filed 30 days in advance of hearing. Note requirements of Local Rules.

(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](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - **no legal or procedural advice will be given.**

Superior Court of Calif, County of San Bernardino

Page: 12

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

-----  
DATE: 07/31/17      TIME: 8:35      DEPT: S37P  
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CASE#: PRO PS1600378

CASE NAME: PIUS F HORNER TRUST DATED MAY 14, 1993

**SEE ALSO 13 14**

HEARING:

Petition for RELIEF FOR BREACH OF TRUST BY TRUSTEE; DAMAGES FOR BREACH, ETC

COUNSEL:

KELLY ZUNIGA

(PET/OBJ)...DAWN HALL CUNNEEN

PIUS F HORNER TRUST

(TRU)...

ROSEMARY HORNER

(PET)...ROBERT L KERN

Currently under review by Legal Research.  
(LR)

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

Superior Court of Calif, County of San Bernardino

Page: 13

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

-----  
DATE: 07/31/17      TIME: 8:35      DEPT: S37P  
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CASE#: PRO PS1600378

CASE NAME: PIUS F HORNER TRUST DATED MAY 14, 1993

**SEE ALSO 12 14**

HEARING:

SUPPLEMENTED ACCOUNT (AMENDED FIRST ACCOUNT) Account and Report of ROSEMARY HORNER and Petition for allowance of fees filed.

COUNSEL:

KELLY ZUNIGA

PIUS F HORNER TRUST

ROSEMARY HORNER

(PET/OBJ)...DAWN HALL CUNNEEN

(TRU)...

(PET)...ROBERT L KERN

See next matter #14.

(nb)

Superior Court of Calif, County of San Bernardino

Page: 14

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

-----  
DATE: 07/31/17 TIME: 8:35 DEPT: S37P  
-----

CASE#: PRO PS1600378

CASE NAME: PIUS F HORNER TRUST DATED MAY 14, 1993

**SEE ALSO 12 13**

HEARING:

FOR APPROVAL OF FIRST Account and Report of ROSEMARY HORNER and  
Petition for allowance of fees filed.

COUNSEL:

KELLY ZUNIGA

(PET/OBJ)...DAWN HALL CUNNEEN

PIUS F HORNER TRUST

(TRU)...

ROSEMARY HORNER

(PET)...ROBERT L KERN

GENERAL INFORMATION:

Continued from **12/05/16**. The Court orders that a proper accounting be filed. Counsel to file a supplement to clear notes and a proper accounting. Request to appoint a paid professional fiduciary as temporary trustee is reserved.

Continued from **03/06/17** to review supplemental accounting. Court orders any objections being filed by Mr. Kern to be code compliant. Mr. Kern is to file any other objections by 4/3/17. If both parties cannot agree on accountings the court will appoint a professional fiduciary.

**Continued from 05/22/17 at request of Mr. Kern. Parties do not stipulate to Judge Pro Tem.**

THIS CASE IS SET FOR HEARING ON **Amended** (02/28/17) First Account Current and Petition for Fees by Successor Trustee, Rosemary Horner (surviving spouse) ["Petitioner"].

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

1. Accounting period 11/01/14 to 12/31/16.
2. Assets on Hand \$516,865.64 consisting of \$104,248.64 in cash; \$390,000 in carry value of real property; and remaining in personal property.
3. Trustee requests ratification of compensation taken in the amount of \$5,515.13.
4. Trustee requests reimbursement of costs advanced of \$1,733.98. .
5. Need bank statement for Bank of America Account XXX7066.
6. Notice given.
7. No proposed order. Submit Order after Hearing.

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

8. **Objections et seq. filed 12/02/16 and 05/18/17 by trust beneficiary, Kelly Zuniga.**

RECOMMENDATION: Matter is contested.

Need to clear note 5 then set for contested hearing. If approved, set next Accounting Review for **02/28/18**. Any account to be filed 30 days before hearing date. Note requirements of Local Rules.

(nb)



Superior Court of Calif, County of San Bernardino

Page: 15

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

**CONSERVATORSHIPS**

-----  
DATE: 07/31/17      TIME: 9:30      DEPT: S37P  
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CASE#: CON PS1600367

CASE NAME: MTR OF KIM FISCHBACH

**SEE ALSO 16 17**

HEARING:

Hearing Re: Petition for Appointment of Conservator

COUNSEL:

AARON ALBRECHT

(CPE)...DUANE P BOOTH

KIM FISCHBACH

(CEP)...

**XREF: FAMSS1610851**

GENERAL INFORMATION

**Ex Parte orders denied on 12/28/16.** Court appoints Attorney Mitchell Roth as GAL to determine if proposed conservatee has capacity to retain her own counsel. GAL has power to access any and all medical records of proposed conservatee. Mr. Roth is to notify court if there is a need for action prior to next court date.

**Continued from 01/23/17.** Hearing date 02/16/17 trailed to 02/21/17. Proposed conservatee has an appointment with her neurologist, Dr. Kline. If Capacity Declaration is not filed with the court by 01/30/17, court will appoint Dr. Leeb to prepare Capacity Declaration, and will reserve jurisdiction re payment of costs. Ms. Roberts Ross to provide Mr. Roth with a statement of where Ms. Fischbach's monies are invested by 01/30/17.

Continued from **02/21/17.** Matter trailing related case.

**Continued from 04/10/17 for private mediation to be conducted. The Court informs parties that in the future orders will be made ordering parties living in the home to pay fair market rent and will not be allowed to access any of Ms. Fischback's monies or further encumber any of her property. Neither party shall make, nor allow any other persons to use or make, any disparaging or derogatory remarks about the absent parent in the presence of said child/children.**

THIS CASE SET FOR HEARING ON Petition for Appointment of Conservator person and estate by Aaron Albrecht (son).

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](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - no legal or procedural advice will be given.

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

1. Petitioner seeks bond (unspecified amount). Estimated value of personal property and annual income is \$337,000. Suggest bond of \$370,700.
2. Certificate of Completion of Conservatorship Education Course filed 01/05/17.
3. Capacity Declaration filed 01/31/17.
4. **Court Investigator report filed 02/15/17.**
5. **Citation filed.**
6. Report of GAL filed 01/17/17.
7. ~Proposed Form Order: 12/20/16
8. **Settlement Agreement received.**

RECOMMENDATION

Court's discretion. If approved, set hearing for Compliance Review for **03/05/18** for the filing of the required documents and hearing re Accounting Review for **10/15/18**. Any accounting to be filed 30 days in advance. Note requirements of Local Rules.

(lh/nb)

Superior Court of Calif, County of San Bernardino

Page: 16

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

-----  
DATE: 07/31/17      TIME: 9:30      DEPT: S37P  
-----

CASE#: CON PS1600367

CASE NAME: MTR OF KIM FISCHBACH

**SEE ALSO 15 17**

HEARING:

Hearing Re: STATUS OF MEDIATION

COUNSEL:

AARON ALBRECHT

(CPE)...DUANE P BOOTH

KIM FISCHBACH

(CEP)...

**XREF: FAMSS1610851**

No notes – Status.

(nb)

Superior Court of Calif, County of San Bernardino

Page: 17

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

-----  
DATE: 07/31/17      TIME: 9:30      DEPT: S37P  
-----

CASE#: CON PS1600367

CASE NAME: MTR OF KIM FISCHBACH

**SEE ALSO 15 16**

HEARING:

Trial Setting Conference

COUNSEL:

AARON ALBRECHT

KIM FISCHBACH

(CPE)...DUANE P BOOTH

(CEP)...

**XREF: FAMSS1610851**

No notes – TSC.

(nb)

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

-----  
DATE: 07/31/17 TIME: 9:30 DEPT: S37P  
-----

CASE#: CON PS1700008

CASE NAME: ANDREW ABDI MLAMBA

HEARING:

Petition for Appointment of Conservator

COUNSEL:

DANIEL KAMBALE MLAMBA (PET)...PRO/PER  
HADIJA ABDI MLAMBA (PET)...PRO/PER  
ANDREW ABDI MLAMBA (CEE)...LENITA SKORETZ

GENERAL INFORMATION

Continued from **03/06/17**. Referred to IRC for report.

**Continued from 05/08/17 for timely notice to be filed.**

THIS CASE SET FOR HEARING ON Petition for Appointment of Conservator person only by Daniel Mlamba (father)

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

1. Petitioner seeks medical powers. **Capacity Declaration filed 02/22/17**
2. Petitioner seeks limited conservatorship powers re habilitation, treatment, training, fix residence, medical, control contracts, consent or withhold consent of marriage, education. etc.
3. Petitioner seeks limited powers; however, caption does not reflect the same. Does court wish to deem petition for a Limited Conservatorship?
4. **Report of Counsel Lenita Skoretz filed.**
5. **IRC report filed.**
6. **Proof of Service re Citation filed. However, service date is after hearing date. Need proper notice.**
7. Need Certificate of Completion of the Conservatorship Training Class.
8. **Verification to proof of serviced affixed to Notice of Hearing is not dated and does not give 15 days' notice. Need proper service.**
9. Court Investigator report filed 02/27/17.
10. ~Proposed Form Order: 01/10/17

## RECOMMENDATION

Need to clear notes 6-8 then Court's discretion re: note 3. If approved, set hearing for Compliance Review for **03/05/18** 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)

**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](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - **no legal or procedural advice will be given.**