



First Check

Superior Court of California
County of San Bernardino
Probate Department

Probate Notes for Calendar Date: 08/30/17

All corrections/supplements addressing these notes should be filed by **08/23/17**. Later-filed documents might not be reviewed prior to the hearing and could result in a continuance of your case. Updates to these notes *typically* will be posted three court days prior to the hearing.

Destruction of Filed Documents:

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

Contacting the Probate Examiners:

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

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.

Lc08/02/17

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CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT **PROBATE**

DATE: 08/30/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1300430

CASE NAME: KATIE A SHIRLEY

HEARING: ACCOUNTING SUMMERY Account and Report of CAROLYN MARSTON
and Petition for allowance of fees filed.

COUNSEL:

CAROLYN MARSTON	(PET/PLA)...PRO/PER
KATIE A SHIRLEY	(DEC)...
MICHAEL C MADDUX	(PET)...
CITI MORTGAGE, A CORP.	(RES)...
CLEAR RECON CORP, A CORP	
WOODROW SHIRLEY	

Waiver of Court Fees and Costs filed by CAROLYN MARSTON is GRANTED TOTAL FEES \$2932.50

XREF: CONDS1000212 (Katie Shirley)

GENERAL INFORMATION

Continued from **10/19/16 and 02/08/17**. No appearance. Court orders that Carolyn Marston be personally present in court on February 22, 2017. Notice by judicial assistant. **Continued from 02/08/17, 04/25/17 and 06/21/17. Any supplement to be filed by 09/18/17.**

THIS CASE SET FOR HEARING ON **Amended (02/16/17 & 05/10/17)** Summary of Account by Carolyn Marston, daughter administrator.

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

1. Accounting period 01/06/13 to 06/30/16. However, accounting should begin at date of death; 01/05/13. Court may wish to deem as di minimis.
2. Need final Inventory and Appraisal where real property is appraised by probate referee, even though it has sold.
 - a. **Inventory and Appraisal submitted from conservatorship showing real property of \$881,090.80 and alleged probate property of \$275,000 [not appraised]. Petitioner alleges that there are no funds to get property appraised for date of death [Sup. 05/10/17 LFpg4-12].**
3. It cannot be determined if the accounting balances as it does not comply with Pr.C.§10900 and Pr.C.§1060 et. seq. Need a proper summary of account and accounting schedules.
4. Amendment filed 05/10/17 is not verified per Pr.C. § 1021.

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

5. Petitioner alleges that surplus of funds from sale of real property, \$8,938.42, was distributed **and distributions to beneficiaries totaling \$21,901.41 have been made.** A personal representative may only preliminary distribute personal property per Pr.C. § 10520., if it is pecuniary per terms **of a will** under \$10,000 and/or personal property under \$50,000. There is no will. Under what authority did petitioner distribute property? Need verified supplement explaining why the funds should not be paid back to the estate. **Amendment (02/16/17) indicates funds should not be paid back to the estate because it will have to be given back to petitioner and her sisters and would waste more time and money.**
6. Creditor's Claims by Emma Kresser, CPA \$2,135.00 Attorney Michael Maddux \$38,962.28 appear to be outstanding. Michael Maddux was allegedly hired pro bono.
7. A second petition for Administration was filed by administrator. ***Court to inquire as petitioner is already appointed with limited authority.***

RECOMMENDATION

Need to clear notes 2-4. Suggest petitioner seek legal advice.

(lc/nb/lh/lc)

Future Hearings: 10/18/17: Petition for Letters of Admin. Summary Acct & Rprt of Carolyn Marston ***Appears MOOT.***

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

DATE: 08/30/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1500220

CASE NAME: MTR OF REYES GONZALES

HEARING:

Order to Show Cause RE: Status of Sale of Property

COUNSEL:

CANDELARIO PARTIDA	(PET)...MOISES A AVILES
REYES GONZALES	(DEC)...
REYLENE GONZALES	(PET)...HARTNELL LAW GROUP
PUBLIC ADMINISTRATOR	(ADM)...CRAIG M PARKER

GENERAL INFORMATION

Continued from 07/26/17.

THIS CASE SET FOR HEARING ON OSC re Status of Sale of Real property.

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

1. Reylene Gonzalez, daughter, appointed administrator on 05/31/17, full authority \$20,000 bond. **Bond has not yet posted; therefore, letters have not yet issued.**
2. Court set matter on 05/31/17 when administrator was appointed.
3. **NOTE:** Court to inquire re Creditor's Claim allowance/rejection as ordered for Candelario Partida. However, letters have not issued yet.

RECOMMENDATION

Court's discretion re OSC. Inquire status of bond, letters and sale of property.

(lc)

Future Hearing: 06/13/18: Accounting Review

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

DATE: 08/30/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1500701
CASE NAME: FRANK PELLEGRINO JR
HEARING: FIRST AMENDED Account and Report of DORIS NEUHAUS and Petition
for allowance of fees filed.

COUNSEL:

FRANK PELLEGRINO	(PET)...PRO/PER
FRANK PELLEGRINO JR	(DEC)...
MARY LOUISE PELLEGRINO	(PET)...PRICE LAW FIRM, APC
DORIS NEUHAUS	(PET/OBJ)...J PATRICK RAGAN

Waiver of Court Fees and Costs filed by DORIS NEUHAUS is GRANTED
XREF FAMSS1703685 (Mary Pellegrino n Frank Pellegrino Jr.)

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON 1st Amended Trust Account and Report by Doris
Neuhaus, Trustee.

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

1. Assets on hand \$5,325 which consists of 2 forklifts, racks, samples and inventory.
2. Accounting period 01/01/15 – 06/08/15. On 08/10/15 petitioner **was ordered to file an accounting from the date of death [06/08/15] forward.** The accounting period appears to be prior to death. Need corrected accounting.
3. The accounting does not appear to properly comply with Pr.C.§16063 and Pr.C.§1060 et. seq.
 - a. Need a proper summary of account and additional accounting schedules under Pr.C. § 1063 [liabilities etc].
 - b. Beginning assets do not coincide with any assets listed in the report [Acct. 05/10/17 LFpg3].
4. Need notice of hearing and proof of service.
5. **Objections and response filed by Mary Pellegrino on 06/29/17. Need proof of service of objections.**

RECOMMENDATION

Need to clear notes 2-5.

(lc)

Future Hearings: 11/08/17: Hearing Re: Status Conference, Petition for Verified Petition for Judgment on Creditor Claim; Enforcement of Judgment, ETC. 3/07/18: Readiness Calendar, 3/26/18-3/29/18: Court Trial

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

DATE: 08/30/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1501041
CASE NAME: MTR OF BETTY GENE SLATER
HEARING: Petition for DETERMINATION OF HEIRSHIP AND ENTITLEMENT

COUNSEL:

GREGORY BACHMAN	(PET)...CRAIG E WILSON
BETTY GENE SLATER	(DEC)...
DAVID L WALLER	(PET)...HARTNELL LAW GROUP

GENERAL INFORMATION

Continued from 05/24/17.

THIS CASE SET FOR HEARING ON Petition to Determine Heirship and Entitlement to Estate Pr.C. § 11700 by David Waller.

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

1. Letters issued to Gregory Bachman, nephew, on 01/12/16; full authority \$1,285,000.00 bond.
2. Petitioner, David Waller, is son of Mary Waller, predeceased sister of decedent.
3. Decedent died 09/12/15. Decedent allegedly inherited 5 parcels of real property from her mother as separate property. Petitioner alleges that per Pr.C. § 6401(c)(2)(B) the surviving spouse is entitled to ½ of the separate property and the issue the other ½. The alleged heirs entitled are as follows.
 - a. Gerald Slater, spouse, 50%
 - b. Petitioner, David Waller, nephew, 12.5% - issue of Mary Waller, sister.
 - c. Joseph Strong & Heather Lambert, nephew/niece, 6.25% each – Issue of Edward Strong, brother.
 - d. Louana Smith and Arletta Robinson, sisters, 12.5% each.
4. The surviving spouse receives one-half of the decedent's separate property if (Pr.C. § 6401 (c)(2))
 - a. The decedent leaves only one child or the issue of a deceased child; or
 - b. The decedent leaves no issue but leaves a parent or parents or the issue of either or both parents.
5. Genealogy chart provided attached [Pet. 3/17 LFpg7 et seq].
6. ~Proposed Order: 03/17/17.

RECOMMENDATION

Court's discretion.

(lc)

Future Hearing: 5/17/18: Accounting Review

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

DATE: 08/30/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1600853

CASE NAME: DANIEL TRUTANICH

SEE ALSO 6

HEARING:

Hearing Re: STATUS REPORT OF ROBERT RODRIGUEZ

COUNSEL:

KATHY TRUTANICH-ROGERS (PET)...PRO/PER
DANIEL TRUTANICH (DEC)...
NANCY TOUCHARD (PET)...FRANK K VALDEZ

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Status Review for Robert Rodriguez.

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

1. Administrator, Kathy Rogers, sister, was ordered to arrange for expert Robert Rodriguez to appraise the vintage record collection. Counsel indicated his client will cooperate in the appraisal by the expert.
2. Need report of Robert Rodriguez.

RECOMMENDATION

Inquire status.

(lc)

Future Hearings: 10/19/17: Readiness Calendar, 11/09/17: Court Trial Set on Issue of Vintage Record Collection

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

DATE: 08/30/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1600853

CASE NAME: DANIEL TRUTANICH

SEE ALSO 5

HEARING:

Hearing Re: REQUESTED DISMISSAL OF ENTIRE ACTION

COUNSEL:

KATHY TRUTANICH-ROGERS (PET)...PRO/PER
DANIEL TRUTANICH (DEC)...
NANCY TOUCHARD (PET)...FRANK K VALDEZ

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Requested Dismissal of Entire Action.

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

1. Kathy Rogers, sister, was appointed as administrator on 05/24/17; full authority \$50,000 bond.
2. Request for dismissal submitted on 06/30/17. JTD as letters have not yet issued.

RECOMMENDATION

Court's discretion.

(lc)

Future Hearings: 10/19/17: Readiness Calendar, 11/09/17: Court Trial Set on Issue of Vintage Record Collection

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

DATE: 08/30/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1700563

CASE NAME: MTR OF THE RECOVABLE TRUST OF JOSE JAVIER ESPINOSA

HEARING:

Petition for BENEFICIARY TO REMOVE SUCCESSOR TRUSTEE AND TO
APPOINT NEW SUCCESSOR TRUSTEE

COUNSEL:

DAVID ESPINOSA (PET)...GABRIELLE R RANSELL
JOSE JAVIER ESPINOSA (DEC)...

Currently under review by legal research

(LR)

NOTICE:

1. Need 30 days' notice of hearing and proof of service for Enedina Espinosa current successor trustee/spouse of trustor.

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

DATE: 08/30/17 TIME: 8:35 DEPT: S35P

CASE#: PRO PS1600462

CASE NAME: VASQUEZ TRUST DATED FEBRUARY 20 2001

HEARING:

Motion Re: MODIFY TENTATIVE JUDGMENT AND ORDERS THEREON Filed
by Petitioner JOSEPH W MARTINEZ

COUNSEL:

JOSEPH W MARTINEZ	(PET)...BROWN WHITE & OSBORN
VASQUEZ TRUAST	(TRU)...
JOSE VASQUEZ	(OBJ)...RONALD T VERA

XREF: CIVDS1605008 (Vasquez v Martinez)

No notes – JTD

(LR)

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

DATE: 08/30/17 TIME: 9:00 DEPT: S35P

CASE#: PRO PS1100881

CASE NAME: SPECIAL NEEDS TRUST OF RENEE BLUTREICH

HEARING:
Accounting Review

COUNSEL:
INLAND COUNTIES REGIONAL CENTER (PET)...STEVEN K BECKETT
SPECIAL NEEDS TRUST OF RENEE BLUTREICH (TRU)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review.

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

1. 3rd Account for IRC Master Trust approved 09/02/15
2. Need 4th Account beginning with 05/01/15

RECOMMENDATION

Inquire status of accounting.

(ww)

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT **CONSERVATORSHIPS**

DATE: 08/30/17 TIME: 9:30 DEPT: S35P

CASE#: CON PS1600100

CASE NAME: MTR OF MARSHALL LEE BORTS

SEE ALSO 11 12

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of SHAWNA LOUISE JOHNSON

COUNSEL:

SHAWNA LOUISE JOHNSON (CP)...PRO/PER
MARSHALL LEE BORTS (CTP)...JACK B OSBORN

GENERAL INFORMATION

Continued from 03/29/17, 05/10/17 and 06/14/17. Citation issued to Shawna Johnson.

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. Shawna Johnson, mother, appointed conservator of the person only on 08/23/16.
 - a. Order does not appear to be signed or letters issued.
 - b. ~Proposed Order: 05/20/16.
2. Notification of Conservatee's rights per Pr.C.§1830(c) filed 09/22/16; however, section 5 is incomplete as to service of the order. Need corrected proof of service once the Order Appointing Conservator is filed.
3. Need Determination of Conservatee's Appropriate Level of Care form GC-355.
4. Need Care Plan in accord with Pr.C.§2352.5.
5. Citation served on Shawna Johnson 07/06/17.

RECOMMENDATION

Need to clear notes 1-4.

(lc/ww/lc)

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

DATE: 08/30/17 TIME: 9:30 DEPT: S35P

CASE#: CON PS1600100

CASE NAME: MTR OF MARSHALL LEE BORTS

SEE ALSO 10 12

HEARING:

Hearing Re: OSC TO ADDRESS ORDER

COUNSEL:

SHAWNA LOUISE JOHNSON (CP)...PRO/PER
MARSHALL LEE BORTS (CTP)...JACK B OSBORN

GENERAL INFORMATION

Continued from 06/14/17 to trail other matters.

THIS CASE SET FOR HEARING ON OSC to Address Order.

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

1. Shawna Johnson, mother, appointed conservator of the person only on 08/23/16.
 - a. Order does not appear to be signed or letters issued.
 - b. Court to clarify if petition was granted for limited as petition reflects limited and minute order reflects general conservatorship.
 - c. ~Proposed Order: 05/20/16.

RECOMMENDATION

Court's discretion re OSC.

(lc)

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

DATE: 08/30/17 TIME: 9:30 DEPT: S35P

CASE#: CON PS1600100

CASE NAME: MTR OF MARSHALL LEE BORTS

SEE ALSO 10 11

HEARING:

Hearing Re: OSC RE SANCTIONS OF \$1,750 ON SHAWNA JOHNSON

COUNSEL:

SHAWNA LOUISE JOHNSON (CP)...PRO/PER
MARSHALL LEE BORTS (CTP)...JACK B OSBORN

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON OSC re Sanctions of \$1,750 on Shawna Johnson.

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

1. OSC set on 06/14/7 when Shawna Johnson failed to appear or file compliance documents.

RECOMMENDATION

Court's discretion re OSC.

(lc)

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

DATE: 08/30/17 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700173

CASE NAME: MTR OF ALEXANDER ROMAN-VILALTORO

HEARING:

Petition for Appointment of Conservator

COUNSEL:

DORIS A VILLATORO (CP)...PRO/PER
ALEXANDER ROMAN-VILLATORO (CTP)...CANDICE A GARCIA-RODRIGO

GENERAL INFORMATION

Continued from 06/21/17. Doctor to complete Capacity Declaration. Candice Garcia-Rodrigo appointed counsel.

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

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

1. Petitioner seeks powers re habilitation, treatment, training, medical etc per Pr.C. § 2351. JTD
2. Petitioner seeks civil rights not be limited without court order. JTD
3. Confidential Screening form does not state relationship or years known conservatee; however, its obvious petitioner is mother.
4. Request to excuse notice with due diligence re paternal grandmother Magaly Roman filed 05/30/17. JTD
5. Proposed conservatee is developmentally disabled. Report Counsel Garcia-Rodrigo filed 07/20/17.
6. Proposed conservatee is developmentally disabled. IRC report filed 06/20/17.
7. Petitioner seeks medical powers. Capacity Declaration filed 05/30/117; however, need actual physician to complete.
8. List of required contacts (Local form SB-12224) does not include paternal grandmother Magaly Roman. Need same.
9. Need Certificate of Completion of the Conservatorship Training Class.
10. Need Court Investigator report.
11. Need 30 days' notice of hearing and proof of service to IRC. As report has been filed, does court wish to waive notice? JTD
12. Citation returned served.

13. ~Proposed Form Order: 05/09/17.

RECOMMENDATION

Need to clear notes 7-11. If approved, set hearing for Compliance Review for **04/04/18** 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 and Inventory & Appraisal with notice.

(lc)

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

DATE: 08/30/17 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700200
CASE NAME: MTR OF DONNA MACIAS
HEARING: Petition for Appointment of Conservator

COUNSEL:

CONNIE G MACIAS (CPE)...PRO/PER
ANNEMARIE AYALA (CPE)...PRO/PER
DONNA MACIAS (CEP)...

GENERAL INFORMATION

Temporary orders denied on 06/05/17.

Continued from 07/26/17. Petitioners request estate powers be withdrawn and Connie Macias withdraws request as co-conservator. No IRC report required.

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

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

1. Petitioners did check any sections re medical powers etc; However, provide attachment with powers sought. Need amended petition or verified supplement indications what sections should be marked and supporting probate code sections.
2. Petitioners do not seek medical powers; however, section 9 indicates that proposed conservatee lacks the capacity to give medical consent. Need Capacity Declaration.
3. Need notice of hearing and proof of service.
4. Only siblings listed of required contacts (Local form SB-12224). **Court to inquire** if there are further second degree relatives, if so, need updated form.
5. Proof of Completion of Conservator Training Class filed 07/06/17.
6. Conservatee appeared in court; Citation waived.
7. CI Report filed 07/19/17.
8. ~Proposed Form Order: 05/26/17.

RECOMMENDATION

Need to clear notes 1-3, then Court's discretion. If approved, set hearing for Compliance Review for **04/04/18** 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. (lc/lh/lc)

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

DATE: 08/30/17 TIME: 9:30 DEPT: S35P

CASE#: SC SS00533

CASE NAME: SARAH CRITZER ET AL

HEARING:
Accounting Review

COUNSEL:

SARAH CRITZER	(CTP/CEP)...
INLAND REGIONAL CENTER	(CP)...RENE S ABRAHAM
SAMANTHA CRITZER	(CTP/CEP)...HORSPOOL & PARKER
GEORGE CRITZER	(CPE/FAT)...EDWARD B FISCHEL & ASSOC
PAULA CRITZER	(CPE)...EDWARD B FISCHEL & ASSOC

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review.

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

1. 3rd Waiver of Account for George and Paula Critzer approved on 07/14/15
2. Need 4th Account beginning with 06/21/15

RECOMMENDATION

Inquire status of accounting.

(ww)

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

DATE: 08/30/17 TIME: 1:30 DEPT: S35P

CASE#: PRO PS1501083

CASE NAME: KENNETH AARON RAINS

HEARING:

Hearing Re: COURT TRIAL (THIRD DAY OF TRIAL)

COUNSEL:

TERRY ANDERSON	(PET)...TREVOR D MARTIN
KENNETH AARON RAINS	(DEC)...
BARBARA MOORE	(PET)...LINDA ROBERTS ROSS
SHELLIE DINNAUER	(PET)...LINDA ROBERTS ROSS

Trial – No notes – JTD

Future Hearings: 8/31/17-9/01/17: Court Trial

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: CYNTHIA LUDVIGSEN **PROBATE**

DATE: 08/30/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS0800645

CASE NAME: DAVID E. TOBIN SPECIAL NEEDS TRUST

HEARING:

Accounting Review

COUNSEL:

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

DAVID E TOBIN (BEN)...

THE SPECIAL NEEDS TRUST OF DAVID E TOBIN (TRU)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review.

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

1. 8th Account for IRC Master Trust approved on 09/07/16
2. Need 9th Account beginning with 05/01/16.

RECOMMENDATION

Inquire status of accounting.

(ww)

Superior Court of Calif, County of San Bernardino

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

DATE: 08/30/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1200050

CASE NAME: ADOLPH ROBERT RIMPAU TRUST

HEARING:
Accounting Review

COUNSEL:

JAMES R KOSTOFF	(PET)...M DANIEL SAYLOR
ADOLPH ROBERT RIMPAU TRUST	(TRU)...
VERONICA LANUZA	(PET)...M DANIEL SAYLOR
ADOLPH ROBERT RIMPAU	(STE)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review.

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

1. 4th Account for successor trustee Veronica Lanuza, approved on 11/08/16.
2. Need 5th Account beginning with 07/01/16.

RECOMMENDATION

Inquire status of accounting.

(ww)

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

DATE: 08/30/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1400594

CASE NAME: MTR OF JESUS BRAVO

HEARING:

FINAL Account and Report of ROSA BRAVO and Petition for allowance of fees filed.

COUNSEL:

ROSA BRAVO (PET)...LAW OFFICES OF ROBERT STARR
JESUS BRAVO (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Final Account and Petition for Order and Discharge by Rosa Bravo, spouse.

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

1. Petitioner alleges that the main reason for the probate was to represent decedent in Civil matter CIVDS1415989. Petitioner further states that decedent received a judgment for \$168,358.03 against Alamo Recycling and Chino Valley Recycling; however, the judgment is reportedly uncollectable as they are judgment proof.
2. There is no actual accounting or report per Pr.C.§10900 and Pr.C.§1060 et. seq. Question if petitioner is seeking termination per Pr.C. § 12251? Need verified supplement.
3. Need notice of hearing and proof of service.
4. There appears to be minor issue, Jesus Bravo, approximately age 10.
5. No proposed order. Submit after hearing.

RECOMMENDATION

Need to clear notes 2-3. If approved, set hearing on the filing of receipts and final discharge for **09/05/18**.

(lc)

Superior Court of Calif, County of San Bernardino

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

DATE: 08/30/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1500214

CASE NAME: EILEEN J SILLO

HEARING:

Hearing re Final Discharge

COUNSEL:

DELONNA WISSERT (PET)...KEITH S WALKER
EILEEN J SILLO (DEC)...

GENERAL INFORMATION

Continued from 06/21/17. No appearance. Court will surcharge administrator \$597,000 if estate has not been distributed with proof of receipts and discharge order.

THIS CASE SET FOR HEARING ON Final Discharge.

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

1. Final account/distribution of DeLonna Wissert, Trustee, approved on 06/05/16.
2. Need receipt for DeLonna Wissert as Successor Trustee of the Eilleen Sillo Trust.
3. Need Ex Parte Petition for Final Discharge and Order.

RECOMMENDATION

Need receipts and order.

(lc)

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

DATE: 08/30/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1500345

CASE NAME: RON JAMES SCARONE

SEE ALSO 6

HEARING:

Petition for Order Determining Interest in Personal Property and
for order that prop be returned etc

COUNSEL:

DAVID M SCARONE	(PET)...PRO/PER
RON JAMES SCARONE	(DEC)...
STEPHEN SCARONE	(PET)...ALLARD SMITH
JEFF SCARONE	(RES)...CKB VIENNA, LLP

GENERAL INFORMATION

Continued from 03/23/17, 04/26/17 and 07/12/17. Objections to be filed no later than 08/23/17.

THIS CASE SET FOR HEARING ON Petition for Order Determining Interest in Personal property and for Order Property be Returned, Compel Accounting, Revoke Documents, Award for Double and Punitive Damages, Costs and Fees Pr.C. §§ 850, 859 by David Scarone, son.

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

1. Petitioner, David Scarone, is administrator of estate. Decedent Ron Scarone died on 11/10/14.
2. Petitioner seeks an order for double damages per Pr.C. § 859 for the alleged unlawful actions of Jeffrey and Stephen Scarone, decedent's sons [petitioner's siblings]. David alleges that Jeffrey and Stephen withdrew funds of \$40,000 from decedent's Chase Account on 01/14/15. [Pet.01/17 LFpg4-5]. Petitioner alleges that Jeffrey and Stephen refuse to cooperate with information of decedent's property; will, household and personal property. San Bernardino Police reportedly mailed Jeffrey decedent's wallet, cell phone, keys and cash on 11/13/14 [Pet.01/17 LFpg6-8].
3. Petitioner requests an order authorizing banks to release documents used to withdraw personal property. Petitioner alleges the accounts had \$93,200.

4. Petitioner states that he has been unable to prepare an Inventory and Appraisal or accounting due to the alleged lack of cooperation of his siblings Jeffrey and Stephen.
5. Petitioner seeks punitive damages per Civil Code § 3294. Petitioner alleges that his siblings did not notify him of decedent's death until the funeral had passed. Petitioner also does not believe he should have to pay for any burial expenses out of his pocket. Burial expenses appear to be an expense of the estate, not the children.
6. Petitioner requests court find that Jeffrey and Stephen have taken or concealed the decedent's property in bad faith per Pr.C. § 859 as referenced in Pr.C. § 15610.30.
7. Summons served on Stephen Scarone on 02/01/17.
8. Summons served on Jeffrey Scarone on 03/24/17.
9. **Objections filed by Stephen Scarone on 07/10/17.**

RECOMMENDATION

Matter is contested. Court may wish to set for evidentiary hearing.
(lc)

Future Hearing: 10/24/17: Probate Status Report

Superior Court of Calif, County of San Bernardino

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

DATE: 08/30/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1500345

Vacated

CASE NAME: RON JAMES SCARONE

SEE ALSO 5

HEARING:
Accounting Review

COUNSEL:

DAVID M SCARONE	(PET)...PRO/PER
RON JAMES SCARONE	(DEC)...
STEPHEN SCARONE	(PET)...ALLARD SMITH
JEFF SCARONE	(RES)...CKB VIENNA, LLP

Future Hearing: 10/24/17: Probate Status Report by David Scarone.

Superior Court of Calif, County of San Bernardino

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

DATE: 08/30/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600226

CASE NAME: MTR OF RAYMOND PATRICK GONZALEZ

HEARING:

Hearing Re: Status/Completion of Terms of Settlement

COUNSEL:

LENORE B GONZALEZ	(PET)...PRO/PER
RAYMOND PATRICK GONZALEZ	(DEC)...
LILLIAN GONZALEZ	(OBJ)...HARTNELL LAW GROUP

GENERAL INFORMATION

Matter continued several times since 01/17/17 and 06/14/17. Property still being distributed.

THIS CASE SET FOR HEARING ON Status/Completion of Terms of Settlement.

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

1. Matter set on 12/21/16. Parties reached a settlement re spousal property petition.
Written settlement submitted and signed.
2. Spousal property order granted and signed on 12/21/16.

RECOMMENDATION

Court's discretion.

(lc)

Superior Court of Calif, County of San Bernardino

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

DATE: 08/30/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700186

CASE NAME: MTR OF LIONEL HAYWARD MASHACK

HEARING:

Hearing Re: AMENDED PET FOR LETTERS OF ADMINSTRTN W/FULL IAEA

COUNSEL:

LIONEL SCOTT MASHACK (PET)...MICHAEL C MADDUX
LIONEL HAYWARD MASHACK (DEC)...

GENERAL INFORMATION

Continued from 07/18/17 as amended petition filed.

THIS CASE SET FOR HEARING ON **Amended [05/19/17]** Petition for Letters of Administration with full authority under IAEA by Lionel Mashack, son.

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

1. All heirs waive bond. Assets allegedly TBD; however, Inventory and Appraisal filed 06/29/17 indicates real property assets of \$461,668. JTD
2. Section 2b is blank as to the proposed administrator's name; however it is clear that Lionel Mashack is the petitioner. Court's discretion.
3. ~Proposed Form Order: 02/27/17

RECOMMENDATION;

RFA, Court's discretion re bond . If approved, set Accounting/Status Review for **11/07/18**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc/nb/ww/lc)

Superior Court of Calif, County of San Bernardino

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

DATE: 08/30/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700260

CASE NAME: AURELIO ZAMORA SR

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

COUNSEL:

AURELIO ZAMORA JR (PET)...JOHN F WEBER
AURELIO ZAMORA SR (DEC)...

GENERAL INFORMATION

Continued from 06/21/17.

THIS CASE SET FOR HEARING ON Petition for Probate, Letters Testamentary with Full Authority under IAEA by Aurelio Zamora, Jr., son.

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

1. Will waives bond. However, petitioner is a non-resident and court has discretion to require bond per Pr.C. §8571. Estimated value of estate is personal property of \$2,000 and real property of \$70,000. JTD
2. Will is not witnessed. Therefore, the will does not comply with Pr. C. § 6110. Need verified supplement or points and authorities establishing clear and convincing evidence that, at the time the testator signed the will, the testator intended the will to constitute the testator's will. **Declaration filed 7/26/17 whereas notary Aaron Salas states will should be admitted to probate per Pr.C. § 6110(c)(2). JTD if sufficient.**
3. Proof of publication filed; however, there is no indication of IAEA powers sought. **Need** corrected publication.
4. ~Proposed Form Order: 03/22/17

RECOMMENDATION

Need to clear note 3, Court's discretion re note 2 and bond. If approved, set Accounting/Status Review for **11/07/18**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

Superior Court of Calif, County of San Bernardino

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

DATE: 08/30/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700275

CASE NAME: HEDWIG BAUMER

HEARING:

Petition for LETTERS OF ADMINISTRATION W/FULL IAEA

COUNSEL:

URSULA JIMISON (PET)...FULLERTON LEMANN SCHAEFER & DO
HEDWIG BAUMER (DEC)...
COMERICA BANK & TRUST (OBJ)...THE LAW OFFICES OF SCOTTM SHIE

GENERAL INFORMATION

Continued from 06/21/17 Objections filed and competing petition to be filed.

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by Ursula Jimison, daughter.

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

1. Petitioner is sole heir and waives bond. Net estate value is \$199,646; personal property.
2. **Original will lodged by Comerica Bank and Trust on 06/21/17.**
3. **Objections by Comerica Bank and Trust, N.A. filed on 06/21/17.**
4. ~Proposed Form Order: 03/24/17

RECOMMENDATION

Matter is contested, Court's discretion re bond. If approved, set Accounting/Status Review for **11/07/18**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc/ww/lc)

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

DATE: 08/30/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700524

CASE NAME: MTR OF MARCELLINE FLORES WEISS

HEARING:

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

COUNSEL:

DEBRA M WEISS (PET)...GAUDY LAW, INC
MARCELLINE FLORES WEISS (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with Full
Authority under IAEA by Debra Weise, unknown.

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

1. All heirs waive bond. The estate consists of \$420,000 in personal property.
2. Section 8 of the petition is incomplete as to the relationships to the decedent. Need verified supplement.
3. Duties and liabilities is missing petitioner's phone number. Need same.
4. ~Proposed Form Order: 05/26/17

RECOMMENDATION

Need to clear notes 2-3. Court's discretion re bond. If approved, set Accounting/Status
Review for **11/07/18**. Any accounting to be filed 30 days in advance local rule 20-901.
Note requirements of local rule 20-908.

(ww/lc)

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

DATE: 08/30/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700706

CASE NAME: DANIEL JASON WECHSLER

HEARING:

Spousal Property Petition hearing.

COUNSEL:

ESTHER WECHSLER (PET)...VOORHEES LAW GROUP
DANIEL JASON WECHSLER (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Spousal Property Petition by Esther Wechsler.

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

1. Petitioner seeks court confirm her share of the community property and determine that property left by decedent is community.
2. Petitioner alleges the she and decedent were married on 04/09/05 and purchased the real property with community funds. Petitioner alleges that the real property was taken out of joint tenancy for financing purposes. Question when real property was purchased? Need verified supplement.
3. Decedent left 2 minor heirs, Emily and Beneficiary, ages 10 and 7.
4. Need notice of hearing and proof of service.
5. ~Proposed Form Order: 07/11/17.

RECOMMENDATION

Need to clear note 2 and notice.

(lc)

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: CYNTHIA LUDVIGSEN

CONSERVATORSHIPS

DATE: 08/30/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1200235

CASE NAME: CARMEN REVECA NIETO

HEARING:

Accounting Review

COUNSEL:

ARTURO NIETO

(CPE)...WILLIAM J BRUNICK

CARMEN NIETO

(CPE)...WILLIAM J BRUNICK

CARMEN REVECA NIETO

(CEP)...JACK B OSBORN

JACK B OSBORNE

(PET)...BROWN WHITE & OSBORN

XREF: SGSS1626

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review.

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

1. 3rd Account for co-conservators Arturo and Carmen Nieto, parents approved on 08/24/16.
2. Need 4th Account beginning with 04/01/16.

RECOMMENDATION

Inquire status of accounting.

(ww)

Superior Court of Calif, County of San Bernardino

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

DATE: 08/30/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1500004

CASE NAME: MTR OF LUCILLE B BURNS

HEARING:
Accounting Review

COUNSEL:
DORTHEA BURNS-MORRIS (CPE)...HORSPPOOL & HORSPPOOL
LUCILLE B BURNS (CEP)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review.

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

1. 1st Account for conservator Dorthea Burns-Morris, daughter, approved on 09/12/16.
2. Need 2nd Account beginning with 04/01/16.

RECOMMENDATION

Inquire status of accounting.

(ww)

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

DATE: 08/30/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1700040

CASE NAME: MTR OF JACQUELINE J SCALES

SEE ALSO 16

HEARING:

Petition for APPT OF CONSERVATORSHIP PERSON AND ESTATE

COUNSEL:

ANTHONY E SCALES (CPE)...BRYAN C HARTNELL
JACQUELINE J SCALES (CEP)...ROSE C ROSADO
PIERRE A SCALES (CPE)...FULLERTON LEMANN SCHAEFER & DO

GENERAL INFORMATION

Continued from 03/20/17. Rose Rosado appointed counsel.

Continued from 06/28/17.

THIS CASE IS SET FOR HEARING ON

- Petition 1 - for Appointment of Conservatorship person and estate by Anthony Scales, son.
- Petition 2 - for Appointment of Conservator person and estate by Pierre Scales, son.

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

Petitioner 1 - Anthony Scales, son.

1. Petitioner requests dementia powers. Report of Counsel Rosado filed.
2. Petitioner requests no bond be required as proposed conservatee receives less than \$2,000/month and all monies are applied to her share of costs. It appears there are pensions, not public benefits. Suggest bond of \$20,000. JTD
3. Petition indicates the proposed Conservatee's other son, Pierre Scales, receives \$4,000/month, as the Trustee of Proposed Conservatee's Trust [LR, p. 11].
4. Petitioner seeks medical powers. Capacity Declaration filed 02/02/17.
5. Court Investigator report filed 04/06/17.
6. Certificate of Completion of the Conservatorship Training Class filed 03/21/17.
7. Citation returned served on 03/03/17.
8. **Objections file by Pierre Scales on 04/25/17.**
9. ~Proposed Form Order/Letters 02/02/07.

Petitioner 2 – Pierre Scales, son.

10. Petitioner seeks powers re habilitation, treatment, training, medical etc. per Pr.C. § 2355(a). JTD
11. Petitioner seeks no bond. Petitioner alleges that there is a monthly pension of \$500 per month and Social Security. Social Security is allegedly for 24 hour care. Suggest bond of \$20,000. JTD
12. Petitioner states there is a power of attorney for Property Management [Pet. 4/25 LFpg 12 et.seq.]. Does court wish to visit suspension of power of attorney if appointed? JTD
13. Petitioner seeks medical powers. Need Capacity Declaration as to this petitioner.
14. Need return of citation as to this petitioner.
15. Need Certificate of Completion of the Conservatorship Training Class.
16. Petitioner seeks dementia powers. Report of Counsel Rosado filed 06/27/17.
17. Court Investigator report filed 06/27/17.
18. Proposed Form Order: None.

RECOMMENDATION

Need to clear notes 13-15; matter is contested. If approved, set hearing for Compliance Review for **04/04/18** for the filing of the required documents and hearing re Accounting Review for **11/07/18**. Any accounting to be filed 30 days in advance.

(lc)

Superior Court of Calif, County of San Bernardino

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

DATE: 08/30/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1700040

CASE NAME: MTR OF JACQUELINE J SCALES

SEE ALSO 15

HEARING:

Petition for Appointment of Conservator

COUNSEL:

ANTHONY E SCALES	(CPE)...BRYAN C HARTNELL
JACQUELINE J SCALES	(CEP)...ROSE C ROSADO
PIERRE A SCALES	(CPE)...FULLERTON LEMANN SCHAEFER & DO

See notes on matter 15.

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

DATE: 08/30/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1700056

CASE NAME: PATRICIA AVA REH

HEARING:

Petition for AUTHORIZATION TO SELL REAL PROPERTY OF CONSERVATEE

COUNSEL:

NEVADA GUARDIAN SERVICES, LLC	(CPE)...KIM BOYER, CELA
PATRICIA AVA REH	(CEP)...PRO/PER
NEVADA GUARDIAN SERVICES, LLC	(PET)...DAVID M GROSSMAN

GENERAL INFORMATION

Continued from 06/28/17 for proper notice.

THIS CASE SET FOR HEARING ON Petition for Authority to Sell Conservatee's Real Property by Susan Hoy Pr.C. §§ 2540, 2541.

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

1. Petitioner was appointed guardian of person and estate in Clark County Nevada on 04/30/14.
2. Notice of intent to register conservatorship filed on 02/22/17 and 07/25/17.
3. Supplement re due diligence declaration for sibling Ryan Reh filed 07/24/17 [LFpg5-6]. JTD
4. Petitioner is requesting to sell the Conservatee's real property located in Pinion Hills. The property is **not** the conservatee's residence. The property is allegedly assessed at \$12,617 and petitioner proposes to sell the property for \$12,000. It is unclear in the registered order whether petitioner has authority to sell real property. Need verified supplement indicating authority in order. **Supp filed is missing exhibit B which allegedly contains the order. Need same.**
5. Petitioner was provided with a handbook with registration per Pr.C. § 1835 (a).
6. No proposed order. Submit after hearing.

RECOMMENDATION

Need to clear note 4.

(lc)

Superior Court of Calif, County of San Bernardino

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

DATE: 08/30/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1700175

CASE NAME: MTR OF CECILIA FERNANDEZ VERA

HEARING:

Petition for Appointment of Conservator

COUNSEL:

ELSA VERA (CP)...PRO/PER
CECILIA FERNANDEZ VERA (CTP)...

GENERAL INFORMATION

Continued from 06/28/17. Conservatee appeared, citation waived. Capacity Declaration ok.

THIS CASE SET FOR HEARING ON Petition for Appointment of Conservator person only by Elsa Vera, daughter.

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

1. Petitioner seeks medical powers. Capacity Declaration filed 05/15/17.
2. Petitioner seeks dementia powers. Need report from Counsel Rose Rosado.
3. Need due diligence declarations for grandchildren Estela and Agustin.
4. CI Report filed 06/21/17.
5. Proof of completion of Conservatorship Training Class filed 06/01/17.
6. ~Proposed Form Order: 05/10/17.

RECOMMENDATION

Need to clear notes 2-3, then Court's discretion. If approved, set hearing for Compliance Review for **04/04/18** 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. (lc/lh/lc)

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

DATE: 08/30/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1700275
CASE NAME: MTR OF ALHAM MOHAMAD AWAD
HEARING: Petition for Appointment of Conservator

COUNSEL:

MANAL M AWAD (CP)...PRO/PER
ALHAM MOHAMAD AWAD (CTP)...SANDRA TURNER

GENERAL INFORMATION

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

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

1. Petitioner seeks powers re habilitation, treatment, training, medical etc per Pr.C. § 2351. JTD
2. Petitioner seeks civil rights not be limited without court order. JTD
3. Need return of citation.
4. Petitioner seeks medical powers. Capacity Declaration filed 07/17/17; however, section 4 is incomplete as to when proposed conservatee was last seen and whether there is a continuing care physician. Additionally, last page is not dated at verification. Need completed form.
5. Proposed conservatee is developmentally disabled. Need appointment of counsel for report.
6. Proposed conservatee is developmentally disabled. Need IRC report.
7. Petitioner and maternal grandmother are not listed in required contacts (Local form SB-12224). Need completed form.
8. Need Certificate of Completion of the Conservatorship Training Class.
9. Need notice of hearing and proof of service including 30 days' notice to IRC per Pr.C. § 1822(e).
10. Need Court Investigator report.
11. ~Proposed Form Order: 07/17/17.

RECOMMENDATION

Need to clear notes 3-10. If approved, set hearing for Compliance Review for **04/04/18** 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.

(lc)

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY **MISC.**

DATE: 08/30/17 TIME: 8:30 DEPT: S37P

CASE#: FAM SS904168

CASE NAME: GILBERT S ESPINOZA -N- ESMERELDA ESPINOZA

HEARING:

Hearing Re: MTN TO BE RELIEVED AS GUARDIAN AD LITEM (ARIONA)

COUNSEL:

GILBERT S ESPINOZA	(PET)...PRO/PER
YOLANDA R GARZA	(PET)...YOLANDA R GARZA
ESMERELDA ESPINOZA	(RES)...BRIAN DOW

XREF: SBFSS88708 (*Espinoza V Esmeralda Bahamon; dismissed*)

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Motion to be relieved as Counsel by Roberta Taylor.

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

1. Petitioner, Roberta Taylor, was appointed GAL for Ariona Espinoza and seeks to be removed as counsel as Counsel Taylor is closing her practice.
2. Need proof of service of Notice of Hearing re compliance with Rules of Court, rule 3.1362(d), including service of Notice of Motion, Declaration and Proposed Order.
3. ~Proposed Form Order: 07/26/17.

RECOMMENDATION

Need to clear note 2.

(lc)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

PROBATE

DATE: 08/30/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS0800088

CASE NAME: MTR OF JUANITA DAVIS SLOAN

HEARING:

Hearing Re: STATUS OF MEDIATION

COUNSEL:

MARIBELLE D MCDOUGLE (PET)...ROBERT L KERN

JUANITA DAVIS SLOAN (DEC)...

WELLS FARGO BANK (PET)...LAUREL I HANDLEY, GENAIL M ANDERSON

HSBC BANK (PET)...LAUREL I HANDLEY, GENAIL M AND

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Status of Mediation.

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

1. Matter set at 07/17/17 final accounting hearing. Statutory fees approved, extraordinary fees reduced to \$43,890 and reserve of \$7,500. Counsel for Wells Fargo ordered to file and serve a verified line-by-line objection(s) to fee requests prior to 08/18/17.
2. It is not clear if accounting was approved as matter is not set back on calendar. Court to clarify.
3. Mediation settlement conference being held in S34 today.

RECOMMENDATION

Court's discretion.

(lc)

Superior Court of Calif, County of San Bernardino

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

DATE: 08/30/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1200719

CASE NAME: SPECIAL NEEDS TRUST OF JULIE COCKLEY

HEARING:
Hearing re Final Discharge

COUNSEL:
INLAND COUNTIES REGIONAL CENTER (PET/TEE)...STEVEN K BECKETT
SPECIAL NEEDS TRUST OF JULIE C COCKLEY (TRU)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Final Discharge.

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

1. Final account/distribution of IRC Master Trust approved on 08/24/16.
2. No receipts needed as fees consume all assets.
3. Need Ex Parte Petition for Final Discharge and Order.

RECOMMENDATION

Inquire status of discharge order.

(lc)

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

DATE: 08/30/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1300779

CASE NAME: Terry E Lamb

HEARING:
Hearing re Final Discharge

COUNSEL:

WAYNE D LAMB	(PET)...	PALMIERI TYLER WIENER WILHELM
TERRY E LAMB	(DEC)...	
STEPHANIE D LAMB JONES	(PET)...	BRYAN C HARTNELL
TIM OSTERMAN	(TP)...	HARTNELL LAW GROUP
SUSAN LOUGH	(BRYAN C. HARTNELL)	
CLIFTON STEPPE	(BRYAN C. HARTNELL)	
KATHLEEN TSCHUDIN	(BRYAN C. HARTNELL)	
BRYAN C HARTNELL	(HARTNELL LAW GROUP)	

GENERAL INFORMATION

Continued from 03/01/17, 05/10/17 and 07/12/17 for receipts.

THIS CASE SET FOR HEARING ON Final Discharge.

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

1. Final account/distribution of Wayne Lamb approved on 10/06/16.
2. Need receipts for Clifton Steppe, Susan Lough, Kathleen Tschudin, Emily Osterman, Stephanie Jones and Beaumont 600 LLC [re expenses].
3. Need Ex Parte Petition for Final Discharge and Order.

RECOMMENDATION

Inquire status of receipts and order.

(lc)

Superior Court of Calif, County of San Bernardino

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

DATE: 08/30/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1500880

CASE NAME: Carol A. Ayres

HEARING:
Accounting Review

COUNSEL:

AUDESİ AYRES	(PET)...LAW OFFICE OF DAVID E WEISS
CAROL A. AYRES	(DEC)...
LAWRENCE WIDDIS	(TP)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review/Status.

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

1. Letters of Administration issued to Audesi Ayres, sister, on 11/03/15; full authority, \$250,000 bond.
2. Need accounting or status report.

RECOMMENDATION

Inquire status of accounting or status report.
(ww)

Superior Court of Calif, County of San Bernardino

Page: 6

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

DATE: 08/30/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1500937

CASE NAME: SANTOS TORRES MARTINEZ

SEE ALSO 7 8

HEARING:

Petition for TO SET ASIDE WRONGFUL TRANSFER OF PROBATABLE ASSETS
(CALIF. PROBATE CODE 13111,13115 ETC

COUNSEL:

CATHERINE MARTINEZ RISTER'STRAW (PET)...PRO/PER

SANTOS TORRES MARTINEZ (DEC)...

INES MINERBA AVILA (PET)...PRO/PER

Currently under review by legal research

(LR)

Future Hearing: 10/17/17: Report of Sale & Petition for Order Confirming Sale of Real Property

Superior Court of Calif, County of San Bernardino

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

DATE: 08/30/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1500937

CASE NAME: SANTOS TORRES MARTINEZ

SEE ALSO 6 8

HEARING:

Petition for PARTITION OF ESTATE ASSETS AND APPOINTMENT OF
PROBATE REFEREE FOR APPRAISAL ETC

COUNSEL:

CATHERINE MARTINEZ RISTER'STRAW (PET)...PRO/PER

SANTOS TORRES MARTINEZ (DEC)...

INES MINERBA AVILA (PET)...PRO/PER

Currently under review by legal research

(LR)

Future Hearing: 10/17/17: Report of Sale & Petition for Order Confirming Sale of Real Property

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

DATE: 08/30/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1500937

CASE NAME: SANTOS TORRES MARTINEZ

SEE ALSO 6 7

HEARING: Petition for LETTERS OF ADMINISTRATION WITH WILL ANNEXED
WITH LIMITED IAEA

COUNSEL:

CATHERINE MARTINEZ RISTER'STRAW (PET)...PRO/PER
SANTOS TORRES MARTINEZ (DEC)...
INES MINERBA AVILA (PET)...PRO/PER

GENERAL INFORMATION

Continued from 05/10/17 to clear notes. Letters of Special Administration issued to by Catherine Rister-Straw.

Continued from 07/12/17. Notice of hearing to be given/verified petition to be filed.

THIS CASE SET FOR HEARING ON **Amended [04/25/17]** First Petition for Probate of Lost Will with limited by Catherine Rister-Straw, daughter.

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

1. Petitioner is seeking to amended original petition for probate; however, the original petition was **dismissed** for lack of appearance and clearing of notes on 09/12/16.
2. Petitioner seeks bond of \$35,000. Ok based on net value of real property.
3. Named executor is deceased.
4. The original will is apparently lost. 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. Need verified supplement addressing. **Supp 08/01/17: Petitioner alleges original will was recorded by Santos Paul Martinez, son, prior to his own death to attempt an alleged wrongful transfer. Will is allegedly with county recorder's office. JTD if sufficient.**
5. Petitioner filed a supplement on 08/01/17 which appears to be a plea to sell the real property in emergency situation. However, report of sale was filed and hearing 10/17/17. Supplement is not verified per Pr.C. § 1021. Need verification.
6. Petitioner appears to be confused as to sections 6 and 7 in regards to heirs. Need verified supplement explaining whether the deceased children of decedent left issue as will mentions grandchildren.

7. Phillip is mentioned in the will; however, not listed in section 8. Need verified supplement.
8. Need Notice to Petition to Administer Estate and proof of service.
9. Need proof of publication.
10. ~Proposed Form Order: 04/15/17.

RECOMMENDATION

Need to clear notes 5-9. If approved, set Accounting/Status Review for **11/07/18**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc/lh/lc)

Future Hearing: 10/17/17: Report of Sale & Petition for Order Confirming Sale of Real Property

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

DATE: 08/30/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600187

CASE NAME: MTR OF TIODOLA WILSON MADRID

HEARING:

Hearing Re: RECEIPT OF BOND

COUNSEL:

ALICIANA LADD	(PET)...PRO/PER
TIODOLA WILSON MADRID	(DEC)...
CIPRIANO M LOERA	(PET)...HORSPOOL & HORSPOOL
THOMAS W DOMINICK	(TP)...FULLERTON LEMANN SCHAEFER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Receipt of Bond.

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

1. Cipriano Loera, son, appointed executor on \$376,000 bond. Need order.
2. Need bond in order for letters to issue.

RECOMMENDATION

Inquire status of order and bond.

(lc)

Future Hearings: 9/13/17: Hearing Re: Status Report, 9/19/18: Accounting Review

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

DATE: 08/30/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600219

CASE NAME: MTR OF KATHLEEN WHEELER

HEARING:

FIRST & FINAL Account and Report of CONNIE JEAN COSLEY and
Petition for allowance of fees filed.

COUNSEL:

CONNIE JEAN COSLEY (PET)...FULLERTON LEMANN SCHAEFER & DO
KATHLEEN WHEELER (DEC)...
ADVANCE INHERITANCE LLC (TP)...JAMES L LEESTMA

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Final Account, Distribution and Petition for
Allowance of Fees by Connie Jean Cosley, step-daughter.

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

1. Petitioner and attorney request statutory fees of \$11,491 each.
2. Attorney requests statutory fees of \$1,699 for 6.5 hours at \$110/350 per hour for paralegal and attorney services. Itemized [Acct. 06/14/17 LFpg 28-32].
3. Petitioner does not indicate disposition of claim filed by Discover on 05/17/16 for \$901.60. Need verified supplement.
4. Will states 3 specific cash bequests. Interest accruals start on general pecuniary/monetary devises 1 yr after the date of death, Pr. C. § 12003, preliminary may save on paying out interest. Question if petitioner distributed per Pr.C. § 10520? If not, interest started to accrue on 01/14/17. Need verified supplement.
5. Petitioner requests a reserve of \$5,000.
6. ~Proposed Order: 06/14/17.

RECOMMENDATION

RFA subject to notes 3-4. If approved, set hearing on the filing of receipts and final discharge for **09/05/18**.

(lc)

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

DATE: 08/30/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600488

CASE NAME: MTR OF MATTHEW JON GARCIA

SEE ALSO 12 13

HEARING:

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

COUNSEL:

ADRIANA RENEE GARCIA (PET)...LAW OFFICE OF MIRANDA C FRANKS

MATTHEW JON GARCIA (DEC)...

ESTHER MORRIS (PET/OBJ)...EVAN L GINSBURG

GENERAL INFORMATION

Continued from 07/11/16, 08/29/16, 05/03/17, 05/17/17 and 07/12/17. Counsel reported matter has settled and Adriana Garcia will withdraw her petition. Esther Morris is remaining petitioner.

THIS CASE SET FOR HEARING ON **Amended** Petition for Probate of Will and for Letters Testamentary with full authority under IAEA by **Esther Morris, sister.**

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

1. Will waives bond. Petitioner now states net value of property is \$124,000, \$9,000 of which is personal property.
2. Will is not self-proving. Proof of subscribing witness filed 08/24/16.
3. Notice of Hearing filed 05/09/17; however, need Notice to Petition to Administer Estate and proof of service mandatory judicial council form (DE-121)
4. **Objections filed 07/07/16 by Adriana Garcia. Settlement filed.**

RECOMMENDATION:

Need to clear note 3. If approved, set Accounting/Status Review for **11/07/18**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of Local Rule 20-908.

(dl/lc/nb/lc/lh/lc)

Superior Court of Calif, County of San Bernardino

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

DATE: 08/30/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600488

CASE NAME: MTR OF MATTHEW JON GARCIA

SEE ALSO 11 13

HEARING:

Hearing Re: RECEIPT OF SETTLEMENT

COUNSEL:

ADRIANA RENEE GARCIA (PET)...LAW OFFICE OF MIRANDA C FRANKS

MATTHEW JON GARCIA (DEC)...

ESTHER MORRIS (PET/OBJ)...EVAN L GINSBURG

Settlement and order filed 07/18/17.

Superior Court of Calif, County of San Bernardino

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

DATE: 08/30/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600488

CASE NAME: MTR OF MATTHEW JON GARCIA

SEE ALSO 11 12

HEARING:

Petition for LETTERS OF ADMINISTRATION W/ FULL AUTHORIZATION
UNDER IAEA

COUNSEL:

ADRIANA RENEE GARCIA (PET)...LAW OFFICE OF MIRANDA C FRANKS

MATTHEW JON GARCIA (DEC)...

ESTHER MORRIS (PET/OBJ)...EVAN L GINSBURG

See notes on matter 11.

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

DATE: 08/30/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700079

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

SEE ALSO 15

HEARING:

Hearing Re: PTN FOR LTRS OF ADMINISTRATION (GERALDINE SIMMONS)

COUNSEL:

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

XREF: PROPS1700150 (Consolidated)

GENERAL INFORMATION

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

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

THIS CASE SET FOR HEARING ON

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

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

Petitioners 1 - Evelyn Robinson daughter

1. Petitioners seeks bond of \$200,000.
2. Publications filed on 03/17/17 & 03/28/17 **does not appear to reflect publication of notice**, but rather publication of petition; therefore, is missing information re creditors notice. Need proper publication of notice.
3. Consents to appointment filed by 5 heirs on 06/09/17.

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

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

PROPS1700150

7. Petitioners seek bond of \$320,000. Ok.
8. Petitioner Hlavaty is nominated by Lily Robinson, Cecelia Banks and Karen Abrames.
9. Proof of publication reflects 06/15/17 hearing [which was original date, which court vacated and reset]. It appears re-publication would not be required per Pr.C. § 1205.
10. Petition indicates 2 unknown children. Need due diligence.
11. **Objections filed by Evelyn Robinson, daughter, on 06/05/17.**
12. ~Proposed Form Order: 03/20/17

RECOMMENDATION

Need to clear notes 2 and 10; matter is contested. If approved, set Accounting/Status Review for **11/07/18**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

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

Future Hearing: 10/24/17: Spousal Property Petition Hearing

Superior Court of Calif, County of San Bernardino

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

DATE: 08/30/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700079

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

SEE ALSO 14

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

COUNSEL:

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

See notes on matter 14.

Future Hearing: 10/24/17: Spousal Property Petition Hearing

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

DATE: 08/30/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700587

CASE NAME: PAUL G IVANOFF

HEARING:

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

COUNSEL:

MICHAEL D IVANOFF (PET)...LAW OFFICE OF ALICE A SALVO
PAUL G IVANOFF (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Probate, Letters Testamentary with Full
Authority under IAEA by Michael Ivanoff, brother

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

1. Will waives bond. The estate consists of \$360,000 in real property.
2. Need Notice to Petition to Administer Estate and proof of service.
3. Need proof of publication
4. No Form Order Provided- Order to be submitted after hearing.

RECOMMENDATION

Need to clear notes 2 & 3. Court's discretion re bond. If approved, set Accounting/Status
Review for **11/07/18**. Any accounting to be filed 30 days in advance local rule 20-901.
Note requirements of local rule 20-908.

(ww)

Superior Court of Calif, County of San Bernardino

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

DATE: 08/30/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700588

CASE NAME: MTR OF GERTRUDE E. & E. CORNELIA GRIFFITH

HEARING:

Petition for TO MODIFY RESTRICTION IN GIFT INSTRUMENT UNDER
UNIFORM PRUDENT MANAGEMENT INSTITUTIONAL FNDS ACT

COUNSEL:

VICTOR VALLEY COLLEGE FOUNDATION (PET)...CALDWELL, KENNEDY & P
GERTRUDE E. GRIFFITH (TRU)...
E. CORNELIA GRIFFITH (TRU)...

Currently under review by legal research

(LR)

30 days' notice filed.

Superior Court of Calif, County of San Bernardino

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

DATE: 08/30/17 TIME: 8:35 DEPT: S37P

CASE#: PRO PS1601037

CASE NAME: MTR OF JANET ANNE CUMMING

HEARING:

Motion Re: MOT OF EDWARD FISCHER FOR COURT APPROVAL OF
CREDITOR'S CLAIM Filed by Petitioner WILLIAM HENRY CUMMING

COUNSEL:

WILLIAM HENRY CUMMING (PET)...EDWARD B FISCHER & ASSOCIATES
JANET ANNE CUMMING (DEC)...
STEVE CUMMING (TP)...PRO/PER
DEPARTMENT OF HEALTH CARE SERVICES

No notes – JTD

(LR)

Future Hearing: 6/04/18: Accounting Review

Superior Court of Calif, County of San Bernardino

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

DATE: 08/30/17 TIME: 8:35 DEPT: S37P

CASE#: PRO PS1700180

CASE NAME: THE PATRICK CAMERON LANE TRUST DATED 01/14/17

HEARING:

Petition for QUIET TITLE; ORDER THAT TRUST SIGNED BY DECEDENT ON
JANUARY 14 2017 WAS OBTAINED BY UNDUE ETC

COUNSEL:

ERIC LANE (PET)...NEIL R HEDTKE, ESQ
BRIAN LANE (PET)...NEIL R HEDTKE, ESQ
THE PATRICK CAMERON LANE TRUST (TRU)...

Currently under review by legal research

(LR)

Continued matter. Notice not re-reviewed.

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

CONSERVATORSHIPS

DATE: 08/30/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1100117

CASE NAME: GLORIA M FILANDA

HEARING:

Accounting Review

COUNSEL:

DANIEL L HYNES	(CPE)...LAWRENCE E CLARK
GILDA C MEDEIROS	(CPE)...LAWRENCE E CLARK
GLORIA M FILANDA	(CEP)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review.

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

1. 4th Account for Daniel Hynes, nephew, approved on 08/24/16.
2. Need 5th Account beginning with 01/01/16

RECOMMENDATION

Inquire status of accounting.

(ww)

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

DATE: 08/30/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1600047

CASE NAME: VICTORIA ESQUIVEL

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of STELLA ESQUIVEL

COUNSEL:

STELLA ESQUIVEL (PET)...PRO/PER
VICTORIA ESQUIVEL (CEE)...WALTER T. MOORE

GENERAL INFORMATION

Continued from 07/12/17.

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. Stella Esquivel, sister appointed conservator of the person only on 12/06/16. Letters issued 12/06/16 appear to be incomplete as to section 1 and 5. Court may wish to require proper letters to be reissued.
2. Need Notification of Conservatee's rights per Pr.C.§1830(c).
3. Need Determination of Conservatee's Appropriate Level of Care form GC-355.
4. Need Care Plan in accord with Pr.C.§2352.5.

RECOMMENDATION

Need to clear notes 2-4 and Court's discretion re note 1.

(lc)

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

DATE: 08/30/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1600138

CASE NAME: SARAH M CLARK

SEE ALSO 23

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of JOSHUA EUGENE CLARK

COUNSEL:

JOSHUA EUGENE CLARK (CPE)...PRO/PER
SARAH M CLARK (CEE)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. Joshua Clark, spouse, appointed conservator of the person and estate on 01/25/17, no bond.
2. Determination of Conservatee's Appropriate Level of Care form GC-355 and Care Plan in accord with Pr.C.§2352.5 filed 02/27/17.
3. Notification of Conservatee's rights filed on 01/30/17.
4. Partial Inventory and Appraisal filed 04/17/17. Need final Inventory & Appraisal per Pr.C.§2610.
5. Need proof of service of Inventory & Appraisal including Instructions for Objection per Pr.C.§2610.
6. As the conservatorship estate holds interest in real property, need proof of recordation of letters in each county where the real property is located or where conservatee has security interest in real property per Pr.C.§2313.

RECOMMENDATION

Need to clear notes 4-6.

(ww/lc)

Future Hearing: 4/04/18: Accounting Review

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 08/30/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1600138

CASE NAME: SARAH M CLARK

SEE ALSO 22

HEARING:

Hearing Re: Status of Civil Action

COUNSEL:

JOSHUA EUGENE CLARK

(CPE)...PRO/PER

SARAH M CLARK

(CEE)...

Status – No notes – JTD

Future Hearing: 4/04/18: Accounting Review