



## Second/Final Check

Superior Court of California  
County of San Bernardino  
Probate Department

### **Probate Notes for Calendar Date: 09/14/17**

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.

08/15/17 ww/lc; 09/11/17lh

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

**PROBATE**

-----  
DATE: 09/14/17      TIME: 8:30      DEPT: S35P  
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CASE#: PRO PS0801043

CASE NAME: THE LUCAS SHALHOUB SPECIAL NEEDS TRUST

HEARING:

Hearing Re: BOND/BLOCKED ACCOUNT

COUNSEL:

IRENE SHALHOUB

(PET)...HORSPOOL & HORSPOOL

MARK VINCENT SHALHOUB

(PET)...HORSPOOL & HORSPOOL

MARK VINCENT SHALHOUB

(TEE)...HORSPOOL & PARKER

THE LUCAS SHALHOUB SPECIAL NEE      (TRU)...

#### GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Bond/Blocked Account.

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

1. On 06/08/17 Court approved bond reduced to \$100,000 and remaining funds of \$247,500 be blocked.
2. Receipt and acknowledgement re proof of blocked account filed 07/14/17.
3. Need updated surety indicating bond amount. If filed, matter will be taken off calendar.

#### RECOMMENDATION

Inquire status.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 1A ADD ON

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

-----  
DATE: 09/14/17 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1200522

CASE NAME: RICHARD W PROUTY

**SEE ALSO 1B**

HEARING:

Hearing re Final Discharge

COUNSEL:

RICHARD PROUTY	(PET)...GREGORY PAUL BENTON
RICHARD PROUTY III	(PET)...GREGORY PAUL BENTON
RICHARD W PROUTY	(DEC)...
RICHARD W PROUTY II	(PET)...GREGORY PAUL BENTON

See notes on next page 1B.  
(lh)

Superior Court of Calif, County of San Bernardino

Page: 1B ADD ON

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

-----  
DATE: 09/14/17 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1200522

CASE NAME: RICHARD W PROUTY

**SEE ALSO 1A**

HEARING:

OSC re: Sanction FTA Richard Prouty filed by RICHARD PROUTY

COUNSEL:

RICHARD PROUTY	(PET)...GREGORY PAUL BENTON
RICHARD PROUTY III	(PET)...GREGORY PAUL BENTON
RICHARD W PROUTY	(DEC)...
RICHARD W PROUTY II	(PET)...GREGORY PAUL BENTON

GENERAL INFORMATION

OSC set on 06/01/17 when there was no appearance.

**Continued from 08/17/17. No appearance. Prior to matter being called, Gregory Benton's office called the department and left a message that Counsel would be in Los Angeles and was requesting second call. Court continued hearing to 09/14/17 and indicates Court may impose surcharge of \$1,000 payable to the Estate if Gregory Benton fails to appear promptly at next hearing. Notice given by Judicial Assistant.**

THIS CASE SET FOR HEARING ON **OSC re Sanction FTA/** Final Discharge.

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

1. Final distribution of Richard Prouty II approved on 10/28/15. Order stated estate to remain open until disposition of the real property in Arizona is completed.
2. Need receipt from Lachael Prouty for personal property.
3. Need proof of transfer of Arizona property to the ancillary probate.
4. Need Ex Parte Petition for Final Discharge and Order.
5. Due Diligence Declaration filed 08/01/17 re Richard Prouty. Citation not served.

RECOMMENDATION

Court's discretion re OSC. Clerk to notice bond company. Inquire status of receipts and order.

(lc/lh)

Superior Court of Calif, County of San Bernardino

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

-----  
DATE: 09/14/17 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1400042  
CASE NAME: Carolyn Jacobson

**SEE ALSO 3, 4**

HEARING: Petition for ORDERS TO DETERMINE: 1 INTEREST OF PROBATE  
ESTATE AND DIRECT TRANSFER OF ALL

COUNSEL:

AJC TRUE GRIT LLC	(	)...
BAKER P.M.J.,L.P.	(	)...
CAROLYN JACOBSON	(DEC)...	
JONI JACOBSON	(TIMOTHY L MCCAN)..	
JULIE STEWART	(PET)...DUANE P BOOTH	
KATHERINE HALL	(PRO/PER	
PROJECT PROPERTY NUMBER FIVE,	(	)...
STATE OF CALIFORNIA FRANCHISE	(TP )...	

**XREF: PROPS1300285, (Robert Lyle Lee) CIVBS1200309 (ACJ True Grit v Scott Martin etal)**

Currently under review by legal research

(LR)

Continued matter. Notice not re-reviewed.

Future Hearing:

09/25/17 Court Trial

09/26/17 Court Trial

09/27/17 Court Trial

09/28/17 Court Trial

09/29/17 Court Trial

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

-----  
DATE: 09/14/17 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1400042

CASE NAME: Carolyn Jacobson

**SEE ALSO 2, 4**

HEARING: Accounting Review

COUNSEL:

AJC TRUE GRIT LLC ( )...  
BAKER P.M.J.,L.P. ( )...  
CAROLYN JACOBSON (DEC)...  
JONI JACOBSON (TIMOTHY L MCCAN)..  
JULIE STEWART (PET)...DUANE P BOOTH  
KATHERINE HALL (PRO/PER  
PROJECT PROPERTY NUMBER FIVE, ( )...

**XREF: PROPS1300285**, (*Robert Lyle Lee*) **CIVBS1200309** (*ACJ True Grit v Scott Martin etal*)

GENERAL INFORMATION:

Continued from **9/22/15, 12/2/15, 01/20/16, 04/19/16, 06/14/16, 09/08/16, 11/09/16, 02/09/17 and 03/29/17**. Waiting for the sale of 8 properties.

Continued from **06/07/17**. Attorney Timothy McCandless indicates that his clients are ready to provide documentation regarding the accounting today; a copies to be provided to Attorney Duane Booth today. Court noted that the parties cited to appear today are to be present in court on June 23, 2017 at in S35 to provide testimony regarding accounting as specified on Citations. Client of Christopher Johnson ordered to be appear at next hearing date of June 23, 2017 in S35.

**Continued from 06/29/17.**

THIS CASE IS SET FOR HEARING ON accounting/status review

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

1. Letters of Administration with Will Annexed issued to Julie Stewart, daughter, 10/28/14, no bond.
2. Partial Inventory and Appraisal filed. Need final inventory & appraisal.
3. Need an accounting or status report.

RECOMMENDATION:

Inquire status.

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

Future Hearing:  
09/25/17 *Court Trial*  
09/26/17 *Court Trial*  
09/27/17 *Court Trial*  
09/28/17 *Court Trial*  
09/29/17 *Court Trial*

Superior Court of Calif, County of San Bernardino

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

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DATE: 09/14/17 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1400042

CASE NAME: Carolyn Jacobson

**SEE ALSO 2, 3**

HEARING:  
Readiness Calendar

COUNSEL:

AJC TRUE GRIT LLC	(	)...
BAKER P.M.J.,L.P.	(	)...
CAROLYN JACOBSON	(DEC)...	
JONI JACOBSON	(TIMOTHY L MCCAN)..	
JULIE STEWART	(PET)...DUANE P BOOTH	
KATHERINE HALL	(PRO/PER	
PROJECT PROPERTY NUMBER FIVE,	(	)...
STATE OF CALIFORNIA FRANCHISE	(TP )...	

**XREF: PROPS1300285, (Robert Lyle Lee) CIVBS1200309 (ACJ True Grit v Scott Martin etal)**

Readiness – No notes – JTD

Future Hearing:  
09/25/17 Court Trial  
09/26/17 Court Trial  
09/27/17 Court Trial  
09/28/17 Court Trial  
09/29/17 Court Trial



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

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DATE: 09/14/17 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1401071  
CASE NAME: SHARON HORN SPECIAL NEEDS TRUST  
HEARING: FOURTH & FINAL Account and Report of INLAND COUNTIES  
REGIONAL CENTER INC, and Petition for allowance of fees filed.

COUNSEL:

INLAND COUNTIES REGIONAL CENTE (PET)...LAYNE A BARTHOLOMEW  
SHARON HORN SPECIAL NEEDS TRUS (TRU)...  
SO CENTRAL LOS ANGELES REGIONA (TEE)...RICHARD O SCHWARTZ

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON 4<sup>th</sup> and Final Account and Report of IRC and  
Petition for Termination of SNT, Approval of Trustee's Fees and for Attorney's Fees.

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

1. Accounting covers period: 06/01/16 – 10/09/16 and 10/10/16 – 04/30/17 (post-death). Beneficiary **died on** 10/09/16.
2. Assets on hand: \$33,752.86; cash.
3. Petitioner requests approval of trustee fees already taken by Master Trust of California in the amount of \$1,003.44. Billed at \$1,250 for the first \$50,000; 2% of the next \$250,000; 1.65% of the next \$450,000 and 1.50% of the next \$250,000.
4. Attorney requests fees of \$1,360 for 8.8 hours of paralegal and attorney services at \$100/250 per hour. Itemized [LFpgs68-69].
5. Petitioner seeks termination of SNT and requests Department of Health Services be paid remaining balance after fees are paid.
6. Petitioner seeks a reserve of \$600.
7. ~Proposed Order: 06/21/17.

RECOMMENDATION

Court's discretion. If approved, set hearing on the filing of receipts and final discharge for **09/20/18**.

(lc)

Superior Court of Calif, County of San Bernardino

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

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DATE: 09/14/17 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1500013

CASE NAME: Mary Cassin

HEARING:  
Hearing re Final Discharge

COUNSEL:

MARY CASSIN (DEC)...  
SHANNON M CASSIN (PET)...KEVIN M FEHRMANN

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 Shannon Cassin, trustee, approved on 09/08/16.
2. Need receipt for Shannon Cassin as Trustee.
3. Need Ex Parte Petition for Final Discharge and Order.

RECOMMENDATION

Inquire status of receipt and discharge.

(lc)

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

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DATE: 09/14/17 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1500773

CASE NAME: JAMES PAUL LYNCH

HEARING:

Probate status report filed.

COUNSEL:

JAMES PAUL LYNCH (DEC)...  
JULIE LYNCH WILEY (PET)...GREGORY T ANNIGIAN

#### GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Status Report.

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

1. Letters of Administration issued to Julie Wiley, daughter, on 06/05/17; limited authority, \$125,000 bond.
2. Final Inventory and Appraisal filed 06/05/17.
3. Petitioner seeks an additional 9 months, requested date of 03/20/18, to close the estate in order to sell the real property and recover personal property taken by other beneficiary.
4. Notice of hearing and proof of service filed 06/26/17; however, court address reflects 351 N Arrowhead. **Corrected Notice filed 09/05/17 provides 9 days' notice. Need proper notice to include at least 15 days' notice per Pr. C. §1220.**
5. ~Proposed Order: 06/20/17.

#### RECOMMENDATION

Need proper Notice. If approved, set Accounting/Status Review for **03/20/18**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc/lh)

Superior Court of Calif, County of San Bernardino

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

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DATE: 09/14/17 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1600192

CASE NAME: CHRISTOPHER DENNIS LAWSON

HEARING:

Probate status report filed.

COUNSEL:

CHRISTOPHER DANIEL LAWSON (DEC)...  
JESSE JAMES LAWSON (PET)... DAVID PHILIPSON

#### GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Status Report by Jesse Lawson.

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

1. Letters of Administration issued to Jesse Lawson, brother, on 04/18/16; full authority, no bond.
2. Petitioner seeks an additional six months to close the estate in order to sell the Big Bear property.
3. ~Proposed Order: 06/16/17.

#### RECOMMENDATION

Court's discretion. If approved, set Accounting/Status Review for **04/19/18**. 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: STANFORD E. REICHERT

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DATE: 09/14/17 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1600851  
CASE NAME: MTR OF TONY ROMAN CARLOS  
HEARING: Hearing Re: Report Sale and Petition for Order Confirming Sale

COUNSEL:

DONNASUE SMITH ORTIZ (PET)...DONNASUE ORTIZ  
TONY ROMAN CARLOS (DEC)...

Address	22060 Bear Valley Road, CA 92308 APN 3087-532-26
Appraised value	\$650,000
Sale price	\$650,000.00
First overbid	\$683,000.00
Deposit	\$20,000, insufficient. Deposit of 10% of \$32,000 is required absent special circumstances per local rule 20-807(a). <b>Supp. (09/08/17) the buyer has had to expend time and funds as to this commercial property as the City of Apple Valley requires improvements before a new business can be opened. JTD.</b>
Commission	6% total commission, \$39,000.00 MGR Real Estate divided equally between buyer and seller.
Additional bond	Petitioner states \$1,500,000 bond is sufficient.
Reason for sale	Debts and best interest of the interested persons.
Exposure to market	MLS (Multiple listing service), marketing and advertising.
Notice	<b>Need to file original Proof of publication notice per Pr.C. § 10300.</b> ~Proposed Form Order: 07/14/17.
(lc/nb)	

Future Hearing: 04/04/18 *Accounting Review.*

Superior Court of Calif, County of San Bernardino

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

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DATE: 09/14/17 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1700610

CASE NAME: MTR OF RAYMOND REED RANNEY

HEARING:

Petition for LETTERS OF ADMINISTRATION W/FULL IAEA

COUNSEL:

DONNA STANDLEA	(PET)...LAYNE A BARTHOLOMEW
RAYMOND REED RANNEY	(DEC)...
ROBYN CRONAN	(PET)...LAYNE A BARTHOLOMEW

#### GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by Robyn Cronan and Donna Standlea, nominees.

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

1. All heirs waive bond. Net estate value is \$433,000 with \$68,000 in personal property.
2. Petitioners nominated by both sons [Pet.06/22 LFpg10-11]. .
3. ~Proposed Form Order: 06/21/17

#### RECOMMENDATION

RFA. Court's discretion re bond. If approved, set Accounting/Status Review for **11/29/18**.

Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(cs/lc/lh)

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

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

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DATE: 09/14/17 TIME: 8:35 DEPT: S35P  
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CASE#: PRO PS1700491

CASE NAME: RICK HIEBERT

HEARING:

Motion Re: MOTION TO RQUEST ADDITIONAL SPECIAL POWERS TO SELL  
REAL PROPERTY Filed by Petitioner KIMBERLY CATHERINE ANDREWS  
TOYER

COUNSEL:

KIMBERLY CATHERINE ANDREWS TOY (PET)...MICHAEL C MADDUX  
RICK HIEBERT (DEC)...  
SURETEC INSURANCE COMPANY (TP )...

#### GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Notice of Motion and Motion to Request  
Additional Special Powers to Sell Real Property Located at 14622 Glenoaks Place,  
Fontana. CA 92377 and Declaration in Support by Special Administrator, Kimberly Toyer  
["Petitioner"- surviving spouse].

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

1. Order for Letters of Special Administration entered 05/25/17, limited authority,  
\$75,000 bond. However, caption to Letters issued on 08/17/17 reflect Letters of  
Administration. Need proper Letters of Special Administration.
2. Temporary Restraining Order is in effect until 09/14/17.
3. Petitioner indicates she has procured an able, ready and willing buyer and alleges it  
is imperative to sell the Property to a private buyer for the benefit of the Estate.
4. Declaration in support affixed [LF, p6] indicates petitioner will deposit any and all  
sale proceeds in a blocked account. If approved, court to set control date. JTD.
5. Real Estate Purchase Agreement affixed [LF, pgs. 9-24].

#### RECOMMENDATION

Court's discretion

(nb)

**Future Hearing: 10/05/17 Petition for letters of admin with limited etc.**

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**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 **CONSERVATORSHIP**

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DATE: 09/14/17 TIME: 9:30 DEPT: S35P  
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CASE#: SC SS01451

CASE NAME: IN THE MATTER OF MARSHA ROSE

HEARING: NINTH AND FINAL Account and Report of INLAND COUNTIES  
REGIONAL CENTER, INC. and Petition for allowance of fees filed.

COUNSEL:

DEPARTMENT OF HEALTH CARE SERV (PRO/PER  
INLAND COUNTIES REGIONAL CENTE (PET)...STEVEN K BECKETT  
MARSHA ROSE (CEP)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON 9<sup>th</sup> and Final Account and Report of IRC,  
Termination of SNT, Distribution, Petition for Approval of Trustee's Fees and for Attorney's  
Fees and Discharge.

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

1. Accounting covers period: 03/01/15 – 01/03/17 and 01/04/17 – 04/30/17 post death. Beneficiary died on 01/03/17.
2. Assets on hand: \$23,282.19; cash.
3. Petitioner requests approval of trustee fees already taken by Master Trust of California in the amount of \$1,687.50 and requests additional fees of \$500. Billed at \$1,250 for the first \$50,000; 2% of the next \$250,000; 1.65% of the next \$450,000 and 1.50% of the next \$250,000.
4. Attorney requests fees of \$1,875 for 12 hours at \$100/250 per hour for paralegal and attorney services. Itemized in separate declaration filed 07/24/17.
5. Petitioner seeks termination fee of \$200.
6. Petitioner seeks a reserve of \$300.
7. Petitioner seeks termination of SNT and requests Department of Health Services be paid remaining balance after fees are paid.
8. Petitioner seeks discharge; however, court shall require a receipts prior to discharging petitioner.
9. Report of Trustee filed 07/24/17.
10. ~Proposed Order: 07/24/17.

RECOMMENDATION

Court's discretion. If approved, set hearing on the filing of receipts and final discharge for  
**09/20/18.**

(lc)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

**PROBATE**

-----  
DATE: 09/14/17      TIME: 8:30      DEPT: S36P  
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CASE#: PRO PS1400895

***Vacated***

CASE NAME: Brownell Family Trust

HEARING:

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

COUNSEL:

BROWNELL FAMILY TRUST

(TRU)...

HAROLD LEE BROWNELL

(PET)...ROSS WERSCHING &

LAWRENCE ANTHONY HEMPEN

(PET)...TERESA GORMAN

MARY E BROWNELL

(PET)... PAMELA BOURETTE

VICTORIA LOUISE MELLO

(JOSEPH B MCGINLEY

VICTORIA MELLO

(OBJ)...HESS-VERDON &

Dismissal filed 08/07/17.

Superior Court of Calif, County of San Bernardino

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

-----  
DATE: 09/14/17 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS1501006

CASE NAME: MTR OF THE MICHAEL J PEPITONE TRUST

**SEE ALSO 3, 4, 5**

HEARING:

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

COUNSEL:

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

Currently under review by Legal Research.  
(LR)

Continued matter – notice not re-reviewed.

Future Hearing:

*09/25/17 Court Trial*

*09/25/17 Petition for instructions and for and order etc.*

*09/25/17 Petition for removal of Diane Barbagallo as trustee etc.*

Superior Court of Calif, County of San Bernardino

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

-----  
DATE: 09/14/17 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS1501006

CASE NAME: MTR OF THE MICHAEL J PEPITONE TRUST

**SEE ALSO 2, 4, 5**

HEARING:

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

COUNSEL:

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

Currently under review by Legal Research.  
(LR)

Continued matter – notice not re-reviewed.

Future Hearing:

*09/25/17 Court Trial*

*09/25/17 Petition for instructions and for and order etc.*

*09/25/17 Petition for removal of Diane Barbagallo as trustee etc.*

Superior Court of Calif, County of San Bernardino

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

-----  
DATE: 09/14/17 TIME: 8:30 DEPT: S36P  
-----

CASE#: PRO PS1501006

CASE NAME: MTR OF THE MICHAEL J PEPITONE TRUST

**SEE ALSO 2, 3, 5**

HEARING:

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

COUNSEL:

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

GENERAL INFORMATION:

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

**Continued from 06/12/17 and 07/31/17 and set for trial.**

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.
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:

If continued, continue to a Monday or Tuesday as originally set. 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. §1064 et seq.

(nb/lc)

Future Hearing:

09/25/17 *Court Trial*

09/25/17 *Petition for instructions and for and order etc.*

09/25/17 *Petition for removal of Diane Barbagallo as trustee etc.*

Superior Court of Calif, County of San Bernardino

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

-----  
DATE: 09/14/17 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS1501006

CASE NAME: MTR OF THE MICHAEL J PEPITONE TRUST

**SEE ALSO 2, 3, 4**

HEARING:

Readiness Calendar

COUNSEL:

DIANE BARBAGALLO

THE MICHAEL J PEPITONE TRUST D

WILLIAM J. SIMON

WM J SIMON

(PET)...BARNETT & RUBIN

(TRU)...

(PET)...HARTNELL LAW GROUP

(STE)...HARTNELL LAW GROUP

Readiness – No notes – JTD

Future Hearing:

09/25/17 *Court Trial*

09/25/17 *Petition for instructions and for and order etc.*

09/25/17 *Petition for removal of Diane Barbagallo as trustee etc.*

Superior Court of Calif, County of San Bernardino

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

-----  
DATE: 09/14/17 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS1600714

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

**SEE ALSO 6A, 6B**

HEARING:

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

COUNSEL:

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

Currently under review by legal research

(LR)

Continued matter. Notice not re-reviewed.



Superior Court of Calif, County of San Bernardino

Page: 6A ADD ON

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

-----  
DATE: 09/14/17 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS1600714

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

**SEE ALSO 6, 6B**

HEARING:

Hearing Re: Status on I & A

COUNSEL:

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

GENERAL INFORMATION:

Continued from **07/20/17**.

**Continued from 08/31/17. Hearing continued at request of Counsel. Craig Messina represents his attorney may have had an emergency and was supposed to appear at today's hearing.**

THIS CASE IS SET FOR HEARING ON Status on Inventory and Appraisal.

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

1. Matter set at 06/08/17 accounting hearing.
2. Need Final Inventory and Appraisal. See next matter.

RECOMMENDATION:

Inquire Status.

(ww/lc/lh)

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

-----  
DATE: 09/14/17 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS1600714

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

**SEE ALSO 6, 6A**

HEARING:

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

COUNSEL:

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

GENERAL INFORMATION:

Continued from **12/05/16, 01/25/17, 04/5/17 and 6/08/17**. Attorney Bruce Boice to notify the probate referee Bud Garvin that he was appointed and get the Inventory and Appraisal completed. Court ordered this to be done by 06/15/17.

Continued from **07/20/17**. Powers for current trustee suspended with exception to get Inventory and Appraisal completed. Deborah Messina appointed interim successor trustee. Counsel to submit order.

**Continued from 08/31/17. Hearing continued at request of Counsel. Craig Messina represents his attorney may have had an emergency and was supposed to appear at today's hearing.**

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

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

1. Accounting period reflected as 10/07/15 to 08/31/16.
2. Assets on Hand \$601,637.55 consisting of \$1,137.55 in cash and remaining in carry value for real and personal property.
3. Corrected Inventory and Appraisal filed 04/3/17; however, real property is not appraised by referee. Need corrected Inventory and Appraisal **as referee was appointed.**
4. Need copies of bank/financial statement(s) per Local Rule 20-908.
5. Need Notice of Hearing with proof of service.

6. No proposed order. Submit Order after Hearing.

RECOMMENDATION:

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

(nb/lc/ww/lc/lh)

Superior Court of Calif, County of San Bernardino

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

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DATE: 09/14/17 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS1700554

CASE NAME: Mary Hope Vasquez

**SEE ALSO 8**

HEARING:

Hearing Re: PRELIMINARY INJUNCTION

COUNSEL:

MARY HOPE VASQUEZ (DEC)...

TINA MARIE VASQUEZ (PET)...PRO/PER

No notes – JTD

(LR)

Future Hearing: 09/19/17 Motion re: Application for preliminary injunction etc.

Superior Court of Calif, County of San Bernardino

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

-----  
DATE: 09/14/17 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS1700554

CASE NAME: Mary Hope Vasquez

**SEE ALSO 7**

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

COUNSEL:

MARY HOPE VASQUEZ (DEC)...  
TINA MARIE VASQUEZ (PET)...PRO/PER

GENERAL INFORMATION:

Letters of Special Administration issued to Tina Marie Vasquez on 06/07/17.

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

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

1. Bond requested in the amount of \$15,000. Net estate value is (\$185,710.90) in over  
encumbered real property. JTD
2. Petitioner submitted an outdated form (2008). JTD
3. ~Proposed Form Order: 06/06/17

RECOMMENDATION

RFA subject to note 2. Court's discretion re bond. If approved, set Accounting/Status  
Review for **11/29/18**. Any accounting to be filed 30 days in advance local rule 20-901.  
Note requirements of local rule 20-908.

(cs/lc)

Future Hearing:

09/19/17 Motion re: Application for preliminary injunction etc.

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

-----  
DATE: 09/14/17 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS1700555

CASE NAME: REGINALD LEWIS

HEARING: Petition for LETTERS OF ADMINISTRATION WITH FULL IAEA

COUNSEL:

REGINALD LEWIS (DEC)...  
SYLVIA DELPHINE LEWIS (PET)...PRO/PER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by Sylvia Lewis, Spouse

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

1. Estimated estate value is \$155,000 in personal property. Petition does not address bond; however, Bond Waiver filed by petitioner, Sylvia Lewis. Need bond waivers by all heirs listed on attachment 8 or alternatively set bond to \$155,000. JTD
2. Petition is incomplete. Need verified supplement as follows:
  - a. Need to list all names decedent was known by under caption section titled Estate of.
  - b. Section 2(d) regarding bond.
  - c. Section 3(d)(6) need clarification whether assets are personal property, real property or both. If both need to specify amount of each asset.
  - d. Section 3(e) re bond.
  - e. Section 3(h) (1) or (2) and (3) or (4) re proposed personal representative's residential status.
  - f. Section 5(a) (3) or (4); (5) or (6); (7) or (8) re who survived decedent.
  - g. Petitioner is not listed in section 8.
3. Notices of Petition to Administer Estate filed 08/16/17 are incomplete as to section 2 re County where petition filed and section 3 name of petitioner. JTD
4. Need proof of publication.
5. ~Proposed Form Order: 06/06/17

RECOMMENDATION

Need to clear notes 1 - 4. If approved, set Accounting/Status Review for **11/29/18**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(cs)

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH **CONSERVATORSHIP**

-----  
DATE: 09/14/17 TIME: 9:30 DEPT: S36P  
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CASE#: CON PS0900204

CASE NAME: KYLE SCHUNKE

HEARING:

Hearing Re: Posting of Bond

COUNSEL:

ANGELO SCHUNKE	(OBJ)...DONNASUE ORTIZ
ANGELO SCHUNKE	(PET)...SAMUEL R WASSERSON
E. JOAN NELMS	(PET)...E JOAN NELMS
J. DAVID HORSPOOL	(PET)...HORSPOOL & HORSPOOL
KYLE SCHUNKE	(CEP)...JOAN NELMS
KYLE SCHUNKE	(PET)...JACK B. OSBORN
NANCY S. SCHUNKE	(CP )...HORSPOOL & HORSPOOL
NANCY SLIMAK SCHUNKE	(CPE)...HORSPOOL & HORSPOOL

GENERAL INFORMATION

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

THIS CASE SET FOR HEARING ON Posting of bond for Angelo Schunke,  
Conservator/father.

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

1. On 07/06/17, bond was ordered increased \$406,127.14 for a total bond of \$1,201,127.14.

RECOMMENDATION

Inquire status of bond.

(lc/cs)

Future Hearing: 10/19/17 *Accounting Review.*

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

-----  
DATE: 09/14/17 TIME: 9:30 DEPT: S36P  
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CASE#: CON PS1600225

CASE NAME: MTR OF AYHAM KAREEM JLELATI

**SEE ALSO 12**

HEARING:

Petition for APPOINTMENT OF PROBATE CONSERVATOR OF THE PERSON

COUNSEL:

ABDUL JLELATI	(CP )...PRO/PER
AYHAM KAREEM JLELATI	(CTP)...JENNIFER M DANIEL
BASSIMAH A AYOUBI	(CP )...PRO/PER

GENERAL INFORMATION

**Continued from 10/20/16.** Jennifer Daniel appointed counsel.

**Continued from 01/05/17.** Oral report given by Jennifer Daniel. Matter continued for proposed conservatee to be served.

**Ex parte hearing held 01/05/17.** Matter will be continued to be hearing along with the petition for appointment of conservator on 01/10/17.

**Continued from 01/10/17.** Oral report given by Jennifer McDaniel. Matter continued to serve proposed conservatee.

**Ex parte hearing held 01/10/17.** Oral report given by Jennifer McDaniel.

**Ex parte hearing held 03/23/17.** Court appoints Attorney Mitchell Roth as the Guardian Ad Litem for Ayham Kareem Jlelati. Court orders Ayham Jlelati not to be removed from his current placement in Kansas without prior court approval.

Continued from 03/28/17. Matter continued to be heard with competing petition [by Abdul Jlelati, father].

**Continued from 04/24/17.** Pending meeting with IRC.

**Continued from 05/18/17 at request of Counsel. Court orders Abudel Jlelati to remove his son's name (Ayham Kareem Jlelati) from the bank account. Court further orders bank information or statements are not to be released to the mother (Bassimah Ayoubi) or daughter (Nour Aljceilati).**

THIS CASE SET FOR HEARING ON

- **Petition - 1** by Bassimah Ayoubi (mother) for Appointment of *Limited* Conservator, person only
- **Petition -2** by Abdul Jlelati (father) for Appointment of Conservator, person only



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

**Petitioner-1 by Bassimah Ayoubi (mother)**

1. Petitioner seeks medical powers. Need Capacity Declaration.
2. Proposed conservatee is developmentally disabled. Report of Counsel Daniel filed 12/23/16.
3. Proposed conservatee is developmentally disabled. IRC report filed 10/19/16.
4. List of required contacts (Local form SB-12224) does not appear to list all relatives in second degree: **Court to inquire.**
5. Petitioner seeks powers re habilitation, treatment, training, medical etc. JTD
6. Petitioner seeks civil rights not be limited without court order. However, attachment 1j is not filed. Need same.
7. Declaration filed by petitioner on 12/23/16 with attached IPP program. [Dec.12/23 LFPg6-22].
8. Need return of Citation.
9. Need notice of hearing and proof of service for general hearing.
10. Certificate of Completion of the Conservatorship Training Class filed 11/03/16.
11. Court Investigator report filed 03/21/17.
12. **Declaration by Bassimah Ayoubi filed 07/25/17 alleges Abdul Jlelati (father) has not complied with court order to remove Ayam Kareem Jlelati from bank account.**
13. ~Proposed Form Order: 08/01/16.

**Petitioner -2 by Abdul Jlelati (father) filed 03/17/17**

14. Proposed conservatee is developmentally disabled. Does court wish to deem this petition as a petition for limited conservatorship? JTD
15. Proposed conservatee resides at a special needs facility in Wichita, Kansas.
16. Petition does not request medical powers, yet indicates proposed conservatee lacks capacity for medical treatment in section 9 [LF, pg7]. Need verified supplement clarifying whether medical powers are sought. If so, need Capacity Declaration.
17. Need Certificate of Completion of the Conservatorship Training Class.
18. Need return of Citation.
19. Notice of Hearing and proof of service filed 03/27/17 & 05/08/17. However, did not serve copy of petition with notice; proof of service is incomplete at section 2 as to server's address; need to include 30 days' notice to Inland Regional Center.
20. **GAL Report filed 05/15/17.**
21. Court Investigator report filed 03/21/17.
22. ~Proposed Form Order: 03/17/17

RECOMMENDATION:

Need to clear notes 8-9; 16-19. If approved, set hearing for Compliance Review for **12/21/17** 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 (lc/lh/nb/lh/)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

-----  
DATE: 09/14/17      TIME: 9:30      DEPT: S36P  
-----

CASE#: CON PS1600225

CASE NAME: MTR OF AYHAM KAREEM JLELATI

**SEE ALSO 11**

HEARING:

Petition for Appointment of Conservator

COUNSEL:

ABDUL JLELATI

(CP )...PRO/PER

AYHAM KAREEM JLELATI

(CTP)...JENNIFER M DANIEL

BASSIMAH A AYOUBI

(CP )...PRO/PER

See notes on matter 11.

(lh)

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

-----  
DATE: 09/14/17 TIME: 9:30 DEPT: S36P  
-----

CASE#: CON PS1600284

CASE NAME: MTR OF JANICE ANNE PRAMSCHUFER

**SEE ALSO 14**

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR  
CONSERVATORSHIP of ANDREW PRAMSCHUFER

COUNSEL:

ANDREW PRAMSCHUFER	(CPE)...ROSA M MARQUEZ
BARBARA PRAMSCHUFER	(MITCHELL I ROTH
JANICE ANNE PRAMSCHUFER	(CEP)...DONNASUE ORTIZ
LIBERTY MUTUAL INSURANCE	(TP )...
SUSAN PRAMSCHUFER	(CPE)...PRO/PER
SUSAN PRAMSCHUFER	(PET)... ROSA M. MARQUEZ

**XREF: CONPS1600244** (*Barbara Pramschufer*)

GENERAL INFORMATION

**Continued from 09/06/17. Matter continued to be heard with other pending hearings.**

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. Susan and Andrew Pramschufer, sister and brother, appointed Co-Conservators of the person and estate on 02/01/17, no bond.
2. Notification of Conservatee's rights per Pr.C.§1830(c) filed 02/22/17.
3. Determination of Conservatee's Appropriate Level of Care form GC-355 filed on 02/22/17.
4. Need Care Plan in accord with Pr.C.§2352.5.
5. Need proof of service of Inventory & Appraisal including Instructions for Objection per Pr.C.§2610.

RECOMMENDATION

Need to clear notes 4-5.

(ww/lh)

Future hearing dates: 04/16/18 Accounting Review

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

-----  
DATE: 09/14/17 TIME: 9:30 DEPT: S36P  
-----

CASE#: CON PS1600284

CASE NAME: MTR OF JANICE ANNE PRAMSCHUFER

**SEE ALSO 13**

HEARING:

Petition for ORDER FIXING AND ALLOWING REIMBURSEMENT OF  
ATTORNEY'S FEES

COUNSEL:

ANDREW PRAMSCHUFER	(CPE)...ROSA M MARQUEZ
BARBARA PRAMSCHUFER	(MITCHELL I ROTH
JANICE ANNE PRAMSCHUFER	(CEP)...DONNASUE ORTIZ
LIBERTY MUTUAL INSURANCE	(TP )...
SUSAN PRAMSCHUFER	(CPE)...PRO/PER
SUSAN PRAMSCHUFER	(PET)... ROSA M. MARQUEZ

**XREF: CONPS1600244** (*Barbara Pramschufer*)

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Petition for reimbursement of Attorney Fees by Susan and Andrew Pramschufer, co-conservators.

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

1. Petitioners, Susan and Andrew Pramschufer, were appointed co-conservators on 02/01/17, person and estate.
2. Petitioners request reimbursement of attorneys' and costs fees of \$7,903.12. Misc. statements provided; however, need actual summary of fees/costs.
3. No proposed order. Submit after hearing.

RECOMMENDATION

Need to clear note 2.  
(lc/lh)

Future Hearing: 4/16/18: Accounting Review

Superior Court of Calif, County of San Bernardino

Page: 1

CIVPRO

San Bernardino District - Civil

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

## Readiness Calendar

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DATE: 09/14/17      TIME: 8:29      DEPT: S37P  
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CASE#: CIF DS1700057

CASE NAME: PRAMSCHUFER VS ULLAH

HEARING:

Readiness Calendar

COUNSEL:

ANDREW PRAMSCHUFER	(PET)...ROSA M MARQUEZ, ESQ
BARBARA A PRAMSCHUFER	(PP )...PRO/PER
HAMMED "TONY" ULLAH	(RP )... GARY BARSEGIAN

EX PARTE HEARING REGARDING ELDER OR DEPENDENT ADULT ABUSE

Readiness – No notes – JTD

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

-----  
DATE: 09/14/17 TIME: 8:29 DEPT: S37P  
-----

CASE#: CON PS1600244  
CASE NAME: BARBARA PRAMSCHUFER  
HEARING: Hearing Re: PTN FOR ORDER TO REIMBURSE AFEES AND COSTS

COUNSEL:

ANDREW PRAMSCHUFER	(CE )...ROSA M MARQUEZ, ESQ
BARBARA PRAMSCHUFER	(CE )...MITCHELL I ROTH
BARBARA PRAMSCHUFER	(PP )...JOHN D LUECK
JANICE PRAMSCHUFER	(TP )...DONNASUE ORTIZ
NATIONAL HEALTH MARKETING SERV	(PRO/PER
SHAHANDANA ULLAH	(PRO/PER
SUSAN PRAMSCHUFER	(CE )...ROSA M MARQUEZ, ESQ
TONY ULLAH	(GARY BARSEGIAN )...

**XREF: FAMSS1706884** (*Barbara Pramschufer n Tony Hameed Ullah*), **CONPS1600284**  
(*Janice Anne Pramschufer*).

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Petition for reimbursement of Attorney Fees by Andrew Pramschufer, co-conservator.

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

1. Petitioner, Andrew Pramschufer, was appointed temporary Conservator of estate on 08/26/16 and later co-conservator along with Susan Pramschufer on 03/23/17, person and estate.
2. Petitioner requests reimbursement of costs and expenditures of \$37,919.60 for attorney's fees and \$1,454.02 for miscellaneous. Itemized [Pet. 07/26 LFpg8-46].
3. Need notice of hearing and proof of service for Attorney John Lueck.
4. No proposed order. Submit after hearing.

RECOMMENDATION

Need to clear note 3.

(lc)

Future Hearing:

11/13/17 Hearing re: Petition for trans of prop into etc.

11/13/17 Hearing re: Petition for conservatorship etc.

11/13/17 *Accounting Review*.

11/13/17 *Trial setting conference*

11/13/17 *Hearing re: Petition for elder abuse etc.*

Superior Court of Calif, County of San Bernardino

Page: 3

CIVPRO San Bernardino District  
PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY **PROBATE**

-----  
DATE: 09/14/17 TIME: 8:30 DEPT: S37P  
-----

CASE#: PRO PS1400370

***Vacated***

CASE NAME: SPECIAL NEEDS TRUST OF NEAL SUAREZ

HEARING:  
Accounting Review

COUNSEL:  
INLAND COUNTIES REGIONAL CENTE (PET)...STEVEN K BECKETT  
SPECIAL NEEDS TRUST OF NEAL SU (TRU)...

(lc)

Future hearing dates: 11/22/17 3<sup>rd</sup> Account IRC

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

-----  
DATE: 09/14/17 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1400937

CASE NAME: Donald B. Evans II

**SEE ALSO 5, 6, 7**

HEARING:

Hearing Re: RECEIPT OF BOND

COUNSEL:

DANIEL R MORTENSEN	(DANIEL R. MORTENSEN
DENISE WILLIAMS	(TP )...PRO/PER
DONALD B EVANS II	(DEC)...
DONALD B EVANS III	(PET)...PRO/PER
JESSE L EVANS	(PET)...PRO/PER
JOHN W EVANS	(PET)...PRO/PER

GENERAL INFORMATION

Continued from 03/09/17. Other matters placed back on calendar.

**Continued from 04/13/17 and 06/15/17. Donald Evans III cited to appear. Should he fail to appear, bench warrant may be issued.**

THIS CASE SET FOR HEARING ON Receipt of Bond.

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

1. On 12/15/16, personal representative Donald Evans III reported the house was foreclosed on and he salvaged some of the property prior to foreclosure. Counsel reports that he has filed a motion to be relieved and will no longer represent Donald Evans.
2. Need bond of \$100,000 as ordered on 12/15/16.
3. **Note:** Notice of lien filed by Riverside Child Support Services. Court to clarify if the lien is in regards to Jesse Evans decedent's son.
4. **Need return of citation for Donald Evans III.**

RECOMMENDATION

Inquire status.

(lc)



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

-----  
DATE: 09/14/17 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1400937  
CASE NAME: Donald B. Evans II

**SEE ALSO 4, 6, 7**

HEARING: Hearing Re: PTN FOR REMOVAL OF REPRESENTATIVE OF ESTATE

COUNSEL:

DANIEL R MORTENSEN	(DANIEL R. MORTENSEN
DENISE WILLIAMS	(TP )...PRO/PER
DONALD B EVANS II	(DEC)...
DONALD B EVANS III	(PET)...PRO/PER
JESSE L EVANS	(PET)...PRO/PER
JOHN W EVANS	(PET)...PRO/PER

GENERAL INFORMATION

Continued from 09/28/16 as objection were recently filed.

Continued from 12/15/16. Donald Evans ordered to prepare an accounting which will include exactly why the home was foreclosed upon. Bond ordered of \$100,000.

On 04/13/17 Donald Evans III was suspended as representative of the estate immediately.

**Public Administrator appointed.** Clerk's Office to notify Public Administrator. The Court ordered Donald Evans III file an accounting by 5/15/17. If accounting not filed, the court will surcharge Donald Evans III in an amount to be determined. The Court advises John Evans to file an ex parte

**Continued from 06/15/17. Donald Evans III cited to appear. Should he fail to appear, bench warrant may be issued. Public Administrator to be present at next hearing and to file order and letters as successor.**

THIS CASE SET FOR HEARING ON Petition for Removal of Representative of the Estate of Donald Blynn Evans II Per Pr.C. §§ 8500-8502 by John Evans and Jesse Evans.

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

1. The Decedent, Donald Blynn Evans II, died on July 11, 2014. Donald Blynn Evans III was appointed as Personal Representative of the Estate by this Court on December 11, 2014.
2. Petitioners John W. Evans and Jesse L. Evans allege the following acts and breach of duties by the appointed Personal Representative:
  - a. use of Estate funds and accounts for personal purposes and failing to make productive certain assets of the Estate that could be used to generate income, specifically, rents.

- b. embezzlement of monies belonging to the Estate such as purchases of television sets, household items, personal stereo equipment and other purely personal items.
  - c. mismanagement of the *res* of the Estate by amongst other things failing to pay the mortgage and expenses related to the residence.
  - d. defraud the Estate by false representations.
  - e. failure to provide reasonable information or accountings.
3. Petitioners request and order:
- a. for an order immediately suspending the powers of the Personal Representative in whole or part.
  - b. in the alternative to suspension of powers, that the Court order the imposition of a surety or bond sufficient to cover any potential losses already occasioned by the wrongful conduct of the Personal Representative as alleged.
  - c. for the removal of the Personal Representative at the earliest possible opportunity.
  - d. for appointment of a duly qualified Personal Representative or Public Administrator in the stead of the now acting Representative.
  - e. for a surcharge.
  - f. for costs.
  - g. for attorney's fees.
  - h. for an order requiring all embezzled funds to be immediately returned to the Estate.
  - i. for an order requiring the Personal Representative to turn over all receipts records, documents, writing or other data relating to the assets or management of the Estate during the time since the Decedent's death.
  - j. for an immediate and current inventory of all property or property interests of the Estate.
  - k. for an immediate accounting.
  - l. for an order requiring an independent audit of the activities of the Personal Representative.
  - m. for any and all other relief as the Court may deem appropriate to make the Estate whole for any losses caused to the Estate by the actions of the Personal Representative.
4. Petitioners served the Personal Representative with a citation to appear at the 9/28/16 hearing.
5. **Objections filed by Donald Evans III on 09/27/16. Donald alleges that the house is *not* in foreclosure, the Inventory and Appraisal is filed [10/20/15] and that removal is inappropriate.**
6. No proposed order. Submit after hearing.
7. Need order and letters for Public Administrator.
8. **Need return of citation for Donald Evans III.**

**RECOMMENDATION:**

Matter is contested; inquire status of order and letters for Public Administrator. No bonding company to notice.

(bc/lc)

Superior Court of Calif, County of San Bernardino

Page: 6

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

-----  
DATE: 09/14/17 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1400937

CASE NAME: Donald B. Evans II

**SEE ALSO 4, 5, 7**

HEARING:

Hearing Re: OSC RE SURCHARGE

COUNSEL:

DANIEL R MORTENSEN	(DANIEL R. MORTENSEN
DENISE WILLIAMS	(TP )...PRO/PER
DONALD B EVANS II	(DEC)...
DONALD B EVANS III	(PET)...PRO/PER
JESSE L EVANS	(PET)...PRO/PER
JOHN W EVANS	(PET)...PRO/PER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON OSC re Surcharge.

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

1. OSC set on 06/15/17 when Donald Evans III failed to appear and file an accounting.
2. **Need return of citation for Donald Evans III.**

RECOMMENDATION

Court's discretion re OSC.

(lc)

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

-----  
DATE: 09/14/17 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1400937

CASE NAME: Donald B. Evans II

**SEE ALSO 4, 5, 6**

HEARING: Accounting Review

COUNSEL:

DANIEL R MORTENSEN	(DANIEL R. MORTENSEN
DENISE WILLIAMS	(TP )...PRO/PER
DONALD B EVANS II	(DEC)...
DONALD B EVANS III	(PET)...PRO/PER
JESSE L EVANS	(PET)...PRO/PER
JOHN W EVANS	(PET)...PRO/PER

GENERAL INFORMATION:

Continued from 7/19/16, 09/28/16 and 12/15/16. Donald Evans ordered to prepare an accounting which will include exactly why the home was foreclosed upon. Bond ordered of \$100,000.

**Continued from 04/13/17 and 06/15/17. Donald Evans III cited to appear. Should he fail to appear, bench warrant may be issued.**

THIS CASE IS SET FOR HEARING ON Accounting Review/Status.

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

1. Letters of Administration issued 12/11/14 vacated due to error. Letters of Administration re-issued to Donald Evans III, son, on 11/30/15, full authority, no bond. Bond of \$100,000 ordered on 12/15/16.
2. Need accounting or status report.
3. Need bond.
4. Notice of Proposed Action filed on 9/9/16. **Objection to NOPA by John Evans filed 9/21/16.**
5. **Need return of citation for Donald Evans III.**

RECOMMENDATION:

Inquire status of bond and accounting. Court to set Accounting review for Public Administrator on **06/19/18.**

(nb/sa/lc)

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

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DATE: 09/14/17 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1500558

CASE NAME: Michael Russel Milazzo

HEARING:  
Probate status report filed.

COUNSEL:  
ANDREA MILAZZO (PET)...GREGORY ANNIGIAN  
MICHAEL RUSSEL MILAZZO (DEC)...  
MILAZZO MINOR (MIN)...

#### GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Status Report.

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

1. Letters of Administration issued to Andrea Milazzo, spouse, on 12/19/16; full authority, no bond.
2. Partial Inventory and Appraisals filed. Need final.
3. Petitioner requests an extension to 12/12/17 in order to receive the final Inventory and Appraisal regarding certain vehicles so they can be sold.
4. Need verification by petitioner per Pr.C. § 1021.
5. Notice of Nonpayment of Bond Premium filed 08/28/17.
6. ~Proposed Order: 06/14/17.

#### RECOMMENDATION

Need to clear note 4. If approved, set Accounting/Status Review for **12/12/17**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc/lh)

Superior Court of Calif, County of San Bernardino

Page: 9

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

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DATE: 09/14/17 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1500939

CASE NAME: KENNETH DANIEL TURNEY

HEARING:  
Accounting Review

COUNSEL:  
KENNETH DANIEL TURNEY (DEC)...  
KEVIN A TURNEY (PET)...PRO/PER

GENERAL INFORMATION

Continued from **04/06/17**. No appearance. Kevin Turney to appear at next hearing if accounting and Inventory and Appraisal not filed.

**Continued from 06/15/17.**

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 Kevin Turney, son, on 01/28/16; full authority, no bond.
2. Need final Inventory and Appraisal
3. Need accounting or status report.

RECOMMENDATION

Need to clear notes 2-3.

(lc/cs)

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

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DATE: 09/14/17 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1600758  
CASE NAME: MARTIN NAVARRO SPECIAL NEEDS TRUST  
HEARING: THIRD CURRENT Account and Report of INLAND COUNTIES REGIONAL  
CENTER, INC and Petition for allowance of fees filed.

COUNSEL:

INLAND COUNTIES REGIONAL CENTE (ADM)...LAYNE A BARTHOLOMEW  
MARTIN NAVARRO (MIN)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON 3<sup>rd</sup> Account and Report of IRC, Request to Increase bond, Amend Trust re Medicaid language and Petition for Approval of Trustee's Fees and for Attorney's Fees

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

1. Accounting covers period: 06/01/16 – 04/30/17.
2. Assets on hand: \$217,083.94; cash.
3. Petitioner seeks to amend trust to include specific language re "Medicaid" where "Medical" is referenced.
4. Petitioner requests approval of trustee fees already taken by Master Trust of California in the amount of \$4,291.06. Billed at \$1,250 for the first \$50,000; 2% of the next \$250,000; 1.65% of the next \$450,000 and 1.50% of the next \$250,000.
5. Petitioner requests authority to allow Master Trust to continue taking its annual fee according to its fee schedule. JTD
6. Attorney requests fees of \$995 for 14.4 hours of paralegal and attorney services at \$100/250 per hour. Itemized [LFpgs32-33].
7. All disbursements were for fees, bond and taxes. No disbursements appear to be for beneficiary's needs. Court may wish to inquire re specific services and programs that IRC provides that would keep beneficiary from receiving benefits if the SNT paid for some of the same services.
8. Current bond is \$233,000. Petitioner seeks an increase of \$6,000 for a total bond of \$239,000. Ok.
9. ~Proposed Order: 06/28/17.

RECOMMENDATION

Court's discretion. If approved, set hearing on the next accounting review for **07/26/18** (if one year) or **07/25/19** (if two years). Accounting to be filed 30 days in advance.

(lc)

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

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DATE: 09/14/17 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1601129

CASE NAME: MTR OF MICHAEL E MANGOLD

HEARING:

Spousal Property Petition hearing.

COUNSEL:

JULIE SANDMAN MANGOLD (PET)...SCOTT M. SHIELDS  
MICHAEL E MANGOLD (DEC)...

GENERAL INFORMATION

**Continued from 01/26/17, 04/27/17 and 07/06/17. Both Trusts to be filed.**

THIS CASE SET FOR HEARING ON Spousal Property Petition by Julie Mangold.

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

1. Petitioner seeks court determine and confirm her half and decedent's half of community property to be transferred without administration. Will pours over to trust. Petitioner is attempting to transfer as direct beneficiary as opposed to trust.
2. Petitioner states that she and decedent were married 10/18/2000. Petitioner alleges that the IRA lists the Trust as beneficiary. Question under what authority can petitioner changed a designated beneficiary of an IRA? **Points and authorities filed 06/26/17 and forwarded to legal research for review on 07/03/17.**
3. Need copy of trusts filed.
4. ~Proposed Form Order: 11/7/16.

RECOMMENDATION

Need to clear note 3. Currently under review by legal research; alternatively deny petition.  
(lc)



Superior Court of Calif, County of San Bernardino

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

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DATE: 09/14/17 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1700627

CASE NAME: MTR OF THE ENRIQUETA MAGDALENO TRUST

HEARING:

Hearing Re: PTN FOR ORDR APPT SCCSR TRSTEE/ORDR CONF TRST ASSE

COUNSEL:

JORJE EVERADO MAGDALENO (PET)...CAREY C. PICKFORD  
THE ENRIQUETA MAGDALENO TRUST (TRU)...

Currently under review by legal research

(LR)

Trust does not nominate Successor Trustee. However, notice given to beneficiaries/issues.

(nb)

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

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DATE: 09/14/17 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1700628

CASE NAME: JANE MARY MONTAG

HEARING:

Petition for LETTERS OF ADMINISTRATION WITH FULL AIAE

COUNSEL:

JANE MARY MONTAG (DEC)...  
NICHOLAS L MONTAG (PET)...FULLERTON LEMANN SCHAEFER & DO

#### GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by Nicholas Montag, son

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

1. Petitioner is sole heir and waives bond. Net estate value is \$1,120,000 with \$400,000 in personal property.
2. ~Proposed Form Order: 06/28/17

#### RECOMMENDATION

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

(cs)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

## TRUSTS AND MOTIONS

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DATE: 09/14/17      TIME: 8:35      DEPT: S37P  
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CASE#: PRO PS1500629

CASE NAME: RICHARD V SMITH TRUST

HEARING:

Petition for TO COMPEL TRUST ACCOUNTING

### COUNSEL:

AMERICAN CANCER SOCIETY, ARTHR	(PET)... TARA L COOPER
MELODIE Z SCOTT	(PET)...HARTNELL LAW GROUP
PACIFIC WESTERN BANK	(TP )...HEMAR, ROUSSO & HEALD,
RICHARD V SMITH TRUST DATED MA	(PET)...HARTNELL LAW GROUP

Currently under review by legal research

(LR)

Continued matter. Notice not re-reviewed.

Superior Court of Calif, County of San Bernardino

Page: 14A ADD ON

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

-----  
DATE: 09/14/17 TIME: 9:30 DEPT: S37P  
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CASE#: CIF DS1700068

CASE NAME: PATTERSON -VS- LAWRENCE

HEARING:

Hearing Re: ELDER ABUSE RESTRAINING ORDER

COUNSEL:

DITRA DARLENE LAWRENCE (RP )...  
LELAR ANN JONES PATTERSON (PP )...PRO/PER

EX PARTE HEARING REGARDING ELDER OR DEPENDENT ADULT ABUSE

Matter continued from **07/27/17 and 08/24/17** for proof of service. Need notice for Deitra Lawrence.

(lh)

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

**CONSERVATORSHIP**

-----  
DATE: 09/14/17      TIME: 9:30      DEPT: S37P  
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CASE#: CON DS1000197

CASE NAME: CAMILLE A. DALISAY

HEARING: Hearing Re: OSC RE TRANSFER CASE TO RIVERSIDE COUNTY

COUNSEL:

ALFRED DALISAY	(PET)...	JOSEPH P FOLEY
CAMILLE A. DALISAY	(CEE)...	
LUCILLE DALISAY	(PET)...	JOSEPH P FOLEY

GENERAL INFORMATION

**Continued from 09/26/16, 12/01/16, 02/16/17, 05/04/17 and 07/06/17. No appearances. Alfred and Lucille Dalisay are ordered to be present at next hearing if proof of transfer to Riverside County is not filed. Court's notes that this case has not been officially transferred yet as the parties have never appeared to discuss transfer.**

THIS CASE IS SET FOR HEARING ON OSC re: Transfer Case to Riverside County.

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

1. Order for Request to Transfer Conservatorship Case signed on 07/15/16. **Matter has not officially transferred as parties have yet to appear.**
2. Conservators, Alfred and Lucille Dalisay/parents and Conservatee now live in Indio; Riverside County.
3. Need receipt and acknowledgement re transfer with Riverside case number once matter officially transfers.

RECOMMENDATION:

Inquire status.

(lc)

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

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DATE: 09/14/17 TIME: 9:30 DEPT: S37P  
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CASE#: CON PS0700259

***Vacated***

CASE NAME: JOSEPH DANIEL ENRIQUEZ

HEARING:

Hearing Re: MOD PAID PROFESSIONAL FIDUCIARY FEES

COUNSEL:

JOSEPH DANIEL ENRIQUEZ	(CEP)...DUANE P BOOTH
JOSEPH ENRIQUEZ	(TP )...DUANE P BOOTH
LINDA MAXWELL	(CE )...MAUREEN MURATORE
LINDA MAXWELL	(CPE)...MAUREEN MURATORE
MATTHEW E SHEASBY	(PET)...CHO, SHEASBY, CHUNG &
MITCHELL I ROTH	(PET)...MITCHELL I ROTH
PATRICA JAYNE MENDEZ	(CPE)...MARK D PERRYMAN
PATRICIA JAYNE MENDEZ	(CE )...MARK D PERRYMAN
PATRICIA MENDEZ	(PET)...MITCHELL WEILER LAW
US SPECIALTY INSURANCE COMPANY	(PRO/PER

Declaration filed and order approved on 07/14/17.

(lc)

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

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DATE: 09/14/17 TIME: 9:30 DEPT: S37P  
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CASE#: CON PS0900101

CASE NAME: JOSE EMMANUEL MACIAS

HEARING: Re: COURT INVESTIGATOR REPORT

COUNSEL:

ARTURO ROMERO	(CP )...PRO/PER
JOSE EMMANUEL MACIAS	(CTP)...BRYAN C. HARTNELL
MARIA E ROMERO	(CP )...PRO/PER

GENERAL INFORMATION:

Continued from **10/1/14 and 12/10/14** for Nevada conservatorship to be filed.  
Continued from 01/28/15, 03/05/15, 04/30/15, 06/25/15, 08/06/15 and 09/17/15. Counsel has been unable to contract their client. Counsel given copy of Court Investigator report from 08/20/14 and advised that no further Court Investigator report is being prepared.

Citations issued for Maria and Arturo Romero.

Continued from 12/10/15. Parties confirmed that they moved to Las Vegas. Parties to establish conservatorship in Nevada in order that this California action be dismissed. If Nevada conservatorship is in place prior to next hearing, an ExParte terminating conservatorship will be filed and hearing taken off calendar.

Continued from **12/08/16 and 02/23/17**. Citation issued for Arturo and Maria Romero to be present or bench warrants will be issued.

**Continued from 05/11/17 This matter may be transferred to Clark County. Counsel to contact conservators and arrange to clear notes and transfer matter.**

THIS CASE IS SET FOR HEARING ON re Court Investigator's report

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

1. The Court set this matter on its own motion after receipt/review of the Notice of No Court Investigator's report filed 8/20/14.
2. Need proof of Nevada conservatorship.
3. **Need return of citations sent on 02/23/17 for Arturo and Maria Romero.**

RECOMMENDATION

Need return of citations.

(gls/vet/lc/cs)

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

-----  
DATE: 09/14/17 TIME: 9:30 DEPT: S37P  
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CASE#: CON PS1200057

CASE NAME: CRAIG DONVILLE

HEARING:  
Accounting Review

COUNSEL:

CRAIG DONVILLE	(CEP)...CRAIG M PARKER
CRAIG DONVILLE	(OBJ)...CRAIG M PARKER
LAWRENCE DONVILLE	(CE )...STEPHEN K HALL
LAWRENCE DONVILLE	(CPE)...STEPHEN K HALL
MARCIA L CAMPBELL	(PET)...PRO/PER
VICTORIA DONVILLE	(CE )...STEPHEN K HALL
VICTORIA DONVILLE	(CPE)...STEPHEN K HALL

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review.

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

1. 1<sup>st</sup> Account of Marcia Campbell, CPA, approved on 12/01/16 with exception of PPF billing request.
2. Need 2<sup>nd</sup> Account beginning with 07/01/16.

RECOMMENDATION

Inquire status of accounting.  
(lc)



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

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DATE: 09/14/17 TIME: 9:30 DEPT: S37P  
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CASE#: CON PS1200213

CASE NAME: PETE LOMELI

HEARING:  
Hearing re Final Discharge

COUNSEL:

ESTHER A HOUTS	(CPE)...KARL D MOWERY
MARK J. ANDREW FLORY	(PET)...MARK J. ANDREW FLORY
PETE LOMELI	(CEP)...MARK J. ANDREW FLORY

GENERAL INFORMATION

**Continued from 02/16/17, 05/04/17 and 07/06/17. No appearances. Esther Houts and/or counsel to appear if discharge not filed.**

THIS CASE SET FOR HEARING ON Final Discharge.

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

1. Final account/distribution of Conservator Esther Houts approved on 02/16/16.
2. Need receipt for Esther Houts as personal representative of Estate.
3. Need Ex Parte Petition for Final Discharge and Order.

RECOMMENDATION

Inquire status of receipt and discharge.

(lc)

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

-----  
DATE: 09/14/17 TIME: 9:30 DEPT: S37P  
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CASE#: CON PS1200288

CASE NAME: MARIA DE JESUS EQUIHUA

**SEE ALSO 22**

HEARING:

Hearing Re: RECEIPT OF BOND

COUNSEL:

ARCELIA GARCIA	(CE )...DONNASUE ORTIZ
ARCELIA GARCIA	(CPE)...DONNASUE ORTIZ
COSME EQUIHUA	(PRO/PER
MARIA DE JESUS EQUIHUA	(CTP)...MATTHEW E. SHEASBY
MARIA DE JESUS EQUIHUA	(PET)...JACK B OSBORN
MATTHEW E SHEASBY	(PET)...MATTHEW E. SHEASBY
NELIDA MILLAN	(PET)...PRO/PER
ROBERT EQUIHUA	(CPE)...PRO/PER
ROBERT EQUIHUA	(OBJ)...PRO/PER

GENERAL INFORMATION

**Continued from 08/08/17. Conservator has credit issues and is attempting to resolve them to qualify for bond.**

THIS CASE SET FOR HEARING ON Receipt of Bond.

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

1. Arcelia Garcia, daughter, suspended as Conservator on 05/30/17. Nelida Millan appointed temporary Conservator on 05/30/17, estate only \$20,000 bond.
2. Bond \$20,000 issued; need Letters.

RECOMMENDATION

Inquire status of letters.

(lc/lh)

Future Hearing: 06/19/18 Hearing re: Accounting review for Nelida Millan

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

-----  
DATE: 09/14/17 TIME: 9:30 DEPT: S37P  
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CASE#: CON PS1200288  
CASE NAME: MARIA DE JESUS EQUIHUA

**SEE ALSO 21**

HEARING: THIRD Account and Report of ARCELIA GARCIA and Petition for allowance of fees filed.

COUNSEL:

ARCELIA GARCIA	(CE )...DONNASUE ORTIZ
ARCELIA GARCIA	(CPE)...DONNASUE ORTIZ
COSME EQUIHUA	(PRO/PER
MARIA DE JESUS EQUIHUA	(CTP)...MATTHEW E. SHEASBY
MARIA DE JESUS EQUIHUA	(PET)...JACK B OSBORN
MATTHEW E SHEASBY	(PET)...MATTHEW E. SHEASBY
NELIDA MILLAN	(PET)...PRO/PER
ROBERT EQUIHUA	(CPE)...PRO/PER
ROBERT EQUIHUA	(OBJ)...PRO/PER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON 3<sup>rd</sup> Account Current and Petition for Allowance of Fees by Arcelia Garcia, daughter.

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

1. Accounting period 01/12/16 – 05/08/17. Arcelia was suspended on 05/09/17.
2. Assets on hand \$52,893.73 of which \$11,643.73 is cash and 1/4<sup>th</sup> interest in real property.
3. Attorney requests fees of \$1,368.75 for 7.65 hours at \$125/375 per hour. Itemized [Acct.07/25/17 LFpg14-16].
4. Signature at verification is not dated by petitioner. Need same.
5. As petitioner appears to be currently suspended. Court to determine if additional accountings are to be filed, or if petitioner shall amend accounting to include distribution to successor Conservator.
6. ~Proposed Order: 07/25/17.

RECOMMENDATION

Need to clear note 4 and determine status of Conservators/future accountings.

(lc)

Future Hearing: 06/19/18 Hearing re: Accounting review for Nelida Millan

Superior Court of Calif, County of San Bernardino

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

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DATE: 09/14/17 TIME: 9:30 DEPT: S37P  
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CASE#: CON PS1500058

CASE NAME: CAROL LANE SNYDER

HEARING:

Petition for PAYMENT OF ATTORNEY FEES TO COURT APPOINTED  
COUNSEL

COUNSEL:

CAROL LANE SNYDER (CTP)...MITCHELL I ROTH  
ELENA SYNDER (CPE)...MATTHEW E SHEASBY  
MITCHELL I ROTH (PET)...MITCHELL I ROTH

#### GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Petition for Attorney Fees by Mitchell Roth

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

1. Petitioner Mitchell Roth was appointed Counsel for Conservatee on 04/09/15.
2. Petition requests fees of \$9,900 for 26.40 hours at \$375/hour for attorney services. Itemized [Petition, 07/18/17, LFpg6-13].
3. Note: petition indicates conservatee passed away in June, 2017. Court may wish to advance accounting review to 11/16/17.
4. ~Proposed Order: 07/18/17

#### RECOMMENDATION

Court's discretion. Court may wish to advance the **09/12/18** accounting review to **11/16/17**.  
(lh/lc)

Future Hearing: 09/12/18 *Accounting Review*

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

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DATE: 09/14/17 TIME: 9:30 DEPT: S37P  
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CASE#: CON PS1500328  
CASE NAME: NORMA PIMENTEL  
HEARING: Conservatorship Compliance Review Hearing on PETITION FOR  
CONSERVATORSHIP of THE NORMA L PIMENTEL LIVING TRUST

COUNSEL:

NORMA PIMENTEL	(CEE)...DONNASUE ORTIZ
SYLVIA PIMENTEL	(PET)...GREGORY T ANNIGIAN
THE NORMA L PIMENTEL LIVING TR	(PET)...JONATHAN LACOUR
VERONICA TREJO	(BANKS GARCIA & JANIS

**CCP170.6 filed as to Judge CYNTHIA A LUDVIGSEN**  
**XREF PRO PS1501107**(Norma Pimentel Living Trust)

GENERAL INFORMATION

Continued from 04/27/17. Counsel's report filed in court. Court is advised counsel have been served with the informal accounting in court this morning.

**Continued from 05/10/17 and 07/12/17.**

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. On 09/20/16, Stip filed that Veronica Trejo will be successor Trustee; \$180,000 bond. Sylvia Pimentel was appointed Conservator of **person only** and Veronica was also appointed Conservator of **estate only** \$20,000 bond, posted 11/28/16.
2. Determination of Level of Care filed 07/12/17.
3. Notification of Conservatee's rights filed 07/12/17; however, need proof of service as to Kevin Trejo, grandson.
4. Need Care Plan in accord with Pr.C.§2352.5 as financial information is required.
5. Need final Inventory & Appraisal per Pr.C.§2610.
6. Need proof of service of Inventory & Appraisal including Instructions for Objection per Pr.C.§2610.
7. If the conservatorship estate holds interest in real property, need proof of recordation of letters in each county where the real property is located or where conservatee has security interest in real property per Pr.C.§2313.

RECOMMENDATION

Need to clear notes 3-7.

(lc/lh/lc/lh)

Future Hearing: 06/20/18 *Accounting Review.*

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

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DATE: 09/14/17 TIME: 9:30 DEPT: S37P  
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CASE#: CON PS1700088  
CASE NAME: FELIX MENDOZA  
HEARING: Petition for Appointment of Conservator

COUNSEL:

FELIX MENDOZA (CTP)...WALTER T. MOORE  
GUADALUPE MOYA ZAMARRIPA (CP)...PRO/PER

GENERAL INFORMATION

**Continued from 04/27/17.** Court has reviewed 11 of the 12 declarations and advised parties of which 11 need to be served. Walter Moore appointed counsel.

**Continued from 07/06/17. Court accepts declarations of due diligence for Maria Robles, Claudia, Alfonso, Lorena, Gilbert, Rocio, Concepcion, and Jorge. Notice to be given to Jue, Yesenia, Leticia and Veronica. Jorge to help Guadalupe arrange visitation with the family. Guadalupe Mora Zamarripa appointed Temporary Conservator of Felix Mendoza. Mr. Moore will assist in preparing orders and letters of Temporary Conservatorship. Temporary Conservatee authorized to arrange surgery the doctor has recommended.**

THIS CASE SET FOR HEARING ON Petition for Appointment of Conservator person only by Guadalupe Zamarripa (granddaughter)

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

1. Petitioner seeks medical powers. Capacity Declaration filed 04/11/17.
2. Petitioner seeks dementia powers. Report of Counsel Moore filed 07/06/17.
3. Petition, section 3(g), states conservatorship has been filed in another jurisdiction. Need verified supplement clarifying case information.
4. List of Required Contact Information (Local form SB-12224) does not appear to list all relatives as due diligence and notice indicate multiple more individuals. Need form with all second degree relatives.
5. Certificate of Completion of the Conservatorship Training Class filed 04/06/17.
6. Citation returned served.
7. Court Investigator report filed 03/30/17.
8. ~Proposed Form Order: 03/16/17

RECOMMENDATION

Need to clear notes 3-4 and Court's discretion re note 6. If approved, set hearing for Compliance Review for **04/19/18** 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)

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

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DATE: 09/14/17 TIME: 9:30 DEPT: S37P  
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CASE#: SC SS02049

CASE NAME: MATTER OF LAWRENCE SQUILLACOTE

HEARING:  
Accounting Review

COUNSEL:

LAWRENCE DEAN II	(SC )...PRO/PER
LAWRENCE SQUILLACOTE	(CTP)...ANNETTE G DE BELLEFEUILLE
LINDA SQUILLACOTE	(PET)...
MELODIE Z SCOTT	(TP )...PRO/PER
RAYMOND SQUILLACOTE	(CP )...CHRISTOPHER A POULOS
THERESE SQUILLACOTE	(CP )...CHRISTOPHER A POULOS

GENERAL INFORMATION:

**Continued form 07/06/17 Lawrence Dean II is ordered to be present at next hearing if accounting not filed.**

THIS CASE SET FOR HEARING ON Accounting review.

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

1. Lawrence Dean II was appointed Conservator of person and estate on 12/31/12.
2. Court approved creation of SNT on 10/18/05; Lawrence Dean II appointed Trustee. Accountings were to be filed every two years. [12/31/05 LFpg5].
3. ***There does not appear to have been any accountings filed for conservatorship or Trust.***
4. Conservatee Passed away on 04/17/17.

RECOMMENDATION

Inquire status of accountings.

(lc/cs)