



First Check

Superior Court of California
County of San Bernardino
Probate Department

Probate Notes for Calendar Date: 09/27/17

All corrections/supplements addressing these notes should be filed by 09/20/17. 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.

Superior Court of Calif, County of San Bernardino

Page: 1

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT **PROBATE**

DATE: 09/27/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1200861

CASE NAME: DELLA MARIE LEWIS

SEE ALSO 2

HEARING:

OSC re: SANCTIONS FOR FTA/FAILURE TO FILE A TIMELY ACCOUNT filed
by CARLA JACKSON

COUNSEL:

BILLY DON JACKSON	(PET)...
DELLA MARIE LEWIS	(DEC)...
CARLA L JACKSON	(PET/OBJ)...PRO/PER
LARRY WAYNE JACKSON	(PRO/PER)

GENERAL INFORMATION

Continued from **07/23/15**. Carla Jackson ordered to appear..

Continued from **09/03/15** and **12/3/15** for amended final I&A to be filed by 1/29/16.

On **3/2/16** Court set OSC for no appearance/filing. Attorney Inez Tinoco-Vaca checked in but was not present. Citation issued for Carla Jackson.

Continued from **5/4/16** Billy Jackson present. Carla Jackson was not served with citation and has not filed an accounting.. Atty Inez Tinoco-Vaca is not present as ordered. Billy Jackson states that he has not heard from his attorney. Court orders Attorney Inez Tinoco-Vaca to be present. If non-appearance by counsel, court will report to the California State Bar.

Continued from **6/22/16** Ms. Tinoco-Vaca informs the court that her client is planning on filing a petition to become successor administrator and is going to be filing a substitution of attorney to represent himself for further matters.

Continued from **11/16/16**. Billy Jackson, son/special co-administrator, to file account. If Billy Jackson intends to file a petition to Remove Carla Jackson as administrator is to file petition prior to next hearing; 03/08/17. Citation issue to Carla Jackson.

Continued from **03/08/17**. Billy Jackson informed the court that half-sister of Carla Jackson, Carmita Robinson, is deceased. Carla's supervisor at Fontana Kaiser is Ella Mae Harris. Citation issued to Carla Jackson. Carla reportedly is a home care nurse.

Continued from 05/24/17 Citation issued to Carla Jackson.

THIS CASE IS SET FOR HEARING ON OSC re Sanctions for failure to appear or file an accounting re Carla Jackson, granddaughter.

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.

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

1. Letters of special administration issued to granddaughter Carla Jackson on 01/17/14, letters of special administration issued to Billy Jackson on 07/18/17, letters of general administration to Carla Jackson on 07/21/14 and letters of successor administration to Billy Jackson on 08/16/17.
2. Final Inventory and Appraisal filed. However, section 5 re property tax certificate is not complete. Need property tax certification.
3. Need accounting or status report.
4. Miscellaneous documents filed 3/29/16 by Billy Jackson special co-administrator.
5. **Court to review declarations filed 6/16/16 and 6/29/16 by Billy Don Jackson, one of three heirs.**
6. **Citation returned unserved for Carla Jackson on 12/28/16. Need return of second and third issued citations.**

RECOMMENDATION

Court's discretion re OSC. Inquire status re accounting by Carla Jackson and citation.

(lc/sa/lc/ww)

Future Hearing: 11/15/17: Accounting Review re Billy Jackson

Superior Court of Calif, County of San Bernardino

Page: 2

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

DATE: 09/27/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1200861

CASE NAME: DELLA MARIE LEWIS

SEE ALSO 1

HEARING:

FIRST REPORT AND Account and Report of BILLY DON JACKSON and
Petition for allowance of fees filed.

COUNSEL:

BILLY DON JACKSON	(PET)...
DELLA MARIE LEWIS	(DEC)...
CARLA L JACKSON	(PET/OBJ)...PRO/PER
LARRY WAYNE JACKSON	(PRO/PER)

GENERAL INFORMATION

Continued from 05/10/17 and 05/24/17. On 08/15/17 court advanced hearing to 11/15/17 and ordered that Billy Jackson now file accounting by 10/16/17.

THIS CASE SET FOR HEARING ON 1st Report and Account by Billy Jackson, son.

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

1. Letters of special administration issued to Carla Jackson on 01/17/14, letters of special administration issued to Billy Jackson on 07/18/17, letters of general administration to Carla Jackson on 07/21/14 and letters of successor administration to Billy Jackson on 08/16/17.
2. Report is not verified per Pr.C. § 1021.
3. There is merely a short report without a summary of account or schedules.
4. Need notice of hearing and proof of service.
5. No proposed order.

RECOMMENDATION

Court to trail 11/15/17 hearing. Need amended accounting filed by 10/16/17 for hearing on 11/15/17.

(lc/lh/lc)

Future Hearing: 11/15/17: Accounting Review for Billy Jackson.

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

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

DATE: 09/27/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1400081

CASE NAME: FRANK CARL MORROW

HEARING:
Hearing re Final Discharge

COUNSEL:

GLORIE MORROW	(PET)...GREGORY L ZUMBRUNN
FRANK CARL MORROW	(DEC)...
RAYMOND MORROW	(PET)...HORSPOOL & HORSPOOL
ROB SASLOW	(PET)...JEFFREY A COLEMAN
JEANNE E KENNEDY	(TP)...CALDWELL, KENNEDY & PORTER

GENERAL INFORMATION

Continued from 01/11/17, 04/26/17 and 06/28/17.

THIS CASE SET FOR HEARING ON Final Discharge.

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

1. Final account/distribution approved on 01/06/16.
2. Need receipts for James Foden, Jeanne Kennedy, Jeffrey Coleman, David Horspool, Mark Morrow, Raymond Morrow, Julie Espinoza and Matthew Morrow.
3. Need Ex Parte Petition for Final Discharge and Order with recording information per Pr.C.§11753(b).

RECOMMENDATION

Inquire status of receipts and order.

(lc/ww)

Superior Court of Calif, County of San Bernardino

Page: 4

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

DATE: 09/27/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1500082

CASE NAME: MTR OF TERESA L FLECKENSTEIN

SEE ALSO 5 6

HEARING:

Hearing Re: STATUS RE MEDIATION

COUNSEL:

TIMOTHY WAYNE FLECKENSTEIN	(PET)...BROCK, MARTIN & VOORHEES
TERESA L FLECKENSTEIN	(DEC)...
KATHLEEN HEAD	(DEF)...DAVID LIVINGSTONE TAUB
BRYAN M TURNER	(DAVID LIVINGSTONE TAUB)

XREF: GARRS1300022 (*Tanner, decedent's son*) **FAMRS1301184** (*Grandparent visitation*)

Status – No notes – JTD

Future Hearings: 10/31/17: Motion Re: Summary Judgment or in the Alternative, Summary Adjudication, 2/28/18: Petition for Determination that Personal Property & Real Property be Found Belonging to the Estate etc, Readiness Calendar, 3/19/18-3/23/18: Court Trial.

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

Superior Court of Calif, County of San Bernardino

Page: 5

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

DATE: 09/27/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1500082

CASE NAME: MTR OF TERESA L FLECKENSTEIN

SEE ALSO 4 6

HEARING:

Accounting Review

COUNSEL:

TIMOTHY WAYNE FLECKENSTEIN	(PET)...BROCK, MARTIN & VOORHEES
TERESA L FLECKENSTEIN	(DEC)...
KATHLEEN HEAD	(DEF)...DAVID LIVINGSTONE TAUB
BRYAN M TURNER	(DAVID LIVINGSTONE TAUB)

XREF: GARRS1300022 (*Tanner, decedent's son*) **FAMRS1301184** (*Grandparent visitation*)

GENERAL INFORMATION:

Continued from 7/13/16, 09/21/16, 11/30/16, 02/01/17, 04/19/17 and 06/28/17.

THIS CASE IS SET FOR HEARING ON Accounting/Status Review

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

1. Letters of Administration issued to Timothy Fleckenstein, spouse, on 4/27/15, \$20,000 bond.
2. Need final inventory & appraisal.
3. Need an accounting or status report.

RECOMMENDATION:

Need to clear notes 2-3.

(sa/lc/ww)

Future Hearings: 10/31/17: Motion Re: Summary Judgment or in the Alternative, Summary Adjudication, 2/28/18: Petition for Determination that Personal Property & Real Property be Found Belonging to the Estate etc, Readiness Calendar, 3/19/18-3/23/18: Court Trial.

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

Superior Court of Calif, County of San Bernardino

Page: 6

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

DATE: 09/27/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1501191

CASE NAME: THE GERALD TURNER LIVING TRUST

SEE ALSO 4 5

HEARING:

Hearing Re: STATUS OF MEDIATION- MEDIATION SET TODAY

COUNSEL:

TIMOTHY WAYNE FLECKENSTEIN	(PET)...BROCK, MARTIN & VOORHEES
TERESA L FLECKENSTEIN	(DEC)...
KATHLEEN HEAD	(DEF)...DAVID LIVINGSTONE TAUB
BRYAN M TURNER	(DAVID LIVINGSTONE TAUB)

XREF: GARRS1300022 (*Tanner, decedent's son*) **FAMRS1301184** (*Grandparent visitation*)

Status of Mediation, set today – No notes – JTD

Future Hearings: 10/31/17: Motion Re: Summary Judgment or in the Alternative, Summary Adjudication, 2/28/18: Petition for Determination that Personal Property & Real Property be Found Belonging to the Estate etc, Readiness Calendar, 3/19/18-3/23/18: Court Trial.

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

Superior Court of Calif, County of San Bernardino

Page: 7

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

DATE: 09/27/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1600220

CASE NAME: MTR OF YNEZ NUNO

HEARING:
Accounting Review

COUNSEL:
JOHN M NUNO (PET)...BANKS GARCIA & JANIS
YNEZ NUNO (DEC)...

CCP170.6 filed as to Judge CYNTHIA A LUDVIGSEN

GENERAL INFORMATION

Continued from 06/28/17. Counsel to prepare and file account by 4pm on 08/28/17.

THIS CASE SET FOR HEARING ON Accounting review/Status.

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

1. Letters Testamentary issued to John Nuno, son, on 05/10/16; full authority, \$200,000 bond.
2. Final Inventory and Appraisal filed.
3. Need accounting or status report.

RECOMMENDATION

Inquire status of accounting.

(lc/ww)

Superior Court of Calif, County of San Bernardino

Page: 8

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

DATE: 09/27/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1600251

CASE NAME: MARY M ORTIZ LIVING TRUST

SEE ALSO 9 10

HEARING:

Readiness Calendar

COUNSEL:

LOUISE SULLIVAN	(PET)...BANKS GARCIA & JANIS
MARY M ORTIZ LIVING TRUST	(TRU)...
BARBARA RUBIO RESENDEZ	(PET)...PRO/PER
JOE MARTIN ORTIZ	(OBJ)...THOMAS V PRATT
THOMAS W DOMINICK	
DEPT OF CHILD SUPPORT SVCS	(PRO/PER)

Readiness – No notes – JTD

Future Hearings: 10/30/17-11/01/17: Court Trial

Superior Court of Calif, County of San Bernardino

Page: 9

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

DATE: 09/27/17 TIME: 8:35 DEPT: S35P

CASE#: PRO PS1600251

CASE NAME: MARY M ORTIZ LIVING TRUST

SEE ALSO 8 10

HEARING:

Hearing Re: PETITION TO DETERMINE THE INVALIDITY OF TRUST ETC

COUNSEL:

LOUISE SULLIVAN (PET)...BANKS GARCIA & JANIS
MARY M ORTIZ LIVING TRUST (TRU)...
BARBARA RUBIO RESENDEZ (PET)...PRO/PER
JOE MARTIN ORTIZ (OBJ)...THOMAS V PRATT
THOMAS W DOMINICK
DEPT OF CHILD SUPPORT SVCS (PRO/PER)

Currently under review by legal research

(LR)

Continued matter. Notice not re-reviewed.

Future Hearings: 10/30/17-11/01/17: Court Trial

Superior Court of Calif, County of San Bernardino

Page: 10

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

DATE: 09/27/17 TIME: 8:35 DEPT: S35P

CASE#: PRO PS1600251

CASE NAME: MARY M ORTIZ LIVING TRUST

SEE ALSO 8 9

HEARING:

Petition for /to DETERMINE VALIDITY OF PURPORTED TRUST, RECOVER
PROPERTY HELD BY TRUSTEE, UNDUE INFLUENCE, ETC

COUNSEL:

LOUISE SULLIVAN	(PET)...BANKS GARCIA & JANIS
MARY M ORTIZLIVING TRUST	(TRU)...
BARBARA RUBIO RESENDEZ	(PET)...PRO/PER
JOE MARTIN ORTIZ	(OBJ)...THOMAS V PRATT
THOMAS W DOMINICK	
DEPT OF CHILD SUPPORT SVCS	(PRO/PER)

Currently under review by legal research

(LR)

Continued matter. Notice not re-reviewed.

Future Hearings: 10/30/17-11/01/17: Court Trial

Superior Court of Calif, County of San Bernardino

Page: 11

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

CONSERVATORSHIPS

DATE: 09/27/17 TIME: 9:30 DEPT: S35P

CASE#: CON PS1300333

Vacated

CASE NAME: Floyd Casey Jr.

HEARING:

Accounting Review

COUNSEL:

BOBBIE J CASEY

(PCR)...PRO/PER

FLOYD CASEY JR

(PCE)...ROSE C ROSADO

Future hearing date: Second account and report of Bobbie Casey and etc.

Superior Court of Calif, County of San Bernardino

Page: 12

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

DATE: 09/27/17 TIME: 9:30 DEPT: S35P

CASE#: CON PS1500300

CASE NAME: MTR OF JULIELENEA BOCANEGRA

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of RAMONA ROCHA

COUNSEL:

RAMONA ROCHA (PET)...PRO/PER
JULIELENEA BOCANEGRA (PCE)...WALTER T. MOORE

XREF: CONPS1300328 (*Julielena Bocanegra*) **GARPS1600607** (*Dexter Taylor*)

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. Ramona Rocha, mother, appointed conservator of the person only on 02/22/17.
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

(ww)

Superior Court of Calif, County of San Bernardino

Page: 13

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

DATE: 09/27/17 TIME: 9:30 DEPT: S35P

CASE#: SC SS01543

CASE NAME: MTR RE: LUZ ANGELINA CHACON

SEE ALSO 14

HEARING:

Accounting Review

COUNSEL:

RAOUL CHACON (CPE)...ELISABETH KEMPE-OLINGER
LUZ ANGELINA CHACON (CEP)...DONNASUE ORTIZ
LINDA MAXWELL (CTE/CPE/SC/TEE)...ELISABETH KEMPE-OLINGER
DONNASUE SMITH ORTIZ (PET)...DONNASUE ORTIZ
LUZ ANGELINACHACON REVOCABLE TRUST (TRU)...PRO/PER

GENERAL INFORMATION

Continued from 06/14/17.

THIS CASE SET FOR HEARING ON Accounting review.

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

1. Conservatorship of Estate terminated on 02/08/17.
2. Need final accounting re conservatorship for Linda Maxwell prior Conservator of estate.

RECOMMENDATION

Inquire status.

(lc/ww)

Superior Court of Calif, County of San Bernardino

Page: 14

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

DATE: 09/27/17 TIME: 9:30 DEPT: S35P

CASE#: SC SS01543

CASE NAME: MTR RE: LUZ ANGELINA CHACON

SEE ALSO 13

HEARING:

Accounting Review

COUNSEL:

RAOUL CHACON (CPE)...ELISABETH KEMPE-OLINGER
LUZ ANGELINA CHACON (CEP)...DONNASUE ORTIZ
LINDA MAXWELL (CTE/CPE/SC/TEE)...ELISABETH KEMPE-OLINGER
DONNASUE SMITH ORTIZ (PET)...DONNASUE ORTIZ
LUZ ANGELINACHACON REVOCABLE TRUST (TRU)...PRO/PER

GENERAL INFORMATION

Continued from 01/26/17 and 06/14/17 at request of counsel.

THIS CASE SET FOR HEARING ON Accounting review.

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

1. 5th **Trust** Account by Linda Maxwell approved on 03/24/16.
2. Need 6th and Final Trust Account beginning with 11/01/15.

RECOMMENDATION

Inquire status of trust accounting.

(lc/lh/lc/ww)

Superior Court of Calif, County of San Bernardino

Page: 15

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT **MISC.**

DATE: 09/27/17 TIME: 1:30 DEPT: S35P

CASE#: PRO PS1400042

CASE NAME: Carolyn Jacobson

HEARING:

Hearing Re: Court Trial (3rd day)

COUNSEL:

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

XREF: PROPS1300285 (Robert Mee) **CIVBS1200309** (ACJ True Grit V Scott Martin ET al.)

Trial – No notes JTD

Future Hearings: 9/28/17-9/29/17 Court Trial

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

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH **PROBATE**

DATE: 09/27/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS0700115
CASE NAME: LINDEL FIELDS

HEARING: FIRST Account and Report of JORDAN FIELDS, PAYTON FIELDS and
Petition for allowance of fees filed.

COUNSEL:

LINDEL FIELDS	(DEC)...
PAYTON WILLIAMS	(PET)...LAW OFFICES OF ANDREA GEE
JORDAN FIELDS	(PET)...LAW OFFICES OF ANDREA GEE

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Waiver of 1st Account Current and Petition for Preliminary Distribution for Successor administrators Jordan and Payton Fields, children.

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

1. Petitioners are sole heir and waive account; however, caption of petition does not state as such. Court may wish to deem as waiver of account.
2. Assets on hand \$619,040.33 in blocked accounts.
3. Accounting period not stated. **Need** same.
4. Petitioners propose holding a reserve of \$40,000 and make distribution for the remaining assets. However, this is not a final distribution and not all assets may be distributed at this time. All property distributed must not exceed 50% of the estates net value of the estate Pr. C. § 11623(a)(2). **Need** verified supplement.
5. Administrators seek an equalization of preliminary distribution. There were prior unauthorized distributions by prior administrator Bennie Fields. Payton has received \$105,274.94 and Jordan \$46,760.41. It is requested that Jordan receive an additional \$58,514.53 to equalize distribution.
6. 01/18/17 order states that Payton and Jordan are to receive \$100,000 each. A portion of the funds are held in attorney-client trust account in order to satisfy the bond company.
7. Administrators are currently trying to marshal assets from the State of California, assets from decedent's predeceased spouse's estate as well as mineral rights from the State of Texas. Petitioners state that an ancillary administration should not be required.
8. Administrators seek bond be exonerated as funds are held in blocked account. JTD
9. No proposed order. Submit after hearing.

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

RECOMMENDATION

Need to clear notes 3-4. If approved, set hearing on the filing of receipts and final discharge for **10/03/18**.

(lc)

07/19/18: Hearing Re: Final Discharge as to Bennie Fields

Superior Court of Calif, County of San Bernardino

Page: 2

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

DATE: 09/27/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1200096

CASE NAME: GERALD EMERALD NELLESEN

SEE ALSO 3

HEARING:

Hearing Re: Removal of Gary Nellesen

COUNSEL:

GARY NELLESEN	(PET)...
GERALD EMERALD NELLESEN	(DEC)...
PUBLIC ADMINISTRATOR	(ADM)...CRAG M PARKER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Removal of Gary Nellesen as administrator/Appointment of Public Administrator.

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

1. Matter set on 08/02/17 when Gary Nellesen was suspended as administrator. Public Administrator appointed special administrator; letters issued 08/10/17.
2. No petition for probate filed by Public Administrator. Does court wish to appoint on court's own motion? JTD
3. Notice to Petition to Administer Estate and proof of service to all heirs.
4. Need return of citation for Gary Nellesen.
5. **NOTE:** Need order re second account by prior counsel Susan Windsor.

RECOMMENDATION

Need notice and return of citation then Court's discretion. Court to set next Accounting review for **10/03/18**.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 3

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

DATE: 09/27/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1200096

CASE NAME: GERALD EMERALD NELLESEN

SEE ALSO 2

HEARING:

Hearing Re: Appointment of Public Administrator

COUNSEL:

GARY NELLESEN	(PET)...
GERALD EMERALD NELLESEN	(DEC)...
PUBLIC ADMINISTRATOR	(ADM)...CRAG M PARKER

See notes on matter 1.

Superior Court of Calif, County of San Bernardino

Page: 4

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

DATE: 09/27/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1300206

Vacated

CASE NAME: MTR OF KENNETH P BURRES

SEE ALSO 5

HEARING:

Hearing Re: DISCHARGE OF PRIOR ADMINISTRATOR- JEFFREY BURRES

COUNSEL:

JEFFREY BURRES	(PET)...PHILIP K FIFE
KENNETH P BURRES	(DEC)...
STEVEN BURRES	(PET)...JERRY T MORGAN
PHILLIP K. FIFE	(PET)...PHILLIP K FIFE

Final discharge as to Jeffrey Burres filed on 07/28/17.

(lc/ww)

Superior Court of Calif, County of San Bernardino

Page: 5

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

DATE: 09/27/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1300206

CASE NAME: MTR OF KENNETH P BURREN

SEE ALSO 4

HEARING:

Accounting Review

COUNSEL:

JEFFREY BURREN	(PET)...PHILIP K FIFE
KENNETH P BURREN	(DEC)...
STEVEN BURREN	(PET)...JERRY T MORGAN
PHILLIP K. FIFE	(PET)...PHILLIP K FIFE

GENERAL INFORMATION

Continued from 05/17/17 and 08/02/17.

THIS CASE SET FOR HEARING ON Accounting review/Status.

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

1. Letters of **Successor** Administration issued to Steven Burren, brother, on 04/05/16; limited authority, bond issue deferred.
2. Final Inventory and Appraisal indicating \$0 assets.
3. Need accounting/status report or Pr.C. § 12251 petition.

RECOMMENDATION

Inquire status of accounting.

(lc/ww)

Superior Court of Calif, County of San Bernardino

Page: 6

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

DATE: 09/27/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1400355

Vacated

CASE NAME: THE 2014 ADRIAN HALL SPECIAL NEEDS TRUST

HEARING:

Hearing re Final Discharge (Accounting review)

COUNSEL:

AMANDA MILLER (PET)...BRIERTON, JONES & JONES
ADRIAN HALL (PET)...BRIERTON, JONES & JONES
2014 ADRIAN HALL SPECIAL NEEDS TRUST (TRU)...
AMERIPRISE NATIONAL TRUST BANK (PET/TEE)...BRIERTON, JONES & JONES
DONNASUE SMITH-ORTIZ (PET)...DONNASUE ORTIZ

Future Hearing: 11/20/17: 3rd Account & Report of Ameriprise National Trust Bank

Superior Court of Calif, County of San Bernardino

Page: 7

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

DATE: 09/27/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1400475

CASE NAME: Jewell Dean Ferrera

HEARING:
Hearing re Final Discharge

COUNSEL:
LAURA D WOOD-GRAHAM (PET)...JASON L GAUDY
JEWELL DEAN FERRERA (DEC)...
GORDON WOOD (PET)...ROBERTA L. TAYLOR & ASSOC

Final discharge sent to department for signature on 08/29/17.

(lc)

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

DATE: 09/27/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1401074

CASE NAME: DOROTHY C PARSONS

HEARING: Petition for APPT OF SUCCESSOR ADMINISTRATOR OF THE ESTATE

COUNSEL:

TERRI L PARSONS	(PET)...MATTHEW E SHEASBY
DOROTHY C PARSONS	(DEC)...
DAVID PARSONS	(PET)...MATTHEW E SHEASBY

GENERAL INFORMATION

Continued from 08/02/17.

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

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

1. Letters of Administration issued to Terri Parsons, daughter, on 02/05/15, full authority no bond. ***Terri passed away on 03/03/17 creating a vacancy.***
2. Petitioner does indicate request for bond. Need verified supplement.
3. Petition is not on mandatory judicial council form. Need same.
4. Need verified supplement and Notice to Petition to Administer Estate and proof of service as to any surviving heirs of Terri.
5. Waiver of Final Account and Distribution had already been approved on 03/02/17. It appears petitioner merely needs to distribute/change distribution as to Terri's heirs and file receipts and discharge for deceased personal representative. Court to clarify.
6. ~Proposed Form Order: 05/04/17.

RECOMMENDATION

Need to clear notes 2-4. If approved, set Accounting/Status Review for **03/08/18**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

Future Hearing: 03/08/18: Hearing Re: Final Discharge for Terri Parsons.

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

Superior Court of Calif, County of San Bernardino

Page: 9

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

DATE: 09/27/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700034

CASE NAME: LAWRENCE MONROE HARPER

HEARING:

Petition for REMOVAL OF TRUSTEE KRASANDRA WILLIAMS; FOR ACC
OUNT AND APPOINTMENT OF SUCCESSOR TRUSTEE

COUNSEL:

JAYVIN HARPER (PET)...MARIVEL M ZIALCITA
LAWRENCE MONROE HARPER SEPARATE PROPERT TRUST (TRU)...
KRASANDRA WILLIAMS (OBJ)...GUZMAN LAW GROUP, P.C.

Currently under review by legal research

(LR)

Continued matter. Notice not re-reviewed.

Superior Court of Calif, County of San Bernardino

Page: 10

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

DATE: 09/27/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700576

CASE NAME: JULIO NELSON BLANDON

HEARING:

Petition to determine succession to Real Property

COUNSEL:

STACY LYNN BLANDON (PET)...PRO/PER
JULIO NELSON BLANDON (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition to Determine Succession to Real Property by Stacy Blandon, spouse

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

1. Petitioner, Stacy Blandon, seeks 100% interest in decedent's 50% interest in real property per intestate succession.
2. ~Proposed Form Order: 06/13/17

RECOMMENDATION

RFA.

(ww/lc)

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

DATE: 09/27/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700585
CASE NAME: MTR OF LAWRENCE E ROBINSON

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

COUNSEL:

EILEEN J ROBINSON	(PET)...GREGORY L ZUMBRUNN
LAWRENCE E ROBINSON	(DEC)...
PATRICIA MARIE ALLBERY	(PET)...DUANE P BOOTH

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with Full Authority under IAEA by Eileen Robinson, spouse

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

1. All heirs waive bond; however, **need** bond waivers by daughters, Patricia Allbery and Christina Christiansen. Net value of the estate consists of \$130,000 in real/personal property.
2. Competing petition by Patricia Allbery, daughter.
3. ~Proposed Form Order: 06/14/17

RECOMMENDATION

Need to clear note 1. Court's discretion re bond. Court to trail competing petition on **11/01/17**. If approved, set Accounting/Status Review for **12/05/18**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(ww/lc)

Future Hearing: 11/01/17 Petition for Letters of Administration **by Patricia Allbery**

Superior Court of Calif, County of San Bernardino

Page: 12

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

DATE: 09/27/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700726

CASE NAME: THE PASILLAS REVOCABLE TRUST

HEARING:
Petition for ORDER DENYING PROPOSED ACTION

COUNSEL:
EMILIANO PASILLAS (PET)...HORSPPOOL & HORSPPOOL
THE PASILLASREVOCABLE TRUST (TRU)...

Currently under review by legal research

(LR)

NOTICE: 30 days' notice filed; however, no copy of trust provided per Local Rule 20-1502 to verify beneficiaries.

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

DATE: 09/27/17 TIME: 8:30 DEPT: S36P

CASE#: RPR RS03040

CASE NAME: THOMAS J FORNEY IRREVOCABLE TRUST

SEE ALSO 14

HEARING:

Hearing Re: PETITION TO OPPOSE TERMS OF THE TRUST

COUNSEL:

THOMAS J FORNEY	(DEC)...JAMES B CHURCH
LIBBY GREENWALT	(APP/TEE)...BUXBAUM & CHAKMAK
THE THOMAS JFOURNEY IRREVOCABLE TRUST (TRU)...	
THOMAS J FORNEY	(BEN/PET)...JAMES B CHURCH
JOHN C FORNEY	(PET/APP)...JAMES B CHURCH
CHRISTOPHER J FORNEY	(PET/APP)...BUXBAUM & CHAKMAK
JONATHAN D FORNEY	(PET/APP)...BUXBAUM & CHAKMAK
INGRAM MANAGEMENT LLC	(BUXBAUM & CHAKMAK)

GENERAL INFORMATION:

Continued from **3/21/13** and **5/7/13**.

On 5/8/13 Demurrer overruled on the grounds asserted. Response to be filed.

Continued from **7/15/13**, **8/14/13** and **8/29/13** to conduct discovery.

Continued from **1/9/14** and **2/20/14** to file further briefs and replies.

Continued from **4/24/14**, **7/31/14**, **10/2/14**, **11/13/14**, **1/22/15**, **4/1/15**, **5/5/15**, **9/21/15**, **11/24/15**, **06/29/16** and **12/21/16**. Case still in appeals.

Continued from 07/19/17.

THIS CASE IS SET FOR HEARING ON Petition to Oppose Terms of Trust and to Modify the Order Establishing Trust.

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

1. Appellate Opinion filed 06/08/17.
2. Petitioners, Christopher and Jonathan Forney, are the children of John Forney (John) and nephews of Thomas Forney (Thomas). John and Thomas are the children of Daniel Forney (Daniel) and Lillian Forney (Lillian).
3. Petitioners allege as follows:
 - a. Daniel and Lillian established the Forney Family Trust on 10/29/90. The Forney Family Trust provided that on death of the surviving trustor, 1/2 of the trust was to be distributed to John and 1/2 was to be distributed to a Special Needs Trust

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.

entitled "TJF Child's Special Needs Trust, Dated August 14, 2000" for the benefit of Thomas. The Forney Family Trust further provided that if Thomas predeceased the trustor, his share was to be distributed to John and if John predeceased the trustor, his share was to be distributed to his issue by right of representative.

- b. After Lillian's death, Daniel drafted a second amendment to the Forney Survivor's Trust (dated 12/7/99), which required the successor trustee on Daniel's death to transfer real property in Chino to a new trust for the benefit of Thomas. This trust states that if Thomas dies before full distribution of trust assets, the trustee shall distribute the remainder of the trust to his issue, if any, and if he has no issue, then to John if living and if not living, to his living issue by right of representation.
 - c. After mediation 3/10/10 relating to accountings prepared by the trustees of the Special Needs Trust and the Child's Trust, the parties entered into a stipulation for settlement wherein it was agreed that Thomas would be appointed as trustee of the trusts and that Thomas intended to merge the two trusts and reform the terms of the trusts. Petitioners claim that the stipulation did not authorize Thomas to change the death beneficiaries of the trusts from the persons named by Daniel and Lillian to persons and entities chosen by Thomas [Copy of stipulation is attached at LF p49-54].
 - d. On 4/12/11 the Court approved Thomas petition to confirm terms of settlement, terminate irrevocable trust and create a new trust entitled the Forney Irrevocable Trust Agreement. However, the new trust specifically omits John, and his heirs at law from the distributive provisions of the Trust.
4. Petitioners allege that notice of the 4/12/11 hearing was not given to petitioners, and petitioners were unaware that Thomas intended to remove them as contingent trust beneficiaries; petitioners believe that Thomas exceeded his authority to name new death beneficiaries.
 5. Petitioners propose that the primary beneficiaries of the Forney Irrevocable Trust Agreement, Dated 4/8/10 should be 1/2 to Thomas' issue and 1/2 to John; if Thomas has no surviving issue, then the trust would be distributed to John, and if John predeceases Thomas, then equally to John's surviving issue.
 6. Notice is complete.
 7. **Response/Objection filed by Thomas Forney.**
 8. **Order disqualifying John Chakmak and John P. Howland of Buxbaum & Chakmak entered 2/5/15.**
 9. **Remittitur filed 07/10/17.**
 10. Proposed Order submitted: 1/27/15.

RECOMMENDATION:

Set for contested hearing.

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

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

DATE: 09/27/17 TIME: 8:30 DEPT: S36P

CASE#: RPR RS03040

CASE NAME: THOMAS J FORNEY IRREVOCABLE TRUST

SEE ALSO 13

HEARING:

Hearing Re: OSC re dismissal of pending petitions

COUNSEL:

THOMAS J FORNEY	(DEC)...JAMES B CHURCH
LIBBY GREENWALT	(APP/TEE)...BUXBAUM & CHAKMAK
THE THOMAS JFOURNEY IRREVOCABLE TRUST (TRU)...	
THOMAS J FORNEY	(BEN/PET)...JAMES B CHURCH
JOHN C FORNEY	(PET/APP)...JAMES B CHURCH
CHRISTOPHER J FORNEY	(PET/APP)...BUXBAUM & CHAKMAK
JONATHAN D FORNEY	(PET/APP)...BUXBAUM & CHAKMAK
INGRAM MANAGEMENT LLC	(BUXBAUM & CHAKMAK)

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON OSC re Dismissal of pending petitions.

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

1. OSC set at 07/19/17 status hearing.
2. Remittitur by 4th Appellate District filed 07/10/17.

RECOMMENDATION

Court's discretion re OSC.

(lc)

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

CONSERVATORSHIPS

DATE: 09/27/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS0900065

CASE NAME: RAUL ALLEN SANDOVAL

HEARING: Petition for TERMINATION OF CONSERVATORSHIP

COUNSEL:

YOLANDA J SANDOVAL

(CP)...PRO/PER

RAUL ALLEN SANDOVAL

(CTP/PET)...BRYAN C HARTNELL

GENERAL INFORMATION:

Continued from **01/09/17** on Court's motion. Referred to Court Investigator for investigation and report.

Continued from **03/13/17**. Court refers matter as an LPS Conservatorship.

Continued from 06/12/17. No record of matter or continued date. Counsel and Judicial Assistant did not write one down. Counsel has tried to call Yolanda Sandoval but phone number is no longer working. Notice sent to all parties.

THIS CASE IS SET FOR HEARING ON Petition for Termination of Conservatorship by Bryan Hartnell, counsel for conservatee.

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

1. Yolanda Sandoval (mother), appointed Conservator of the Person on 12/31/09.
2. Petitioner, Bryan Hartnell, is appointed counsel for Conservatee. Petitioner seeks termination on behalf of conservatee. Conservatee resides with Conservator at Victorville. Petitioner alleges that a conservatorship of the person is no longer required and believes that conservatee has the ability to provide for his own needs.
3. Conservatee believes that he is not well cared and that the Conservator has exploited the Conservatee by taking his Social Security payments; using these funds for her own advantage by purchasing improvements to the family home.
4. The Conservatee requests a termination of the Conservatorship in order to regain the ability to make his own choices and decisions regarding proper nutrition; appropriate life choices; wishes to be self-sufficient; believes he can procure a job; and plans to apply to Social Security to handle his own resources.
5. **Court Investigator report filed 01/13/17.**
6. ~Proposed Order 11/22/16.

RECOMMENDATION:

Court's discretion.

(nb/ww/lc)

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

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

DATE: 09/27/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS0900106

CASE NAME: CANDICE MAY SIMMERS

HEARING:
Accounting Review

COUNSEL:

GEORGE J SIMMERS	(CPE)...CALDWELL, KENNEDY & PORTER
CANDICE MAY SIMMERS	(CEP/CTP)...
MARY ANN SIMMERS	(CPE)...JEANNE E KENNEDY
SANDRA L. TURNER	(PET)...DAVID & TURNER
MARY ANN SIMMERS	(CPE)...CALDWELL, KENNEDY & PORTER
G. DAN JOHNSON	(PET)...CALDWELL, KENNEDY & PORTER
ALICE LANDAU JOHNSON	(CEE)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review.

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

1. 4th **trust** account for George & Mary Ann Simmers, parents, approved on 03/30/16.
2. Need 5th **trust** account beginning with 07/01/15.

RECOMMENDATION

Inquire status of accounting.

(ww)

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

DATE: 09/27/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1200235

CASE NAME: CARMEN REVECA NIETO
HEARING: FOURTH Account and Report of ARTURO NIETO, CARMEN NIETO and
Petition for allowance of fees filed.

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 (*Carmen Nieto guardianship*)

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON 4th Account Current and Petition for Fees by Arturo and Carmen Nieto, parents.

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

1. Account period covers 04/14/16 – 06/12/17.
2. Assets on hand \$4,028,001.29 consisting of \$2,292,269.05 in cash and the balance in securities and real property and a van.
3. Per Court order, petitioners receive \$5,000/month for 24 hour care of conservatee and request the allowance to continue.
4. Attorney requests fees of \$3,395 and costs of \$465 for 19 hours at \$125/295 per hour for paralegal and attorney services. Itemized [08/18LF p.30-32]. Declaration attached is not signed; however, petition is signed by counsel. JTD
5. Current bond is \$600,000 and appears adequate as most funds are held in blocked accounts.
6. Proposed order 08/18/17; however, assets on hand appear to be incorrect as to cash.

RECOMMENDATION:

Court's discretion re note 4. If approved, set hearing re next Accounting Review for **8/29/18** (if one year) or **8/28/19** (if two years). Accounting to be filed 30 days in advance.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 18

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

DATE: 09/27/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1400236

CASE NAME: Robert R Lara

HEARING:

Hearing Re: Ptn for Attorney Fees (Jeanne Kennedy)

COUNSEL:

VICTORIA A CARR (CPE)...JAMIE P GELBER
ROBERT R LARA (CEP)...
JEANNE E KENNEDY (PET)...JEANNE E KENNEDY

XREF: FAMVS1003497 (*Robert Lara n Darlean Lara*)

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Petition For Attorney Fees by Jeanne Kennedy.

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

1. Petitioner, Jeanne Kennedy, requested Court vacate order approving attorney's fees filed 02/01/17. Petition back on calendar after order vacated.
2. Petitioner, Jeanne Kennedy, was appointed counsel on 08/27/14.
3. Petitioner requests fees of \$6,448.74 for 26.85 hours at \$75/300 per hour for paralegal and attorney services. Itemized. [Pet.12/21 LFpg5-9].
4. 1st account indicates assets on hand of \$11,340.73 in cash.
5. **Note:** post move notice filed 07/28/17 indicating conservatee resides in Kern County.
6. ~Proposed Order: 12/21/16.

RECOMMENDATION

Court's discretion.

(lc)

Future Hearing: 8/08/18: Accounting Review

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

DATE: 09/27/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1400260
CASE NAME: Mildred Doyle

HEARING: SECOND AND FINAL Account and Report of SANDRA OLSON and
Petition for allowance of fees filed.

COUNSEL:

SANDRA OLSON	(CPE)...LENITA A SKORETZ
MILDRED DOYLE	(CEP)...E JOAN NELMS
JAMES B CHURCH	(PET)...JAMES B CHURCH
E JOAN NELMS	(PET)...E. JOAN NELMS
CHRISTINA M GRAY	(TP)...PRO/PER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON 2nd and Final Account and Petition for Allowance of Fees by Sandra Olson, daughter.

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

1. Accounting period 02/01/16 – 02/28/17. Conservatee died on 02/12/17; need post-death accounting per Pr.C. § 2620(b). Although, it appears disbursements are under \$500 post death. JTD
2. Assets on hand \$49,838.98; cash.
3. Attorney Skoretz seeks fees of \$4,500 and costs of \$465 for 15 hours at \$300 per hour. Itemized [Acct. 08/15LFpg20-21].
4. Petitioner reserves the right to fees; however, proposed order indicates fees of \$370. Court verified supplement.
5. Need financial statements per local rule 20-1404(c) and Pr. C. § 2620(c).
6. Need verified supplement with proposed distribution.
7. Proposed order 08/15/17: No distribution clause, assets on hand do not match and Conservator fees do not match petition.

RECOMMENDATION

Need to clear notes 4-6. If approved, set hearing on the filing of receipts and final discharge for **10/03/18**.

(lc)

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

DATE: 09/27/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1500040
CASE NAME: VIOLETTE K. GRAVES AKA VIOLET GRAVES
HEARING: FIRST AND FINAL Account and Report of VERONICA MARKS and
Petition for allowance of fees filed.

COUNSEL:

VERONICA MARKS (CPE)...SHERRI L KASTILAHN
VIOLETTE K. GRAVES (CEP)...JEANNE E KENNEDY

GENERAL INFORMATION

Continued from **07/26/17**. Petitioner will withdraw request for termination.
Continued from 08/09/17.

THIS CASE SET FOR HEARING ON 1st and Final Account, Termination of
Conservatorship and Petition for Allowance of Fees by Veronica Marks, daughter.

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

1. Accounting period 02/26/15 – 04/30/17.
2. Assets on hand \$105,541.19; cash and real property valued at \$30,000.
3. Petitioner waives compensation.
4. Attorney Sherri Kastilahn requests fees of \$7,848.75 for 24.15 hours at \$325 per hour. Itemized [Acct. 06/19/17 LFpg 55-58].
5. Attorney Jeanne Kennedy supplements petition and requests fees of \$8,906.25 [amended] for 34.75 hours at \$125/300 per hour for paralegal and attorney services. Counsel to reimburse San Bernardino County \$1,205 for compensation. Itemized [Sup. 08/03/17 LFpg5-8].
6. Petitioner seeks termination of the conservatorship as the threat of undue influence from Janice Jones is no longer apparent.
7. Report of Counsel Kennedy filed 07/12/17.
8. Need notice of hearing and proof of service to Veteran's Administration. Counsel to confirm if actual Veteran's Administration or department of defense, would need notice.
9. Petitioner seeks bond of \$100,000 to be reduced to \$65,000 if matter not terminated in its entirety. Need bond calculation as it appears after attorney's fees bond would be \$74,000.
10. Proposed order 06/19/17; however, bond calculation does not appear in petition.
11. ~Proposed Order: 08/03/17; re Jeanne Kennedy.

RECOMMENDATION

Need to clear notes 8-9. If approved, set hearing on the next accounting review for **06/27/18** (if one year) or **06/26/19** (if two years). Accounting to be filed 30 days in advance.
(lc/lh/lc/lh/ww/lc)

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

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

DATE: 09/27/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1500124

CASE NAME: LUCILLE SABBATH GRIFFIN

HEARING:

Motion Re: TO BE RELIEVED AS COUNSEL Filed by Petitioner
YOLANDA QUAM

COUNSEL:

YOLANDA QUAM	(CPE)...MATTHEW SHEASBY
LUCILLE SABBATH GRIFFIN	(CEP)...PRO/PER
DEMETRIUS WILLIAMS	(RES)...GEORGE M HALIMI

XREF: PROPS1400376 (The Lucille Sabbath Griffin Revocable Trust)

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Motion to be relieved as Counsel by M. Stephen Cho.

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

1. Petitioner, M. Stephen Cho, is counsel for Conservator Yolanda Quam.
2. Petitioner seeks to be removed as counsel as there has allegedly been a conflict that has arisen to the attorney-client relationship. Petitioner has attempted to rectify the conflict; however, the conflict still persists.
3. Court to clarify if Matthew Sheasby is Counsel of record for Yolanda as accounting was filed with Sheasby as counsel.
4. 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; including to bond company.
5. ~Proposed Form Order: 08/18/17.

RECOMMENDATION

Need to clear note 4.

(lc)

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

DATE: 09/27/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1500356

CASE NAME: MTR OF AMANDA J NEWMAN

HEARING: PTN FOR PROPOSED ACTN TO ESTABLISH SNT, FIRST Account and Report of CLAUDIA J NEWMAN and Petition for allowance of fees filed.

COUNSEL:

CLAUDIA J NEWMAN	(CEP/CPE)...JAMES L HEYWOOD
AMANDA J NEWMAN	(DEC)...ROSE C ROSADO
AMANDA J NEWMAN	(OBJ)...CALDWELL, KENNEDY & PORTER, A.

GENERAL INFORMATION

Continued from 06/21/17 to clear probate notes. Judge requests legal research review SNT petition.

Continued from 07/26/17. Attorney Heywood just subbed in as attorney

THIS CASE SET FOR HEARING ON Petition for Proposed Action to Create SNT, 1st Account Current and Petition for Reimbursement of Costs Pr.C. §§ 2580, 2640 by Claudia Newman, Mother.

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

1. Claudia Newman appointed Conservator of person and estate on 12/05/16, no bond.
2. Assets on hand \$1,245.44 and remainder of assets TBD.
3. Accounting period 11/08/10 – 12/08/11 [stated in summary pg34]. However, report states 11/30/10 – 12/16/11. **Need** corrected accounting.
4. **Need** final Inventory and Appraisal.
5. It is unclear why the accounting period starts prior to appointment. **Need** accounting beginning at appointment.
6. Summary of account and schedules are not on mandatory Judicial Council forms GC-400/SUM/GC-400/405. **Need** to file amended accounting.
7. Attorney requests fees of \$9,320 for 37.5 hours at \$120/300 per hour, less retainer of \$2,500, leaving a balance due of \$6,730. Itemized [Acct. 04/14LFpg56-64]. Need qualifications of paralegals per requirements of CRC 7.703(e)(1)(c) which show the completion of mandatory continuing education per Business & Professions Code 6450(d). **Need** verified supplement.
8. Petitioner requests reimbursement of costs advanced totaling \$3,375 for retainer and \$875 for paralegal fees for initial pleadings. JTD

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.

9. Attorney requests reimbursement of costs totaling \$491. Itemized [Acct. 04/14LFpg64]. JTD

10. Petition to create SNT shall be filed separately.

11. Objections filed by conservatee's GAL Rose Rosado on 05/24/17.

RECOMMENDATION

Need to file amended accounting and petition for SNT; clear notes 3-7 and notice.

If approved, set Accounting/Status Review for **06/27/18**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc/ww/lc)

Superior Court of Calif, County of San Bernardino

Page: 23

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

DATE: 09/27/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1600154

CASE NAME: SANDY CIRA RODRIGUEZ

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of LILIA DE PABLO

COUNSEL:

LILIA DE PABLO (CP)...PRO/PER
SANDY CIRA RODRIGUEZ (CTP)...WALTER T. MOORE

GENERAL INFORMATION:

Continued from 07/26/17. Attorney Walter Moore to assist with required documents.

THIS CASE IS SET FOR HEARING ON Compliance Review.

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

1. Lilia De Pablo, mother, appointed limited conservator of the person only on 12/21/2016. However, the Court may wish to require amended order and letters as both have sections that are incomplete or are missing the limited box.
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. Court's discretion re note 1.

(/ww)

Superior Court of Calif, County of San Bernardino

Page: 1

CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY **PROBATE**

DATE: 09/27/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1300677
CASE NAME: WILFRIED JOHANN KREIDL

HEARING: PETITION FOR FINAL DISTRIBUTION ON WAIVER OF Account and Report of ALEXANDER WILLIAM KREIDL and Petition for allowance of fees filed.

COUNSEL:

ALEXANDER WILLIAM KREIDL (PET)...PRO/PER
WILFRIED JOHANN KREIDL (DEC)...

GENERAL INFORMATION:

Continued from **05/17/16 and 08/02/16** (no appearance). Citation issues as to Alexander W. Kreidl who is cited and required to appear.

Continued from **10/04/16 and 12/20/16** to clear notes. Court recommends petitioner to seek legal advice.

Continued from 04/11/17 due to no appearance. Alexander William Kreidl ordered to be present at next hearing. Notice by Judicial Assistant.

Continued from **05/30/17. No appearance. Continued for petitioner to be present. Continued from 06/21/17. Supplement to be filed by 08/23/17. Nothing new filed.**

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

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

1. Purported account, consisting of 3 pages, filed 03/19/16, includes waiver of account by sole heir [LF, p4]. However, notwithstanding said waiver, petitioner must file a final report of administration per Pr. C. § 1064 and Pr. C., § 10954(c)(1). Need amended account.
2. Petitioner does not request compensation.
3. Need statement regarding family or affiliate relationship between the fiduciary and any agent hired by the fiduciary (Pr. C. § 1064 (a)(4)). File verified supplement.
4. Please indicate if cash has been invested and maintained in an interest bearing account? Pr.C.§ 1064(a)(5).
5. Was a due and diligent search conducted to determine known or reasonably ascertainable creditors? Were any creditor's claims actually filed? If so, by whom, what was the amount of the claim, what was paid on the claim?

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.

6. Need statement regarding notice to Director of Health Care Services. Alternatively, notice per Pr. C. § 9202(a).
7. Need statement regarding notice to California Victim and Compensation and Government Claims Board. Alternatively, notice per Pr. C. § 9202(b).
8. Need statement regarding notice to Franchise Tax Board. Alternatively, notice per Pr. C. § 9202(c)(1).
9. Need description of assets on hand per Local Rule 20-906.
10. Need manner of distribution per Local Rule 20-907.
11. Need bank/financial statements to support date of death and closing balances per Local Rule 20-908.
12. Need return of citation.
- 13. Status report filed and set for 06/21/17.**

RECOMMENDATION

Need amended account. Court to continue matter to a Monday or Tuesday as originally set. Any account to be filed 30 days' before hearing. Note requirements of Local Rules. (nb/lh/lc)

Superior Court of Calif, County of San Bernardino

Page: 2

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

DATE: 09/27/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1400577

CASE NAME: **MASTER FILE** REVEKKA ALVA
HEARING: Hearing Re: STATUS REPORT (BOTH STATUS REPORTS)

COUNSEL:

JOHN D SALAS (PET)...HORSPOOL & HORSPOOL
REVEKKA ALVA (DEC)..
MOUSES ANTONIO SALAS SOTO (PET)...PRO/PER

GENERAL INFORMATION

Continued from **06/14/17**. Mouses Soto's objections to be addressed at next hearing.
Continued from 08/09/17.

THIS CASE SET FOR HEARING ON Status Report filed 03/30/17.

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

1. Letters of Administration issued to John Salas on 04/24/15, limited authority, \$20,000 bond. Cases now consolidated.
2. Final Inventory and Appraisal filed 03/30/15.
3. Petitioner seeks an additional year to close the estate in order to settle civil lawsuit under CIVDS 1511834. **The matter was dismissed on 04/14/17.**
4. **NOTE:** original petition filed by John Salas does not indicate any other relatives; however, there was notice given to a Miguel Salas and a Salvador Salas. Additionally, another petition filed by Mouses Soto indicates other parties (see other matter): Leonardo Soto (nephew) and Miguel Hernandez (brother). Need clarification of relatives and whether consulate of Mexico shall be noticed as Salvador Salas lives in Mexico.

RECOMMENDATION

Court's discretion. If approved, set Accounting/Status Review for **06/06/18**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 3

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

DATE: 09/27/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1500907

CASE NAME: MTR OF CHRISTINE MARY DEDIANOUS

HEARING:

Probate status report filed.

COUNSEL:

KATHLEEN ANN OWENS (PET)...DALE C HUFFAKER
CHRISTINE MARY DEDIANOUS (DEC)...

GENERAL INFORMATION

Continued from 08/09/17. No appearance. Kathleen Owens and/or counsel ordered to appear.

THIS CASE SET FOR HEARING ON Accounting review/Status.

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

1. Letters of Administration issued to by Kathleen Owens, sister, on 11/16/15; full authority, no bond.
2. Petitioner seeks additional time to close the estate in order to sell the real property.
3. Notice filed; however, as Steven Heggi is now deceased. Court to inquire if Steven has issue that requires notice.
4. No proposed order. Submit after hearing.

RECOMMENDATION

Need notice. If approved, set Accounting/Status Review for **03/14/18**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc/ww/lc)

Superior Court of Calif, County of San Bernardino

Page: 4

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

DATE: 09/27/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600207

CASE NAME: EDDIE HERNANDEZ

HEARING:
Accounting Review

COUNSEL:

KOREN MATTSON	(PET)...JUDD MAYSUNAGA
EDDIE HERNANDEZ	(DEC)...
USHER LAW GROUP	(TP)...PRO/PER

GENERAL INFORMATION
Continued from 06/28/17.

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 Koren Mattson, daughter, on 04/28/16; full authority, \$200,000 bond.
2. Need final Inventory and Appraisal
3. Need accounting or status report.

RECOMMENDATION
Need to clear notes 2-3.

(lc/ww)

Superior Court of Calif, County of San Bernardino

Page: 5

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

DATE: 09/27/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600449

CASE NAME: CLIFFORD WILLIAM SWARTZ

HEARING:
Accounting Review

COUNSEL:
JAMES W SWARTZ (PET)...HOWARD S BORENSTEIN
CLIFFORD WILLIAM SWARTZ (DEC)...

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 James Swartz, son, on 07/20/16, full authority, no bond.
2. Final Inventory and Appraisal filed.
3. Need accounting or status report.

RECOMMENDATION

Inquire status of accounting.

(ww)

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

DATE: 09/27/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600757

CASE NAME: MTR OF VERNON JEROME PETERSON

SEE ALSO 7

HEARING:

Petition for REMOVAL OF ADMINISTRATOR AND REVOCATION
LETTERS OF ADMINISTRATION; SURCHARGE AND REMOVAL ETC

COUNSEL:

VERNON JEROME PETERSON	(DEC)...
RANDALL PETERSON	(PET)...VOORHEES LAW GROUP
KIMBERLY P TREBING	(PET)...KINLEY & STYSKAL
LARRY PETERSON	(TP)...DAMIEN J SNOW
INHERITANCE FUNDING COMPANY	(PRO/PER)
MICHAEL C MADDUX	(MICHAEL C MADDUX)
SURETEC INSURANCE COMPANY	
SHAWN PETERSON	(SCOTT K MAXWELL PRO)
TIMOTHY J MCELFIN	(FERRUZZO & FERRUZZO, LLP)
DUSTIN D SICHON	(FERRUZZO & FERRUZZO, LLP)

GENERAL INFORMATION

**Continued from 05/30/17. I&A to be filed by 06/30/17 and accounting by 08/31/17.
Discovery has not yet begun.**

THIS CASE SET FOR HEARING ON Petition for Removal of Administrator and Revocation of Letters Pr.C. § 8503A, Surcharge for Breach or in the Alternative, appointment of independent Pr.C. § 16000 and Petition for Allowance of Fees by Randall Peterson, son.

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

1. Letters of Special Administration issued to Kimberly Trebing on 09/07/16 and general Administration on 12/29/16; limited authority \$250,000 bond.
2. Petitioner seeks removal of administrator Kimberly Trebing. Petitioner alleges that Kimberly has not taken any action relating to the decedent's rental property insurance. Petitioner further alleges that grounds for removal are based on wasted or mismanagement of estate. Rental property have reportedly past due utilities etc. No supporting documentation has been filed.

3. Petitioner seeks appointment as successor; however, no petition for successor has been filed.
4. Bonding company has been noticed.

RECOMMENDATION

Court's discretion.

(lc)

Future Hearing: 2/21/18: Accounting Review

Superior Court of Calif, County of San Bernardino

Page: 7

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

DATE: 09/27/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600757

CASE NAME: MTR OF VERNON JEROME PETERSON

SEE ALSO 6

HEARING:

Trial Setting Conference

COUNSEL:

VERNON JEROME PETERSON	(DEC)...
RANDALL PETERSON	(PET)...VOORHEES LAW GROUP
KIMBERLY P TREBING	(PET)...KINLEY & STYSKAL
LARRY PETERSON	(TP)...DAMIEN J SNOW
INHERITANCE FUNDING COMPANY	(PRO/PER)
MICHAEL C MADDUX	(MICHAEL C MADDUX)
SURETEC INSURNACE COMPANY	
SHAWN PETERSON	(SCOTT K MAXWELL PRO)
TIMOTHY J MCELFIH	(FERRUZZO & FERRUZZO, LLP)
DUSTIN D SICHON	(FERRUZZO & FERRUZZO, LLP)

TSC – No notes – JTD

Future Hearing: 2/21/18: Accounting Review

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

DATE: 09/27/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600839

CASE NAME: MTR OF JEANETTE P HAMBLY

HEARING:

PET FOR FINAL DISTRIBUTION ON WVR OF Account and Report of MARIA LUISA FLORES and Petition for allowance of fees filed.

COUNSEL:

MARIA LUISA FLORES (PET)...PRO/PER
JEANETTE P HAMBLY (DEC)...

GENERAL INFORMATION

Continued from 08/09/17. Notice to Franchise Tax Board to be given.

THIS CASE SET FOR HEARING ON Waiver of Final Account, Distribution and Petition for Allowance of Fees by Maria Luisa Flores, friend.

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

1. Both beneficiaries waive accounting.
2. Petitioner waives statutory compensation.
3. Need statement regarding notice to Franchise Tax Board or proof of service of the same Pr. C. § 9202(c)(1).
4. ~Proposed Order: 05/19/17.

RECOMMENDATION

RFA subject to note 3. If approved, set hearing on the filing of receipts and final discharge for **10/03/18**.

(lc/ww)

Superior Court of Calif, County of San Bernardino

Page: 9

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

DATE: 09/27/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700088

CASE NAME: Dawn Marie Kleber Living Trust

SEE ALSO 10

HEARING:

Hearing Re: STATUS OF MEDIATION

COUNSEL:

CRYSTAL MARIE LEVITRE (PET)...ZUMBRUNN LAW CORPORATION

DAWN MARIE KLEBER LIVING TRUST (TRU)...

ROBERT KLEBER (OBJ)...PRO/PER

Status – No notes – JTD

Superior Court of Calif, County of San Bernardino

Page: 10

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

DATE: 09/27/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700088

CASE NAME: Dawn Marie Kleber Living Trust

SEE ALSO 9

HEARING:

Mediation Settlement Conference

COUNSEL:

CRYSTAL MARIE LEVITRE (PET)...ZUMBRUNN LAW CORPORATION

DAWN MARIE KLEBER LIVING TRUST (TRU)...

ROBERT KLEBER (OBJ)...PRO/PER

M.S.C. – No notes – JTD

Superior Court of Calif, County of San Bernardino

Page: 11

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

DATE: 09/27/17 TIME: 8:35 DEPT: S37P

CASE#: PRO PS1700388

CASE NAME: Salazar 2015 Family Trust

SEE ALSO 12

HEARING:

Hearing Re: TRO AND OSC RE: PRELIM INJUNCTION

COUNSEL:

SONJA SALAZAR BROWN (PET)...LAW OFFICE OF DOONAN & DOONAN,
SALAZAR 2015 FAMILY TRUST (TRU)...
JOYCE SALAZAR (BEN)...DIANA J CARLONI
JEANNE E KENNEDY (TP)...YEE & BELILOVE
MICHELLE MILLER (ZUMBRUNN LAW CORPORATION)

Currently under review by Legal Research.

(LR)

Superior Court of Calif, County of San Bernardino

Page: 12

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

DATE: 09/27/17 TIME: 8:35 DEPT: S37P

CASE#: PRO PS1700388

CASE NAME: Salazar 2015 Family Trust

SEE ALSO 11

HEARING:

Petition for to Determine construction of Trust Instrument and
determine title to personal property etc

COUNSEL:

SONJA SALAZAR BROWN (PET)...LAW OFFICE OF DOONAN & DOONAN,
SALAZAR 2015 FAMILY TRUST (TRU)...
JOYCE SALAZAR (BEN)...DIANA J CARLONI
JEANNE E KENNEDY (TP)...YEE & BELILOVE
MICHELLE MILLER (ZUMBRUNN LAW CORPORATION)

Currently under review by Legal Research.

(LR)

Notice given.

Superior Court of Calif, County of San Bernardino

Page: 13

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

DATE: 09/27/17 TIME: 8:35 DEPT: S37P

CASE#: PRO PS1700459

CASE NAME: MTR OF VLADO RADOSAVLJEVIC TRUST

HEARING:

Petition for ORDER CONFIRMING TRUST ASSETS

COUNSEL:

DUNJA RADOSAVLJEVIC (PET)...CHRISTINA E GENTILINI
THE VLADO RADOSAVLJEVIC TRUST (TRU)...

Currently under review by legal research

(LR)

NOTICE:

1. 30 days' notice filed including to Vladimir Kovaceic as required.

Superior Court of Calif, County of San Bernardino

Page: 14

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

DATE: 09/27/17 TIME: 8:35 DEPT: S37P

CASE#: PRO PS1700497

CASE NAME: THE RESTATED AMENDMENT TO DOLORES LIVING TRUST

HEARING:

Petition for ORDER CONFIRMING TRUST ASSESTS

COUNSEL:

THE RESTATED AMENDMENT TO THE DOLORES LIVING TRUST (TRU)...

VICTOR MIRANDA (STE)...STEPHEN A. WORKMAN

Currently under review by legal research

(LR)

NOTICE:

1. All parties appeared at last hearing.

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

CONSERVATORSHIPS

DATE: 09/27/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1200270

CASE NAME: HOLLEY GRAHAM

SEE ALSO 20

HEARING:

FIRST AND FINAL Account and Report of JOHNIE B SEALS and
Petition for allowance of fees filed.

COUNSEL:

PUBLIC GUARDIAN	(CPE)...COUNTY COUNSEL
PATRICIA LARRY	(CP)...PRO/PER
HOLLEY GRAHAM	(PET)...LINDA M BATTRAM
RAYMOND L TOWNE	(CP)...PRO/PER
HOLLEY GRAHAM	(CEP)...HARTNELL LAW GROUP
HOLLEY GRAHAM	(PET)...CHO, SHEASBY, CHUNG & IGNACIO
PATRICIA LARRY	(PCR)...
NATALIE BLICKENSTAFF	(CPE/CE)...JENNIFER M DANIEL
JOHNIE B SEALS	(PET/PCR)...MITCHELL I ROTH

XREF: PROPS1401080 (*Holley Graham estate*)

GENERAL INFORMATION

Continued from **05/31/17**. Supplement to be filed separating conservatorship and probate cases. Accounting to be sent to Mr. Moktarian today.

Continued from 08/09/17.

THIS CASE SET FOR HEARING ON 1st and Final Account and Petition for Fees and Costs by Johnie Seals

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

1. Accounting period 10/09/14 – 10/19/14 (10 days). Conservatee passed away on 10/19/14. Supplemented 01/24/15 – 04/30/15; however, there is a 3 month break in the post-death accounting.
2. Assets on hand \$49,643.30; cash
3. Assets on hand supplemental accounting \$515,861.87 of which \$11,861.87 is cash.
4. Need financial statements for period covering 10/09/14 per local rule 20-1404(c) and Pr. C. § 2620(c).

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. Final Inventory and Appraisal does not appear to be filed; however, court may waive requirement per Pr.C. § 2633. JTD
6. Petitioner proposes distribution to himself as administrator of conservatee's estate PROPS1401080.
7. Attorney Roth requests fees of \$21,935.50 for 65.9 hours at \$325 per hour. Fees go beyond accounting period through 06/07/17. Itemized [Acct. 03/16 LFpg 16-36]. JTD
8. Petitioner requests reimbursement of costs totaling \$1,673.68. Itemized [Acct. 03/16 LFpg38]. JTD
9. Current bond is \$250,000. Ok.
10. ~Proposed Order: 03/16/17.

RECOMMENDATION

Need to clear notes 1&4, then Court's discretion re fees. If approved, set hearing on the filing of receipts and final discharge for **08/15/18**.

(lc)

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

DATE: 09/27/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1500157
CASE NAME: LOTTIE SCOTT

HEARING: Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of ANGEL SCOTT

COUNSEL:

ANGEL SCOTT (PET)...PRO/PER
LOTTIE SCOTT (CEP)...SHERRI L KASTILAHN

GENERAL INFORMATION

Continued from **09/26/16, 11/28/16, 01/18/17, 04/12/17** and **06/15/17** No appearance.
Angel Scott ordered to be present. Matter may be set for possible suspension if no
appearance by Angel.

**Continued from 08/09/17. No appearance. Angel stated telephonically that she was
unaware she needed to file further paperwork. Counsel/conservator to be present.**

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. Angel Scott, daughter, appointed conservator of the person and estate on 08/01/16,
no bond.
2. Determination of Conservatee's Appropriate Level of Care form GC-355 filed
08/08/16; verification on 08/08/16.
3. Care Plan filed 06/13/16 and verification on 09/08/16.
4. Need proof of service of a copy of the Order for Conservatorship with Notification of
Conservatee's rights per Pr.C.§1830(c).
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 4-7.
(lc/nb/lc/ww)

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

DATE: 09/27/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1600051

CASE NAME: ANDREW B HUBBARD

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of JOSEPH HUBBARD

COUNSEL:

JOSEPH HUBBARD	(PCR)...MATTHEW J SINGER
MARIA MINDA HUBBARD	(PCR)...MATTHEW J SINGER
ANDREW B HUBBARD	(CEE)...PRO/PER

GENERAL INFORMATION

Continued from **01/18/17** and **04/05/17**. No appearance at last hearing. Conservators ordered to appear.

Continued from **06/07/17**. Counsel reports that Joseph Hubbard, Conservator/father, has passed away.

Continued from 08/09/17.

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. Joseph & Maria Hubbard, parents, appointed conservator of the person only on 09/14/16. **Need** amended letters as to Maria only.
2. Notification of Conservatee's rights per Pr.C.§1830(c) filed 06/21/16; however, proof of service is not dated or signed. Additionally, section 5 is incomplete as to service of the order. **Need** corrected proof of service.
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 1-4.

(lc/ww)

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

DATE: 09/27/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1600377

CASE NAME: Chante Fortenberry

HEARING:
PROBATE/CONSERVATORSHIP MANAGEMENT CONFERENCE

COUNSEL:

JOHN C HORNING jr	(PET)...PRO/PER
ROSA A ROBINSON	(CP)...PRO/PER
CHANTE FORTENBERRY	(CTP)...

GENERAL INFORMATION

Continued from **03/01/17** and **06/14/17**. No appearances. John Horning and Rosa Robinson to appear at next hearing.

Continued from 08/09/17.No appearance. John Horning and Rosa Robinson are to be present. May appear by CourtCall.

THIS CASE SET FOR HEARING ON Case Management Conference.

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

1. Rosa Robinson, mother, appointed **limited** Conservator of person only on 11/02/1989 in Santa Clara County. Matter transferred to Riverside County on 11/23/04. Matter transferred to San Bernardino County on 12/14/16. Conservatee now resides in Hesperia.
2. Court Investigator report filed 06/13/17.
3. **Need** letters to reflect this county.

RECOMMENDATION

Inquire status of letters.

(lc/ww)

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

DATE: 09/27/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1700157

CASE NAME: MARTINA CRUZ

HEARING:
Petition for Appointment of Conservator

COUNSEL:
DONNA KATHLEEN MORENO (PET)...PRO/PER
MARTINA CRUZ (CTE)...J. DAVID HORSPOOL

GENERAL INFORMATION

Ed Fischel appointed counsel on 05/08/17.

Continued from **06/14/17**. Bond required of \$75,000. Notice of related case to be filed re elder abuse. Ed Fischel relieved as counsel and J David Horspool appointed.

Continued from 08/09/17. Mediation will be set. Counsel E. Joan Nelms appointed GAL.

THIS CASE SET FOR HEARING ON Petition for Appointment of Conservator person and estate by Donna Moreno, daughter.

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

1. Petitioner allegedly has power of attorney. Court may wish to revoke if conservatorship is granted.
2. Petitioners request bond be waived as petitioner is daughter and primary caregiver. This is not sufficient cause for bond waiver. Personal property is valued at \$5,000 and real property at \$200,000; however, no income is stated. Court will require bond of \$75,000.
3. Petitioner **does not** request medical powers. However, attachment [Page10] indicates medical, personal and financial requests. Court to inquire as no medical powers are sought. Capacity Declaration filed 06/08/17; however, section 1 states conservatee's name instead of physician, verifications are not dated. Need corrected Capacity Declaration if medical powers sought.
4. Proposed conservatee's son has allegedly taken over the residence and proposed conservatee does not live in her home. There is allegedly elder abuse orders, but do not appear to be attached [Page 11]. Need notice of related case.
5. Need Confidential Screening form.
6. Need report of GAL E. Joan Nelms.

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.

7. Report of Counsel David Horspool filed on 08/04/17.
8. Certificate of Completion of the Conservatorship Training Class filed 06/01/17.
9. CI report filed 06/06/17.
10. Citation returned served.
11. ~Proposed Form Order: 04/28/17.

RECOMMENDATION

Need to clear notes 3-6. If approved, set hearing for Compliance Review for **05/02/18** for the filing of the required documents and hearing re Accounting Review for **12/05/18**. Any accounting to be filed 30 days in advance.

(lc/lh/lc/ww)

Superior Court of Calif, County of San Bernardino

Page: 20

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

DATE: 09/27/17 TIME: 9:30 DEPT: S37P

CASE#: PRO PS1401080

CASE NAME: HOLLEY GRAHAM

SEE ALSO 15

HEARING:

Accounting Review

COUNSEL:

JOHNIE SEALS

HOLLEY GRAHAM

HUNTLEY GRAHAM

(PET)...MITCHELL I ROTH

(DEC)...

(PET)...MARK MOKTARIAN

XREF: CONPS1200270 (*Holley Graham*)

GENERAL INFORMATION

Continued from **07/27/16, 03/16/17, 05/31/17 and 08/09/17.**

THIS CASE IS SET FOR HEARING ON Accounting review

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

1. Letters of administration with will annexed issued to Johnie Seals, full authority, on 2/17/15; \$495,000 bond.
2. Partial Inventory and Appraisals filed. Need Final Inventory and Appraisal.
3. Need accounting or probate status report.

RECOMMENDATION

Inquire status of Inventory and Appraisal and accounting. When documents are not filed as ordered, court may set a hearing in accord with Pr.C. §2655.

(ds/sa/lc/ww)

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

DATE: 09/27/17 TIME: 9:30 DEPT: S37P

CASE#: RC RS00396

CASE NAME: DAVID M JOHNSTON (MASTER)

HEARING:
Accounting Review

COUNSEL:

DAVID J JOHNSTON	(PET/TEE)...J. DAVID HORSPOOL
DAVID M JOHNSTON	(PCE/CEP)...
SUKI JOHNSTON	(PCR)...
HEATHER JOHNSTON	(CPE)...DONNASUE ORTIZ
DAMIAN G. GARCIA	(PET)...BANKS GARCIA & JANIS
DAVID M. JOHNSTON SPECIAL NEEDS TRUST (TRU)...	

CCP170.6 filed as to CYNTHIA LUDVIGSEN

GENERAL INFORMATION

Continued from 08/10/17.

THIS CASE SET FOR HEARING ON Accounting review.

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

1. 3rd Account for Heather Johnson, sister, approved on 01/28/16.
2. Need 4th Account beginning with 06/01/15.

RECOMMENDATION

Inquire status of accounting.

(lc/ww)