



Second/Final Check

Superior Court of California
County of San Bernardino
Probate Department

Probate Notes for Calendar Date: 12/13/17

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.

11/20/17 lh

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: 12/13/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1200633

CASE NAME: JOE GENE CASTILLO, SR

HEARING:

Hearing re Final Discharge

COUNSEL:

| | |
|--|-----------------------------|
| ERNESTINA CHRISTINE CASTILLO | (PET)...MARY M. BADER |
| JOE GENE CASTILLO SR | (DEC)... |
| MARY DEL REAL | (OBJ)...GATEWAY LEGAL GROUP |
| JOE CASTILLO JR | (GATEWAY LEGAL GROUP) |
| DIANA NERIA | (GATEWAY LEGAL GROUP, P.C) |
| DARLENE DE LA TORRE | (GATEWAY LEGAL GROUP, P.C) |
| RUBEN CASTILLO | (GUY A BOVEE) |
| VICTIM COMPENSATION AND GOVERNMENT CLAIMS | |
| SAN BERNARDINO COUNTY DEPT OF CHILD SRVCS (STEVEN PESANTE) | |

GENERAL INFORMATION

Continued from 11/01/17 to file receipts.

THIS CASE SET FOR HEARING ON Final Discharge.

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

1. Final account/distribution of Ernestina Castillo, daughter approved on 08/23/16; amended order 12/08/16.
2. Need receipts for Ruben Castillo, Diana Neria, Mary Del Real, Darlene De La Torre, Joe Castillo, Jr., DCSS and Victim's Compensation board.
3. Need Ex Parte Petition for Final Discharge and Order.

RECOMMENDATION

Inquire status of receipts and discharge.

(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: 12/13/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1200882

CASE NAME: GREGORY MARK LAWRENCE *MF*

HEARING:

Accounting Review

COUNSEL:

THERESA REAGAN-BLOOD (PET)...LAW OFFICE OF THERESA REAGAN-B
GREGORY MARK LAWRENCE (DEC)...
THOMAS W. DOMINICK (PET)...
SHELBY LAWRENCE (PET)...
LEE LAWRENCE (PET)...MARK D PERRYMAN
ALAN D. DAVIS (SA)...MICHAEL J. ULISSE
RHONDA LAWRENCE (TP)...JOYCE M HOLCOMB
JOYCE M HOLCOMB (PRO/PER)
US SPECIALTY INSURANCE COMPANY (LANAK & HANNA)
STATE OF CALIFORNIA FRANCHISE TAX BOARD (PRO/PER)

GENERAL INFORMATION

Continued from **05/10/17**.

Continued from 08/09/17 for further accounting and execution of writ.

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 **Shelby Lawrence**, daughter, on 04/18/13; full authority, \$100,000 bond. Letters of successor Administration issued to **Alan Davis** on 09/09/14; limited authority, no bond.
2. Previous status report of **Shelby Lawrence** approved on 08/21/14. It is unclear if court required an accounting for prior administrator. Court to clarify.
3. Amended Order Directing Levying Officer to Seize [Personal] Property entered 05/10/17.
4. Need accounting or status report for successor **Alan Davis**.

RECOMMENDATION

Inquire status.

(lc/lh)

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: 12/13/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1500281

CASE NAME: Roy Thomas Turner

HEARING:

SECOND Account and Report of JOSEPH D TURNER and Petition for allowance of fees filed.

COUNSEL:

| | |
|--------------------------|--------------------------|
| JOSEPH D TURNER | (PET)...JOHN H LEJNIEKS |
| ROY THOMAS TURNER | (DEC)... |
| DEBORAH KYTE | (PET)...C KEILA NAKASAKA |
| SHERRY M PAPST | (TP)...BRYAN C HARTNELL |
| SHANE J CORONA | (BRYAN C HARTNELL) |
| REX L TURNER | (ERIC R YAMAMOTO) |
| ADVANCE INHERITANCE, LLC | (JAMES L LEESTMA) |

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Second and Final Account and Petition for Fees by Joseph Turner

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

- 1 10/01/16 to 07/31/17
- 2 Assets on hand: \$673,408.64, cash
- 3 Balance in estate checking account of \$563,529.47 exceeds the \$250,000 FDIC standard insurance coverage limit. [2nd Acct, 09/01/17, LFpg44]. Court to inquire.
- 4 Statutory attorney/administrator fees of \$19,177.51, less \$9,500 paid, for a total of **\$9,677.51**, each, requested. Calculated.
- 5 Attorney requests extraordinary fees of **\$8,700** for 21.75 hours at \$400/hour regarding sale of two parcels of real property. Itemized. See [2nd Acct, 09/01/17, LFpg52-56]. **JTD**
- 6 Order approving preliminary distribution of \$50,000 entered 04/24/17. Receipts filed.
- 7 Petitioner requests reserve of **\$30,000** for final fiduciary income tax return and tax liabilities. **JTD.**
- 8 ~Proposed Order submitted 11/20/17

RECOMMENDATION:

Court's discretion. If approved, court to set hearing on filing of receipts and final discharge for **12/19/18**.

(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: 12/13/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1501151

CASE NAME: ROY AND PATRICIA HILL LIVING TRUST

SEE ALSO 5 17 18

HEARING:

Hearing Re: PETITION FOR ORDERS CANCELLING DEED, ETC

COUNSEL:

| | |
|-------------------------|--|
| TRACY J HILL | (PET)...PRO/PER |
| THE ROY & PATRICIA HILL | (TRU)...PRO/PER |
| ROY HILL | (PET)...MICHAEL L ABERNATHY |
| TAWNYA BATES | (OBJ)...FULLERTON LEMANN SCHAEFER & DO |
| EARL BATES | (FULLERTON LEMANN SCHAEFER & DO) |

See notes on next matter #5.

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

DATE: 12/13/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1501151

CASE NAME: ROY AND PATRICIA HILL LIVING TRUST

SEE ALSO 4 17 18

HEARING:

Hearing Re: OSC RE DISMISSAL OF PET FOR ORDERS, ETC

COUNSEL:

| | |
|-------------------------|--|
| TRACY J HILL | (PET)...PRO/PER |
| THE ROY & PATRICIA HILL | (TRU)...PRO/PER |
| ROY HILL | (PET)...MICHAEL L ABERNATHY |
| TAWNYA BATES | (OBJ)...FULLERTON LEMANN SCHAEFER & DO |
| EARL BATES | (FULLERTON LEMANN SCHAEFER & DO) |

GENERAL INFORMATION:

Continued from 10/03/17 at request of counsel.

Continued from 11/07/17.

THIS CASE IS SET FOR HEARING ON **OSC re Dismissal** of Petition for Orders Cancelling Deed and Directing Conveyance of Real and Personal Property.

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

1. Matter set at 08/29/17 hearing upon information that parties have reached an agreement. **Need** same.
2. If there is no appearance at the OSC re: Dismissal, the petition for orders cancelling deed and directing conveyance of real and personal property etc. will be dismissed with prejudice.

RECOMMENDATION:

Need to clear note 1, then Court's discretion
(nb/lh)

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

DATE: 12/13/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1600341

VACATE

CASE NAME: BERNARD SCOTT GROVES

HEARING:
Accounting Review

COUNSEL:

KATHERINE WILHITE (PET)...NANCY A. SHAW
BERNARD SCOTT GROVES (DEC)...
VERNICE GROVES (PET)...J. BENJAMIN SELTERS III
RICHARD E GADD (TP)...NATHANIEL J TARVIN
STATE OF CA FRANCHISE TAX BOARD

XREF: FAMSS1200807 *KATHERINE A WILHITE -N- BERNARD S GROVES*
CIVDS1417951 *WOODRUFF -V- PENA*

Future hearing date: 03/14/18: Status Report by Vernice Groves

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

DATE: 12/13/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1600531
CASE NAME: FLOSSIE JENKINS HARDY

HEARING:
Petition for APPROVAL OF SETTLEMENT; APPROVAL OF AGREEMENT
CONCERNING ATTORNEY'S FEES

COUNSEL:
LINDA S SIMPSON (PET)...ELIZABETH T PIERSON
FLOSSIE JENKINS HARDY (DEC)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Petition for Approval of Settlement and for Approval of Attorney's Fee Agreement by Linda Simpson

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

1. Petitioner Linda Simpson was appointed Administrator of the Estate of Flossie Hardy, Letters issued 08/19/16 with full authority.
2. Petitioner is informed and believes decedent's death was wrongfully caused by Pradaxa, a medication prescribed to decedent.
3. Petitioner has negotiated a settlement agreement against the pharmaceutical manufacturer arising out of the wrongful death claim in the amount of \$417,000, without filing suit.
4. Petitioner requests Court to blindly approve settlement, alleging it is in the best interest of the estate. Petitioner alleges a term of the Settlement Agreement is that its terms are confidential, which prevent petitioner from submitting it to Court for review. **JTD**
5. Petitioner seeks approval of the contingent fee agreement with The Gallagher Law Firm, a personal injury firm specializing in complex litigation, in which they will front all costs of litigation in return for 33% of recovery. Fee Agreement attached [Petition, 09/05/17, LFpg7-8]. **JTD**
6. Proposed Order submitted 12/05/17 is incomplete as it does not self forth matters passed by Court, names of parties affected, amount of money affected, and its effect cannot be determined without reference to petition. **Need revised order in compliance with Local Rule 20-614(b) to be submitted after hearing.**

RECOMMENDATION

Court's discretion.

(lh)

Future Hearing: 1/24/18: Probate Status Report

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

DATE: 12/13/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1600612

CASE NAME: THORSON REVOCABLE LIVING TRUST

SEE ALSO 9

HEARING:

Hearing Re: STATUS OF TRIAL READINESS

COUNSEL:

KYATT GJOHR THORSON (PET)...PETER M BOCHNEWICH
THORSON REVOCABLE LIVING TRUST (TRU)...
MERILEE SAWYER THORSON (OBJ)...J DAVID HORSPOOL

Future Hearings: 6/20/18: Readiness Calendar, Petition for Determination of the Invalidity of the 4th
Amendment to Thaddeus Eugene Thorson Etc. 7/23/18: Court Trial

Readiness—no notes—JTD

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 12/13/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1600612

CASE NAME: THORSON REVOCABLE LIVING TRUST

SEE ALSO 8

HEARING:

Hearing Re: Status of Settlement

COUNSEL:

KYATT GJOHR THORSON

(PET)...PETER M BOCHNEWICH

THORSON REVOCABLE LIVING TRUST (TRU)...

MERILEE SAWYER THORSON

(OBJ)...J DAVID HORSPOOL

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Status of Settlement

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

1. Matter set on 08/02/17, wherein, Counsel informed Court that parties have come to a settlement agreement. Settlement Agreement is put on the record.
2. Need Settlement Agreement.

RECOMMENDATION

Inquire status.

(lh)

Future Hearings: 6/20/18: Readiness Calendar, Petition for Determination of the Invalidity of the 4th Amendment to Thaddeus Eugene Thorson Etc. 7/23/18: Court Trial

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

DATE: 12/13/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1600721

CASE NAME: LEWIS FREDERICK SMITH

HEARING:
Accounting Review

COUNSEL:

BELINDA LLONA HILL (PET)...RICHARD S PRICE
LEWIS FREDERICK SMITH (DEC)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Accounting Review re Belinda Hill, executor

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

1. Letters Testamentary issued to Belinda Hill (daughter/executor) on 10/05/16 with full authority and no bond.
2. Need final Inventory and Appraisal with supporting financial statements per Local Rule 20-908.
3. No accounting or status report of administration. Need same.

RECOMMENDATION

Inquire status.
(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: 12/13/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1600822

CASE NAME: MTR OF RODERICK YZAGUIRRE

SEE ALSO 12

HEARING:

Hearing Re: Petition for LETTERS OF ADMINISTRATION

COUNSEL:

| | |
|--------------------|--------------------------|
| MEDHAT NASHED | (PET)...KRISTEN B. BROWN |
| RODERICK YZAGUIRRE | (DEC)... |
| JULIE WERTS | (PET)...PRO/PER |
| JILL YZAGUIRRE | (OBJ)...PRO/PER |

XREF: CIVDS1511117 NASHED -V- YZAGUIRRE; FAMSS800857

GENERAL INFORMATION:

Continued from 10/04/16. Court orders Jill Yzaguirre personally present at next hearing.

Continued from 12/06/16. Jill Yzaguirre served objections on counsel in courtroom.

Matter continued for counsel to clear probate notes 2 (Notice of Petition to Administer Estate) and 5 (Proof of Publication).

Continued from 02/21/17. Court clears probate note #5 re publication and #3 as minors have reached ages 21 and 19. Matter continued to clear remaining notes.

THIS CASE IS SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by plaintiff/creditor in related civil case.

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

1. Medhat Nashed (Petitioner) is a creditor of the decedent, not related.
2. Need Notice of Petition to Administer Estate with proof of service.
3. Petitioner requests bond in the amount of \$6,000 based on his claim against the estate of \$66,000. However, estimated value of the property of the estate is \$300,000. Does court wish to require a minimum bond of \$20,000 or a full bond of \$300,000? JTD.
4. **Objections by Jill Yzaguirre, decedent's ex-wife, filed on 09/29/16.**
5. **Objections filed by Garret Yzaguirre, Decedent's son, in the form of an affidavit on 02/06/17. Need proof of service.**
6. **Petition for Letters of Administration by Julie Werts, nominee, filed 10/11/17. Court to trail to 01/29/18.**

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:

Matter is contested.

Court to trail to **01/29/18** to be heard with competing petition by Julie Werts.

Need to clear note 2, then court's discretion re: bond. If approved, set future hearing for Accounting/Status Review on **02/20/19**. Any account to be filed 30 days in advance. Note requirements of Local Rules.

(nb/lh/nb/lh)

Future Hearings: 1/22/18-1/29/18: Court Trial
1/29/18 Petition for Letters of Administration by Julie Werts

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 12/13/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1600822

CASE NAME: MTR OF RODERICK YZAGUIRRE

SEE ALSO 12

HEARING:

Readiness Calendar

COUNSEL:

MEDHAT NASHED

(PET)...KRISTEN B. BROWN

RODERICK YZAGUIRRE

(DEC)...

JULIE WERTS

(PET)...PRO/PER

JILL YZAGUIRRE

(OBJ)...PRO/PER

Waiver of Court Fees and Costs filed by JILL YZAGUIRRE is GRANTED

Waiver of Court Fees and Costs filed by JULIE WERTS is GRANTED

XREF: CIVDS1511117 *NASHED -V- YZAGUIRRE*

Future Hearings: 1/22/18-1/29/18: Court Trial

Readiness—no notes—JTD

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

DATE: 12/13/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1600862

CASE NAME: MTR OF IONA FAYE McKNIGHT JAMES

HEARING:
Hearing Re: STATUS CONFERENCE

COUNSEL:

PATRICIA A BROWN (PET)...PRO/PER
IONA FAYE MCKNIGHT JAMES (DEC)...
SAULETA JAMES (PET/OBJ)...GUAGENTI & DAMSKY

Waiver of Court Fees and Costs filed by PATRICIA A BROWN is GRANTED

Status Conference – no notes—JTD

Future Hearings: 2/07/18: Readiness Calendar, Petition for Probate of Will, Hearing Re: Petition for Letters of Admin, 3/05/18-3/09/18: Court Trial

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

DATE: 12/13/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1600971

CASE NAME: MTR OF RONALD LEE STUTT

HEARING:

FIRST AND FINAL Account and Report of RICHARD GILLELAND and
Petition for allowance of fees filed.

COUNSEL:

| | |
|-------------------|----------------------------------|
| RICHARD GILLELAND | (PET)...GUAY P WILSON |
| RONALD LEE STUTT | (DEC)... |
| EDWARD B FISCHEL | (TP)...EDWARD B FISCHEL & ASSOC |
| LESLIE LOU DEVLIN | (EDWARD B FISCHEL & ASSOCIATES) |

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON First and Final Account and Petition for Fees by
Richard Gilleland, executor

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

1. Accounting period: 09/08/16 to 08/21/17
2. Assets on hand: **\$24,063.92, cash**
3. Attorney requests statutory fees of \$11,189.00. Calculated.
4. Attorney was reimbursed for advanced costs in the amount of \$791.50 for filing fee, certified letters, and publication.
5. Executor requests statutory commission of \$11,189.00 each. Calculated. However, prayer requests \$9,825 as to executor. **Need** verified supplement clarifying requested fees.
6. **Need** bank statements or letter from bank verifying date of death balances and final balance on hand in accounting per Local Rule 20-908.
7. **Need** verified supplement indicating if cash has been invested and maintained in an interest bearing account. Pr.C.§ 1064(a)(5).
8. Schedule E indicates beneficiary Leslie Lou Delvin received a preliminary distribution of \$15,000 without Court approval. Additionally, all property distributed must not exceed 50% of the estates net value of the estate Pr. C. § 11623(a)(2). **Need** verified supplement.
9. **Supplement filed 12/07/17 not in LF at time of review.**

10. Petitioner requests the gift of \$15,000 to Leslie Lou Delvin to be paid in full as she is a relative per Pr. C. §21402, and remaining gifts to be abated as there is insufficient cash in the estate to distribute the \$65,000 in specific bequests to named beneficiaries per terms of Will. **JTD**
11. Proposed order submitted 09/01/17 does not match prayer regarding executor fees per probate note #2.

RECOMMENDATION:

Need to clear notes 5-8, then Court's discretion. If approved, court to set hearing on filing of receipts and final discharge for **12/19/18**.

(lh)

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

DATE: 12/13/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1700752

CASE NAME: MILDRED RUTH TIMMONS

HEARING:

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

COUNSEL:

GERALD A TELLES (PET)...JOHN F WEBER
MILDRED RUTH TIMMONS (DEC)...

GENERAL INFORMATION

Continued from 11/01/17.

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with Full
Authority under IAEA by Gerald Telles (non-relative)

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

1. Public Administrator appears to have higher priority per Pr. C. § 8461(p). Court may wish to refer to Public Administrator.
2. Bond in the amount of \$35,000 is being requested. Ok.
3. **Need** notice to Petition to Administer Estate and proof of service to Public Administrator.
4. ~Proposed Form Order: 07/26/17

RECOMMENDATION

Need to clear note 3. Cour's discretion re \$35,000 bond. As matter may be referred to Public Administrator, court may wish to continue matter to a Tuesday calendar. If approved, set Accounting/Status Review **02/20/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(ww/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: 12/13/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1701121

CASE NAME: DERRICK J JACKSON

HEARING:

Petition for LETTERS OF ADMINISTRATION WITH FULL IAEA

COUNSEL:

| | |
|---------------------|--------------------------|
| DERIC C JACKSON | (PET)...ROBERT P SIEVERS |
| MARSHA INEZ JACKSON | (PET)...ROBERT P SIEVERS |
| DERRICK J JACKSON | (DEC)... |

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by Deric Jackson (son) and Marsha Jackson (sister)

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

1. Requested bond \$225,000. Appears sufficient. Need Notice of Petition to Administer Estate.
2. **Need** Proof of Publication.
3. Duties and Liabilities form filed 10/30/17; however, form is not dated at Marsha's signature. JTD.
4. ~Proposed form Order: 10/30/17

RECOMMENDATION:

Need to clear note 2. Court's discretion re bond. If approved, set future hearing for Accounting/Status Review on **02/20/19**. Any accounting to be filed 30 days in advance. Note requirements of Local Rules.

(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: 12/13/17 TIME: 8:35 DEPT: S35P

CASE#: PRO PS1501151

CASE NAME: ROY AND PATRICIA HILL LIVING TRUST

SEE ALSO 4 5 18

HEARING:

Hearing Re: MOTION RE ORDER APPOINTING RECEIVER TO, ETC

COUNSEL:

| | |
|-------------------------|--|
| TRACY J HILL | (PET)...PRO/PER |
| THE ROY & PATRICIA HILL | (TRU)...PRO/PER |
| ROY HILL | (PET)...MICHAEL L ABERNATHY |
| TAWNYA BATES | (OBJ)...FULLERTON LEMANN SCHAEFER & DO |
| EARL BATES | (FULLERTON LEMANN SCHAEFER & DO) |

Currently under review by legal research.

(LR)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/13/17 TIME: 8:35 DEPT: S35P

CASE#: PRO PS1501151

CASE NAME: ROY AND PATRICIA HILL LIVING TRUST

SEE ALSO 4 5 17

HEARING:

Hearing Re: MOTION RE ENTRY OF JUDGMENT

COUNSEL:

| | |
|-------------------------|--|
| TRACY J HILL | (PET)...PRO/PER |
| THE ROY & PATRICIA HILL | (TRU)...PRO/PER |
| ROY HILL | (PET)...MICHAEL L ABERNATHY |
| TAWNYA BATES | (OBJ)...FULLERTON LEMANN SCHAEFER & DO |
| EARL BATES | (FULLERTON LEMANN SCHAEFER & DO) |

Currently under review by legal research.

(LR)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/13/17 TIME: 8:35 DEPT: S35P

CASE#: PRO PS1700872

CASE NAME: JOYCE A HOCHENBERRY 2002 REVOCABLE TRUST

HEARING:

Petition for TO COMPEL ACCOUNTING AND PRODUCTION OF TRUST RELATED DOCUMENTS; REMOVE TRUSTEE; APPOINT SUCCESSOR

COUNSEL:

CHARLES BUCHANAN (PET)...ROSS LAW GROUP, APC
JOYCE A HOCHENBERRY 2002 REVOCABLE TRUST (TRU)...

Currently under review by legal research.

(LR)

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

CONSERVATORSHIPS

DATE: 12/13/17 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700066

CASE NAME: JUN SEUNG HAN

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of JI HAN

COUNSEL:

JI HAN

(PET)...PRO/PER

KYUNG HAN

(PET)...PRO/PER

JUN SEUNG HAN

(CEE)...SANDRA TURNER

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Compliance Review

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

1. Ji Han and Kyung Han appointed limited co-conservators of the person on 05/10/17.
2. Notification of Conservatee Rights filed 06/09/17; however, proof of service, item #5, does not include attachment of Order entered on 05/10/17. **Need** proper service and completed Proof of Service.
3. Care Plan and Determination of Conservatee's Appropriate Level of Care filed 06/09/17.

RECOMMENDATION

Need to clear note 2.

(lh)

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

DATE: 12/13/17 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700083

CASE NAME: MTR OF OFELIA M REYES

SEE ALSO 22 23

HEARING:

Hearing Re: OSC RE DISMISSAL

COUNSEL:

RONALD CHARLIE REYES (CP)...PRO/PER
OFELIA M REYES (CTP)...
RONALD CHARLIE REYES (PET)...PRO/PER

GENERAL INFORMATION

Temporary orders granted on **03/21/17**. Ronald Reyes appointed person only.

Continued from **05/10/17**. Need amended petition re estate powers.

OSC set on 06/14/17 when there was no appearance. Court will terminate temporary conservatorship and dismiss petition if petitioner fails to appear.

Continued from **07/26/17**. OSC taken off calendar.

Continued from **09/06/17** to clear probate notes.

Continued from 11/08/17. No appearance. OSC re dismissal set for 12/13/17. If not appearance, Court will dismiss petition. Notice given by Judicial Assistant.

THIS CASE SET FOR HEARING ON **OSC re Dismissal of** Petition for Appointment of Conservator person only by Ronald Reyes, son.

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

1. Petitioner seeks Pr.C. § 2590 powers; however, this is a petition for **person only**. Need amended petition for estate powers.
2. Petitioner seeks Pr.C.§§ 1873 or 1901 powers; however, it appears attachment indicates 1873 in regards to estate transactions. [Pet.03/07 LFPg12].
3. Certificate of Completion of the Conservatorship Training Class filed 05/08/17.
4. Petitioner seeks powers re habilitation, treatment, training, medical etc. per Pr.C. § 2358
5. Petitioner seeks medical powers. Capacity Declaration filed 03/07/17;
 - a. **Section 3 is incomplete as to whether party is physician.**
 - b. **Section 4 is incomplete as to conservatee's name.**
6. **Need** return of citation.

7. **Need** notice of hearing and proof of service.
8. Court Investigator report filed 05/09/17.
9. ~Proposed Form Order: 03/07/17.

RECOMMENDATION

Need to clear notes 5-7. If approved, set hearing for Compliance Review for **07/18/18** 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)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/13/17 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700083

CASE NAME: MTR OF OFELIA M REYES

SEE ALSO 21 23

HEARING:

Petition for EXCLUSIVE AUTHORITY TO GIVE CONSENT FOR MEDICAL
TREATMENT

COUNSEL:

RONALD CHARLIE REYES (CP)...PRO/PER
OFELIA M REYES (CTP)...
RONALD CHARLIE REYES (PET)...PRO/PER

Waiver of Court Fees and Costs filed by OFELIA M REYES is GRANTED

See notes on prior matter #21

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 12/13/17 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700083

CASE NAME: MTR OF OFELIA M REYES

SEE ALSO 21 22

HEARING:

Petition for Appointment of Conservator

COUNSEL:

RONALD CHARLIE REYES (CP)...PRO/PER

OFELIA M REYES (CTP)...

RONALD CHARLIE REYES (PET)...PRO/PER

See notes on prior matter #21.

Superior Court of Calif, County of San Bernardino

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

DATE: 12/13/17 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700121

CASE NAME: KLARISSA J BAUTISTA

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of NORA BAUTISTA

COUNSEL:

NORA BAUTISTA (CP)...PRO/PER
KLARISSA J BAUTISTA (CTP)...PRO/PER

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Compliance Review

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

1. Nora Bautista appointed Conservator of the person on 05/31/17.
2. Notification of Conservatee's rights filed 05/31/17.
3. Determination of Conservatee's Appropriate Level of Care filed 05/31/17.
4. Care Plan filed 05/31/17.

RECOMMENDATION

None.

(lh)

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

DATE: 12/13/17 TIME: 9:30 DEPT: S35P

CASE#: SC SS01543

CASE NAME: MTR RE: LUZ ANGELINA CHACON

SEE ALSO 26

HEARING:

TRUSTEE'S SIXTH AND FINAL Account and Report of LINDA MAXWELL
and Petition for allowance of fees filed.

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

XREF: SGSS02270

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON 6th and Final Trust Account Current and Petition
for Fees for Linda Maxwell PPF.

THE FOLLOWING ISSUES/DEFICIENCIES IN THE PAPERS ARE NOTED.

1. Accounting covers period 11/01/15 to 06/30/17
2. Assets of \$23,921,761.01 were transferred to successor co-trustees Raoul M. Chacon, Jr and Santos R. Chacon per order dated 02/08/17.
3. Assets on hand: \$295,825.53 held in attorney client trust account.
4. Petitioner requests trustee fees as trustee of \$22,444.50 for 187.6 hours billed at \$65/130 per hour. Itemized [LFpgs34-50]. JTD
5. Attorney requests fees of \$37,946 for 122.9 hours at \$100/340 per hour for paralegal and attorney services. Itemized [LFpgs51-67]. JTD
6. The investment activities are not tracked in the accounting. Petitioner states the court has treated the Morgan Stanley Smith Barney accounts as being cash. Petitioner further alleges it would not be in the Settlor's best interest to list each investment item separately in the accounting as the time expenses would outweigh the benefit.
7. Barbara Pensick was hired as a case manager. Itemization of \$2,098.93 in fees paid filed on 10/06/17.

8. Current bond is \$1,420,000.
9. ~Proposed Order: 10/06/17

RECOMMENDATION

Court's discretion. If approved, set hearing re final discharge **12/19/18**.
(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: 12/13/17 TIME: 9:30 DEPT: S35P

CASE#: SC SS01543

CASE NAME: MTR RE: LUZ ANGELINA CHACON

SEE ALSO 25

HEARING:

TWELFTH AND FINAL ACCOUNT AND REPORT OF SUCCESSOR Account and Report of LINDA MAXWELL and Petition for allowance of fees

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

XREF: SGSS02270

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON 12th and Final Account and Petition for Allowance of Fees for Linda Maxwell PPF.

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

1. Accounting period 11/01/15-02/28/17
2. Assets on hand \$0.00
3. Conservator of person Raoul Chacon, father, waives any compensation.
4. Petitioner and attorney's fees are requested in the 6th Trust accounting (other matter).
5. Petitioner requests \$20,000 bond be exonerated.
6. ~Proposed Order: 10/06/17

RECOMMENDATION

Court's discretion.

(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

PROBATE

DATE: 12/13/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1300360

CASE NAME: MATT REMFERT

SEE ALSO 1A

HEARING:

Hearing Re: Updated Status Report

COUNSEL:

ELIJAH MARSHALL (PET)...E JOAN NELMS

MATT REMFERT (DEC)...

MARK J ANDREW FLORY (TP)...

GENERAL INFORMATION

Continued from 09/13/17. Counsel states that I&A is with probate referee.

Continued from 11/08/17 for status report to be filed. Court directs clerk's office to set the hearing on 12/13/17 once Status Report is filed.

THIS CASE SET FOR HEARING ON Updated Status Report

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

1. On **07/05/17** Counsel represented that a supplement was filed on 06/15/17. Court vacated the OSC re: Removal of Administrator as counsel had appeared and set 09/13/17 hearing.
2. Partial #2 Inventory and Appraisal filed 09/19/17.
3. Court requested status report be submitted by 09/13/17.
4. **First and Final Waiver of Account and Report of Elijah Marshall filed 11/17/17 not in LF at time of review. Court to set on first check calendar no earlier than 01/17/18.**

RECOMMENDATION

Court to set hearing re First and Final Accounting for first check Wednesday calendar no earlier than **01/17/18**.

(ww/lh)

Superior Court of Calif, County of San Bernardino
Page: 1A add-on
CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: JAMES MICHAEL WELCH

DATE: 12/13/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1300360

CASE NAME: MATT REMFERT

SEE ALSO 1

HEARING:

First and final waiver of Account and Report of ELIJAH MARSHALL and Petition for allowance of fees filed.

COUNSEL:

ELIJAH MARSHALL (PET)...E JOAN NELMS
MATT REMFERT (DEC)...
MARK J ANDREW FLORY (TP)...

Currently under review by examiner due to time constraints. Court to set on Wednesday calendar no earlier than 01/17/18.

(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: 12/13/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1400724

CASE NAME: LILY LU LIMM

HEARING:

Hearing re Final Discharge

COUNSEL:

RUTH L HENRICKS

(PET)...TREVOR D MARTIN

LILY LU LIMM

(DEC)...

RUTH L HENRICKS

(PET)...HARTNELL LAW GROUP

GENERAL INFORMATION

Continued from 11/08/17. Ex parte petition submitted. Needs to be processed.

THIS CASE SET FOR HEARING ON Final Discharge.

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

1. Final account/distribution of Ruth Henricks approved on 03/02/17.
2. No receipt required; petitioner is sole heir.
3. Ex Parte Petition for Final Discharge and Order submitted on 11/08/17 approved and forwarded to department for signature.

RECOMMENDATION

None.

(lh)

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

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

DATE: 12/13/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1500815

CASE NAME: ****MASTER FILE PATRICIA GAIL GOOD SHUERMAN****

SEE ALSO 4 5

HEARING:

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

COUNSEL:

| | |
|------------------------------|------------------------|
| HERMANN SCHUERMAN | (PET)...JAMES P CRONN |
| PATRICIA GAIL GOOD SCHUERMAN | (DEC)... |
| ANNE CONSTANCE DEL VALLE | (PET)...STEPHEN PENNER |

GENERAL INFORMATION:

Continued from **10/06/15 and 12/15/15**. Case PROPS1500926 is to be consolidated into this case. Both parties to be file written objections and serve by 01/15/16 4pm.
Continued from **02/02/16, 03/22/16, 05/24/16, 11/07/16, 03/16/17, 06/22/17 and 09/21/17 to be heard at time of status conference.**

THIS CASE IS SET FOR HEARING ON

Petition -1: Petition for Letters Testamentary with full authority under IAEA by Hermann Schuermann, surviving spouse.
Petition -2: Petition for Letters Testamentary with full authority under IAEA by Anne Constance Del Valle, granddaughter.

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

Petitioner 1 - Hermann Schuermann, surviving spouse:

1. Will waives bond. Estate consists of real property of \$441,000. JTD
2. The will conditionally incorporates decedent's Trust. **Need** Certification of Trust that meets the requirements in Pr. C. § 18100.5, to include a list of Trust beneficiaries for notice purposes. Does Court also wish to require a copy of decedent's Trust? JTD.
3. ~Proposed Form Order/Letters 08/28/15.

Petitioner 2 - Anne Constance Del Valle, granddaughter.

4. Will waives bond. However, petitioner is a non-resident and court has discretion to require bond per Pr. C. § 8571. Estate consists of real property of \$415,897. Value stated less than first petition. 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.

5. ~Proposed Form Order/Letters 10/06/15.
6. **Opposition filed by Herman Schuermann on 01/15/16 alleging Decedent executed the Arizona Will after suffering a stroke; was mentally and physically impaired by medications and cancer at the time she purportedly executed the Arizona Will; and the Arizona Will is inconsistent with the previously expressed testamentary intent of the Decedent and the change procured by Del Valle's undue influence over the Decedent.**
7. **Objection filed by Anne C. Del Valle on 01/19/16.**

RECOMMENDATION:

Need to clear note 2; matter is contested. If approved, set future hearing for Accounting/Status Review on **11/29/18**. Any account to be filed 30 days' in advance. Note requirements of Local Rules.

(nb/lc/cs/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: 12/13/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1500815

CASE NAME: ****MASTER FILE PATRICIA GAIL GOOD SHUERMAN****

SEE ALSO 3 5

HEARING:

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

COUNSEL:

| | |
|-------------------------------|------------------------|
| HERMANN SCHUERMANN | (PET)...JAMES P CRONN |
| PATRICIA GAIL GOOD SCHUERMANN | (DEC)... |
| ANNE CONSTANCE DEL VALLE | (PET)...STEPHEN PENNER |

See notes on prior matter #3.

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

DATE: 12/13/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1500815

CASE NAME: ****MASTER FILE PATRICIA GAIL GOOD SHUERMAN****

SEE ALSO 3 4

HEARING:

Trial Setting Conference

COUNSEL:

HERMANN SCHUERMANN

(PET)...JAMES P CRONN

PATRICIA GAIL GOOD SCHUERMANN

(DEC)...

ANNE CONSTANCE DEL VALLE

(PET)...STEPHEN PENNER

TSC—no notes--JTD

Superior Court of Calif, County of San Bernardino

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

DATE: 12/13/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600036

CASE NAME: CARL J HUNT

HEARING:
Accounting Review

COUNSEL:
JEFF HUNT (PET)...JOHN F WEBER
CARL J HUNT (DEC)...

GENERAL INFORMATION

Continued from **05/03/17** and **08/02/17**. Counsel to file final accounting.
Continued from 10/04/17 and 11/08/17. This is the last continuance by telephone.

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 Jeff Hunt, son, on 04/01/16; full authority, no bond.
2. Final Inventory and Appraisal filed 06/02/16.
3. Waiver of account filed by other heir Tracy Hunt. However, notwithstanding said waivers, petitioner must file a final report of administration per Pr. C. § 1064 and Pr. C. §10954(c)(1) or Status Report of Administration per Pr.C. §12201.

RECOMMENDATION

Inquire status of accounting or waiver of accounting.

(lc/ww/lh)

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

DATE: 12/13/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600115

CASE NAME: HARRIET JANE BELVEAL FAMILY TRUST

HEARING:

Hearing Re: PROOF OF BLOCKED ACCOUNT

COUNSEL:

MARIE PASILLAS (PET)...KARIANN VORHEES
KORTNIE JANE BOVAIRD (MIN)...PRO/PER
BRITTANY MORGAN HOWARD (MIN)...PRO/PER
BRIANNA MASON HOWARD (MIN)...PRO/PER
KELLY LYNN HOWARD (MIN)...PRO/PER
HARRIET JANE BELVEAL FAMILY TRUST (TRU)...PRO/PER
MARK FLORY (GAL)

GENERAL INFORMATION:

Continued from 11/02/16 and 11/30/16. No appearance. Jack Osborn appointed GAL for minors.

Continued from **12/28/16**. Attorney Mark Flory present for GAL. Counsel informs Court that no custodian is available for the blocked accounts and it is a requirement of the bank to open the blocked account. Counsel requests a continuance to find solution.

Continued from **01/25/17, 04/05/17, 06/07/17, 08/02/17 and 08/16/17**. Kariann Vorhees is to be custodian of the bank accounts.

Continued from 10/11/17.

THIS CASE SET FOR HEARING ON Proof of Blocked Accounts for Money Belonging to a Minor Pr.C. § 3410.

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

1. Petitioner, Marie Pasillas, is Successor Trustee of the Harriet Jane Belveal Trust created 12/27/13.
2. Receipt and acknowledgments for Kelly, Brittany, Brianna and Kortnie filed.
3. **Need** report of GAL Jack Osborn.

RECOMMENDATION

Need report of GAL then Court's discretion.

(lc/lh/ww/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: 12/13/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600254

CASE NAME: IN THE MTR OF GEORGE A SANCHEZ

HEARING:

FIRST AND FINAL Account and Report of LUIS E SANCHEZ and
Petition for allowance of fees filed.

COUNSEL:

LUIS E SANCHEZ (PET)...PAUL HORN
GEORGE A SANCHEZ (DEC)...
STATE OF CALIFORNIA FRANCHISE (TP)...PRO/PER

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON First and Final Account and Petition for Fees by
Luis E. Sanchez, administrator/assignee

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

12. Assets on hand: \$49,533.92, cash
13. Petitioner waives statutory fees.
14. Attorney requests statutory fees of \$7,000. Calculated.
15. **Need** bank/investment statements verifying date of death balances and final ending balance per Local Rule 20-908.
16. **Need** copy of escrow closing statement for sale of real property per Local Rule 20-910.
17. **Need** Notice of Hearing and Proof of Service, including copy of accounting to Franchise Tax Board.
18. **Heirs assigned 100% interest to petitioner/administrator. Assignments filed 04/22/16.**
19. There is an outstanding creditor's claim from Franchise Tax Board in the amount of \$1,241.08. Petitioner states this claim is disputed and resolution is pending.
Estate does not appear to be ready to close.
20. **Supplement filed 12/0717 not in LF at time of review.**
21. No proposed Order submitted.

RECOMMENDATION:

Need to clear notes 4-6, then Court's discretion. If approved, court to set hearing on filing of receipts and final discharge for **12/19/18**.

(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: 12/13/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600294

CASE NAME: MTR OF BOBBIE JEAN BOYD

HEARING:
Hearing re Final Discharge

COUNSEL:
JAMES BOYD (PET)...ANDERSON & LEBLANC, A.P.L.C.
BOBBIE JEAN BOYD (DEC)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Final Discharge re James Boyd

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

1. Petitioner James Boyd is sole beneficiary.
2. Need Ex Parte Petition for Final Discharge and Order with recording information per Pr.C.§11753(b).

RECOMMENDATION

Inquire status.
(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: 12/13/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600522

CASE NAME: MTR OF LUCY R TAYLOR

VACATED

HEARING:

Accounting Review

COUNSEL:

BERNARD TAYLOR JR

(PET)...WILFRID C LEMANN

LUCY ROMERO TAYLOR

(DEC)...

GENERAL INFORMATION

Continued from 08/23/17 to file status report.

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 Bernard Taylor Jr, son on 07/18/16; full authority, \$350,000 bond.
2. Final Inventory and Appraisal 09/01/16
3. Need accounting or status report.

RECOMMENDATION

Inquire status of accounting or status report.

(ww/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: 12/13/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700926

CASE NAME: ALLIDA STACIE ZELLMAN SCHAAB

HEARING:

Petition for PROBATE OF WILL AND FOR LETTERS OF ADMINISTRATION
WITH WILL ANNEXED

COUNSEL:

KARA TENNISON (PET)...DARLING LAW OFFICES
ALLIDA STACIE ZELLMAN SCHAAB (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Probate of Will and for Letters of Administration w/ WA, and Full Authority under IAEA by Kara Tennison, daughter

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

1. Petitioner indicates Will waives bond; however bond is not waived as to petitioner.
2. **Need** bond waiver with dated signature from Bonnie Schaab, daughter. Estimated net value of estate is \$220,000. Court also has discretion to require bond per Pr. C. § 8481(b).
3. No proposed order submitted.

RECOMMENDATION:

RFA subject to note 2. If approved, set future hearing for Accounting/Status Review on **02/20/19**. Any accounting to be filed 30 days in advance. Note requirements of Local Rules.

(lh)

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

DATE: 12/13/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700934

CASE NAME: JOAN D SAUNDERS

HEARING:

Petition to determine succession to Real Property

COUNSEL:

| | |
|---------------------|-------------------------------|
| STEPHANIE E ELIOT | (PET)...MEDEIROS & ASSOCIATES |
| SHERRY L POWELL | (PET)...MEDEIROS & ASSOCIATES |
| JAMES S SAUNDERS JR | (PET)...MEDEIROS & ASSOCIATES |
| JOAN D SAUNDERS | (DEC)... |

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition to Determine Succession to Real Property and Personal Property by Stephanie Eliot, Sherry Powell and James Saunders, Jr.

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

1. Petitioners seek 100% interest, 33.33% each; in decedent's 100% interest; in real property and personal property per the will.
2. The attached Inventory and Appraisal in not appraised by a probate referee. **Need** corrected Inventory and Appraisal.
3. ~Proposed Form Order: 10/12/17

RECOMMENDATION

Need to clear note 2, then Court's discretion.

(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: 12/13/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1701136

CASE NAME: MTR OF RAYMOND SHEFFIELD

HEARING:

Petition for PROBATE OF WILL AND FOR LETTERS OF ADMINISTRATION
W/WILL ANNEXED W/FULL AUTH TO ADMIN UNDER IAEA

COUNSEL:

RAYMOND SHEFFIELD (DEC)...
RACHELLE SHEFFIELD (ADM)...THE LEGACY LAWYERS, A PROFESSI

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Probate of Will and for Letters of Administration w/ Will Annexed w/ Full Authority under IAEA by Rachelle Sheffield (daughter/nominee)

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

1. All heirs waive bond. However, petitioner appears to be a non-resident. Court may require bond if the proposed personal representative resides outside California per and Pr. C. § 8571. Court also has discretion to require bond per Pr. C. § 8481(b). Does court wish to require minimum bond of \$20,000 or alternatively based on estate assets of \$170,000? JTD
2. Petition, item #3h indicates proposed administrator is a California resident; however, her address in item #8 is in Arizona. **Court to inquire.**
3. **Need** Proof of Publication.
4. ~Proposed form Order: 11/13/17

RECOMMENDATION:

Need to clear note 3. Court's discretion re bond. If approved, set future hearing for Accounting/Status Review on **02/20/19**. Any accounting to be filed 30 days in advance. Note requirements of Local Rules.

(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: 12/13/17 TIME: 8:35 DEPT: S36P

CASE#: PRO PS1700925

CASE NAME: FAMILY TRUST OF REYES I ANDRADE AND AGNES ANDRADE

HEARING:

Petition for PETITION FOR ORDER CONFIRMING TRUST, AMENDMENT,
TRUSTEE AND TRUST ASSETS

COUNSEL:

ANNA MARIE BRIDGES (PET)...DARLING LAW OFFICES
FAMILY TRUST OF REYES I ANDRADE & AGNES ANDRADE (TRU)...

Currently under review by legal research.

(LR)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

CONSERVATORSHIPS

DATE: 12/13/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS0900248

CASE NAME: MICHAEL WYHOWANEC

HEARING:

Accounting Review

COUNSEL:

KIMBERLY L. TRAUT

(PCR/CPE)...HARTNELL LAW GROUP

MICHAEL WYHOWANEC

(PCE/CEP)...MARK J. FLORY

MARK J. ANDREW FLORY

(PET)...JAMES B CHURCH & ASSOCIATES

LIBERTY MUTUAL INSURANCE

(TP)...PRO/PER

GENERAL INFORMATION

Continued from **06/22/17 and 07/12/17.**

Continued from 09/20/17 to file accounting.

THIS CASE SET FOR HEARING ON Accounting review.

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

1. 5th Waiver of Account for Tracy West, mother, approved on 10/19/16.
2. **Need** 6th Account beginning with 01/10/16.

RECOMMENDATION

Inquire status of accounting.

(lc/ww/lh)

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

DATE: 12/13/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1500224

CASE NAME: JASMINE SIMMONS BUTLER

HEARING:

OSC re Sanctions Proof of conservatorship in Nevada filed by
LOYCE BUTLER

COUNSEL:

| | |
|------------------------|------------------------------|
| LOYCE BUTLER | (PET)...CHRISTOPHER A POULOS |
| MARK A SAUCIER | (PCR)...PRO/PER |
| MAISHA L JOHNSON | (PCR)...PRO/PER |
| JASMINE SIMMONS BUTLER | (PCE)...PRO/PER |

GENERAL INFORMATION

OSC set on **02/01/17**. Loyce Butler to be present at next hearing. If conservatorship has not been filed in Nevada, the court will order conservatee to return to California.

OSC continued from **04/19/17**. Sandy Turner relieved as counsel.

OSC continued from **07/19/17**. Petition filed in Nevada in 07/12/17, hearing set 08/15/17. If proof is filed before hearing, no appearance is necessary and hearing will be vacated.

OSC continued from 10/11/17. Attorney Poulos makes telephonic appearance. Court orders sanctions dismissed. Hearing continued at request of Counsel to send copy of Declaration from Nevada.

THIS CASE SET FOR HEARING ON OSC re Sanctions Proof of conservatorship in Nevada

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

1. Court granted Loyce Butler, mother, petition to fix residence in Nevada on 05/09/16.
2. Certified copy of Nevada Letters issued 10/11/17 and certified copy of Nevada Order appointing conservator filed on 11/13/17.

RECOMMENDATION

Court's discretion re OSC. No bonding company to notice.

(lc/ww/lh)

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

DATE: 12/13/17 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)...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

Continued from 09/27/17 to clear probate notes.

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
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/lh)

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

DATE: 12/13/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1600164

CASE NAME: RUDOLPHO GARCIA

HEARING:

FIRST Account and Report of BEATRICE ESCARCEGA and Petition for allowance of fees filed.

COUNSEL:

BEATRICE ESCARCEGA (CP)...PRO/PER
RUDOLPHO GARCIA (CEE)...J. DAVID HORSPOOL

Waiver of Court Fees and Costs filed by RUDOLPHO GARCIA is GRANTED
TOTAL FEES WAIVED TO DATE: \$1150.00

GENERAL INFORMATION

Continued from 11/01/17 for supplement to be reviewed by examiner.

THIS CASE SET FOR HEARING ON 1st Account and Petition for Allowance of Fees by Beatrice Escarcega, sister.

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

1. Accounting period 06/28/16 – 09/01/17.
2. Assets on hand \$53,949.29 of which \$449.29 is cash.
3. Conservator does not seek compensation.
4. Conservator has advanced costs of \$12,280.59 in which she will request reimbursement at a later time.
5. **Supp.** 10/25/17 LFpg22-25 includes signed verification from Patti Wassman for caregiver services, the date of service and a receipt for payment totaling \$3,533.
6. Current bond is \$46,700. Appears sufficient.
7. ~Proposed Order: 09/25/17

RECOMMENDATION

Court's discretion. If approved, set hearing on the next accounting review for **12/06/18** (if one year) or **12/05/19** (if two years). Accounting to be filed 30 days in advance.

(lc/lh)

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

DATE: 12/13/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1600296

CASE NAME: JANETH VALDOVINOS

HEARING:

Conservatorship Compliance Review Hearing on SUPPLEMENTAL
PETITION FOR PROBATE of SARA AMADOR

COUNSEL:

| | |
|-------------------|--------------------------|
| SARA AMADOR | (PET)...PRO/PER |
| LUCIO VALDOVINOS | (PET)...PRO/PER |
| JANETH VALDOVINOS | (CEE)...JEANNE E KENNEDY |

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Compliance Review

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

1. Sara Amador and Lucio Valdovinos appointed limited co-conservators of the person on 05/10/17.
2. **Need** proof of service of Notification of Conservatee's rights pas to conservatee Janeth Valdovinos.
3. Determination of Conservatee's Appropriate Level of Care filed 10/18/17.
4. Care Plan filed 10/18/17.

RECOMMENDATION

Need to clear note 2.

(lh)

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

DATE: 12/13/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1600326

CASE NAME: AMANUEL ISRAEL

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of GHIRMAI DREE

COUNSEL:

| | |
|------------------|-------------------------|
| GHIRMAI DREE | (PET)...PRO/PER |
| AMANUEL ISRAEL | (CTP)...MITCHELL I ROTH |
| ABREHAZION AIMUT | (PET)...PRO/PER |

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Compliance Review

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

1. Ghirmai Dree and Abrehazion Aimut appointed co-conservators of the person on 05/10/17.
2. Proof of Service of Notification of COnservatee's rights is incomplete at item #3 re method of service, and item #5 re service of Order entered 05/10/17. **Need** proper service and completed Proof of Service.
3. Determination of Conservatee's Appropriate Level of Care is incomplete at item #2a. **Need** completed form.
4. Care Plan filed 08/02/17.

RECOMMENDATION

Need to clear notes 2-3.

(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: 12/13/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1700225

CASE NAME: MTR OF EVAN CHANDLER M. MORRIS

HEARING:

PROBATE/CONSERVATORSHIP MANAGEMENT CONFERENCE

COUNSEL:

MARIA LUISA MORRIS (CP)...PRO/PER

BRANDON SCOTT MORRIS (CP)...PRO/PER

EVAN CHANDLER M. MORRIS (CTP)...

CMC—no notes—JTD

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

DATE: 12/13/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1700426

CASE NAME: ELEANOR G RHEA

HEARING:

Petition for Appointment of Temporary Conservator

COUNSEL:

TYRIE MCCULLEY

(PET)...SHERRI L KASTILAHN

ELEANOR G RHEA

(CTP)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Temporary Conservator

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

1. Matter continued from 11/22/17, wherein, ex parte hearing was held; Court appointed Mitchell Roth as Guardian Ad Litem for Eleanor G Rhea. Court ordered no withdrawals overs \$3,000 without order. Court appoints Dr. Leeb as expert evaluator. The payment for evaluation to be taken from Community Bank.
2. Need GAL report.

RECOMMENDATION

Need GAL report.

(lh)

Future Hearing: 1/18/18: Petition for Appointment of Conservator

Superior Court of Calif, County of San Bernardino

Page: 1

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

PROBATE

DATE: 12/13/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1300529

CASE NAME: VICKI L MATTA

HEARING:

Hearing Re: OSC Re Suspension of Letters of Administration

COUNSEL:

SHANNON MATTA

(PET)...PRO/PER

VICKI L MATTA

(DEC)...

Order for Final Discharge entered 10/19/17. Matter appears moot.
(lh)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/13/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1300979

CASE NAME: MTR OF IMOGENE J HAMILTON

HEARING:

Report Sale and Petition for Order Confirming Sale of Real
Property

COUNSEL:

| | |
|------------------------|----------------------------|
| LARRY E HAMILTON | (PET)...GUAGENTI & DAMSKY |
| IMOGENE J HAMILTON | (DEC)... |
| CONSTANCE L HAMILTON | (PET)...WILLIAM R REMERY |
| SYLVESTER HAMILTON JR | (PET/TP)...GEORGE M HALIMI |
| INHERITANCE FUNDING CO | (STEVEN D SCHROEDER) |

Waiver of Court Fees and Costs filed by CONSTANCE L HAMILTON is GRANTED

Address 1044 N. Turner Avenue, #208, Ontario, CA 91764
APN 0210-432-24-0000

Appraised value \$330,000.00

Sale price \$320,000.00

Deposit \$9,600, **insufficient**. Deposit of 10% of \$32,000 is required absent special circumstances per local rule 20-807(a). **Supp 12/5/17 alleges Petitioner is purchasing property to fulfill decedent's wish to have decedent's husband remain in property for the remainder of his life. Petition has filed a petition preliminary distribution requesting \$100,000 set for 12/28/17. If approved, petitioner will deposit remaining balance of \$22,400 to meet 10% deposit threshold. JTD.**

Commission 4%, \$12,800

Additional bond Petitioner states \$744,100.00 bond is sufficient.

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.

Reason for sale Expenses of administration

Exposure to market MLS (Multiple Listing Service), marketing and advertising.

Notice Proof of Publication filed 10/13/17

~Proposed Form Order: 10/18/17

(lh))

Future Hearing: 12/28/17: Petition for Preliminary Distribution

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

DATE: 12/13/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1400387

CASE NAME: Bessie Marie Brown

HEARING:
Hearing re Final Discharge

COUNSEL:
JOSEPH CHARLES BROWN (PET)...PRO/PER
BESSIE MARIE BROWN (DEC)...

GENERAL INFORMATION

OSC set on 02/03/16 when notes were not cleared and it was noted that Attorney fees have not been paid to Joseph Brown.

Continued from 04/13/16. Order to show cause dismissed. Counsel to submit order re attorney fees.

THIS CASE IS SET FOR HEARING ON Final discharge

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

1. Final distribution approved 2/3/15
2. No receipts required as petitioner is the sole heir.
3. **Need** Order re attorney fees.
4. **Need** Ex-parte petition for final discharge order submitted.

RECOMMENDATION:

Inquire status.
(sa/lc/lh)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/13/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1500769

CASE NAME: MTR OF FELIPE CURIEL

SEE ALSO 5

HEARING:

Hearing Re: RECEIPT OF SETTLEMENT

COUNSEL:

| | |
|--------------------|---------------------------------------|
| ROBERT SCHNIEDERS | (PET)...RODNUNSKY & ASSOCIATES |
| FELIPE CURIEL | (DEC)... |
| ANA ISABEL SANCHEZ | (PET/TP)...LAW OFFICE OF MARIO D VEGA |
| CURIEL MINORS | (MIN)... |
| GLORIA CURIEL | (GREGORY J. LEDERMAN) |
| WALTER MOORE | (GAL)... |

GENERAL INFORMATION

Continued from 09/20/17. Counsel report matter has settled. They are waiting for one last signature to file settlement. Mr. Moore reports mother and minors are attempting to return to the United States due to safety issues.

THIS CASE SET FOR HEARING ON Receipt of Settlement

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

1. Matter set on 06/21/17 when it was reported that settlement was underway.
2. Petition to Approve Settlement Agreement filed 10/13/17 set for hearing on 12/11/17. See minute order from 12/11/17.

RECOMMENDATION

None.

(ww/lc/lh)

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

DATE: 12/13/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1500769

CASE NAME: MTR OF FELIPE CURIEL

SEE ALSO 4

HEARING:

Spousal Property Petition hearing.

COUNSEL:

| | |
|--------------------|---------------------------------------|
| ROBERT SCHNIEDERS | (PET)...RODNUNSKY & ASSOCIATES |
| FELIPE CURIEL | (DEC)... |
| ANA ISABEL SANCHEZ | (PET/TP)...LAW OFFICE OF MARIO D VEGA |
| CURIEL MINORS | (MIN)... |
| GLORIA CURIEL | (GREGORY J. LEDERMAN) |
| WALTER MOORE | (GAL)... |

GENERAL INFORMATION:

Continued from **2/3/16, 3/30/16, 7/14/16** and **10/05/16**. Minors are in Mexico and mother in US. Mother has retained an immigration attorney and is working on getting minors visas. Walter Moore appointed GAL. Mr. Ruiz to file written explanation for the family allowance, copy of settlement and declaration re where the minors are residing and progress with immigration.

Continued from **12/14/16** and **03/22/17** to engage in private mediation.

Continued from 06/21/17 Parties attempting settlement.

Continued from 09/20/17. Counsel report matter has settled. They are waiting for one last signature to file settlement. Mr. Moore reports mother and minors are attempting to return to the United States due to safety issues.

THIS CASE IS SET FOR HEARING ON Spousal Property Petition by Ana Isabel Sanchez.

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

1. Decedent died 3/1/15 and is survived by a spouse and 6 children.
2. PPF Robert Schnieders was appointed administrator on 11/5/15. (Note: no Orders or Letters filed/issued.)
3. Petitioner, Ana Isabel Sanchez, requests determination of decedent's property passing to the surviving spouse without administration and confirmation of property belonging to the surviving spouse.

4. **Supp 10/04/16:** Petitioner alleges that she and the decedent acquired the property after marriage and the personal injury action arose during the marriage.
5. **Need** report of GAL.
6. ~Proposed form order: 12/18/15

RECOMMENDATION:

Need GAL report.

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

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

DATE: 12/13/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1501037

CASE NAME: CLARE IRENE BLOXHAM

SEE ALSO 6A

HEARING:

SECOND AND FINAL Account and Report of SANDRA SPACHTHOLZ and
Petition for allowance of fees filed.

COUNSEL:

| | |
|--------------------------|------------------------|
| MALCOLM VICTOR SMITH | (PET)...CRAIG E WILSON |
| CLARE IRENE BLOXHAM | (DEC)... |
| SANDRA SPACHTHOLZ | (PET)...CRAIG E WILSON |
| LIBERTY MUTUAL INSURANCE | (TP)... |

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON 2nd and Final Account, Distribution and Petition for Allowance of Fees by Successor Executor Sandra Spachtholz (friend)

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

1. Letters Testamentary were issued to prior executor, Macolm Smith (brother) on 03/09/16. Malcom passed away on 09/21/16 shortly after filing his first and final account and petition for fees which was subsequently approved by Court on 11/23/16, including reserve of \$10,000.
2. Letters Testamentary were issued to Sandra Spachtholz as successor executor on 11/09/17 with full IAEA, and \$464,000 bond.
3. Assets on hand: **\$10,107.60**, cash
4. **Need** bank statement to support assets on hand.
5. Petitioner requests statutory compensation under Pr. Code §10800 of **\$1,500** for reviewing petitions, completing bond application, trips to bank to obtain statements and distribution checks, and telephone calls with counsel. [2nd Acct, 10/23/17, LFpg5-6, 9]. Question how fees were calculated per code? **Need** itemization of services including hours and rate via verified supplement.
6. Court previously approved attorney fees of \$4,795.00 in the first account. Attorney requests additional fees of \$4,578.50 for 37.8 hours at \$110/150/300 per hour for paralegal and attorney services, plus costs of \$4,023.67 for a total of **\$8,602.17**. [2nd Acct, 10/23/17, LFpgs6-8]. **JTD**

7. Pursuant to Order approving First and Final Account, petitioner distributed to Malcom V. Smith's estate at \$208,510.49 (including \$11,408.16 in stat fees); Patricia Murault, Jane Smith, and Mark A. Smith at \$65,700.78 each. Receipts filed.
8. Proposed Order: 10/23/17 indicates further relief as Court deems just and proper. All orders must be complete in themselves per Local Rule 20-614.

RECOMMENDATION

Need to clear notes 4-5. If approved, set hearing on the filing of receipts and final discharge for **12/19/18**.

(lh)

Future Hearing: 1/09/19: Accounting Review – ***court to vacate***

Superior Court of Calif, County of San Bernardino
Page: 6A add-on
CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: TARA REILLY

DATE: 12/13/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1501037

CASE NAME: CLARE IRENE BLOXHAM

SEE ALSO 6

HEARING:

Hearing re Final Discharge

COUNSEL:

| | | |
|--------------------------|----------|----------------|
| MALCOLM VICTOR SMITH | (PET)... | CRAIG E WILSON |
| CLARE IRENE BLOXHAM | (DEC)... | |
| SANDRA SPACHTHOLZ | (PET)... | CRAIG E WILSON |
| LIBERTY MUTUAL INSURANCE | (TP)... | |

GENERAL INFORMATION

Continued from 11/29/17 at request of parties.

THIS CASE IS SET FOR HEARING ON Hearing re Final Discharge (re Malcom Smith)

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

1. Letters testamentary were issued to Malcolm Smith, brother, on 03/09/19, no bond. Malcolm rendered a first and final account which was approved by the Court on 11/23/16; however, he passed away on 09/21/16 prior to approval, thus creating a vacancy.
2. Matter appears moot as prior executor, Malcolm Smith, is deceased.

RECOMMENDATION

None.

(lh)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/13/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700180

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

HEARING:

Order to Show Cause RE: Contempt as to Cindy Jones

COUNSEL:

| | |
|---|------------------------------|
| ERIC LANE | (PET)...JOSEPHINE A. RICH |
| BRIAN LANE | (PET)...JOSEPHINE A. RICH |
| THE PATRICK CAMERON LANE TRUST (TRU)... | |
| CINDY LANE | (PET)...HORSPOOL & H ORSPOOL |
| ROBERTA LAHR-DOLGOVIN | (RES)...FARHAT LAW FIRM, APC |
| CINDY JONES | |

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Order to Show Cause RE: Contempt as to Cindy Jones

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

1. Matter set on 10/11/17 at hearing re Petition for Quiet Title, wherein, Court was advised Cindy Jones failed to appear at mediation and parties were unable to resolve matter. Court ordered case dismissed as to plaintiff/petitioner Cindy Lane without prejudice. Case Ordered dismissed as to defendant Roberta Lahr-Dolgovin without prejudice. Attorney Horspool to file documentation re Court dismissal as to petition
2. Declaration in support of Petition for OSC re Contempt by attorney Horspool filed 10/30/17.

RECOMMENDATION

Court's discretion.

(lh)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/13/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700467

CASE NAME: MTR OF CATRINO SABARIAN HERNANDEZ

HEARING:
Petition for LETTERS OF ADMINISTRATION

COUNSEL:
REYES HERNANDEZ CHAPARRO (PET)...PRO/PER
CATRINO SABARIAN HERNANDEZ (DEC)...

GENERAL INFORMATION

Continued from 08/02/17 and 10/11/17.

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with Full Authority under IAEA by Reyes Hernandez Chaparro, sister

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

1. All heirs waive bond. The court may for good cause require that a bond be given, either before or after issuance of letters. (Prob. Code, § 8481(c))
2. Need clarification as to character of property and estimated value regarding real property. Petition indicates gross value of real property is \$24,000, with a net value of \$27,385. Estimated estate value is **\$52,600** based off of net value. **JTD.**
3. **Amended petition filed 11/17/17** appears to be a supplement. Does Court wish to deem amended petition as a supplement?
4. ~Proposed Form Order: 05/15/17

RECOMMENDATION

Court's discretion re bond. If approved, set Accounting/Status Review for **02/20/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc/ww/lh)

Future hearing date: 01/22/18 Amended Petition for Letters of Admin by Reyes Chapparro

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

DATE: 12/13/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700659

CASE NAME: FRANCISCO FRANCO MUNOZ

SEE ALSO 10

HEARING:

Hearing re: Petition for Letters of Administration w/WA W/Full
Authority under IAEA.

COUNSEL:

ELIZABETH JEANNETE MUNOZ (PET)...FULLERTON LEMANN SCHAEFER & DO
FRANCISCO FRANCO MUNOZ (DEC)...

GENERAL INFORMATION

Continued from 09/20/17. Court urges petitioner to consult with counsel.

Continued from 10/04/17 [re petition by Francisco Munoz, case PROPS1700683]. Court
reset case to S37 to be heard on 12/13/17 with case number PROPS1700659.

THIS CASE SET FOR HEARING ON

- **Petition #1** [filed 07/06/17] for Probate of Will with Full Authority under IAEA by Elizabeth Munoz, daughter
- **Petition #2** [filed 7/12/17] Petition for Letters of Administration with Full Authority under IAEA by W.A. Hlavaty, nominee

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

Petition #1 by Elizabeth Munoz, daughter:

1. Will waives bond. The estate consists of \$285,000 of which \$10,000 is personal property.
2. Petition is marked as letters of administration with will annexed but petitioner is named as the executor. **Supp 11/21/17 amends petition to reflect Petition for Probate of Will and Letters Testamentary.**
3. ~Proposed Form Order: 07/06/17

Petition #2 by W.A. Hlavaty, nominee:

4. Bond in the amount of \$278,000 is being requested. Suggested bond \$285,000.
5. W.A. Hlavaty has been nominated by 1 of 2 heirs.
6. ~Proposed Form Order: 07/12/17

RECOMMENDATION

Matter is contested.

If approved, set Accounting/Status Review for **02/20/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(ww/lh)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 12/13/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700683

CASE NAME: FRANCISCO FRANCO MUNOZ

SEE ALSO 9

HEARING:

Petition for LETTERS OF ADMINISTRATION W/FULL IAEA

COUNSEL:

W.A. HLAVATY

(PET)...THE GROSSMANLAW FIRM, A.P.C

FRANCISCO FRANCO MUNOZ

(DEC)...

XREF: PROPS1700659 FRANCISCO FRANCO MUNOZ

See notes on prior matter #9.

Note: files have not yet been consolidated in LF. Clerk's office notified 12/07/17.

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

DATE: 12/13/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700699

CASE NAME: YOLANDA BARRERA

HEARING:

Petition for LETTERS OF ADMINISTRATION WITH FULL IAEA

COUNSEL:

| | |
|-----------------|------------------------------------|
| BIANCA ZUBIA | (PET)...C.S SCARCELLA & ASSOCIATES |
| ALYSSA ZUBIA | (PET)...C.S SCARCELLA & ASSOCIATES |
| YOLANDA BARRERA | (DEC)... |

GENERAL INFORMATION

Continued from 10/11/17. Need bond waiver by surviving spouse.

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with Full Authority under IAEA by Bianca and Alyssa Zubia, daughters

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

1. All heirs waive bond; however, **need** bond waiver by surviving spouse, Johnny Zubia. The net estate consists of \$126,000 of which \$ 15,000 is personal property. The court may for good cause require that a bond be given, either before or after issuance of letters per Pr.C. § 8481(c).
2. It appears that there is a person with higher priority per Pr. C. § 8461(p); however no objections have been filed.
3. Section 5 is incomplete as to whether there is or is not a domestic partner; however it is clear that decedent had a spouse. JTD
4. Section 5 is incomplete as to whether there is or is not issue of a predeceased child. **Need** verified supplement. JTD
5. Section 8 fails to list the relationships to the decedent. **Need** verified supplement.
6. Duties form is missing telephone numbers and addresses of petitioners. **Need** same.
7. **Need** Notice to Petition to Administer Estate and proof of service.
8. Proof of Publication filed 10/11/17 in which notice was published with Adelanto Bulletin. However, publisher does not appear to service city of Ontario, where decedent resided. **Need proper publication per Pr. C. §8124(b).**
9. No proposed order submitted.

RECOMMENDATION

Need to clear notes 4-8. Court's discretion re bond. If approved, set Accounting/Status Review **02/20/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(ww/lh)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 12/13/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1701077

CASE NAME: Witherell Living Trust

VACATED

HEARING:

Petition To Invalidate Transfer Of Funds And Designations Of Death
Beneficiary Due To Undue Influence

COUNSEL:

LINDA SCHAEFER

(PET)...BEST BEST & KRIEGER

WITHERELL LIVING TRUST

(TRU)...

Currently under review by Legal Research.

(LR)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/13/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1701108

CASE NAME: JEWEL L. WOLFE

HEARING:

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

COUNSEL:

SONDRA L. LUKES (PET)...HOWARD S BORENSTEIN
JEWEL L. WOLFE (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Probate, Letters Testamentary with Full Authority under IAEA by Sondra Lukes (executor/daughter)

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

1. Will waives bond. Estimated net value of estate is \$457,000, personal property. The court may for good cause require that a bond be given, either before or after issuance of letters. (Prob. Code, § 8481(c)) JTD
2. ~Proposed form Order: 11/03/17

RECOMMENDATION:

RFA. Court's discretion re bond. If approved, set future hearing for Accounting/Status Review on **02/20/19**. Any accounting to be filed 30 days in advance. Note requirements of Local Rules.

(lh)

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

DATE: 12/13/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1701119

CASE NAME: HORTENCIA TABER AKA TENCHA TABER

HEARING:

Petition to determine succession to Real Property

COUNSEL:

CYNTHIA COX (PET)...HORSPPOOL & HORSPPOOL
HORTENCIA TABER (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition to Determine Succession to Real Property by Cynthia Cox (sole beneficiary)

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

1. Petitioner seeks 100% interest in decedent's 100% interest; in real property per the will
2. **Need** receipt of lodged will.
3. Attached Inventory and Appraisal is signed by executor Seth Cox. Does Court wish to require Inventory and Appraisal to be signed by petitioner Cynthia Cox? [Petition 11/08/17, LFpg14] **JTD**
4. ~Proposed Form Order: 11/08/17

RECOMMENDATION

Need to clear note #2, then Court's discretion.

(lh)

Page: 14A add-on
CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: TARA REILLY

DATE: 12/13/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700054

CASE NAME: MTR OF THE ANTONINA DARAFEEV LIVING TRUST

HEARING:

Petition for (EXPARTE) FOR AUTHORIZATION TO COMMENCE EVICTION
PROCEEDINGS AGAINST ETC

COUNSEL:

| | |
|---|-----------------------------|
| PAUL DARAFEEV | (PET)...SUZANNE M REHMANI |
| GEORGE DARAFEEV | (PET)...SUZANNE M REHMANI |
| THE ANTONINA DARAFEEV LIVING TRUST (TRU)... | |
| W.A. HLAVATY | (PET)...THOMPSON & COLEGATE |
| MICHAEL DARAFEEV | (OBJ)...RAYMOND G ROBINSON |

Future Hearing: 05/31/18: Accounting Review

No notes—Court's discretion

Superior Court of Calif, County of San Bernardino
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CIVPRO San Bernardino District

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.

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

CONSERVATORSHIPS

DATE: 12/13/17 TIME: 8:30 DEPT: S37P

CASE#: CON PS1700407

CASE NAME: MTR OF VIOLETA SANCHEZ

HEARING:

Petition for Appointment of Conservator

COUNSEL:

MARTHA A AGUILAR

(CP)...PRO/PER

VIOLETA SANCHEZ

(CTP)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Appointment of Limited Conservator person only by Martha Aguilar, mother

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

1. Petitioner seeks orders related to powers per Pr. C. §2351.5 to fix residence, access confidential records, consent/withhold consent to marriage, limit right to contract, control social/sexual contacts, and make decisions re education. JTD
2. Petitioner seeks to limit civil rights. JTD
3. Proposed conservatee reached age of majority on 09/23/17.
4. Petitioner seeks medical powers. Capacity Declaration filed 11/13/17 is incomplete at item #2 re physician's address. **JTD**.
5. Proposed conservatee is developmentally disabled. **Need** appointment of counsel for report.
6. Proposed conservatee is developmentally disabled. **Need** IRC report.
7. **Need** Certificate of Completion of the Conservatorship Training Class.
8. **Need** notice of hearing and proof of service with 30 days' notice to Inland Regional Center.
9. **Need** Court Investigator report.
10. Return of Citation filed 12/04/17.
11. **Letter received from IRC on 11/30/17, requesting additional 30 days to complete report. JTD**
12. ~Proposed Form Order: 11/06/17

RECOMMENDATION

Need to clear notes 5-9. If approved, set hearing for Compliance Review for **07/18/18** for the filing of the following: proof of service of Order with Notification of Conservatee's rights per Pr.C.§1830(c); Level of Care and Care Plan per Pr.C.§2352.5.
(lh)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 12/13/17 TIME: 9:30 DEPT: S37P

CASE#: CON DS1000115

CASE NAME: MTR OF THOMAS SLOTA

HEARING:

Accounting Review

COUNSEL:

LEANNA SLOTA

(CP/CPE)...CALDWELL, KENNEDY & PORTER, A.

THOMAS HENRY SLOTA

(CTP/CEP)...EDWARD B FISCHEL

BRIDGET PEEL

(CP/TEE)...JEANNE E KENNEDY

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Accounting Review re SNT by Successor Trustee Leanna Slota

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

1. First Account Current approved on 12/16/15 for period ending 09/23/15.
2. Second account current now due.

RECOMMENDATION

Inquire status.

(lh)

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

DATE: 12/13/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS0800058

CASE NAME: In re Matter of Gloria Feaster

HEARING:
Accounting Review

COUNSEL:

| | |
|---------------------------|---------------------------|
| CHRISTINA ERICKSON-TAUBE | (PCR/CPE)...ALEX R BORDEN |
| GLORIA FEASTER | (PCE/CEP)... |
| KARIN E HORSPOOL | (PET)...HORSPOOL & PARKER |
| GLORIA FEASTER S.N. TRUST | (TRU)... |
| MELODIE Z SCOTT | (TP)...PRO/PER |

CCP170.6 filed as to CYNTHIA A LUDVIGSEN

Waiver of Court Fees and Costs filed by CHRISTINA ERICKSON-TAUBE is GRANTED

GENERAL INFORMATION

Continued from 10/11/17. No appearance. Attorney's office contacted Court via telephone to advise that conservatee has passed away.

THIS CASE SET FOR HEARING ON Accounting review.

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

1. Ex parte petition to dispense with accounting for Christina Erickson-Taube, PPF, approved on 10/20/16.
2. **Need** Final Accounting for pre-death and post-death accounting periods per Pr. C. §2620.

RECOMMENDATION

Inquire status of final accounting.

(ww/lh)

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

DATE: 12/13/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1300327

CASE NAME: RANSOM GEORGE BALLARD

HEARING:

THIRD Account and Report of GLORIA L MCFARLAND and Petition for allowance of fees filed.

COUNSEL:

GLORIA L MCFARLAND (PET)...PRO/PER
RANSOM GEORGE BALLARD (CEE)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON 3rd Account Current and Petition for Fees by Gloria McFarland (cousin/conservator)

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

1. Account period covers 02/01/16 to 01/31/17
2. Assets on hand \$216,902.75 consisting of \$3,248.74 in cash and the balance in securities.
3. **Need** Notice of Hearing and Proof of Service to Ransom Ballard.
4. **Need** mandatory Summary of Account on Judicial Council form GC-400(SUM).
5. **Need** supporting financial statements per Local Rule 20-908.
6. 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.
7. Petitioner indicates conservatee borrows money from people; however does not indicate an amount, nor is it known whether these are legal/valid debts. Court may wish to inquire. [3rd Acct, 10/25/17, LFpg4].
8. Current bond is \$302,000. Petitioner requests bond reduced by \$46,000 for a total bond of \$256,000. Appears sufficient. JTD
9. Petitioner requests compensation of \$2,785 billed at \$35/hour for a total of 71 hours. Itemized [3rd Acct, 10/25/17, LF p.43-44]. JTD
10. Petitioner requests reimbursement of \$1,294.02 for costs including airfare, car rental, lodging and meals. Itemized [3rd Acct, 10/25/17, LF p.46]. JTD
11. Petitioner requests an additional order under Pr. C. §2590 to purchase and vest real property in the name of the conservatorship pursuant to Pr. C. §2591(g). Proposed purchase consists of a condominium in Washington D.C. listed at \$55,000 via short

sale. Purchase would require replacement of appliances and repairs totaling \$12,000, with management expenses at \$100/month. Current investments generate \$9,000 annually, and income will soon be reduced due to maturing of bonds. Expenses of estate currently exceed annual income. Rental income could replace and exceed current income. Declarations in support of request attached. [3rd Acct, 10/25/17, LFpg4, 38-41]. JTD

- a. It appears petitioner intends to sell stock in order to purchase real property, and in turn lease real property to generate income; however, does not request additional orders to sell property, lease real property, or improve property under Pr. C. §2591(c)(1), (h), and (i).

12. No proposed Order submitted. Submit after hearing.

RECOMMENDATION:

Need to clear notes 3-6. If approved, set hearing re next Accounting Review for **03/28/18** (if one year) or **03/27/19** (if two years). Accounting to be filed 30 days in advance.

(lh)

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

DATE: 12/13/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1700019

CASE NAME: RAVEN MONIQUE GONZALES

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of MONIQUE GONZALES

COUNSEL:

MONIQUE GONZALES (CPE)...PRO/PER
RAVEN MONIQUE GONZALES (CEE)...ROSE C ROSADO

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Compliance Review

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

1. Monique Gonzales appointed limited conservator of the person on 05/10/17.
2. Need Notification of CONservatee's rights per Pr. C. §1830(c).
3. Need a Determination of Conservatee's Appropriate Level of Care per Pr.C.§2352.5 (form GC-355).
4. Need Care Plan in accord with Pr. C. §2352.5.

RECOMMENDATION

Inquire status.

(lh)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 12/13/17 TIME: 9:30 DEPT: S37P

CASE#: RC RS00396

VACATED

CASE NAME: DAVID M JOHNSTON (MASTER)

SEE ALSO 21

HEARING:

Accounting Review re Fourth Accounting

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

See notes next matter #21 re Fourth Account Current filed 10/31/17.

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

DATE: 12/13/17 TIME: 9:30 DEPT: S37P

CASE#: RC RS00396

CASE NAME: DAVID M JOHNSTON (MASTER)

SEE ALSO 20

HEARING:

FOURTH Account and Report of HEATHER JOHNSTON and Petition for allowance of fees filed.

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

THIS CASE SET FOR HEARING ON 4th Account and Petition for Allowance of Fees.

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

1. Accounting period 06/01/15 to 09/30/17
2. Assets on hand \$54,719.80, cash.
3. Petitioner is not seeking compensation.
4. Attorney is seeking fees of \$3,456.25 for 17.95 hours of paralegal and attorney services at \$125/375 per hour. Itemized [4th Acct, 10/31/17, LFpgs18-20].
5. Current bond is \$46,000. Suggest bond increase to **\$76,000** per bond calculation based on current assets and annual income. **JTD**
6. ~Proposed Order: 10/31/17

RECOMMENDATION

Court's discretion. If approved, set hearing on the next accounting review for **11/28/18** (if one year) or **11/27/19** (if two years). Accounting to be filed 30 days in advance.

(lh)

Superior Court of Calif, County of San Bernardino

Page: 22 add-on

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 12/13/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1700436

CASE NAME: Lola Faye Kelly Woodard

HEARING:

Petition for Appointment of Temporary Conservator.

COUNSEL:

LOLA KELLY HORNE (CPE)...

LOLA FATE KELLY WOODWARD (CEP)...WALTER T MOORE

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Temporary Conservator

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

1. Matter continued from 12/06/17. Attorney Walter Moore appointed for Lola Faye Kelly Woodard. Court set bond for \$50,000. Petitioner was advised she may appear via Court Call at next hearing.
2. Need report of Counsel from Walter Moore.
3. Need proof of bond.

RECOMMENDATION

Inquire status.

(lh)

Future Hearing: 1/08/18: Petition for Appointment of Conservator