



Second/Final Check

Superior Court of California
County of San Bernardino
Probate Department

Probate Notes for Calendar Date: 12/18/17

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.

12/04/17 ww; (11/29/17 cs;12/12/17 cs)

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: 12/18/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1501030

CASE NAME: GEORGE A. PANASOVICH AKA ETC

SEE ALSO 2

HEARING:

Hearing Re: OSC RE SURCHARGE OF \$5,000.00 ON STACEY PANASOVICH

COUNSEL:

STACEY PANASOVICH

(PET)...MCCLELLAN & WILSON

GEORGE A PANASOVICH

(DEC)...

GENERAL INFORMATION:

Continued from **02/28/17 and 04/11/17** at request of counsel.

Matter set on **05/09/17**. Court orders Stacey Panasovich to be personally present in court on June 13, 2017. Notice to be given by Counsel to Stacey Panasovich

Continued from **06/13/17**. No appearance. Court imposes on Stacey Panasovich a surcharge in the amount of \$500 payable to the estate for her failure to appear as court ordered. Court sets OSC re surcharge in amount of \$5,000 for August 8, 2017 at 8:30am in Department S35.

Continued from **08/08/17** at request of counsel.

Continued from 10/17/17 no appearance. No stipulation is filed as there is no appearance. Matter trailed to date of waiver of account.

THIS CASE IS SET FOR HEARING ON **OSC re Sanctions** on Accounting Review

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

1. Letters of Administration issued 12/28/16, full authority, no bond.
2. **Waiver of Account filed 09/07/17.**

RECOMMENDATION:

Court's discretion

(nb/cs)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1501030

CASE NAME: GEORGE A. PANASOVICH AKA ETC

SEE ALSO 1

HEARING: WAIVER OF Account and Report of STACEY PANASOVICH and Petition for allowance of fees filed.

COUNSEL:

STACEY PANASOVICH (PET)...MCCLELLAN & WILSON
GEORGE A PANASOVICH (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON First and Final on Waiver of Account and Petition for allowance of Fees and Final Distribution, by Stacey Panasovich, Administrator.

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

1. Final Inventory and Appraisal filed 08/01/16; however, **Attachment 2 reflects several items as "did not value" Question if these items were appraised by probate referee. Need verified supplement.**
2. Accounting period 09/01/15 to 08/16/17.
3. Assets on Hand \$609,447.00 consisting of \$19,447.00 cash and personal and real property.
4. **Need** bank statement to support ending balance per local rule 20-908.
5. Sole heir waives accounting.
6. Petitioner does not request reserves.
7. Attorney requests statutory fees of \$15,188.94. Calculated.
8. Request made that properties under sole partnership of decedent be awarded to Stacey Panasovich sole heir. Petitioner further indicates no paperwork on partnerships showing she is entitled to assets has been located. JTD
9. Need complete street address of property being distributed per CCR 7.651(b)(3).
10. Proposed Order 08/09/17 does not include complete description of real property to be distributed.

RECOMMENDATION

Need to clear note 1, 4, and 9 Court's discretion. If approved, set hearing on the filing of receipts and final discharge for **12/24/18**.

(cs)

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

DATE: 12/18/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1600543

CASE NAME: MTR OF DAVID C HOFF

HEARING:
Accounting Review

COUNSEL:
DOUGLAS P HOFF (PET)...LAURA STODDEN PARKER
DAVID C HOFF (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review/Status.

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

1. Letters of Testamentary issued to Douglas Hoff, brother, on 10/17/16, full authority, no bond.
2. **Need** final Inventory and Appraisal
3. **Need** accounting or status report.

RECOMMENDATION

Inquire status of accounting and final Inventory and Appraisal.

(ww)

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

DATE: 12/18/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1600741

CASE NAME: FREDERICK ALLAN FITZGERALD

HEARING:
Accounting Review

COUNSEL:
ROBERT ANDREW FITZGERALD (PET)...WILLIAM K SWEENEY
FREDERICK ALLAN FITZGERALD (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review/Status.

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

1. Letters of Administration issued to Robert Fitzgerald, brother, on 11/03/16; **full** authority, no bond.
2. Final Inventory and Appraisal filed 01/01/17.
3. Need accounting or status report.

RECOMMENDATION

Inquire status.
(cs)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1600981

CASE NAME: RUBEN TAFOLLA ARANDA

SEE ALSO 6

HEARING:

Motion Re: Demurrer to Instructions & Suspension of Trustee
powers Filed by Petitioner MARIA DOLORES TAFOLLA

COUNSEL:

KARINA GOMEZ	(PET/OBJ)...PRO/PER
RUBEN TAFOLLA ARANDA	(DEC)...
MARIA DOLORES TAFOLLA	(PET)...GEORGINA LEPE

Currently under review by Legal Research

LR

(ww)

Future Hearings: 2/05/18: Accounting Review, 9/10/18: Readiness Calendar, 10/09/18-10/11/18:
Court Trial

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

DATE: 12/18/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1600981

CASE NAME: RUBEN TAFOLLA ARANDA

SEE ALSO 5

HEARING:

Petition for INSTRUCTIONS AND SUSPENSION OF TRUSTEE POWERS

COUNSEL:

KARINA GOMEZ	(PET/OBJ)...PRO/PER
RUBEN TAFOLLA ARANDA	(DEC)...
MARIA DOLORES TAFOLLA	(PET)...GEORGINA LEPE

X-REF: FAMSS 1704094 (Maria Tafolla -N- Chris Tafolla) **FAMSS 1610414** (Maria Tafolla -N- Chris Tafolla- case dismissed)

Currently under review by Legal Research

LR

Notice:

Need Notice of Hearing with proof of service to purported Co-Trustees and beneficiaries, Ruben Tafolla, Jr.; Chris Tofolla (sons); and to Maria D. Tafolla (wife).

(ww)

Future Hearings: 2/05/18: Accounting Review, 9/10/18: Readiness Calendar, 10/09/18-10/11/18: Court Trial

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

DATE: 12/18/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1601271

CASE NAME: SHERMAN LEE MITCHELL

SEE ALSO 8

HEARING: Hearing Re: PETITION FOR AMENDED PROBATE OF LOST WILL

COUNSEL:

SHERMAN LEE MITCHELL II	(PET)...PRO/PER
SHERMAN LEE MITCHELL	(DEC)...
RIANNE MITCHELL	(OBJ)...
RHYAN MITCHELL	(PRO/PER)

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON [Amended filed 03/27/17] Petition for Probate of Lost Will Letters Testamentary with full authority under IAEA by son and named executor, Sherman L. Mitchell II.

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

1. Petition indicates will waives bond. Net estate value \$302,400 in personal property. The court may for good cause require that a bond be given, either before or after issuance of letters. (Prob. Code, § 8481(b)).
2. Amended petition indicates will is lost; however, section d(f)(3) is incomplete and there is no attachment 3f(3) attached. Need same.
3. Section 5b of the petition must address whether the decedent was survived by a stepchild or foster child. Court to clarify.
4. Need proof of service of amended petition.
5. **Objection filed 12/11/17 by Rianne Mitchell.**
6. No Proposed form Order/Letters. Submit after hearing.

RECOMMENDATION:

Need to clear notes 2 - 4. Court's discretion. If approved, set Accounting/Status Review for **02/25/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(cs)

Future Hearing: Court trial on petition for amended 01/16/18; Trial 01/17/18

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

DATE: 12/18/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1601271

CASE NAME: SHERMAN LEE MITCHELL

SEE ALSO 7

HEARING:

Readiness Calendar

COUNSEL:

SHERMAN LEE MITCHELL II	(PET)...PRO/PER
SHERMAN LEE MITCHELL	(DEC)...
RIANNE MITCHELL	(OBJ)...
RHYAN MITCHELL	(PRO/PER)

No Notes-Readiness- JTD.

(ww)

Future Hearings: 1/16/18-1/17/17: Court Trial

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

DATE: 12/18/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1601282
CASE NAME: ESTATE OF GARY ROSS MONTGOMERY
HEARING: Hearing Re: TO ADDRESS MULTIPLE ISSUES

COUNSEL:

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

GENERAL INFORMATION:

Continued from **07/26/17**. No appearance by Counsel Annette Isaac. Court orders that Counsel –Annette Isaac to be personally present at next hearing for OSC re Sanction of \$1,500 on Counsel for failure to appear on 08/28/17. Notice given by Judicial Assistant.
Continued from 08/28/17 and 10/30/17.

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

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

1. Matter set at 05/22/17 hearing, wherein, Court set hearing to address issues stated on the record: the disposition of property, creditor's claims of Department of Health Services & Shryver, the trailer, the Polaris-off road 2000, and Toyota Tacoma.
2. Receipt by Andrew Montgomery filed 09/20/17 indicates the following in regards to the issues above:
 - a. ½ interest of the title in the real property was transferred to him.
 - b. ½ of the remaining proceeds in the two Bank of America bank accounts 0998 and 4433 after payment of creditor's claims has been received by him.
 - c. The distributive share has been received from the sale of the Carso Carrier Trailer Flat Bed 2005, Polaris off road 2000, and Toyota Tacoma.
3. Receipt by GAL for Jaylynn and Chase filed 10/30/17 indicates the following regarding the issues above:
 - a. ½ interest of the title in the real property was transferred to Jack Osborn as GAL.
 - b. ½ of the remaining proceeds in the two Bank of America bank accounts 0998 and 4433 after payment of creditor's claims are now held in a blocked account.

- c. The Carso Carrier Trailer Flat Bed 2005, Polaris off road 2000, and Toyota Tacoma have been sold on behalf of minors and the distributive shares are in the minor's account.

RECOMMENDATION:
Court's discretion.

(nb/lh/nb/ww)

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

DATE: 12/18/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1700550

CASE NAME: MTR OF CHRISTOPHER DOUGLAS BROWN

HEARING:

Spousal Property Petition hearing.

COUNSEL:

PAMMY C BROWN (PET)...PRO/PER
CHRISTOPHER DOUGLAS BROWN (DEC)...

GENERAL INFORMATION:

Continued from **08/28/17 and 10/30/17** at request of petitioner.

THIS CASE IS SET FOR HEARING ON Spousal Property Petition by Pammy C. Brown ["Petitioner"].

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

1. Petitioner requests a determination of property passing to the surviving spouse as community property. Specifically, real property in San Bernardino County. However, petitioner does not set forth facts sufficient to establish a community property interest in the California real property. When were petitioner and decedent married? How was the property interests acquired – with community funds, etc? Need verified supplement. Does Court wish to require copy of vesting document? JTD.
2. Section 6 is incomplete as to who survived decedent. However, petition [LF, p. 3] alleges decedent was an only child. Parents and grandparents are deceased..
3. ~Proposed Form Order 05/30/17.
4. Creditor claim filed on 08/16/17.
5. Certified Abstract of Marriage filed.

RECOMMENDATION:

Court's discretion

(nb/cs)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1700551

CASE NAME: GEORGE BRIAN KOVALSKY

HEARING:

Petition for PROBATE OF WILL AND FOR LETTERS TESTAMENTARY

COUNSEL:

DIANE MARIE KOVALSKY (PET)...PRO/PER
GEORGE BRIAN KOVALSKY (DEC)...

GENERAL INFORMATION

Continued from **08/28/17** no appearance, continuance request granted.

Continued from 10/30/17.

THIS CASE SET FOR HEARING ON Petition for Probate, Letters Testamentary with Full Authority under IAEA by Diane Kovalsky, spouse

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

1. Will waives bond. Net value of the estate consists of \$418,700 in real/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(b).
2. ~Proposed Form Order: 06/05/17

RECOMMENDATION

RFA. Court's discretion re bond .If approved, set Accounting/Status Review for **02/25/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(ww/lh/ww)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 12/18/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1700633

VACATED

CASE NAME: BRENDA JOYCE JOHNSON

HEARING:

Hearing Re: PETITION FOR WITHDRAWAL FROM BLOCKED ACCOUNT

COUNSEL:

MICHAEL MOORE

(PET)...MICHAEL C MADDUX

BRENDA JOYCE JOHNSON

(DEC)...

Request for dismissal filed 11/29/17 as to Petition for Withdrawal from Blocked Account.

(ww)

Future Hearing: 3/06/18: First & Final Account & Report, 11/29/18: Accounting Review

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1701131

CASE NAME: MARSHALL A DILLON

HEARING:

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

COUNSEL:

LEA S HERNANDEZ (PET)...BANKS GARCIA & JANIS
MARSHALL A DILLON (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with Full Authority under IAEA by Lea Hernandez, friend

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

1. Bond of \$180,000.00. Ok. Net value of the estate consists of \$180,000.00 of which \$10,000.00 is personal property.
2. Petitioner was nominated by both heirs.
3. The petition for probate is on an outdated 2008 form. **JTD**
4. **Need** proof of publication
5. ~Proposed Form Order: 11/13/17

RECOMMENDATION

Need to clear notes 4 and Court's discretion re note 3 \$180,000.00 bond.. If approved, set Accounting/Status Review **02/25/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(ww)

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

DATE: 12/18/17 TIME: 8:35 DEPT: S35P

CASE#: PRO PS1401023

CASE NAME: Dominic Juarez Special Needs Trust

HEARING:

FIRST Account and Report of NATALIE BLICKENSTAFF and Petition
for allowance of fees filed.

COUNSEL:

MASS MUTUAL TRUST CO	(PET)...PATRICK MCNALLY
SALVADOR JUAREZ	(PET)...FULLERTON LEMANN SCHAEFER & DO
JAMIE JUAREZ	(PET/CT)...PRO/PER
CRAIG E WILSON	(PET)...CRAIG E WILSON
DOMINICK JUAREZ	(REBECCA J THYNE)
NATALIE BLICKENSTAFF	(JENNIFER M DANIEL)

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON First and Current Account and Petition for Trustee
and Trustee's Attorney Fees by Natalie Blickenstaff, trustee

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

- 1 Accounting period: 04/30/16-06/30/17
- 2 Assets on hand: \$562,450.22 consisting of \$99,809.99 in case and \$462,641.13 in life insurance.
- 3 Current bond: \$333,954.56.
- 4 Trustee requests for a bond reduction of \$223,954.66 for a new total bond amount of \$110,000.00 in the proposed order; however, no request in made in the petition. **(Supp 12/07/17) Bond reduction requested. JTD**
- 5 Trustee requests fees of \$4,657.00 for 39.8 hours at varying fees of \$125.00 for 29.6 hours, \$100.00 for 3.9 hours and \$90.00 for 6.3 hours. Itemized. [LF pgs. 23-29]
- 6 Attorney request fees of \$9,132.50 for 28.1 hours at \$325.00. Itemized. [LF pgs. 31-36]
- 7 Structured settlement payments are scheduled to begin on 10/04/2018 in the amount of \$3,847.00 and terminate on 09/04/2038. [LF pg. 4]
- 8 Receipts in support of accounting filed 08/31/17.
- 9 Bank statements in support of accounting filed 08/21/17.

10 Notice is complete.

11 Proposed Order: 08/21/17; however, bond reduction request is not in petition.

RECOMMENDATION:

Court's discretion. If approved, Court to set next Account Review for **12/24/18**.

(ww)

Future Hearing: 3/28/18: Hearing Re: Receipts/Final Discharge as to Previous Trustee

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

PUBLIC GUARDIAN

DATE: 12/18/17 TIME: 10:00 DEPT: S35P

CASE#: CON DS1000128

CASE NAME: CARITINA AVILA

HEARING:

Accounting Review

COUNSEL:

PUBLIC GUARDIAN

CARITINA AVILA

(CPE)...COUNTY COUNSEL

(CEP)...HARTNELL LAW GROUP

GENERAL INFORMATION

Letters expire 05/27/18.

Continued from 03/13/17

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. Ex Parte Order that Conservator need not present Fifth Account entered 06/20/16; account or waiver of account now due.

RECOMMENDATION:

When an accounting is not filed as required, the court shall take action as specified in Pr.C. § 2620.2.

(nb/cs)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 10:00 DEPT: S35P

CASE#: CON DS1000138

CASE NAME: MARY JUSTICE

HEARING:
Accounting Review

COUNSEL:
PUBLIC GUARDIAN (CPE)...COUNTY COUNSEL
MARY JUSTICE (CEP)...HARTNELL LAW GROUP

Ex Parte Order that Conservator need not present 7th Account approved and forwarded to Department for signature. Next Accounting Review date to be set on 12/17/18.

(ww)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 10:00 DEPT: S35P

CASE#: CON DS1000237

CASE NAME: BRENDA EPPERSON

HEARING:
Accounting Review

COUNSEL:
PUBLIC GUARDIAN (CPE)...COUNTY COUNSEL
BRENDA EPPERSON (CEP)...HARTNELL LAW GROUP

GENERAL INFORMATION
Letters expire 09/15/18

THIS CASE IS SET FOR HEARING ON accounting review by PG

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

1. On 01/30/17 court approved an Order that Conservator need not present Sixth Account.
2. **Proof of service of Petition for Order that Conservator need to present seventh annual account filed; however Account Waiver not filed.**
3. Seventh Account or Waiver of Account now overdue. Need same.

RECOMMENDATION:
Inquire status.
(cs)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 10:00 DEPT: S35P

CASE#: CON DS1100029

CASE NAME: MARY HARTMAN

HEARING:
Accounting Review

COUNSEL:
PUBLIC GUARDIAN (CPE)...COUNTY COUNSEL
MARY HARTMAN (CEP)...

GENERAL INFORMATION

Continued from 09/12/16 and 04/24/17 at request of counsel.

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. 2nd Account Current by PG approved on 03/02/15.
2. **Need** 3rd account beginning with 06/24/14.

RECOMMENDATION:
Inquire status of accounting.

(sa/nb/ww)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 10:00 DEPT: S35P

CASE#: CON PS1100232

CASE NAME: MTR OF JACQUELINE GLORIA ABELL

HEARING:

Second Account and Report of PUBLIC GUARDIAN and Petition for allowance of fees filed.

COUNSEL:

TIONI BARZAR	(CP/CPE)...PRO/PER
JACQUELINE GLORIA ABELL	(CTP)...JENNIFER M DANIEL
PUBLIC GUARDIAN	(CPE)...COUNTY COUNSEL

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Second Account and Petition for Fees

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

1. Accounting period covers 07/01/14 to 09/30/16.
2. Assets on hand \$ 3,277.46 consisting of cash and pre-need burial trust.
3. Public Guardian requests fees in the amount of \$5,400 of which \$1,200 has been collected and is requesting to defer the amount of \$4,200 until a time the estate has sufficient funds.
4. County Counsel requests fees of \$2,700 of which \$600 has been collected and is requesting to defer the amount of \$2,100 until a time the estate has sufficient funds.
5. ~Proposed Order: 08/17/17

RECOMMENDATION:

Court determination re: fees. If approved, Court may wish to set the next hearing re Accounting Review for **12/24/18** or a biennial Accounting Review for **12/23/19** per Pr.C.§2620(a). Any accounting to be filed 30 days in advance.

(cs)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 10:00 DEPT: S35P

CASE#: CON PS1100267

CASE NAME: IN MATTER RE SYLVIA A BEESON

HEARING:
Accounting Review

COUNSEL:
PUBLIC GUARDIAN (CPE)...COUNTY COUNSEL
SYLVIA BEESON (CEP)...HARTNELL LAW GROUP

GENERAL INFORMATION

Letters expire: 12/09/17

THIS CASE IS SET FOR HEARING ON accounting review

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

1. Ex parte petition to dispense with 5th accounting by PG approved on 02/14/17.
2. Proof of service of 6th accounting filed 12/05/17; however, accounting has not been filed.
3. **Need** 6th accounting or waiver of accounting beginning with 10/01/16.

RECOMMENDATION:

Inquire status of accounting.

(ww)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 10:00 DEPT: S35P

CASE#: CON PS1200118

CASE NAME: MTR OF MICHAEL GUILLEN

HEARING:
Accounting Review

COUNSEL:
PUBLIC GUARDIAN (CPE)...COUNTY COUNSEL
MICHAEL GUILLEN (CEP)...HARTNELL LAW GROUP

GENERAL INFORMATION

Letters expire 05/26/18.

Continued from 11/28/16 and 05/8/17 at request of counsel.

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. Ex Parte Order that Conservator need not present Third Account entered 01/21/16.
2. **Proof of service of Petition for Order that Conservator need not present Fourth Annual Account filed; however, no account waiver filed. Need same.**

RECOMMENDATION:

Inquire status. When an accounting is not filed as required, the court shall take action as specified in Pr.C. § 2620.2.

(nb/cs)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 10:00 DEPT: S35P

CASE#: CON PS1300319

CASE NAME: William L. Farr

HEARING:
Accounting Review

COUNSEL:
PUBLIC GUARDIAN (CPE)...COUNTY COUNSEL
WILLIAM L FARR (CEP)...HARTNELL LAW GROUP

GENERAL INFORMATION

Letters expire 12/28/17.

Continued from 04/10/17.

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. Amended 1st Account by PG approved on 08/08/16;
2. Proof of service of 2nd accounting filed 12/05/17; however, accounting has not been filed.
3. **Need** 2nd account beginning with beginning date of 02/05/15.

RECOMMENDATION:

Inquire status of accounting.

(nb/ww)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 12/18/17 TIME: 10:00 DEPT: S35P

CASE#: CON PS1300322

VACATED

CASE NAME: Diane M. Cope

HEARING:

Accounting Review

COUNSEL:

PUBLIC GUARDIAN

(CPE)...COUNTY COUNSEL

DIANE M COPE

(CEP)...HARTNELL LAW GROUP

(cs)

Matter continued to future date: 07/30/18 Accounting Review

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 10:00 DEPT: S35P

CASE#: CON PS1400251

CASE NAME: Geraldine Johnson

HEARING:
Accounting Review

COUNSEL:
PUBLIC GUARDIAN (CPE)...COUNTY COUNSEL
GERALDINE JOHNSON (CEP)...HARTNELL LAW GROUP

GENERAL INFORMATION

Continued from 02/29/16, 08/29/16 and 03/27/17.

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. On 07/24/15 Court ordered the conservatorship terminated and a final accounting filed.
2. **Need** first and final accounting.

RECOMMENDATION:

Inquire status of accounting. When an accounting is not filed as required, the court shall take action as specified in Pr.C. § 2620.2.

(/lc/nb/ww)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 12/18/17 TIME: 10:00 DEPT: S35P

CASE#: CON PS1400266

CASE NAME: MTR OF HAZEL E BEAUMONT

HEARING:

Hearing re Final Discharge

COUNSEL:

PUBLIC GUARDIAN
HAZEL E BEAUMONT

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

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Final Discharge.

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

1. Final account/distribution of PG approved on 12/12/16.
2. **Need** Ex Parte Petition for Final Discharge and Order.

RECOMMENDATION

Inquire status.

(ww)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 10:00 DEPT: S35P

CASE#: CON PS1600195

CASE NAME: MTR OF ROBERT J ALDRED

HEARING:

Petition for ALLOWANCE OF COMPENSATION TO CONSERVATOR AND TO HIS ATTORNEY

COUNSEL:

PUBLIC GUARDIAN	(CPE)...COUNTY COUNSEL
ROBERT J ALDRED	(CEP)...J. DAVID HORSPOOL
KENNETH DAVID HERRING	(CPE)...PRO/PER
J DAVID HORSPOOL	(PET)...DAVID J HORSPOOL

THIS CASE IS SET FOR HEARING ON Petition for Allowance of Compensation to Conservator and to his Attorney by PG

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

1. Petitioner alleges that services have been rendered for which petitioner and counsel has not been compensated.
2. Petitioner and County Counsel request fees of \$495.00, each. Generally described.
3. ~Proposed Order: 09/14/17

RECOMMENDATION:

Court's discretion.

(ww)

Future Hearings: 4/23/18: Accounting Review, Hearing Re: Status of PT Cruiser

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 10:00 DEPT: S35P

CASE#: CON PS1600254

CASE NAME: MICHAEL PARKER BRADFORD

HEARING:
Accounting Review

COUNSEL:
PUBLIC GUARDIAN (CPE)...COUNTY COUNSEL
MICHAEL PARKER BRADFORD (CEP)...CRAIG M PARKER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review

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

1. Public Guardian appointed temporary conservator of the person and estate on 09/19/16 and appointed general conservator on 10/17/16, no bond.
2. Inventory and Appraisal filed 10/27/16
3. Need First Account beginning with 09/19/16.

RECOMMENDATION

Inquire status of accounting.
(cs)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 10:00 DEPT: S35P

CASE#: CON PS1600287

CASE NAME: MTR OF ALFRED TROTTER

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of PUBLIC GUARDIAN

COUNSEL:

PUBLIC GUARDIAN (PET)...COUNTY COUNSEL
ALFRED TROTTER (CEP)...

GENERAL INFORMATION

Continued from **09/11/17**. Court clears probate note #5; Inventory and Appraisal was filed 09/05/17. Court clears probate note #7; there is no real property.

Continued from 10/30/17. Walter Moore relieved as counsel.

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. Public Guardian appointed conservator of the person and estate on 01/30/17.
2. Determination of Conservatee's Appropriate Level of Care form GC-355 filed 12/07/17.
3. **Need** Notification of Conservatee's rights per Pr.C.§1830(c).
4. **Need** Care Plan in accord with Pr.C.§2352.5.
5. Final Inventory and Appraisal filed 09/05/17.
6. Notice of Filing of Inventory & Appraisal and How to Object etc filed 09/12/17.

RECOMMENDATION

Need to clear notes 3-4.

(ww/lh/ww)

Future Hearing: 4/16/18: Accounting Review

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 10:00 DEPT: S35P

CASE#: CON PS1700082

CASE NAME: JACK CHARLES MALLORY

HEARING: Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of PUBLIC GUARDIAN

COUNSEL:

PUBLIC GUARDIAN (PET)...COUNTY COUNSEL
JACK CHARLES MALLORY (CEE)...
SANDERS REHASTE STERNSHEIN & HARVEY (TP)

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. Public Guardian appointed conservator of the person and estate on 05/15/17, no bond.
2. **Need** Notification of Conservatee's rights per Pr.C.§1830(c).
3. **Need** Determination of Conservatee's Appropriate Level of Care form GC-355.
4. **Need** Care Plan in accord with Pr.C.§2352.5.
5. **Need** Final Inventory & Appraisal per Pr.C.§2610.
6. **Need** proof of service of Inventory & Appraisal including Instructions for Objection per Pr.C.§2610.
7. If the conservatorship estate holds interest in real property, **need** proof of recordation of letters in each county where the real property is located or where conservatee has security interest in real property per Pr.C.§2313.

RECOMMENDATION

Need to clear notes 2 – 6. Inquire Status.

(cs)

Future Hearing: 7/30/18: Accounting Review

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

DATE: 12/18/17 TIME: 10:00 DEPT: S35P

CASE#: PRO PS1401034

CASE NAME: OLEN RALPH BALES

SEE ALSO 31

HEARING: Petition for TERMINATION OF PROCEEDINGS & DISCHARGE OF
PERSONAL REPRESENTATIVE

COUNSEL:

SB COUNTY PUBLIC ADMINISTRATOR (PET)...CRAIG M PARKER
OLEN RALPH BALES (DEC)...
TENNA VAUGHN COOK (PET)...FORESIGHT LEGAL GROUP
STATE OF CALIFORNIA FRANCHISE TAX BOARD (TP)...PRO/PER

GENERAL INFORMATION:

THIS CASE SET FOR HEARING ON Petition for termination of proceedings & discharge of personal representative by Tenna Cook, daughter/representative.

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

1. Tenna Cook (daughter) was appointed personal representative on 03/03/15, \$20,000 bond.
2. The administrator unsuccessfully attempted to list the estate's properties for sale with two different agents, neither of which agreed to list. The administrator then solicited cash offers and obtained cash offers for the properties totaling \$67,000.00.
3. Petitioner alleges the proceeds from the expected sale of the properties total \$44,455.25. The estimated total of creditor's claims, costs and fees of closing the estate is \$45,090.68 and value continues to increase as there are additional unknown costs associated with selling the properties given their extremely poor condition.
4. Petitioner has determined that value of Decedent's assets has a net value that is less than the total indebtedness, and there are no other known assets of the estate.
5. Petitioner requests an order of this court to terminate the proceedings, exonerate the bond and discharge the personal representative.

RECOMMENDATION: Trail to 12/26/17

Deny. Court may wish to direct the administrator to take action, file accounting and close estate. Administrator must present a final report/accounting or a final report with petition for waiver of accounting.

(cs)

Future Hearing: 12/26/17: Probate Status Report

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 12/18/17 TIME: 10:00 DEPT: S35P

CASE#: PRO PS1401034

VACATED

CASE NAME: OLEN RALPH BALES

SEE ALSO 30

HEARING:

Accounting Review

COUNSEL:

SB COUNTY PUBLIC ADMINISTRATOR (PET)...CRAIG M PARKER

OLEN RALPH BALES (DEC)...

TENNA VAUGHN COOK (PET)...FORESIGHT LEGAL GROUP

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

Future Hearing: 12/26/18: Probate Status Report *by Tenna Vaughn Cook*

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 12/18/17 TIME: 10:00 DEPT: S35P

CASE#: SC SS03192

VACATED

CASE NAME: MTR RE DORIS JENE SALWAY

HEARING:

Accounting Review

COUNSEL:

PUBLIC GUARDIAN

(CPE)...COUNTY COUNSEL

DORIS J SALWAY

(CEP)...DONNASUE ORTIZ

JAMES B GILES

(OBJ)...PRO/PER

(ww)

Future Hearing: 8/06/18: 4th Account & Report of Public Guardian and Petition for Allowance of fees

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 10:00 DEPT: S35P

CASE#: SLC SS01382

CASE NAME: IN THE MATTER OF JESSE GRUNDY

HEARING:
Accounting Review

COUNSEL:
PUBLIC GUARDIAN (CPE)...COUNTY COUNSEL
JESSE GRUNDY (CEP)...HARTNELL LAW GROUP

GENERAL INFORMATION

Letters expire 03/14/18.

Continued from 01/09/17 at request of counsel.

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. Ex Parte Order that Conservator need not present Sixteenth Account entered 07/03/17; 17th account or waiver of account now due.
2. Proof of service of Petition for Order that Conservator need not present Seventeenth Annual Account filed; however, no account waiver filed. Need same.

RECOMMENDATION:

Inquire status.

(nb/cs)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 10:00 DEPT: S35P

CASE#: SLC SS02108

CASE NAME: MTR OF STEVEN VICTOR

HEARING:
Accounting Review

COUNSEL:
PUBLIC GUARDIAN (CPE)...COUNTY COUNSEL
STEVEN LEE VICTOR (CEP)...HARTNELL LAW GROUP

GENERAL INFORMATION:

Letters expire: 04/21/18

Continued from 02/08/16, 06/20/16, 12/12/16 and 08/07/17 at request of counsel.

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. Ex Parte Order that Conservator need not present 12th by PG approved on 02/27/15.
2. Proof of service of 13th accounting filed 12/05/17; however, accounting has not been filed.
3. **Need** 13th account or waiver of account beginning with date of 12/06/14.

RECOMMENDATION

Need to clear note 2. When an accounting is not filed as required, the court shall take action as specified in Pr.C. § 2620.2.

(dl/dl/nb/ww)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 10:00 DEPT: S35P

CASE#: SLC SS02134

CASE NAME: MTR OF THANG PHAM

HEARING:
Accounting Review

COUNSEL:
PUBLIC GUARDIAN (CPE)...COUNTY COUNSEL
THANG PHAM (CEP)...HARTNELL LAW GROUP

GENERAL INFORMATION

Letters expire 07/14/18

Continued from 03/27/17 at request of counsel.

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. Ex Parte Order that Conservator need not present Sixth Account entered 12/27/16; account or waiver of account now due.
2. Inventory and Appraisal filed 05/09/17.
3. Proof of service of Petition for Order that Conservator need not present Seventh Annual Account filed; however, no account waiver filed. Need same.

RECOMMENDATION:

When an accounting is not filed as required, the court shall take action as specified in Pr.C. § 2620.2.

(nb/cs)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 10:00 DEPT: S35P

CASE#: SLC SS02537

CASE NAME: MTR OF ELMIRA PRATT

HEARING:
Accounting Review

COUNSEL:
PUBLIC GUARDIAN (CPE)...COUNTY COUNSEL
ELMIRA PRATT (CEP)...HARTNELL LAW GROUP

GENERAL INFORMATION

Letters expired 10/16/16

Continued from **01/25/16**. Counsel indicates Conservatee passed away on 11/04/15.

Continued from 09/19/16 and 04/03/17 at request of counsel.

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. Order Waiving Ninth Account granted on 12/02/14.
2. Tenth Account/Waiver now due for the period 11/06/14 – current date.
3. Need pre and post death accountings per Pr. C. § 2620.

RECOMMENDATION

Need pre and post death accounts. When an accounting is not filed as required, the court shall take action as specified in Pr.C. § 2620.2.

(dl/nb/cs)

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

DATE: 12/18/17 TIME: 10:00 DEPT: S35P

CASE#: SLC SS03196

CASE NAME: MTR RE CHRISTOPHER CHAVARRIA

HEARING:
Accounting Review

COUNSEL:
PUBLIC GUARDIAN (CPE)...COUNTY COUNSEL
CHRISTOPHER CHAVARRIA (CEP)...HARTNELL LAW GROUP

Ex Parte Order that Conservator need not present 2nd Account approved and forwarded to Department for signature. Next accounting review to be set for 12/17/18.

(ww)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 10:00 DEPT: S35P

CASE#: SLC SS1565

CASE NAME: IN THE MATTER OF OSCAR GARIBALDI

HEARING: Accounting Review

COUNSEL:
PUBLIC GUARDIAN (CPE)...COUNTY COUNSEL
OSCAR GARIBALDI (CEP)...HARTNELL LAW GROUP

GENERAL INFORMATION

Letters expire 04/21/18.

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. Ex Parte Order that Conservator need not present 37th Account granted on 02/14/17.
2. Need 38th account beginning with 10/01/16.

RECOMMENDATION:

Inquire status.
(cs)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 12/18/17 TIME: 10:00 DEPT: S35P

CASE#: SLC SS2086

VACATED

CASE NAME: IN THE MATTER OF GERALD KAMPETER

HEARING:

Accounting Review

COUNSEL:

PUBLIC GUARDIAN

GERALD KAMPETER

(CPE)...COUNTY COUNSEL

(CEP)...HARTNELL LAW GROUP

Future hearing dates: 12/17/18 Accounting Review

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

DATE: 12/18/17 TIME: 10:00 DEPT: S35P

CASE#: SLC SS3190

CASE NAME: IN THE MATTER OF CAROL J MAGNUSSON

HEARING:
Accounting Review

COUNSEL:
PUBLIC GUARDIAN (CPE)...COUNTY COUNSEL
CAROL J MAGNUSSON (CEP)...HARTNELL LAW GROUP

GENERAL INFORMATION:
Continued from 1/25/16, 08/22/16 and 04/03/17.

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. On 12/16/14 Court approved a Waiver of account for the period ending 11/4/14.
2. LPS Letters expired 4/24/16; thus, conservatorship is terminated by operation of law.
3. Need a final accounting.
4. **Decree Terminating Conservatorship entered 12/19/16.**

RECOMMENDATION:
Inquire status. When documents are not filed as ordered, court may set a hearing in accord with Pr.C. §2655.
(sa/nb/cs)

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 12/18/17 TIME: 10:00 DEPT: S35P

CASE#: SLC SS4851

VACATED

CASE NAME: IN THE MTTR OF LOUIS BATCHELOR

HEARING:

Accounting Review

COUNSEL:

PUBLIC GUARDIAN
LOUIS BATCHELOR

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

Future hearing dates: 02/26/18 Accounting Review

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

DATE: 12/18/17 TIME: 10:00 DEPT: S35P

CASE#: CON PS1500097

CASE NAME: JANE I. McAllister

HEARING:

FIRST Account and Report of PUBLIC GUARDIAN and Petition for allowance of fees filed.

COUNSEL:

PUBLIC GUARDIAN (CPE)...COUNTY COUNSEL
JANE I MCALLISTER (CEP)...HARTNELL LAW GROUP

GENERAL INFORMATION:

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

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

1. Conservatorship terminated on 10/21/16.
2. Accounting period 04/17/15 to 05/31/16; however, need through 10/21/16.
3. Assets on Hand: \$1,002.58 of which \$2.58 is cash.
4. Public Guardian requests compensation in the amount of \$2,600.00, deferred until such time as the conservatorship estate has sufficient funds for such purpose.
5. County Counsel request fees in the amount of \$1,300.00, deferred until such time as the conservatorship estate has sufficient funds for such purpose.
6. Notice complete.
7. ~Proposed Order: 08/24/17

RECOMMENDATION:

Court's discretion. If approved, set hearing re: Final Accounting out 60 days on a Monday.

(ww)

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

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

DATE: 12/18/17 TIME: 1:30 DEPT: S35P

CASE#: PRO PS1500520

VACATED

CASE NAME: ** MASTER FILE** LYLE LEROY MALLORY

HEARING:

Hearing Re: Court Trial (Day #1)

COUNSEL:

RAYMOND SCOTT MALLORY	(PET)...PRO/PER
LYLE LEROY MALLORY	(DEC)...
THE CHAPPY TRUST	(TRU)...
RICHEY LYLE MALLORY	(RES)...H FORD SHERIDAN

Court trial date vacated on 11/28/17.

(ww)

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: 12/18/17 TIME: 8:30 DEPT: S36P

CASE#: PRO DS1000440

CASE NAME: IMAN N. WAHID

HEARING:

THIRD Account and Report of MARWAN WAHID and Petition for allowance of fees filed.

COUNSEL:

MARWAN WAHID	(PET)...HARTNELL LAW GROUP
IMAN N WAHID	(DEC)...
AMAL KOBEISSI	(APP)...PRO/PER
YASMINE WAHID	(PET)...MELVIN L FRIEDLAND
SAMIR WAHID	(PET)...MELVIN L FRIEDLAND
HISHAM WAHID	(PET)...MELVIN L FRIEDLAND
S.I. WAHID LIVING TRUST	(TRU)...
IMAN N. WAHID	(MIN)...
STATE OF CALIFORNIA FRANCHISE TAX BOARD (TP)	...PRO/PER
MELVIN FRIEDLAND	(GAL)...

Request for Waiver of Court Fees and Costs filed by MELVIN L. FRIEDLAND is GRANTED
Fee waiver amount due \$355.00 for petition for appointment of guardian ad litem on 06/28/10

Request for Waiver of Court Fees and Costs filed by AMAL KOBEISSI is GRANTED
Fee waiver amount due \$355.00 for objection to probate of will etc. on 08/23/10
TOTAL FEES WAIVED TO DATE: \$710.00

GENERAL INFORMATION:

Continued from 06/20/17, 08/29/17 and 10/10/17 to clear notes.

THIS CASE IS SET FOR HEARING ON First Account Current and Petition for Fees by Executor, Marwan Wahid ["Petitioner"].

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

1. Accounting period 05/25/10 to 08/31/16.
2. Assets on Hand \$507,148.35 consisting of \$394,064.45 in cash and \$113,083.90 in personal property.
3. Compensation or reimbursement is not requested.

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.

4. Disbursements – Schedule C [LF, p. 22] requires further clarification as to the following:
 - a. Salon rent totaling \$35,637.20;
 - b. Kathy Farhat.
5. **Need** bank/financial statements to support date of death and ending balances per Local Rule 20-908.
6. Petition indicates there remain outstanding tax issues that need resolution and requests the estate remain open another 6 months.
7. Proposed Order 03/23/17 has the following issues:
 - a. Assets on Hand differ;
 - b. Includes trust assets not addressed in petition;
 - c. Includes statutory fees not prayed for in petition;
 - d. Includes distribution not prayed for in petition;
 - e. Includes a reserve not prayed for in petition.

RECOMMENDATION:

Need to clear notes then Court's discretion. If approved, set next hearing for Accounting Review 60 days out as accounting is overdue.

(nb/ww)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1300350

CASE NAME: RAYMOND LESLIE PARIMORE

HEARING:

FIRST AND FINAL Account and Report of BARBARA N WARREN and
Petition for allowance of fees filed.

COUNSEL:

BARBARA N WARREN (PET)...MICHAEL J ARMENTA
RAYMOND LESLIE PARIMORE (DEC)...

GENERAL INFORMATION:

Continued from 07/10/17, 09/18/17 and 11/06/17 for a verification of the extraordinary fees.

THIS CASE IS SET FOR HEARING ON First and Final Account, Petition for Final Distribution upon Waiver of Account and Petition for Fees by Administrator of the Estate, Barbara Warren, daughter

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

1. All heirs waive accounting.
2. Assets on Hand: \$62,637.49 consisting of real and personal property; however, real property is not listed. **Need** verified supplement indicating whether real property in Landers was sold or not.
3. **Need** Notice of proposed action and proof of service filed **if** real property in Landers was sold.
4. Statutory fees of \$3,667.50 requested. Calculated. As there are no cash assets, question how parties intend to be compensated? **Need** verified supplement. Supp. (09/19/17) Fees will be taken from proceeds of sale from mobile home in Parker, Arizona. However, need clarification if amount is \$44,537.49 or \$44,037.49 as supplement is unclear on page 2. **Supp. (12/06/17) indicates that correct amount of proceeds from sale is \$44,537.49.**
5. Attorney requests extraordinary fees of \$8,949.38. **Need** itemization per CRC 7.702 indicating the specific amount requested for each category of service via verified supplement. **Supp. (12/06/17) Amount requested has been reduced to \$8,949.38 of which \$748.13 is costs; however it appears from the attached itemization**

that the several items listed do not qualify as extraordinary per CRC 7.703 and Local Rule 1416. [LF pgs. 11-16] JTD

6. Petition indicates personal property located in Parker, Arizona needs to be demolished and removed in order for the land to be sold. Question whether “the land” is part of decedent’s estate and if so, whether ancillary proceedings have commenced? Need verified supplement. **Supp. (09/19/17) Ancillary proceeding was commenced and a copy is attached as Exhibit 1.**
7. Petitioner requests authority to withhold the sum of \$450 as a reserve.
8. Notice is deficient as follows:
 - a. **Need** Notice to Victim’s Compensation Board and Government Claims Board per Pr.C. § 9202(b) as it appears that Christopher Parimore is allegedly incarcerated at Centinela Men’s Prison.
 - b. Notice of Hearing and Proof of Service as to Christopher Parimore, heir, filed 12/06/17; indicates a residential address in Joshua Tree; however, prison is located in Imperial, California. **Need** corrected notice.
9. Proposed order.12/06/17; however, real property in Landers is not listed, address of **Centinela State Prison** is missing, after discovered property distribution cannot refer to petition and must be described, administrator cannot be discharged until filing of Final Discharge and Receipts.

RECOMMENDATION:

Need to clear notes 5 then Court’s discretion. If approved set Final Discharge for **12/24/18.**

(nb/ww)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1500256

CASE NAME: MTR OF JORGE HEREDIA

HEARING:
Hearing re Final Discharge

COUNSEL:
ANNE DASCOMB (PET)...MYERS,WIDDERS,GIBSON,JONES & FE
JORGE HEREDIA (DEC)...

GENERAL INFORMATION:

Continued from 10/16/17. Counsel states the final discharge was faxed in- it appears it has not been processed.

THIS CASE IS SET FOR HEARING ON Final Discharge

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

1. Petition for final distribution/waiver of account by Anne Dascomb, daughter/sole heir, approved on 10/03/16.
2. Counsel stated at the prior hearing that it has been faxed to the Court; however, it does not appear to have been received.
 - a. Ex Parte Petition for Final Discharge and Order with recording information per Pr.C.§11753(b) forwarded to department on 12/01/17 for review.

RECOMMENDATION:

Inquire status.

(nb/ww)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600150

CASE NAME: DAREL STEVEN McNORTON

HEARING:
Accounting Review

COUNSEL:
WILLIAM SWIM (PET)...PRO/PER
DAREL STEVEN MCNORTON (DEC)...

GENERAL INFORMATION:

Continued from **06/13/17** Court directs the administrator to file an Inventory & Appraisal forthwith as it has not been filed as of yet.

Continued from **08/22/17**. No appearance nor has the accounting been filed. Court orders William Swim to personally be present at next hearing. Notice by Judicial Assistant.

Continued from 10/10/17 Court orders William Swim to be present.

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. Letters Testamentary issued to William Swim, friend/executor on 04/19/16, full authority, no bond.
2. Final Inventory and Appraisal filed 10/10/17; however, assets other than cash must be appraised by a Probate Referee. **Need** corrected Final Inventory and Appraisal.
3. **Need** accounting or status report.

RECOMMENDATION:

Need to clear note 2 and 3. Court's discretion

(nb/cs/nb/ww)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600404

CASE NAME: ROSEMARIE MONTANEZ

HEARING:
Hearing re Final Discharge

COUNSEL:
NICANOR MONTANEZ (PET)...CRAIG M PARKER
ROSEMARIE MONTANEZ (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Final Discharge.

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

1. Final account/distribution of Nicanor Montanez approved on 12/12/16.
2. Receipts by Mario and Nicanor Montanez filed 12/08/17.
3. Ex Parte Petition for Final Discharge and Order forwarded to Department for review on 12/08/17.

RECOMMENDATION

Inquire status.

(ww)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700114
CASE NAME: MTR OF RAYMOND RIOS

HEARING: FIRST AND FINAL Account and Report of JOVA JIMENEZ and Petition
for allowance of fees filed.

COUNSEL:

JOVA JIMENEZ (PET)...DIANA J CARLONI
RAYMOND RIOS (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON First and Final Account and Petition for Fees by
Jova Jimenez, spouse

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

1. Temporary Letters of Administration issued to Jova Jimenez, spouse/sole heir, no bond and no IAEA powers on 02/14/17. On 04/10/17 petitioner was appointed as general administrator but bond of \$20,000.00 has not been posted and general Letters have not been issued.
2. Petitioner indicates that the only asset was real property that was sold and the proceeds of \$7,466.31 are being held in attorney's trust account.
3. Assets on Hand: \$7,466.31
4. Accounting Period: 02/14/17-09/11/17
5. Petitioner requests that the Court accept this account of special administration be a final account and that the actual probate proceeding be dismissed. [LF pg. 4] **JTD**
6. Petitioner(s) waive statutory commissions.
7. Attorney requests reduced statutory fees of \$2,100.00. Calculated.
8. Petitioner requests reimbursement for advanced costs in the amount of \$1,377.00. Itemized.
9. Attorney requests reimbursement for advanced costs in the amount of \$465.00. Itemized.
10. Proposed Order: 09/26/17; however, missing findings re: creditors, statement of sole & separate property, taxes/debts paid

RECOMMENDATION:

Court's discretion. If approved, Court to vacate **06/18/18** Accounting review date and set hearing on filing of receipts and final discharge for **12/24/18**.

(ww)

Future Hearing: 6/18/18: Accounting Review

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700234

CASE NAME: THE JOANNA SABLE REVOCABLE TRUST

HEARING:

OSC re: FTA/FAILURE TO FILE AN ACCOUNTING filed by THE
NATIONALHUMANE EDUCATION SOCIETY

COUNSEL:

NATIONAL HUMANE EDUCATION SOCIETY (PET)...HOLSTROM BLOCK & PAR
THE JOANNA SABLE REVOCABLE TRUST (TRU)...
DAVID M. WILSON (STE)...PRO/PER

GENERAL INFORMATION:

Continued from **07/17/17**. Citation not served. Court re-issues citation as to Eerin Shumway. Notice to be given by Attorney Craig Weinstein.

Continued from **09/25/17** On miscellaneous Petition For Probate of the National Humane Education Society order to show cause hearing held (Probate). Court re-issues the citation as to Eerin Shumway for their failure to appear/file an accounting as ordered by the court. Citation issued

Continued from 11/06/17 It appears the citation was never issued from the clerk's office. Citation issued to Eerin Shumway.

THIS CASE IS SET FOR HEARING ON OSC re FTA/Failure to File Accounting

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

1. Matter set at 05/22/17 hearing, wherein, the Court removed Eerin Shumway as trustee and appointed David Wilson as Successor Trustee.
2. Citation reissued as to Eerin Shumway who has failed to appear or file and accounting as ordered by the court.
3. **Need** return of citation.

RECOMMENDATION:

Court's discretion.

(nb/cs/ww)

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

DATE: 12/18/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600757

CASE NAME: MTR OF VERNON JEROME PETERSON

MOVED FROM S37

HEARING:

Petition for Letters of Administration (Successor)

COUNSEL:

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

GENERAL INFORMATION

Mitchell Roth appointed Special administrator on 11/15/17, bond \$300,000.

THIS CASE SET FOR HEARING ON Petition for Letters of **Successor** Administrator with **limited** authority under IAEA by Shawn Peterson appointing Mitchell Roth

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

1. Kimberly Trebing, daughter, was appointed personal representative on 12/09/16. Powers were suspended on 11/15/17 until after hearing the merits and Mitchell Roth was appointed Special Administrator with, \$300,000 bond.
2. Petitioner requests bond of \$250,000 (bond amount for present administrator), for monies to be held in estate account and used for the orderly administration of the estate with all other assets/receipts to be placed into a blocked account. Estate consists of \$3,269,200 with \$957,200 in personal property. JTD
3. Randall Peterson, Lawrence Peterson, and Shawn Patterson who have priority nominate Mitchell Roth to serve as administrator.
4. Need Notice to Petition to Administer Estate and proof of service to Randall Peterson and Lawrence Peterson.
5. **Objections filed 12/12/17 by Kimberly Trebing. Need proof of service.**

6. ~Proposed Form Order: 11/09/17

RECOMMENDATION

Need to clear note 4. Court's discretion re bond. If approved, set Accounting/Status Review for **02/25/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(cs)

Future Hearing: 02/21/18: Accounting Review

03/01/18 Readiness Calendar

03/01/18; 03/12/18 Report of Account and Report of Kimberly Trebing

03/01/18; 03/12/18 Pet for Removal of Administrator and Revocation of Letter of Admin

03/01/18; 03/12/18 Motion Re: Application for order of removal of personal Reprsntve

03/12/18 Court Trial for Petition for Probate of Shawn Paterson

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

DATE: 12/18/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700946

CASE NAME: MTR OF CARMEN RAYA GRANADO

HEARING:

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

COUNSEL:

MANUELA R MUNCY

(PET)...ELBERT W MUNCY

CARMEN RAYA GRANADO

(DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with Full Authority under IAEA by Manuela Muncy, daughter

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

1. Bond of \$141,000.00 is being requested. Ok. Net value of the estate consists of \$141,000.00 of which \$11,000.00 is personal property.
2. ~Proposed Form Order: 09/26/17

RECOMMENDATION

RFA. \$141,000.00 bond. If approved, set Accounting/Status Review **02/25/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(ww)

Superior Court of Calif, County of San Bernardino
Page: 8A add-on
CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: JAMES MICHAEL WELCH

DATE: 12/18/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1701156

CASE NAME: MTR OF GARY L KEENER

HEARING:
Petition to determine succession to Real Property

COUNSEL:
MICHAEL J KEENER (PET)...PALMIERI, TYLER, WIENER, WILHELM & WALDRON
DEBRA M WUEST (PET)...PALMIERI, TYLER, WIENER, WILHELM & WALDRON
GARY L KEENER (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition to Determine Succession to Real Property by Michael Keeny and Debra Wuest, son and daughter

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

1. Petitioners seek 100% interest, 50% each; in decedent's 100% interest; in real property per intestate succession.
2. ~Proposed Form Order:12/08/17

RECOMMENDATION

Court's discretion.

(ww)

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: 12/18/17 TIME: 9:30 DEPT: S36P

CASE#: CON DS1000215

VACATED

CASE NAME: LAURA DARDEN WILLIAMS (MASTER FILE)

HEARING:

Hearing Re: OSC RE: STATUS OF TRANSFER TO RIVERSIDE COUNTY

COUNSEL:

CLEM E WILLIAMS JR.

(CP/CPE)...PRO/PER

LAURA DARDEN WILLIAMS

(CTP/CTE/CEP)...

LINDA D. GAUNTT

(CPE/CP/OBJ)...MARIVEL M ZIALCITA

Notice of Receipt of Transfer Case received from Riverside County on 11/26/17. New case number is RIP1701829.

(ww)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1400292

CASE NAME: ANDREW R FOSTER

HEARING:
Accounting Review

COUNSEL:

BERNICE M FOSTER (CPE)...HARTNELL LAW GROUP
ANDREW R FOSTER (CTE)...

GENERAL INFORMATION

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 2nd accounting and order filed 12/19/16.
2. **Need** 3rd Account or waiver of account beginning with 10/22/16.

RECOMMENDATION

Inquire status of accounting.

(ww)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1400368

CASE NAME: GLORIA RODRIGUEZ

HEARING:

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

COUNSEL:

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

No notes – Status Review- JTD.

(ww)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1600345

CASE NAME: LEIF SANCHEZ

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of ERIC SANCHEZ

COUNSEL:

ERIC SANCHEZ (PET)...WILLIAM M NASSAR & ASSOCIATES
LEIF SANCHEZ (CEE)...JENNIFER M DANIEL

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. Eric Sanchez, father, appointed conservator of the person only on 05/22/17.
2. **Need** Notification of Conservatee's rights per Pr.C.§1830(c).
3. **Need** Determination of Conservatee's Appropriate Level of Care form GC-355.
4. Care Plan filed 08/30/17.

RECOMMENDATION

Need to clear notes 2 & 3.

(ww)

Future Hearing: 3/26/18: Conservatorship Compliance Review Hearing, 10/29/18: Accounting Review

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

DATE: 12/18/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1600355

CASE NAME: MTR OF WESLEY IDOWU

HEARING:
Petition for Appointment of Conservator

COUNSEL:

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

GENERAL INFORMATION

Ex parte orders entered on 12/19/16 appointing Wesley Monday-Idowu and Harriet Idowu temporary co-conservators of the person and estate. The temporary conservatorship of the estate is for limited scope of overseeing criminal proceedings. Counsel for petitioners to file an amendment to general petition. No bond is required.

Continued from **01/23/17**. Temporary orders remain in full force and effect until 04/10/17.

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

Continued from 07/31/17 The temporary conservatee is still in custody and currently being housed at Patton State Hospital.

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

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

1. Proposed conservatee is incarcerated and was deemed mentally incompetent to assist in his defense, (petition 01/20/17, LF, pg.6). Conservatee had hearing on 01/13/17 for placement under County Mental Health. See x-ref matters.
2. Petitioner seeks medical powers. **Need** Capacity Declaration.
3. Petitioner seeks orders relating to capacity under Pr. C. §1873 or 1901; however, **need** attachment 1e specifying orders, facts and reasons.
4. Report of No Report by Court Investigator filed 01/12/17. **Need** CI report.
5. Return of Citation and proof of mailed service filed 03/21/17.
6. Certificates of Completion of the Conservatorship Training Classes filed 03/02/17.
7. Report by Temporary GAL, Mitchell Roth, filed 01/11/17 and 04/05/17.

8. ~Proposed Form Order: 12/07/16

RECOMMENDATION

Need CI report and to clear notes 2 & 3. If approved, set hearing for Compliance Review for **07/23/18**. for the filing of the following: proof of service of Order with Notification of Conservatee's rights per Pr.C.§1830(c); Level of Care and Care Plan per Pr.C.§2352.5, and hearing re Accounting Review for **02/25/19**. Any accounting to be filed 30 days in advance.

(lh/nb/lh/nb/ww)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1700214

CASE NAME: DANIELLE JEAN LENOBLE

SEE ALSO 15

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of SHERYL LENOBLE

COUNSEL:

SHERYL LENOBLE	(PET)...GARY HARRISON
MITCHELL I ROTH	(PET)...MITCHELL I ROTH
DANIELLE JEAN LENOBLE	(CEE)...MITCHELL I ROTH

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. Sheryl LeNoble, mother, appointed limited conservator of the person and estate on 11/09/17, no bond.
2. **Need** order appointing conservator and letters of conservatorship submitted.
3. **Need** Notification of Conservatee's rights per Pr.C.§1830(c).
4. **Need** Determination of Conservatee's Appropriate Level of Care form GC-355.
5. **Need** Care Plan in accord with Pr.C.§2352.5.
6. **Need** proof of service of Inventory & Appraisal including Instructions for Objection per Pr.C.§2610.
7. Final Inventory & Appraisal per Pr.C.§2610 filed 09/12/17.

RECOMMENDATION

Need to clear notes 1-6 the Court's discretion.

Future Hearing: 1/17/19: Accounting Review

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1700214

CASE NAME: DANIELLE JEAN LENOBLE

SEE ALSO 14

HEARING:

Petition for ORDER ESTABLISHING SPECIAL NEEDS TRUST

COUNSEL:

SHERYL LENOBLE	(PET)...GARY HARRISON
MITCHELL I ROTH	(PET)...MITCHELL I ROTH
DANIELLE JEAN LENOBLE	(CEE)...MITCHELL I ROTH

Currently under review by Legal Research

LR

Notice:

Notice is complete.

(ww)

Future Hearing: 1/17/19: Accounting Review

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

DATE: 12/18/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1700350

CASE NAME: MTR OF EUGEN IRIMIA

HEARING:

Petition for Appointment of Conservator

COUNSEL:

VICTORIA IRIMIA (CPE)...PRO/PER
EUGEN IRIMIA (CEP)...JAMES B CHURCH

GENERAL INFORMATION

Continued from 11/06/17. James Church appointed as counsel.

THIS CASE SET FOR HEARING ON Petition for Appointment of Conservator person and estate by Viorica Irimia, spouse.

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

1. Petitioner requests to waive bond as petitioner is payee for Social Security. Court may wish to require minimum bond of \$20,000. JTD
2. Petitioner indicates that proposed conservatee has Dementia, Alzheimer's and Parkinson's but does not seek dementia powers. James Church appointed as counsel. **Need** report of Counsel Church.
3. It appears that proposed conservatee may not be developmentally disabled. Court may wish to clarify if limited is needed. [Pet. LF pg. 16]
 - a. Court to see CI report filed 10/30/17.
4. Petitioner seeks orders related to powers per Pr.C. § 2351.5 and seeks civil rights not be limited without court order; however, see note 3 above.
5. Petitioner seeks medical powers. Capacity Declaration filed 11/02/17; however, is incomplete. **JTD**
6. Confidential Screening form filed; however, section 2b as to length of relationship is incomplete. Court to inquire.
7. Citation and proof of service filed on 11/02/17.
8. **Need** Certificate of Completion of the Conservatorship Training Class.
9. CI report filed 10/30/17.
10. ~Proposed Form Order: Returned on 09/27/17 as order and letters did not match petition.

RECOMMENDATION

Need to clear notes 2 & 8 then Court's discretion. If approved, set hearing for Compliance Review for **07/23/18** for the filing of the required documents and hearing re Accounting Review for **02/25/19**. Any accounting to be filed 30 days in advance.

(ww)

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

DATE: 12/18/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1700354

CASE NAME: LUCILLE MADERO

HEARING:
Petition for Appointment of Conservator

COUNSEL:
MELISSA ROSE ROJAS (CP)...PRO/PER
LUCILLE MADERO (CTP)...MITCHELL I ROTH

GENERAL INFORMATION

Continued from 11/06/17. Counsel Roth didn't receive file copy. Clerk's office to make copy of file.

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

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

1. Petitioner seeks medical powers. Capacity Declaration filed 09/29/17.
2. Petitioner seeks dementia powers. Report of Counsel Mitchell Roth filed 11/17/17.
3. **Need** Notice of Hearing and proof of service.
4. **Need** return of citation.
5. Certificate of Completion of the Conservatorship Training Class filed 10/30/17.
6. CI report filed 10/25/17.
7. ~Proposed Form Order: 09/29/17

RECOMMENDATION

Need to clear notes 3 & 4. If approved, set hearing for Compliance Review for **07/23/18** 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

(ww)

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

DATE: 12/18/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1700356

CASE NAME: JESUS LOPEZ

SEE ALSO 19

HEARING:

Hearing Re: AMENDED PET FOR APPOINT OF CONSERVATOR OF PERSON(L

COUNSEL:

MARIA E REYNOSO	(PET)...PRO/PER
FELIPE LOPEZ	(PET)...PRO/PER
JESUS LOPEZ	(CEE)...MITCHELL I ROTH

GENERAL INFORMATION

Hearing initially set on 11/15/17 continued by Court on 11/06/17.

THIS CASE SET FOR HEARING ON **AMENDED** Petition [**filed10/11/17**] for Appointment of Limited Conservator person only by Maria Reynoso and Felipe Lopez, parents

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

1. Petitioner seeks all civil rights to be limited. **JTD**
2. Petitioner seeks orders related to powers per Pr. C. §2351.5 to fix residence and access confidential records. **JTD**
3. Petitioner seeks medical powers. **Need** Capacity Declaration.
4. Proposed conservatee is developmentally disabled. Counsel Mitchell Roth appointed on 10/05/17. Report of Counsel Roth filed 11/09/17.
5. Proposed conservatee is developmentally disabled. **Need** IRC report.
6. **Need** return of Citation.
7. Notice of hearing and proof of service of Amended petition filed 10/27/17; however, notice to Inland Regional Center not given.
 - a. **Need** 30 days' notice on Inland Regional Center.
8. CI report filed 10/27/17.
9. Certificate of Completion of the Conservatorship Training Class for both Maria Reynoso and Felipe Lopez filed.
10. ~Proposed Form Order: 09/29/17

RECOMMENDATION

Need to clear notes 3-7. If approved, set hearing for Compliance Review for **07/23/18** 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/ww)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1700356

CASE NAME: JESUS LOPEZ

SEE ALSO 18

HEARING:

Petition for Appointment of Conservator

COUNSEL:

MARIA E REYNOSO

(PET)...PRO/PER

FELIPE LOPEZ

(PET)...PRO/PER

JESUS LOPEZ

(CEE)...MITCHELL I ROTH

See notes on matter 18.

(ww)

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

DATE: 12/18/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1700394

CASE NAME: MTR OF CARLOS GUTIERREZ ROSALES

HEARING:
Petition for Appointment of Conservator

COUNSEL:
DULCE M ROSALES (CP)...PRO/PER
CARLOS GUTIERREZ ROSALES (CTP)...SANDRA TURNER

GENERAL INFORMATION

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

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

1. No bond- person only
2. Petitioner seeks medical powers. Capacity Declaration filed 11/15/17.
3. Proposed conservatee is developmentally disabled. Sandy Turner appointed as counsel for conservatee. Report of Counsel Turner filed 11/20/17.
4. Proposed conservatee is developmentally disabled. **Need** IRC report.
5. Petitioners request Pr. C. § 2351.5 powers to fix the residence/dwelling; authority to access confidential records/documents/reports & other info regarding the proposed conservatee, including those in the possession of the Regional Center, authority to control the right of conservatee to contract, authority to make & consent to medical decisions for the conservatee. **JTD**
6. Petitioner seeks civil rights not be limited without court order. **JTD**
7. Citation with proof of service filed 11/06/17.
8. Due Diligence Declarations filed 11/06/17 as to Imelda Flores Aldaco (paternal grandmother) and Rogelio Gutierrez Flores (father). **JTD**
9. Notice of Hearing and proof of service filed 11/06/17; however, date of mailing is blank. Court to inquire. **JTD**.
10. **Need** Notice of Hearing and proof of service with a copy of the petition to include 30 days' notice to Inland Regional Center.

11. Certificate of Completion of the Conservatorship Training Class by Dulce filed 12/06/17. .

12. **Need** CI report.

13. ~Proposed Form Order: 10/25/17.

RECOMMENDATION

Need IRC and CI report and to clear note 10. If approved, set hearing for Compliance Review for **07/23/18** 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.

(ww)

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

DATE: 12/18/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1700415

CASE NAME: MATTER OF MELISSA VALLEZ

HEARING:
Petition for Appointment of Conservator

COUNSEL:
MARIA D VALLEZ (CP)...PRO/PER
MELISSA VALLEZ (CTP)...

GENERAL INFORMATION

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

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

1. No bond- person only
2. **Note:** Proposed conservatee will not be an adult until **01/23/18**.
3. Petitioner seeks medical powers. Capacity Declaration filed 11/13/17; however, it is incomplete. **JTD**.
4. Proposed conservatee is developmentally disabled. **Need** appointment of counsel for report.
5. Proposed conservatee is developmentally disabled. **Need** IRC report.
6. Petitioners request Pr. C. § 2351.5 powers re decisions concerning education, authority to fix the residence/dwelling; authority to access confidential records/documents/reports & other info regarding the proposed conservatee, including those in the possession of the Regional Center, authority to control the right of conservatee to contract, authority to make & consent to medical decisions for the conservatee.
7. Petitioner seeks civil rights not be limited without court order. **JTD**
8. Citation and proof of service filed 12/04/17.
9. **Need** Certificate(s) of Completion of the Conservatorship Training Class.
10. Notice of Hearing and proof of service filed 11/16/17.
11. **Need** CI report.
12. ~Proposed Form Order: 11/13/17

RECOMMENDATION

Need appointment of counsel, CI report, IRC report and to clear note 9. If approved, set hearing for Compliance Review for **07/23/18** 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.

(ww)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

DATE: 12/18/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1300245

CASE NAME: ROSE MARY WILLIAMS

HEARING:

AMENDED FIRST REPORT AND Account and Report of VALARIE
EVANS-BURBANK and Petition for allowance of fees filed.

COUNSEL:

DONNA OSBORN	(CPE)...LAYNE A BARTHOLOMEW
GALE STINSON	(PET)...ARMENTA LAW
JOYERIA LEDAY	(CP)...ARMENTA LAW
JOYERIA LEDAY	(PET)...ARMENTA LAW
MITCHELL I ROTH	(PET)...MITCHELL I ROTH
ROSE MARY WILLIAMS	(CEP)...MITCHELL I ROTH
VALARIE EVANS-BURBANK	(CE)...ARMENTA LAW

GENERAL INFORMATION

Continued from **10/24/17** at request of Attorney Roth. Objections filed. Court clears note 7. Notice given by Attorney Roth.

Continued from 11/28/17.

THIS CASE SET FOR HEARING ON **AMENDED** (09/19/17) 1st Account Current, Petition for Authority to Sell Real Property, allowance of Fees and Reduction of Bond by Valarie Evans-Burbank.

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

1. Accounting period: 06/16/15– 06/15/17.
2. Assets on hand \$495,923.91 of which \$220,873.91 is cash.
3. Report by Conservator indicates current value of estate is \$570,917.53; however, does not match value of assets on hand in Summary of Account. **Need** verified supplement.
4. **Need** statement of address in which Conservatee resided during the accounting period.
5. Attorney requests fees of \$29,038.00 for 86.4 hours at \$250/295 per hour and costs of \$4,616.88 for a total of \$33,654.00 of which \$10,800 was previously paid. Balance of \$14,307.88 is owed. Itemized [Acct.12/22 LF pgs. 46-70]. **JTD**

6. Petitioner requests reimbursement of attorney costs advanced of \$10,800 and bond premium of \$1,210 for a total of \$12,010. Generally itemized. **JTD**
7. Petitioner requests fees of \$1,833.75 for 122.25 hours bill at \$15/hour. [LF pgs. 71-76] **JTD**
8. Current bond is \$345,000. Petitioner seeks a reduction to \$214,396.65. (\$295,867.53-\$81,470.88 in Legal fees) Insufficient as Bond calculation does not include 10% recovery. If Court allows the subtraction of legal fees from calculation suggest bond of \$223,000. If not allowed, suggest bond of \$304,000. **JTD**
 - a. Requested bond amount reduction amount differ on pages 5 & 6 of petition. **Need** verified supplement to clarify which amount is correct.
9. Court to see Notice of Petitioner's Request that Court Issue A Ruling/Order on Amended Accounting by Valarie Evans-Burbank filed 12/06/17.
10. **Objections filed on behalf of conservatee on 10/23/17. Need signed proof of service.**
11. **Response to Objections by Valarie Evans-Burbank filed 11/15/17.**
12. Proposed Order: 12/06/17; however, attorney fees and costs request doesn't match petition.
- 13.

RECOMMENDATION

Matter is contested. Need to clear notes 3, 4 & 8. If approved, set hearing on the next accounting review for **06/28/18**. Accounting to be filed 30 days in advance.

(nb/ww)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

DATE: 12/18/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1500272

CASE NAME: MTR OF CHELSEA STOYKOVICH

HEARING: Hearing Re: CI REPORT (EMERGENCY HEARING)

COUNSEL:

MERLINA BURTON

(PET)...PRO/PER

CHELSEA STOYKOVICH

(PCE)...MITCHELL I ROTH

GENERAL INFORMATION

Continued from **11/09/17**. Citation issued on Merlina Burton who is cited and required to appear and show cause why she should not be removed as conservator.

Continued from **11/20/17**. After hearing Court appointed Rosa Rosado as guardian ad litem for conservatee.

Continued from 12/04/17 Public Guardian to research some facilities/board and cares for Chelsea.

THIS CASE SET FOR HEARING ON Hearing re: CI report (Emergency Hearing)

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

1. An emergency CI report was filed 11/08/17 and the hearing on 11/09/17 was set.
2. Court suspends the powers and letters of Merlina Burton, mother/limited conservator of person only.
3. Public Guardian appointed successor temporary conservator of Chelsea Stoykovich.
4. The Public Guardian has the power to remove Chelsea Stoykovich from her current residence and place her.
5. Attorney Roth is authorized to get the incident report from the Court Investigator concerning the memo filed yesterday.
6. Return of unserved citation by Sheriff's office on 11/15/17 indicating that a new date is required as the documents must be served 10 days prior to hearing. **JTD**
7. Does Court wish for a report to be filed by GAL Rose Rosado? **JTD**

RECOMMENDATION

Court's discretion.

(ww)

Future Hearing: 4/26/18: Conservatorship Compliance Review Hearing.

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

DATE: 12/18/17 TIME: 1:30 DEPT: S36P

CASE#: CIF DS1700014

CASE NAME: **MASTER FILE** CASAREZ VS. CASEREZ

HEARING:

Hearing Re: ELDER ABUSE RESTRAINING ORDER

COUNSEL:

CARLOS CASAREZ JR (RP)...MILLIGAN, BESWICK LEVINE & KNO

ELEANOR CASAREZ (PP)...RANDOLPH R MELENDEZ

XREF CIVDS1705734 (Casarez v Casarez)

Notice to Carlos Casarez, Jr, respondent, filed 04/04/17.

Response and proof of service by Carlos Casarez filed 04/11/17.

Proof of service as to Michael Casarez, respondent has not been filed; however, Attorney Randolph Melendez appeared on his behalf. Does Court still will for the proof be filed?

JTD.

(ww)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

PROBATE

DATE: 12/18/17 TIME: 8:30 DEPT: S37P

CASE#: PRO DS1000767

CASE NAME: MARILYNN SCHULER

HEARING:

Accounting Review

COUNSEL:

RUTH L. HENRICKS

(PET)...HARTNELL LAW GROUP

MARILYNN SCHULER

(DEC)...

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

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. Order re: 5th Status Report entered 12/12/16.
2. Need accounting or updated status report.

RECOMMENDATION:

Inquire status

(cs)

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

DATE: 12/18/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS0700435

CASE NAME: RICHARD ANTHONY DOMINGUEZ

HEARING: Accounting Review

COUNSEL:

NOREEN DOMINGUEZ	(PET)...(MARK C EDWARDS)
WILFRID C LEMANN	(PET)... THOMAS W DOMINICK
RICHARD ANTHONY DOMINGUEZ	(DEC)...
SUSAN M DOMINGUEZ	(PET)...HARTNELL, LISTER & MOORE
STATE OF CALIFORNIA FRANCHISE TAX BOARD	(AGN)...
BRYAN C HARTNELL	(TP)...HARTNELL LISTER & MOORE
JONATHAN REED	(STEPHEN M MAGRO)
VANIR GROUP OF COMPANIES	(MUSICK PEELER & GARRETT)
RICHARD A DOMINGUEZ	(BRYAN C. HARTNELL)
RYAN DOMINGUEZ	(BRYAN C. HARTNELL)
BENJAMIN DOMINGUEZ	(BRYAN C. HARTNELL)
DORENE DOMINGUEZ	(MITCHELL I ROTH)

CCP170.6 filed as to Judge CYNTHIA A LUDVIGSEN

GENERAL INFORMATION

Continued from 6/11/14, 07/30/14, 9/9/14, 01/12/15, 2/5/15, 2/11/15, 06/16/15, 12/10/15 and 12/12/16 at request of Mr. Hagenbuch. Corporate meeting set in December

Continued from **03/13/17** Mr. Dominick gives an oral status report and requests a 6-month continuance for corporation to resolve issues. If there is no movement on the corporation's part, a civil action will be filed.

Continued from 09/11/17 at request of counsel due to negotiation underway.

THIS CASE IS SET FOR HEARING ON Accounting Review.

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

1. Prior Status Report granted 11/06/13 indicating the personal representative, Atty Wilfrid Lemann, needed additional time in obtaining a reappraisal of decedent's stock in Vanir Group of Companies, Inc. for purposes of a sale or redemption to pay estate taxes, expenses of administration and distributive shares.
2. Need accounting or further status report.

RECOMMENDATION:

Inquire status of accounting. When the personal representative does not file an accounting as required, the court shall take action as specified in Pr.C. § 11050 et seq.

(gls/cbr/kra/vet/gls/cbr/nb/ww/cs)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1300758

CASE NAME: MTR OF LOUISE MERCEDES BORQUEZ

HEARING: FIRST AND FINAL Account and Report of DARLENE L PARRIS and
Petition for allowance of fees filed.

COUNSEL:

DARLENE L PARRIS (PET)...PRO/PER
LOUISE MERCEDES BORQUEZ (DEC)...

Waiver of Court Fees and Costs filed by DARLENE L PARRIS is GRANTED
TOTAL FEES WAIVED TO DATE: \$1110.00

GENERAL INFORMATION:

Continued from 10/16/17 to clear probate notes.

THIS CASE IS SET FOR HEARING ON AMENDED (09/27/17) Petition for Final
Distribution upon Waiver by Personal Representative, Darlene L. Parris ["Petitioner"-
daughter].

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

1. All heirs waive accounting.
2. Assets on Hand \$65,110 consisting of \$110 in cash and remaining in real property.
3. Petitioner waives compensation.
4. Need Summary of Account.
5. Need statement regarding notice to Director of Health Care Services or notice per Pr. C. § 9202(a).
6. Need statement regarding notice to California Victim and Compensation and Government Claims Board or notice per Pr. C. § 9202(b).
7. Need statement regarding notice to Franchise Tax Board or notice per Pr. C. § 9202(c)(1).
8. Need statement regarding family or affiliate relationship between the fiduciary and any agent hired by the fiduciary (Pr. C. § 1064 (a)(4)). Need verified supplement.
9. Need verified supplement indicating if cash has been invested and maintained in an interest bearing account. Pr.C.§ 1064(a)(5).
10. Need findings re: sole and separate property
11. Need findings re: known creditors.
12. Need findings re: all taxes have been paid, or reserve made for taxes

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.

13. Need bank statement to support date of death balances per Local Rule 20-908.

Supp. filed 10/16/17 indicates an account statement confirming date of death balance is no longer available per Bank of America. JTD

14. Supp. filed 10/16/17 indicates \$1,110 filing fee was paid on 06/01/17

15. ~Proposed Order 07/18/17 is not complete in and of itself. Local Rule 20-614.

RECOMMENDATION:

Appears moot. Per minute order dated 07/18/16, the Court approved the first and final accounting and indicated that the filing fees previously waived in the amount of \$1,110.00 were to be paid prior to the hearing on receipts and final discharge. When this accounting was filed, the hearing on final discharge was vacated.

Need Order after Hearing; and set next hearing for Final Discharge in 60 days on a Monday.

(nb/cs)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1400598

CASE NAME: WILLIE D WRIGHT

HEARING: Probate status report filed.

COUNSEL:

JILL TERRELL	(PET)...RAVEN C VILTZ
WILLIE D WRIGHT	(DEC)...
QUIDA HARTLEY	(PET)...LAW OFFICE OF ADRIAN T WOODWAR

GENERAL INFORMATION:

Continued from **6/30/16** per telephonic request.

Continued from **09/14/16** at request of counsel. Notice of Hearing filed in court. Notice to be given by petitioner.

Continued from **03/20/17 and 06/12/17** at request of counsel. Inventory and appraisal filed.

THIS CASE IS SET FOR HEARING ON Status report of administration (filed 05/02/16)

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

1. Letters of Administration issued to Jill Terrell, step-daughter, on 02/23/15; full authority, no bond.
2. Petitioner requests an additional six months to close the estate in order to negotiate the beneficiary buyout of the real property.

RECOMMENDATION

Court's discretion. If approved, set Accounting/Status Review for **08/20/18**. Any accounting to be filed 30 days in advance Local Rule 20-901. Note requirements of local rules.

(lc/sa/nb/cs)

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

DATE: 12/18/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600157

CASE NAME: MTR OF ROBERTA M RICHEY

SEE ALSO 6

HEARING: OSC re: Dismissal

COUNSEL:

RACHELLE WILLIAMS (PET)...PRO/PER
ROBERTA M RICHEY (DEC)...

GENERAL INFORMATION

Letters of special administration issued **02/25/16** to Rachelle Williams, daughter.
Continued from **04/11/16**. Court was advised the home had been sold.
Continued from **07/18/16**. No appearance. OSC set. Rachelle Williams ordered to be personally present.

Continued from **09/26/16** OSC taken off calendar.

Continued from **11/28/16, 02/27/17** no appearance. OSC set.

Continued from **05/15/17** OSC taken off calendar.

Continued from **07/24/17**

Continued from 10/16/17 no appearance nor has there been any contact with the court prior to the matter being called. Court sets OSC re Dismissal. Court orders Petitioner to appear at next hearing.

THIS CASE IS SET FOR HEARING ON **OSC Re:** Letters of Administration W/Full IAEA by Rachelle Williams, daughter

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

1. Petitioner alleges she is daughter and sole heir who waives bond, however, petition indicates there is a registered domestic partner who would also be an heir. **Need** verified supplement. The court may for good cause require that a bond be given, either before or after issuance of letters per Pr.C. § 8481(b).
2. Item 5.2.b. states decedent's spouse is deceased. Item 7.a. states decedent had no predeceased spouse. **Need** verified supplement. Item 5b not completed.
3. **Need** proof of publication.
4. **Need** Notice of Petition to Administer Estate and proof of service.
5. ~Proposed form Order filed 02/22/16.

RECOMMENDATION:

Need to clear notes 1-4. Court's discretion re OSC and bond. If approved, set Accounting/Status Review for 02/25/19. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rules.

(dl/lc/nb/ww/cs)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600157

CASE NAME: MTR OF ROBERTA M RICHEY

SEE ALSO 5

HEARING:

Petition for LETTERS OF ADMINISTRATION W/ FULL IAEA

COUNSEL:

RACHELLE WILLIAMS (PET)...PRO/PER
ROBERTA M RICHEY (DEC)...

See notes on previous matter #5.

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

DATE: 12/18/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600209

CASE NAME: JAMES GILBERT FUROIS

SEE ALSO 8 12

HEARING:

Petition for PAYMENT OF JUDGEMENT OR CREDITOR CLAIMS

COUNSEL:

SHARON M ROSENBERG (PET)...JEFF W. LEBLANC
JAMES GILBERT FUROIS (DEC)...
SUZANNE M GRAVES (PET)...SUZANNE M GRAVES
ONEWEST BANK N.A (TP)...ANDERSON, MCPHARLIN & CONNERS

GENERAL INFORMATION:

THIS CASE SET FOR HEARING ON Payment Of Judgement Or Creditor Claims

1. Petitioner is seeking payment on a Judgment against James and Rose Furois for work done in 2013. On 11/04/16 a Creditor's Claim and Request for Special Notice was filed as soon as petitioner learned that a probate had been opened.
2. The Judgment was awarded on 02/08/17 as a result of a dispute between Sharon Rosenberg acting in her capacity as agent under power of attorney for her parents and the Law Offices of Suzanne Graves, Inc.
3. On 02/13/17 a copy of the Notice of Entry of Judgment and Judgment was served on administrator and a corrected Creditor's Claim along with a copy of the Judgment was served on Sharon Rosenberg and her attorney Jeff W. LeBlanc.
4. Petitioner alleges Administrator was notified on many occasions that she was a creditor and failed to give notice of Administration within the probate code time constraints per Pr.C. §9051
5. Petitioner requests an order finding Sharon Rosenberg personally liable to the Law Offices of Suzanne Graves for her failure to give notice of Administration pursuant to Pr.C. § 9053(b).
6. The judgment is against the personal representative in her representative capacity. Therefore, the judgment itself conclusively establishes the validity of the claim for the amount of the judgment according to Pr.C. § 9301.
7. Petitioner is seeking a total of \$9,734.95 which consists of \$9,269.95 Judgment; \$435 costs to file this petition; and \$30 court reported fee for the hearing on this petition.

8. Requests an order determining liability of the personal representative for her willful failure to serve the Law Offices of Suzanne M. Graves, Inc. with the Notice of Administration of estate and allowing surcharge of the bond in the instance that Sharon Rosenberg fails to pay the Judgment or Creditor's Claim by the close of probate.
9. Need notice to Onewest Bank who requested special notice.
- 10. Objections filed 11/16/17 by Sharon Rosenberg.**
- 11. Objections filed 12/08/17 by SureTec. Matter referred to Legal Research.**
12. No proposed order. Submit after hearing.

RECOMMENDATION:

Need to clear notes, then Court's discretion.

(cs)

***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: 12/18/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600209

VACATE

CASE NAME: JAMES GILBERT FURIOS

SEE ALSO 7 12

HEARING:

Accounting Review

COUNSEL:

SHARON M ROSENBERG (PET)...JEFF W. LEBLANC

JAMES GILBERT FURIOS (DEC)...

SUZANNE M GRAVES (PET)...SUZANNE M GRAVES

ONEWEST BANK N.A (TP)...ANDERSON, MCPHARLIN & CONNERS

VACATE

Petition for Distribution on Wavier of Account filed 12/08/17.

(cs)

Superior Court of Calif, County of San Bernardino
Page: 8A add-on
CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: TARA REILLY

DATE: 12/18/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600384

CASE NAME: MTR OF NANCY ANNE RYTHER
HEARING: Re: FIRST AND FINAL ACCOUNTING

COUNSEL:

MARY CHRISTINE MUNSEY (PET)...AMY YORK GARRETT
NANCY ANNE RYTHER (DEC)...

CCP170.6 filed as to Judge CYNTHIA A LUDVIGSEN

GENERAL INFORMATION

Continued from 11/16/17

THIS CASE SET FOR HEARING ON First and Final Account and Petition for allowance of Fees, by executor, Mary Munsey

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

1. Accounting period 01/28/16 to 07/31/17.
2. Assets on Hand \$294,134.17 cash
3. Petitioner requests statutory fees in the amount of \$10,015.62. Calculated.
4. Petitioner originally retained services of attorney Amy York Garrett to represent her in this matter, and thereafter retained services of attorney Richard Hassen.
Statutory fees in the amount of \$10,115.62. to be paid as follows: (fees calculated)
 - a. Attorney Amy York Garrett the sum of 40% (\$4,046.24); and
 - b. Attorney Richard J. Hassen the sum of 60% (\$6,069.37).
5. Petitioner requests reimbursement in the amount of \$4,701.51. Amount expended from petitioner's personal funds on behalf of the estate for cremation, notary fees, flowers for funeral, Chase Visa payment, and Costs of retainer of attorney Richard Hassen, [itemized LF, p. 7].
6. Personal representatives seek a reserve of \$500.
7. Notice filed.
8. Proposed order: 08/17/17.

RECOMMENDATION

Court's discretion. If approved, set hearing on the filing of receipts and final discharge for **11/26/19**.

(cs)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 12/18/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600757

CASE NAME: MTR OF VERNON JEROME PETERSON

VACATED MOVED TO S36

HEARING:

Petition for Letters of Administration (Successor)

COUNSEL:

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

GENERAL INFORMATION

Mitchell Roth appointed Special administrator on 11/15/17, bond \$300,000.

THIS CASE SET FOR HEARING ON Petition for Letters of **Successor** Administrator with **limited** authority under IAEA by Shawn Peterson appointing Mitchell Roth

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

1. Kimberly Trebing, daughter, was appointed personal representative on 12/09/16. Powers were suspended on 11/15/17 until after hearing the merits and Mitchell Roth was appointed Special Administrator with, \$300,00 bond.
2. Petitioner requests bond of \$250,000 (bond amount for present administrator), for monies to be held in estate account and used for the orderly administration of the estate with all other assets/receipts to be placed into a blocked account. Estate consists of \$3,269,200 with \$957,200 in personal property. JTD
3. Randall Peterson, Lawrence Peterson, and Shawn Patterson who have priority nominate Mitchell Roth to serve as administrator.
4. Need Notice to Petition to Administer Estate and proof of service to Randall Peterson and Lawrence Peterson.
5. **Objections filed 12/12/17 by Kimberly Trebing. Need proof of service.**

6.

7. ~Proposed Form Order: 11/09/17

RECOMMENDATION

Need to clear note 4. Court's discretion re bond. If approved, set Accounting/Status Review for **02/25/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(cs)

Future Hearing: 02/21/18: Accounting Review

03/01/18 Readiness Calendar

03/01/18; 03/12/18 Report of Account and Report of Kimberly Trebing

03/01/18; 03/12/18 Pet for Removal of Administrator and Revocation of Letter of Admin

03/01/18; 03/12/18 Motion Re: Application for order of removal of personal Reprsntve

03/12/18 Court Trial for Petition for Probate of Shawn Paterson

Superior Court of Calif, County of San Bernardino
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CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: TARA REILLY

DATE: 12/18/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600319

CASE NAME: ESATE OF GILDA JOAN DONCHE

SEE ALSO 9B

HEARING: Report Sale and Petition for Order Confirming Sale of Real Property.

COUNSEL:

BRUCE BRAZEAU (PET)...ROBERT G PETROVICH
GILDA JOAN DONCHE (DEC)...
STATE OF CALIFORNIA FRANCHISE ()...
VICTIM COMPE NSATION AND GOVER (TP)...

Address: 61887 Grand View Circle, Joshua Tree, CA 92252

Appraised Value: \$80,000

Sale price: \$109,000

First overbid: \$114,950

Deposit: \$11,000

Commission: 5% = \$5,450

Additional bond: Current \$493,000 suggest bond increase of \$130,000 for a total bond of \$623,000

Reason for Sale: Necessary to pay debt and taxes.

Exposure to Market: Entered into exclusive listing with license broker. Property placed on multiple listing, on-line advertising. Property shown to prospective buyer and notice of sale published in the local paper.

Notice: **Need proof of publication**

Future Hearing Dates: 03/29/18 Accounting Review
Proposed Order: 10/26/17
(cs)

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

DATE: 12/18/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600319

CASE NAME: ESATE OF GILDA JOAN DONCHE

SEE ALSO 9A

HEARING: Report Sale and Petition for Order Confirming Sale of Real Property.

COUNSEL:

BRUCE BRAZEAU (PET)...ROBERT G PETROVICH
GILDA JOAN DONCHE (DEC)...
STATE OF CALIFORNIA FRANCHISE ()...
VICTIM COMPE NSATION AND GOVER (TP)...

Address: 61843 Valley View, Joshua Tree, CA 92252

Appraised Value: \$65,000

Sale price: \$100,000

First overbid: \$105,500

Deposit: \$10,000

Commission: 5% = \$5,000

Additional bond: Current \$493,000 suggest bond increase of \$130,000 for a total bond of \$623,000

Reason for Sale: Necessary to pay debt and expenses of administration.

Exposure to Market: Entered into exclusive listing with licensed broker. Property placed on multiple listing, on-line advertising. Property shown to prospective buyer and notice of sale published in the local paper.

Notice: **Need proof of publication**

Future Hearing Dates: 03/29/18 Accounting Review
Proposed Order: 10/26/17
(cs)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 12/18/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600791

CASE NAME: GRETA FRANCES RANEY

HEARING:

FIRST AND FINAL Account and Report of SHELLEY CURRIE and
Petition for allowance of fees filed.

COUNSEL:

SHELLEY CURRIE

(PET)...PRO/PER

GRETA FANCES RANEY

(DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON First and Final Account and Petition for allowance of Fees, by Shelley Currie, Administrator/Petitioner

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

1. Accounting period 05/28/16 to 07/21/17.
2. Assets on Hand \$367,280.65 consisting of cash and auto
3. All heirs waive accounting.
4. Petitioner waives Statutory and Extraordinary fees.
5. Petitioner requests reimbursement of fees in the amount of \$27,820.81 for money she expended for paying estate bills, including insurance and utilities in maintaining the house, and repairing it in preparation for its sale. Itemized [LF, p. 20 – 28]. JTD
6. **Amended Inventory and Appraisal filed 12/11/17 amends Capital One account balance indicating a difference of \$ \$33.31. Does court wish to deem deminimis?**
7. ~Proposed Order: 10/31/17

RECOMMENDATION

Court's discretion. If approved, set hearing on the filing of receipts and final discharge for **12/24/18**.

(cs)

Superior Court of Calif, County of San Bernardino
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CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: TARA REILLY

DATE: 12/18/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1501070

CASE NAME: Richard I Sampson

HEARING:
Probate status report filed.

COUNSEL:
RICHARD L SAMPSON (DEC)...
WILLIAM SAMPSON (PET)...MATTHEW G PFAU

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Status Report

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

1. Letters of Administration issued to William Simpson, both/sole heir, on 01/12/16, full authority, no bond.
2. Petitioner alleges the estate is not in a condition to be closed as residential property is currently in escrow and estimated to close within the next 30 days.
3. Petitioner indicates boat and trailer not valued in the Inventory and Appraisal filed 03/01/17 as they both had little or no value in their condition. Petitioner has donated both to charity.
4. Petitioner requests an additional 3 months to close the estate.
5. ~Proposed order: 11/28/17

RECOMMENDATION: **Note Petitioner requests date of 02/01/18**

Court's discretion. If approved, set next Accounting/Status Review for **02/01/18**. Any accounting to be filed 30 days in advanced Local Rule 20-901. Note requirements of Local Rule 20-908.

(cs).

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San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 12/18/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700877

CASE NAME: BARRY D WAGONER

HEARING:

Petition for LETTERS OF ADMINISTRATION W/FULL IAEA

COUNSEL:

GARY CHARLTON

(PET)...LAW OFFICE OF GRACE A LOU

BARRY D WAGONER

(DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by Gary Charlton, brother-in-law

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

1. Estate value consists of \$175,000.00 with \$5,000.00 in real property. Petitioner seeks bond of \$175,000. Appears adequate.
2. **Section 5(g) indicates decedent was survived by parents of predeceased spouse or issue of those parents all of which are listed in section 8; however, section 8 does include parents of predeceased spouse. Need clarification.**
3. **Need declination by parents of deceased spouse as they have priority.**
4. Notice to Petition to Administer Estate and proof of service filed 09/28/17 does not indicate whether a copy of petition was served. Court to clarify.
5. ~Proposed Form Order: 09/05/17

RECOMMENDATION

RFA subject to note 2 and 3. Court's discretion re bond. If approved, set Accounting/Status Review for **12/24/18**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(cs)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/18/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1400459

CASE NAME: PAULA JACOBO

HEARING:
Hearing re Final Discharge

COUNSEL:

DENISE PETERSON	(PET)...LAW OFFICES OF LEAH L. DIXON
PAULA JACOBO	(DEC)...
STACY JACOBO	(MIN/BEN)...MITCHELL I ROTH
W.A. HLAVATY	(PET)...LAW OFFICES OF LEAH L. DIXON
MITCHELL ROTH	(PET)...MITCHELL I ROTH
ANN VALADEZ	(TEE)...

GENERAL INFORMATION:

Continued from **04/25/17 and 07/10/17** at request of petitioner.

Continued from **09/25/17** no appearance . W.A. HLAVATY and/or COUNSEL is ordered to be present at next hearing if final discharge not filed.

Continued from 11/20/17 at request of counsel due to waiting for receipt.

THIS CASE IS SET FOR HEARING ON Final Discharge

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

1. Stipulation and Order for Final Distribution entered 11/22/16.
 - a. Reserve of \$40,000 held for one year. Does court wish to obtain receipts.
JTD
2. **Receipt from Ann Valadez Trustee of the Special Needs trust for Stacy Jacobo filed 11/30/17.**
3. Need Ex-Parte Petition/Order for Final Discharge.

RECOMMENDATION:

Court's discretion
(nb/cs)

Future Hearing: 10/15/18: Accounting Review SNT

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

DATE: 12/18/17 TIME: 8:35 DEPT: S37P

CASE#: PRO PS1600209

CASE NAME: JAMES GILBERT FURIOS

SEE ALSO 7 8

HEARING:

Motion Re: MOTION TO BE RELIEVED AS COUNSEL Filed by Petitioner
SHARON M ROSENBERG

COUNSEL:

SHARON M ROSENBERG (PET)...JEFF W. LEBLANC
JAMES GILBERT FURIOS (DEC)...
SUZANNE M GRAVES (PET)...SUZANNE M GRAVES
ONEWEST BANK N.A (TP)...ANDERSON, MCPHARLIN & CONNERS

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Motion to be Relieved as Counsel by Petitioner,
Sharon M. Rosenberg

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

1. Petitioner, Jeff W. Leblanc, seeks to be removed as counsel for Sharon M. Rosenberg, Execurtor. Petitioner alleges that he has repeatedly requested documentation and information to complete the accounting in this matter, but the client has been unwilling or unable to comply with requests and has been non-responsive to counsel's attempt to communicate.
2. Notice of Hearing and proof of service filed. However, need compliance with Rules of Court, rule 3.1362(d), including service of Notice of Motion, Declaration and Proposed Order. Notice to include Suretec Insurance Company, OneWest Bank N.A, and Suzanne M. Graves, Eq. who have requested special notice.
3. ~Proposed Form Order: 08/31/17.

RECOMMENDATION

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

(cs)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

CONSERVATORSHIPS

DATE: 12/18/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1400327

CASE NAME: GREGORY SMITH

VACATED

HEARING:

Accounting Review

COUNSEL:

HEATHER ROBINSON

(CPE)...RICHARD A. LEPORE

GREGORY SMITH

(CTE/CTP)...MATTHEW E. SHEASBY

PUBLIC GUARDIAN

(CPE)...COUNTY COUNSEL

CASEY HAGOOD

(CP)...PRO/PER

**VACATE First Accounting and Report filed 10/16/17 and set for Hearing on 12/19/17.
(cs)**

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

DATE: 12/18/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1500275

CASE NAME: Kanwaljit K. Dua

HEARING:

SUMMARY Account and Report of RAVIA K. TEJ and Petition for allowance of fees filed.

COUNSEL:

RAVIA K. TEJ	(PET)...BRINDA GANDHI
KANWALJIT K DUA	(CTP)...PRO/PER
KANWALJIT K DUA	(PET)...ARUNA RODRIGO

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON SUMMARY Account and Report of RAVIA K. TEJ and Petition for allowance of fees

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

- 1 Accounting period: 05/24/16 – 09/06/17. Conservator was appointed on 04/07/16. Need accounting period to start with 04/07/16.
- 2 Assets on hand: \$469,061.45 consisting of cash
- 3 **Need** bank statement to support ending balance per local rule 20-908.
- 4 Bond set at \$20,000. Suggest bond be set at \$525,350. JTD
- 5 Schedule A does not include conservatee's social security income. Need verified supplement clarifying monthly amount of social security received.
- 6 Receipts and disbursements do not seem to balance need corrected Summary of Account and supporting schedules.
- 7 Need verified supplement clarifying payments made to Chugh Law Firm.
- 8 Need statement regarding family or affiliate relationship between the fiduciary and any agent hired by the fiduciary (Pr. C. § 1064 (a)(4)).
- 9 Need verified supplement indicating if cash has been invested and maintained in an interest bearing account. Pr.C.§ 1064(a)(5).
- 10 Need findings re: sole and separate property.
- 11 Need statement re conservatee's current address per Local Rule 20-1406(a)
- 12 Need findings re notice to Director of State Hospitals and the Director of Developmental Services per Pr.C. §1461.
- 13 Need Notice of Hearing and Proof of Service.

- 14 It appears petitioner nor attorney are seeking compensation.
15 No proposed Order. Submit after hearing.

RECOMMENDATION:

This accounting does not appear to be a true and complete accounting and should be deemed in the nature of a status report. There is insufficient information and known defects that should preclude the Court from approving this accounting period. Need proper, amended account per Pr. C. § 1060 et seq. to be set on first check calendar no sooner than **02/19/18**. Any account to be filed 30 days' before hearing. Note requirements of Local Rules.

(cs)

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

DATE: 12/18/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1600037

CASE NAME: MTR OF CHRIS CLAYTON JACKSON JR.

HEARING: Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of CHRISTINA JACKSON

COUNSEL:

CHRISTINA JACKSON (PET)...PRO/PER
CHRIS CLAYTON JACKSON JR (PCE)...MARK J. ANDREW FLORY

GENERAL INFORMATION:

Referred to Court Investigator for investigation and report on 04/12/16.

Continued from **07/12/16**. No appearance.

Continued from **09/20/16** by stipulation. Counsel's report will report that notice of conservatee's right was sent.

Continued from **12/05/16, 02/03/17 and 04/17/17**. Counsel states that he has not located his client. There is a possibility the Conservator and conservatee are in Washington State. The last known address Attorney Flory has is 1356 Watson Ave Costa Mesa, CA 92626. Referred to CI.

Continued from 10/16/17. Court does not require a Statement of Care Plan, thus clearing probate note 2. Mr. Flory informs the Court conservatee is currently in custody in orange county. Pursuant to the public guardian's request, the court relieves the public guardian in this matter.

THIS CASE IS SET FOR HEARING ON Compliance Review

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

1. Christina Jackson, sister, appointed Conservator of the person on 04/15/15 in Riverside County.
 - a. Proposed San Bernardino Letters received on 12/05/16. However, the box for "conservator" in section 1 is not checked and the Court address is incorrect? Require proper letters.
2. Determination of Conservatee's Appropriate Level of Care filed 12/22/15.
3. Court Investigator Special Report filed 04/19/17.
4. **Need** report of court-appointed counsel, Mark Flory.
5. Notice of change of address by CI's office filed 04/19/17 indicates that conservatee now resides in Orange, CA. Does Court wish to transfer case.

6. Post-Move Notice of Change of Address filed 10/16/17; however, proof of service is not dated at signature line.
7. ~Proposed letters 12/05/16.

RECOMMENDATION:

Need to clear notes 1, 4, & 6, then Court's discretion.

(lc/nb/ww/nb/cs)

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

DATE: 12/18/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1700329

CASE NAME: MTR OF ERIK JOSEPH HERNANDEZ

HEARING:

Petition for Appointment of Conservator

COUNSEL:

FELIX MENDEZ HERNANDEZ (CP)...PEXTON LAW, APC
LESLEE HERNANDEZ (CP)...PEXTON LAW, APC
ERIK JOSEPH HERNANDEZ (CTP)...JENNIFER M DANIEL

GENERAL INFORMATION

Ex parte orders entered 09/06/17. Court appointed attorney Jennifer Daniel as counsel for Erik Joseph Hernandez.

Continued from 10/16/17 at request of counsel to clear probate notes.

THIS CASE SET FOR HEARING ON Petition for Appointment of Limited Conservator person only by Felix and LesLee Hernandez, parents

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

1. Petitioners request powers under Pr. C. §2351.5 but did not provide attachment 1h specifying powers, and did not complete item 1j of petition re orders limiting civil rights. Need verified supplement.
2. Proposed conservatee is developmentally disabled. Need IRC report.
3. Need return of Citation.
4. Need Certificate of Completion of the Conservatorship Training Class.
5. Need Notice of Hearing and Proof of Service.
6. Proposed conservatee is developmentally disabled. Report of Counsel Jennifer Daniel filed 10/16/17.
7. Court Investigator report filed.
8. Capacity Declaration filed 08/30/17.
9. ~Proposed Form Order: 08/30/17

RECOMMENDATION

Need to clear notes 1-5. If approved, set hearing for Compliance Review for **07/23/18** for the filing of the following: proof of service of Order with Notification of Conservatee's rights per Pr.C.§1830(c); Level of Care and Care Plan per Pr.C.§2352.5.

(lh/nb/cs)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 12/18/17 TIME: 9:30 DEPT: S37P

CASE#: VC VS249

CASE NAME: IN THE MATTER OF JOHN P JOSEPH

HEARING:

Hearing Re: COURT INVESTIGATOR REPORT

COUNSEL:

JOHN PAUL JOSEPH (CEE)...JENNIFER M DANIEL

DOROTHY JOSEPH (CP)...

GENERAL INFORMATION:

THIS CASE SET FOR HEARING ON Court Investigator Report

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

1. Matter continued from 11/16/17, wherein after review of CI report filed 11/06/17, Court appointed Jennifer Daniel for conservatee, John Paul Joseph.
2. Need Report of Court appointed Counsel, Jennifer Daniel.

RECOMMENDATION:

Inquire status of report. Court's discretion.

(cs)