



Second/Final Check

Superior Court of California
County of San Bernardino
Probate Department

Probate Notes for Calendar Date: 12/20/17

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

11/29/17h

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: 12/20/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1300468

CASE NAME: LUGARDA WALLIS

HEARING:

Accounting Review

COUNSEL:

ROSE LOW

(PET)...THOMAS W DOMINICK

LUGARDA WALLIS

(DEC)...

HAROLD WALLIS

(RES)...JOHN F WEBER

XREF: PROPS1501022 *HAROLD M WALLIS*

GENERAL INFORMATION

Continued from **08/10/16, 10/26/16, 02/01/17 and 03/01/17**. Counsel advised that there is difficulty in contacting Sherman Wallis and Counsel. Counsel requested that court authorize Rose Law to obtain possession of house in Barstow, so house will not be lost as it has been subject to vandalism. Request granted.

Continued from 05/10/17 and 06/21/17.

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

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

1. Letters of Administration issued to Rose Low, daughter, on 6/9/15; full authority no bond.
2. **Need** a final inventory & appraisal.
3. **Need** an accounting or status report.

RECOMMENDATION:

Need to clear notes 2-3.

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

(sa/lc/lh)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 12/20/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1500111

CASE NAME: MTR OF BONNIE M HICKOX TRUST

SEE ALSO 3

HEARING:

Hearing Re: STATUS RE SETTLEMENT

COUNSEL:

DEBORAH K HICKOX

(PET)...LAW OFFICE OF DAVID PHILIPSON

BONNIE M HICKOX TRUST

(TRU)...

GARY HICKOX

(PET/OBJ)...EDWARD G. OPERINI

See notes on next matter #3.

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

DATE: 12/20/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1500111

CASE NAME: MTR OF BONNIE M HICKOX TRUST

SEE ALSO 2

HEARING:

Hearing Re: OSC RE DISMISSAL

COUNSEL:

DEBORAH K HICKOX	(PET)...LAW OFFICE OF DAVID PHILIPSON
BONNIE M HICKOX TRUST	(TRU)...
GARY HICKOX	(PET/OBJ)...EDWARD G. OPERINI

GENERAL INFORMATION

Continued from 11/01/17. No appearance. Court notes it is in receipt of Request for Dismissal. Court set OSC re Dismissal and orders that Counsel be present either by CourtCall or personal appearance to address additional issue of accounting.

THIS CASE SET FOR HEARING ON OSC re Dismissal/Status re Settlement

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

1. Matter set at 04/17/17 Trial for Removal of Trustee, Compel Accounting etc. when settlement was reached. Court signed Stipulation and Order with terms stated. Counsel agreed to have pending matters dismissed. Counsel noted that if Counsel filed a statement that all terms of settlement are complete, hearing on 11/01/17 would go off calendar.
2. **Declaration of Attorney Operini filed 11/09/17** in response to OSC re accounting indicates that Gary Hickox fulfilled the terms of the settlement agreement, and in turn successor trustee Deborah Hickox submitted a request for dismissal and would not require an accounting. Attorney Operini believed the matter was off calendar when the request for dismissal was submitted; thus, he did not appear at hearing on 11/01/17.

RECOMMENDATION

Court's discretion.

(ww/lc/lh)

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

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

DATE: 12/20/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1600533

CASE NAME: DANIEL ROBERTO ARES

HEARING:
Accounting Review

COUNSEL:
ROSEMARY JAHEN (PET)...PRO/PER
DANIEL ROBERTO ARES (DEC)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Accounting Review re Rosemary Jahn,
administrator

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

1. Letters of Administration issued 10/19/16 to Rosemary Jahn with full authority, no bond.
2. Need final Inventory and Appraisal with supporting financial statements per Local Rule 20-908.
3. No accounting or status report of administration. Need same.

RECOMMENDATION

Inquire status
(lh)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/20/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1600812

CASE NAME: MTR OF JIMMY ROMERO

HEARING:

Accounting Review

COUNSEL:

HEATHER ROMERO (PET)...TREVOR D MARTIN
JIMMY ROMERO (DEC)...
MICHAEL A ROMERO (PET)...BRYAN C. HARTNELL
STATE OF CALIFORNIA FRANCHISE TAX BOARD (TP)...PRO/PER

Waiver of Court Fees and Costs filed by HEATHER ROMERO is GRANTED

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Accounting Review re Michael Romero

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

1. Letters of Administration issued to Michael Romero on 10/12/16 with full authority, no bond.
2. Final Inventory and Appraisal filed 02/08/17.
3. No accounting or status report of administration. Need same.

RECOMMENDATION

Inquire status.

(lh)

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 12/20/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1700893

VACATED

CASE NAME: MANUEL SANDOVAL ESQUER

HEARING:

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

COUNSEL:

JULIE A ESQUER

(PET)...JOSEPH D BORJAS

MANUEL SANDOVAL ESQUER

(DEC)...

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

DATE: 12/20/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1700902

CASE NAME: PEARL E. SCOTCH

HEARING:

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

COUNSEL:

JARRETT G. ROTH	(PET)...BERMAN & BERMAN
PEARL E. SCOTCH	(DEC)...

X-Ref Matter: PROPS1700903 (*Estate of William K Scotch, son*)

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Letters of Administration with Will Annexed with Full Authority under IAEA by Jarret Roth, nominee

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

1. Requested bond \$250,000. Appears sufficient.
2. Petition, item #11 indicates William K. Scotch, son, post-deceased decedent in 2017. See next matter #8.
3. ~Proposed form Order: 09/12/17

RECOMMENDATION

RFA. Court's discretion re bond. If approved, set future hearing for Accounting/Status Review on **02/27/19**. Any accounting to be filed 30 days in advance. Note requirements of Local Rules.

(lh)

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

DATE: 12/20/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1700903

CASE NAME: WILLIAM KENNETH SCOTCH

HEARING:

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

COUNSEL:

JARRETT G. ROTH (PET)...BERMAN & BERMAN
WILLIAM KENNETH SCOTCH (DEC)...

X-Ref Matter: PROPS1700902 (*Estate of Pearl E. Scotch, mother*)

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Letters of Administration with Will
Annexed with Full Authority under IAEA by Jarret Roth, nominee

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

1. Requested bond \$250,000. Appears sufficient.
2. Petition indicates decedent, William Scotch, post-deceased his mother, Pearl Scotch. Estate assets solely consist of 100% inheritance from the Estate of Pearl Scotch. See prior related matter #7.
3. ~Proposed form Order: 09/12/17

RECOMMENDATION

RFA. Court's discretion re bond. If approved, set future hearing for Accounting/Status
Review on **02/27/19**. Any accounting to be filed 30 days in advance. Note
requirements of Local Rules.

(lh)

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

DATE: 12/20/17 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1701152

CASE NAME: Charles R Hamlin

HEARING:
Spousal Property Petition hearing.

COUNSEL:

BARBARA D HAMLIN (PET)...HARTNELL LAW GROUP
CHARLES R HAMLIN (DEC)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Spousal Property Petition

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

1. Decedent died intestate testate on 04/04/17 and is survived by a spouse and 6 children.
2. Petitioner requests determination of decedent's property passing to the surviving spouse without administration and confirmation of property belonging to the surviving spouse.
3. Petitioner attached a copy of the marriage certificate in Attachment 2a [LF pg4].
4. **Petition is incomplete at item #7. Need verified supplement with** Attachment 7 explaining the facts upon which the petitioner bases the allegation that property should pass or be confirmed.
5. ~Proposed form order:

RECOMMENDATION:

Need to clear note 4, then Court's discretion.

(lh)

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

DATE: 12/20/17 TIME: 8:35 DEPT: S35P

CASE#: PRO PS1401122

CASE NAME: Irene Helen McEllistrim

HEARING:

Motion Re: TO BE RELIEVED AS COUNSEL Filed by Petitioner AMY
TORGERSEN

COUNSEL:

AMY TORGERSEN (PET)...RICHARD S PRICE
IRENE HELEN MCELLISTRIM (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Motion to be relieved as Counsel by R. Sam Price, Esq

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

1. Petitioner, R. Sam Price, Esq seeks to be removed as Counsel, alleging there has been an irrevocable breakdown in communication that the attorney-client relationship can no longer continue pursuant to Cal Rules of Prof. Conduct 3700(C)(d-f), (C)(5)-(C)(6).
2. Notice given.
3. ~Proposed Form Order: 09/08/17

RECOMMENDATION

Court's discretion.

(lh)

Future Hearing: 5/31/17: Accounting Review

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Page: 10A add-on
CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: STANFORD E. REICHERT **MISC.**

DATE: 12/20/17 TIME: 8:35 DEPT: S35P

CASE#: CIP DS1700163

CASE NAME: IN RE: WILLIE WALKER

HEARING:

Hearing Re: Petition for Compromise of Disputed Claim

COUNSEL:

WILLIE WALKER

(PET)...ABIR, COHEN, TREYZON & SALO

No notes Court's discretion.

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT **CONSERVATORSHIPS**

DATE: 12/20/17 TIME: 9:30 DEPT: S35P

CASE#: CON PS0800031

CASE NAME: JOSE JUAN PADRON RODRIGUEZ

SEE ALSO 12

HEARING:

OSC re: Meet & Confer Re: 6th Accounting filed by EVELYN
JENNIFER PADRON

COUNSEL:

EVELYN JENNIFER PADRON	(PCR/CPE/CP)... J. DAVID HORSPO
JOSE JUAN PADRON RODRIGUEZ	(PCE)...MITCHELL I ROTH
GREG OVEROSS	(SC)...PATRICK L. HANRAHAN
JOSE JUAN PADRON RODRIGUEZ	(CEP/CTP)...MITCHELL I ROTH
MITCHELL I ROTH	(PET)...MITCHELL I ROTH
MATTHEW E SHEASBY	(PET)...CHO, SHEASBY, CHUNG & IG
S.N. TRUST OF JOSE JUAN PADRON	(TRU)...
LOURDES BARRAGAN	(RES)...LENITA A SKORETZ

XREF: SBFSS67433 (MF Lourdes Barragan vs Juan Padron) **CIVDS1504049**
(24-Seven Home Health -V- Rodriguez)

GENERAL INFORMATION:

Continued from 04/28/16, 05/12/16 and 07/22/16. Court granted a partial payment of \$10,000 to Trustee for fees and reserve on all other issues. Attorney fees for Patrick Hanrahan granted.

Continued from 12/07/16 and 03/15/17. The Court does not order the 6th accounting approved and continues the hearing to 8-2-17. The Court orders Greg Oveross to file the 7th accounting by 4:00pm on 6-28-17.

Continued from 08/08/17. Court orders Mr. Horspool to file and serve his written objections to accountings by 4PM on 10/04/17. Court orders that there be no more accountings or further invoicing by Pro-Books. Court orders parties to meet and confer by 4:00PM on 09/13/17. Failure to comply could result in sanctions.

Continued from 11/08/17 for examiners to review third supplement. Court sets OSC re resignation of Greg Oveross and appointment of successor trustee for 12/20/17. Court notes it will determine a date to set the issue of the 8th and final account of Greg Oveross on 12/20/17.

THIS CASE IS SET FOR HEARING ON **OSC re Meet & Confer re: 6th** account current of SNT and Conservatorship and Petition for fees.

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

1. Accounting period covers 12/01/14 – 11/30/15.
2. Assets on hand in the SNT \$122,996.01, consisting of \$32,929.19 in cash and remainder in securities, furniture and a 2007 Hummer vehicle. **See 3rd Supp. to 6th acct filed 10/26/17 regarding newly discovered deposits from 12/01/14 to 04/02/15 totaling \$96,410.88. Need amended accounting to include revised Summary of Account and Schedules.**
3. **NOTE:** The assets have substantially dwindled since 2010. Question the estate plan for beneficiary as the assets appear to be reduced at a rate of \$120,000 per year. Need verified supplement. **Supplement filed regarding care, budget, litigation etc on 05/04/16.**
4. Petitioner requests trustee fees of \$21,620 for 179.6 hours at \$90/175 per hour for a total of. Itemized. Court to determine reasonableness of hourly rate. Itemized [LFpgs166-182]. **\$10,000 partial fees granted 07/22/16.**
5. Attorney Patrick Hanrahan requests fees of \$21,245 for 60.7 hours at \$350 per hour for paralegal and attorney services respectively. Itemized [LFpgs188-191]. Granted
6. Attorney requests reimbursement of \$2,017.46 for court costs advanced.
7. Declaration filed by J. David Horspool on 05/10/16 stating the high fees already paid in this estate and placement of conservatee issues.
8. Declaration also filed by Evelyn Padron, Conservator, on 05/10/16.
9. Petitioner requests a reduction of bond from \$770,000 to \$567,000. **However, see notes on 7th accounting suggesting increase of bond in matter #13.**
10. **Declaration of J. David Horspool in Response to 3rd Supplement to 6th Account filed 10/31/17** expresses concerns of estate mismanagement and requests that Court not approve the Sixth and Seventh Accountings until trustee's actions regarding "missing deposits" is further reviewed.
 - a. Declaration further requests that paperwork used to open the fiduciary account containing the missing annuity payments are provided to Court, Counsel, and Attorney Roth. **JTD**
11. Submit proposed order after hearing.

RECOMMENDATION:

Court's discretion re OSC and bond.

Need amended accounting to be set no sooner than **02/01/18.**

(lc/lh)

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

DATE: 12/20/17 TIME: 9:30 DEPT: S35P

CASE#: CON PS0800031

CASE NAME: JOSE JUAN PADRON RODRIGUEZ

SEE ALSO 11

HEARING:

SEVENTH Account and Report of GREG OVEROSS and Petition for allowance of fees filed.

	COUNSEL:
EVELYN JENNIFER PADRON	(PCR/CPE/CP)... J. DAVID HORSPO
JOSE JUAN PADRON RODRIGUEZ	(PCE)...MITCHELL I ROTH
GREG OVEROSS	(SC)...PATRICK L. HANRAHAN
JOSE JUAN PADRON RODRIGUEZ	(CEP/CTP)...MITCHELL I ROTH
MITCHELL I ROTH	(PET)...MITCHELL I ROTH
MATTHEW E SHEASBY	(PET)...CHO, SHEASBY, CHUNG & IG
S.N. TRUST OF JOSE JUAN PADRON	(TRU)...
LOURDES BARRAGAN	(RES)...LENITA A SKORETZ

*****Court to review prior matter # 11 before ruling on this matter*****

XREF: SBFSS67433 (MF Lourdes Barragan vs Juan Padron) **CIVDS1504049**
(24-Seven Home Health -V- Rodriguez)

GENERAL INFORMATION:

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

THIS CASE IS SET FOR HEARING ON *Seventh* Account Current and Report of Trustee and Conservator of the Estate and Petition for Fees by Greg Oveross ["Petitioner"].

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

1. Accounting period 12/01/15 to 04/30/17.
2. Assets on Hand \$128,748.56 consisting of \$74,222.03 in cash and remaining in personal property. **See 3rd Supp. to 7th Account filed 10/26/17 regarding newly discovered deposits from 01/04/16 to 12/02/16 totaling \$99,616.53. Need amended accounting to include revised Summary of Account and Schedules.**

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.

3. Current bond of \$770,000. **Suggest minimum bond increase to \$793,000.** Need further information regarding terms of the annuity deposits described in 3rd Supplement to 7th Accounting filed 10/26/17 which may affect annual income/bond calculation. JTD
4. Trustee requests compensation of \$5,630. Billed at \$100-\$125/hour for 51.70 hours' time. Itemized [see supp. filed 07/14/17, LF, pgs.139-153]. JTD.
5. Attorney requests fees of \$33,450 for services to Petitioner in capacities as Trustee and Conservator of the estate against the lawsuit brought by 24-Seven Home Health, Inc. Billed at \$375/hour for 89.20 hours' attorney time. Itemized [LF, pgs.39-42]. JTD.
6. **Attorney requests reimbursement of costs advanced of \$488.99 - \$11.08 for postage = \$477.99.** Itemized [LF, p. 42-46]
7. Petitioner has paid for at home care services during this accounting period totaling \$285,663.11. Detail Payment and Time cards submitted in lieu of required, verified declarations, to verify dates of service, performance of services and that payment has been received per Local Rule 20-1406(c), by April Indira Medal, Adrianna Robles, Daisy Corrales Mendoza and Sofia Brown. JTD.
8. Notice filed 07/14/17 reflects incorrect hearing date; does not include conservatee/beneficiary; and does not give 30 days' notice. **Need proper notice and service.**
9. **Declaration of J. David Horspool in Response to 3rd Supplement to 6th Account filed 10/31/17** expresses concerns of estate mismanagement and requests that Court not approve the Sixth and Seventh Accountings until trustee's actions regarding "missing deposits" is further reviewed.
 - a. Declaration further requests that paperwork used to open the fiduciary account containing the missing annuity payments are provided to Court, Counsel, and Attorney Roth. JTD
10. No proposed order.

RECOMMENDATION:

Court's discretion re bond.

Need amended accounting to be filed no sooner than **02/01/18.**

(nb/lh)

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 12/20/17 TIME: 9:30 DEPT: S35P

CASE#: CON PS1600382

CASE NAME: CARMEN MARQUEZ

SEE ALSO 14

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of SARA SHERMAN

COUNSEL:

SARA SHERMAN

(PET)...GAUDY LAW, INC

CARMEN MARQUEZ

(CEP)...

See notes on next matter #14.

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 12/20/17 TIME: 9:30 DEPT: S35P

CASE#: CON PS1600382

CASE NAME: CARMEN MARQUEZ

SEE ALSO 13

HEARING:

Hearing Re: STATUS RE WAIVER OF ACCOUNT

COUNSEL:

SARA SHERMAN

(PET)...GAUDY LAW, INC

CARMEN MARQUEZ

(CEP)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Status of Accounting

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

1. Matter set on 10/18/17, wherein, Counsel informed Court that conservatee passed away. Court ordered Sara Sherman to be personally present and cleared notes regarding compliance review.
2. **Need** Notice of Death of Conservatee.
3. **Need** Final Inventory and Appraisal.
4. **Need** Final Accounting for pre-death and post-death accounting periods per Pr. C. §2620.

RECOMMENDATION

Inquire status.

(lh)

Superior Court of Calif, County of San Bernardino

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PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: STANFORD E. REICHERT

DATE: 12/20/17 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700042

CASE NAME: WILLIAM JUNIOR SANDY YOUNG

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of BARBARA ETTA SMITH

COUNSEL:

BARBARA ETTA SMITH (CP)...PRO/PER
WILLIAM JUNIOR SANDY YOUNG (CTP)...PRO/PER

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Compliance Review

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

1. Barbara Smith appointed Conservator of the person of William Young on 05/17/17.
2. Determination of Conservatee's Appropriate Level of Care filed 08/08/17 is incomplete at item#2a and #4a regarding conservatee's personal residence. **Need** completed form.
3. Notification of Conservatee's rights filed 05/30/17.
4. Care Plan filed 08/08/17.

RECOMMENDATION

Need to clear note 2.

(lh)

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

DATE: 12/20/17 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700413

CASE NAME: DeChauncey DeRey Duncantell Turner Downtain

HEARING:
Petition for Appointment of Conservator

COUNSEL:
SHEILA DOWNTAIN (CP)...OLIVER M RILEY
DECHAUNCEY DEREY DUNCANTELL (CTP)...
KATHRYN FERGUSON (CP)...OLIVER M RILEY

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Appointment of Limited Conservator person only by Sheila Downtain (mother) and Kathryn Ferguson (mother's spouse)

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

1. Petitioner seeks orders related to powers per Pr. C. §2351.5 to fix residence, access confidential records, consent/withhold consent to marriage, limit right to contract, control social/sexual contacts, and make decisions re education.
JTD
2. Petitioner seeks medical powers. Capacity Declaration filed 11/17/17.
3. Proposed conservatee is developmentally disabled. **Need** appointment of counsel for report.
4. Proposed conservatee is developmentally disabled. **Need** IRC report.
5. **Need** Certificate of Completion of the Conservatorship Training Class.
6. **Need** return of citation.
7. **CI Report filed 12/11/17.**
8. ~Proposed Form Order: 11/02/17

RECOMMENDATION

Need to clear notes 3-6. If approved, set hearing for Compliance Review for **07/25/18** for the filing of the following: proof of service of Order with Notification of

Conservatee's rights per Pr.C.§1830(c); Level of Care and Care Plan per
Pr.C.§2352.5.
(lh)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/20/17 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700423

CASE NAME: MTR OF JOAN LETTERLY

HEARING:

Petition for Appointment of Conservator

COUNSEL:

HAROLD LETTERLY (CEP)...FULLERTON LEMANN SCHAEFER & DO
JOAN LETTERLY (CEP)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Appointment of Conservator person and estate by Harold Letterly, spouse

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

1. Petitioner seeks bond of \$1,489,440. Appears sufficient.
2. Petitioner seeks powers under Pr. C. §2591(c)(1) and (c)(2) to sell real property at public or private sale without Court confirmation, including personal residence, in the interest of proposed conservatee. JTD
3. Petitioner seeks medical powers, including exclusive authority to make medical decisions based on proposed conservatee's best interests and personal values pursuant to Pr. C. §2355(a). JTD
 - a. **Need** Capacity Declaration.
4. Petitioner seeks dementia powers.
 - a. **Need** Dementia Attachment (form GC-313).
 - b. **Need** appointment of counsel for report.
5. **Need** return of citation.
6. **Need** Certificate of Completion of the Conservatorship Training Class.
7. **CI Report filed 12/13/17.**
8. Petition lists proposed conservator, Harold Letterly (spouse), as the only relative within 2nd degree, and also in List of Required Contact Information. **Court to inquire.**
9. ~Proposed Form Order: 11/14/17

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

RECOMMENDATION

Need to clear notes 3-6. If approved, set hearing for Compliance Review for **07/25/18** for the filing of the required documents and hearing re Accounting Review for **02/27/19**. Any accounting to be filed 30 days in advance.
(lh)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

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

DATE: 12/20/17 TIME: 1:30 DEPT: S35P

CASE#: PRO PS1500520

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

VACATED

HEARING:

Hearing Re: Court Trial (Day #3)

COUNSEL:

RAYMOND SCOTT MALLORY

(PET)...PRO/PER

LYLE LEROY MALLORY

(DEC)...

THE CHAPPY TRUST

(TRU)...

RICHEY LYLE MALLORY

(RES)...H FORD SHERIDAN

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: 12/20/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1401040

CASE NAME: KATHLEEN MARIE MYERS

HEARING:

FIRST AND FINAL Account and Report of ZACHARIAH J MYERS and
Petition for allowance of fees filed.

COUNSEL:

ZACHARIAH J MYERS	(PET)...DIANA J CARLONI
KATHLEEN MARIE MYERS	(DEC)...
ROBERTA L TAYLOR	(TP)...ROBERTA L TAYLOR

GENERAL INFORMATION

Continued from **07/06/17** and **08/24/17**. Tax bill just received.

Continued from 11/16/17.

THIS CASE SET FOR HEARING ON Waiver of Account, Distribution and Petition for Allowance of Fees by Zachariah Myers, son.

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

1. Assets on hand: \$128,369.43
2. **Amended Waiver of Account in the form of a supplement filed 12/13/17.**
3. Petitioner waives statutory compensation.
4. Counsel seeks statutory fees of **\$7,555.61**. Counsel Taylor to receive 40% at \$3,022.24; Counsel Carloni to receive 60% at \$4,533.37. However, the total inventory and appraisal was miscalculated as \$406,515.04 in supplement filed 12/13/17. **Need verified supplement with proper calculation of total Inventory and Appraisal [\$396,515.04]/losses/gains.**
5. Attorney seeks reimbursement of filing fee costs of \$465. **[Sup.12/13/17, itemization]. JTD**
6. Petitioner Zachariah seeks reimbursement of costs to former Counsel Roberta Taylor of \$945.50. **[Sup.12/13/17, itemization]. JTD**
7. **Petitioner Zachariah seeks reimbursement of costs of \$1,414. [Sup.12/13/17, itemization]. JTD**
8. Pool business was lost as no buyers were allegedly acquired.
9. **Waiver of Account filed by all heirs on 12/13/17.**

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.

10. Proposed Order filed 12/13/17 approved subject to note 4.

RECOMMENDATION

Need to clear note 4. If approved, set hearing on the filing of receipts and final discharge for **12/26/18**.

(lc/lh)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

DATE: 12/20/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1500015

CASE NAME: MARVIN MARKS

HEARING:

Hearing re Final Discharge

COUNSEL:

JACQUELINE LINCOLN

(PET)...THOMAS M ALEXANDER

MARVIN MARKS

(DEC)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Final Discharge

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

1. Receipts filed 09/11/17.
2. Proposed Order for final discharge sent to department for signature.

RECOMMENDATION

None.

(lh)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/20/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600236

CASE NAME: ELLA MAE BILLUPS

HEARING:
Hearing re Final Discharge

COUNSEL:
JANEL KAY STELLHORN (PET)...BRIAN J HOLOHAN
ELLA MAE BILLUPS (DEC)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Final Discharge

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

1. Receipts filed.
2. Ex Parte Petition for Final Discharge and Order submitted 12/14/17 and forwarded to department for review.

RECOMMENDATION

Court's discretion.
(lh)

Superior Court of Calif, County of San Bernardino

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

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

DATE: 12/20/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600546

CASE NAME: HANS JURGEN BAKER

HEARING:
FIRST AND FINAL Account and Report of MICHELE MARIE HUFFMAN and
Petition for allowance of fees filed.

COUNSEL:
MICHELE MARIE HUFFMAN (PET)...PRICE LAW FIRM APC
HANS JURGEN BAKER (DEC)...

GENERAL INFORMATION
Continued from 11/01/17.

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

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

1. Assets on hand: \$96,152.98 (\$46,152.98 cash and remaining in real property)
2. Executor waives statutory compensation.
3. Attorney requests statutory fees of \$4,259.96.
4. Final Inventory and Appraisal filed 06/09/17; however, indicates cash date of 03/11/17 rather than date of death of 12/06/13. **Need** corrected Inventory and Appraisal with date of death values in Attachment 1 per bank statements filed 10/31/17.
5. **Need** bank statement to support current assets on hand per local rule 20-908.
6. **Need amended Summary of Account/ beginning balance on hand per bank statements filed 10/31/17 via verified supplement.**
7. Payment was made to law firm of \$4,724 on 07/15/17. Question under what authority was counsel paid prior to distribution order? **Supp 10/31/17 indicates fees are held in attorney's trust account and will not be distributed until Court approval. JTD**
8. Petitioner seeks a reserve of \$1,000.
9. ~Proposed Order: 07/27/17.

RECOMMENDATION

Need to clear notes 4-6. If approved, set hearing on the filing of receipts and final discharge for **12/26/18**.

(lc/lh)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

DATE: 12/20/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600595

CASE NAME: VICTOR HUGO VASQUEZ

HEARING:

Accounting Review

COUNSEL:

VICTOR HUGO VASQUEZ JR (PET)...PRO/PER

VICTOR HUGO VASQUEZ (DEC)...

GREAT AMERICAN INSURANCE (TP)...PRO/PER

Waiver of Court Fees and Costs filed by VICTOR HUGO VASQUEZ JR is GRANTED

GENERAL INFORMATION

Continued from 11/01/17. No appearance, nor has an accounting been filed.

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 Victor Vasquez, Jr., son, on 10/25/16; full authority, \$140,000 bond.
2. **Need** final Inventory and Appraisal
3. **Need** accounting or status report.

RECOMMENDATION

Inquire status of accounting and Final Inventory and Appraisal.

(ww/lh)

Superior Court of Calif, County of San Bernardino
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CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: JAMES MICHAEL WELCH

DATE: 12/20/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600664

CASE NAME: MTR OF DOROTHY CAROL STERLING

VACATED

HEARING:
Accounting Review

COUNSEL:

REUBEN STERLING (PET)...LARRY G LUSHANKO
DOROTHY CAROL STERLING (DEC)...

GENERAL INFORMATION

Continued from 11/01/17. No appearance by Counsel, nor has the accounting been filed. Notice given by Judicial Assistant.

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 Reuben Sterling, son, on 08/25/16, full authority, no bond.
2. Final Inventory and Appraisal filed 10/25/17. Note: attorney's signature is not dated.
3. **Need** accounting or status report.

RECOMMENDATION

Inquire status of accounting.

(ww/lh)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/20/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700166

CASE NAME: BRAD LANE

HEARING:

Hearing Re: Proof of CDL (Sign order for emancipation)

COUNSEL:

CAROL ROSS	(PET)...WILLIAM M NASSAR & ASSOCIATES
BRAD LANE	(DEC)...
ADAM GONZALEZ	(MIN)...
ADAM WAYNE GONZALEZ	(PET)...WILLIAM M NASSAR & ASSOCIATES
TYLER WILLIAMS	(STE)...

Waiver of Court Fees and Costs filed by ADAM WAYNE GONZALEZ is GRANTED

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Proof of CDL (Sign order for emancipation)

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

1. Matter set on 09/13/17. Court indicated it will grant petition for emancipation under the condition that Adam Gonzalez gets a valid CA driver's license. Order will not be signed until this is done.

RECOMMENDATION

Inquire status.

(lh)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/20/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700756

CASE NAME: LOUISE EVELYN GARDE

HEARING:

Petition for LETTERS TESTAMENTARY WITH FULL IAEA

COUNSEL:

NEIL GARDE (PET)...KEVIN
LOUISE EVELYN GARDE (DEC)...

GENERAL INFORMATION

Continued from 11/01/17 for proper notice to be given.

THIS CASE SET FOR HEARING ON Petition for Probate, Letters Testamentary with Full Authority under IAEA by Neil Garde, son/executor

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

1. Will waives bond. The estate consists of \$3,025,000 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. ~Proposed Form Order: 07/25/17

RECOMMENDATION

RFA. Court's discretion re bond. If approved, set Accounting/Status Review for **02/27/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(ww/lh)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/20/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700936

CASE NAME: CHARLOTTE ELLANORA CURRY

HEARING:

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

COUNSEL:

THOMAS H. BERKEY (PET)...ROGER VON KAESBORG
CHARLOTTE ELLANORA CURRY (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Probate, Letters Testamentary
with Full Authority under IAEA by Thomas Berkey, son/executor

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

1. Will waives bond. Estimated net value of estate is \$164,800, consisting of \$4,800 in cash and remaining in real property. JTD
2. **Need Proof of Subscribing Witness** (form DE-131) witnesses did not sign under penalty of perjury. **Supp 12/13/17, of the three witnesses, only one is alive but has not responded petitioner's letters. A proof of handwriting was filed with petition on 09/22/17. Petitioner Thomas Berkey requests Court permit proof of the will by proof of handwriting pursuant to Pr. C. §8221. JTD**
3. ~Proposed form Order: 09/22/17

RECOMMENDATION:

Court's discretion re note #2 and bond. If approved, set future hearing for Accounting/Status Review on **02/27/19**. Any accounting to be filed 30 days in advance. Note requirements of Local Rules.

(lh)

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

DATE: 12/20/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700960

CASE NAME: MAURINE TINNEY AKA GERTRUDE AMMONS

HEARING:

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

COUNSEL:

KRISTA WAGNER (PET)...PRO/PER
MAURINE TINNEY (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with Full Authority under IAEA by Krista Wagner

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

1. All heirs waive bond. Estimated estate assets \$250,000, real property only.
2. **Need** Notice of Petition to Administer Estate (form DE-121).
3. **Supplement filed 12/15/17 not in LF at time of review.**
4. **Competing petition for probate of will by Larry Wayne Ammons filed 12/15/17; however, not in LF at time of review. Court may wish to trail current hearing to 02/15/18 to be heard with competing petition. JTD**
5. ~Proposed Form Order: 09/27/17

RECOMMENDATION

Court to trail to 02/15/18.

Need to clear note 2. Court's discretion re bond. If approved, set Accounting/Status Review for **02/27/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lh)

Future hearing: 02/15/18 Petition for Probate filed by Larry Wayne Ammons

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.

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

DATE: 12/20/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700964

CASE NAME: ALBERTO TOVAR

HEARING:

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

COUNSEL:

ANGELICA SAUCEDO (PET)...PRO/PER
ALBERTO TOVAR (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Letters of Administration with full
authority under IAEA by Angelica Saucedo (partner)

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

1. Petitioner indicates all heirs waive bond; however, all heirs are minors, namely:
Jennifer Tovar (15); Elizabeth Tovar (10); and Alberto Tovar (7).
 - a. Does Court wish to appoint a GAL? **JTD**
 - b. Estimated net value of estate is \$280,000, of which \$14,000 is cash and
remaining in real property. Suggested bond \$280,000. Alternatively,
Court may wish to order funds in blocked account. **JTD**
2. Petition indicates proposed administrator is decedent's domestic partner in item
#3(g)(2); however, item #5(a) indicates decedent was not survived by a
registered domestic partner. **Court to clarify petitioner's relationship to
decedent.**
3. **Need** Notice of Petition to Administer Estate. *Note requirements of CRC 7.51 re
notice to minors.*
4. **Need** Proof of Publication.
5. ~Proposed form Order: 09/27/17

RECOMMENDATION:

Need to clear notes 3-4. Court's discretion re bond. If approved, set future hearing for
Accounting/Status Review on **02/27/19**. Any accounting to be filed 30 days in
advance. Note requirements of Local Rules.

(lh)

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

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

DATE: 12/20/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1701116

CASE NAME: MTR OF GLORIA FERRO

HEARING:

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

COUNSEL:

THOMAS PAUL FERRO (PET)...JEANNE KENNEDY
GLORIA FERRO (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Probate, Letters Testamentary
with Full Authority under IAEA by Thomas Ferro (son/executor)

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

1. Will waives bond. Estimated net value of estate is \$300,000, real property only.
2. ~Proposed form Order: 11/08/17

RECOMMENDATION:

RFA. Court's discretion re bond. If approved, set future hearing for Accounting/Status
Review on **02/27/19**. Any accounting to be filed 30 days in advance. Note
requirements of Local Rules.

(lh)

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

DATE: 12/20/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1701153

CASE NAME: LAWRENCE AND DORINDA HEBRON IRREVOCABLE TRUST

HEARING:

Petition for ORDER FOR APPT OF SUCCESSOR TRUSTEE

COUNSEL:

LAWRENCE P HEBRON (PET)...GARY A FOLTZ

Currently under review by Legal Research.
(LR)

Notice of Hearing not filed.

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

DATE: 12/20/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600757

CASE NAME: MTR OF VERNON JEROME PETERSON
SEE ALSO 13B 13C 13D
HEARING:
Hearing Re: Status Conference

COUNSEL:

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

CCP170.6 filed as to Judge CYNTHIA A LUDVIGSEN

No notes—Status only

Future Hearings: 2/21/18: Accounting Review, 3/01/18: Readiness Calendar, Report of Account & Report, Motion Re: Application for Order of Immediate Removal of Personal Representative,
3/12/18: Court Trial, Report of Account & Report, Petition for Removal of Administration; Surcharge & Removal Etc, Motion Re: Application for Order of Immediate Removal of Personal Representative

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

Superior Court of Calif, County of San Bernardino

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

DATE: 12/20/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600757

CASE NAME: MTR OF VERNON JEROME PETERSON

SEE ALSO 13A 13C 13D

HEARING:

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

COUNSEL:

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

CCP170.6 filed as to Judge CYNTHIA A LUDVIGSEN

GENERAL INFORMATION

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

Continued from 09/27/17. Mr. Annigan reports parties have met and conferred and are attempting settlement. He further reports his is waiting for the inventory and appraisal. Notice to be given by Mr. Annigan.

Continued from 11/15/17.

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

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

1. Letters of Special Administration issued to Kimberly Trebing on 09/07/16 and general Administration on 12/29/16; limited authority \$250,000 bond.
2. Petitioner seeks removal of administrator Kimberly Trebing. Petitioner alleges that Kimberly has not taken any action relating to the decedent's rental property insurance. Petitioner further alleges that grounds for removal are based on wasted or mismanagement of estate. Rental property have reportedly past due utilities etc.
 - a. **Supp 09/25/17** contains further allegations as to improper accounting, property used for executor's benefit, unaccounted property, neglect, etc. However, no supporting documentation has been filed.
 - b. **Supp 11/07/17** asserts administrator continues to waste and mismanage estate; four properties remain unsold; administrator is incapable of properly executing duties and is now on her 5th attorney, and continues to defy court orders by failing to provide account statements every 60 days. Petitioners request a third party administrator.
3. Petitioner seeks appointment as successor; however, no petition for successor has been filed.
4. Bonding company has been noticed.

RECOMMENDATION

Court's discretion.

(lc/lh)

Future Hearings: 2/21/18: Accounting Review, 3/01/18: Readiness Calendar, Report of Account & Report, Motion Re: Application for Order of Immediate Removal of Personal Representative,
3/12/18: Court Trial, Report of Account & Report, Petition for Removal of Administration; Surcharge & Removal Etc, Motion Re: Application for Order of Immediate Removal of Personal Representative

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

DATE: 12/20/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600757

CASE NAME: MTR OF VERNON JEROME PETERSON
SEE ALSO 13A 13B 13D

HEARING:

REPORT OF Account and Report of KIMBERLY P TREBING and Petition for allowance of fees filed.

COUNSEL:

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

CCP170.6 filed as to Judge CYNTHIA A LUDVIGSEN

CCP170.6 filed 12/11/17 as to Judge MICHAEL WELCH

GENERAL INFORMATION:

Continued from 06/26/17 on Court's motion.

Continued from 09/18/17 trailed to 09/27/17. Court orders parties meet and confer regarding mediation/settlement prior to next hearing.

Continued from 09/27/17. Mr. Annigan reports parties have met and conferred and are attempting settlement. He further reports his is waiting for the inventory and appraisal. Notice to be given by Mr. Annigan.

Continued from 11/15/17.

THIS CASE IS SET FOR HEARING ON **AMENDED** [06/20/17] First Account of Special Administrator and Petition for Costs by Kimberly P. Trebing ["Petitioner"].

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

1. Petitioner proffers Pr. C. § 8547(b) in support of her request for compensation as Special Administrator and joins in this petition, as general personal representative, for allowance of special administrator's compensation.
2. Accounting period 09/10/16 to 12/29/16 but summary of account [LF, p. 11] reflects period of 07/12/16 to 12/31/16. **Need verified supplement.**
3. Assets on Hand \$814,917.03 consisting of cash. **However, inventory is incomplete (see note 4).**
4. Inventory and appraisal affixed to supp. filed 06/20/17 [LF, p. 64] caption is incomplete; not conformed; section 2 and total are blank; section 5 is blank; is not dated or signed by attorney and petitioner; statement about the bond section is incomplete; not appraised by Probate Referee; and does not affix supporting bank/financial statements to support date of death and closing balances per Local Rule 20-908. Further, Attachment 2 includes real properties that do not include legal descriptions or APN #'s. **Need complete, final inventory and appraisal that should be filed separately.**
5. Receipts - Schedule B [LF, p14] does not specify what property rent income pertains to. **Need verified supplement.**
6. Disbursements - Schedule C [LF, p15] does not specify what property interest expense pertains to. Question whether monthly mortgage payment is an impound account that include taxes and insurance? **Need verified supplement.**
7. Petitioner and Attorney to request fees at close of estate.
8. Petitioner requests reimbursement of costs advanced of \$13,928.83. Itemized [LF, p. 11-13]. However, costs include items such as printing, faxes, copies and postage costs which are normally not allowed. **The Court tentatively approved reimbursement of costs in the amount of \$12,728.53 on 06/26/17. JTD.**
9. Property on Hand at End of Account [LF, p.16] does not include real or personal property. **Need verified supplement.**
10. **Assignment by Shawn P. Peterson filed.**
11. **Need Notice of Hearing with proof of service to include all entities requesting special notice.**
12. **No proposed order. Submit Order after Hearing.**
13. **Objections filed 05/17/17 by Randall Peterson.**
14. **Supplement to Objection filed 09/11/17 by Objector, Randall Peterson.**
15. **Objection filed 09/14/17 by Shawn Peterson.**

RECOMMENDATION:

Need to clear notes then set for contested hearing. 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.

(nb/lh)

Future Hearings: 2/21/18: Accounting Review, 3/01/18: Readiness Calendar, Report of Account & Report, Motion Re: Application for Order of Immediate Removal of Personal Representative,
3/12/18: Court Trial, Report of Account & Report, Petition for Removal of Administration; Surcharge & Removal Etc, Motion Re: Application for Order of Immediate Removal of Personal Representative

Superior Court of Calif, County of San Bernardino
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CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: JAMES MICHAEL WELCH

DATE: 12/20/17 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600757

CASE NAME: MTR OF VERNON JEROME PETERSON

SEE ALSO 13A 13B 13C

HEARING:

Motion Re: Application for order of immediate removal of personal representative

COUNSEL:

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

CCP170.6 filed as to Judge CYNTHIA A LUDVIGSEN

Future Hearings: 2/21/18: Accounting Review, 3/01/18: Readiness Calendar, Report of Account & Report, Motion Re: Application for Order of Immediate Removal of Personal Representative,
3/12/18: Court Trial, Report of Account & Report, Petition for Removal of Administration; Surcharge & Removal Etc, Motion Re: Application for Order of Immediate Removal of Personal Representative

Currently under review by legal research.
(LR)

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

DATE: 12/20/17 TIME: 8:35 DEPT: S36P

CASE#: PRO PS1600225

CASE NAME: BENJAMIN VARON TRUST

HEARING:

Motion Re: ATTORNEY'S FEES AND COSTS Filed by Petitioner DAVID
A VARON

COUNSEL:

DAVID A VARON (PET)...ZUMBRUNN LAW CORPORATION
BENJAMIN VARON TRUST (TRU)...
GISELLE HALKIDIS (PET/RES)...CHRISTOPHER JAMES MURTAGH

Currently under review by Legal Research
(LR)

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

CONSERVATORSHIPS

DATE: 12/20/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1100065

CASE NAME: SOFIA GONZALEZ

HEARING:

Accounting Review

COUNSEL:

GLORIA E. GONZALEZ

(CPE/CP/GE)...PRO/PER

SOFIA GONZALEZ

(CPE)...JENNIFER M DANIEL

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review.

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

1. 5th Account for Gloria Gonzalez, daughter, approved on 01/18/17.
 - a. **Need** Order on 5th Accounting submitted for signature.
2. Notice of Conservatee's Death filed 11/02/17 indicating conservatee passed away 09/07/17.
3. **Need** 6th and Final Account beginning with 07/19/16 for pre-death and post-death accounting periods per Pr. C. §2620.

RECOMMENDATION

Need 6th and final account and Order on 5th account.

(ww/lh)

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

DATE: 12/20/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1500110

CASE NAME: LUCIO CORONADO

HEARING:
Hearing Re: Proof of Blocked Account

COUNSEL:
CHERI SIPLE (CPE)...PRO/PER
LUCIO CORONADO III (CPE)...FULLERTON LEMANN SCHAEFER & DO
LUCIO CORONADO (PET/CEE)...JAMES B CHURCH

Waiver of Court Fees and Costs filed by CHERI SIPLE is GRANTED
Waiver of Court Fees and Costs filed by LUCIO CORONADO III is GRANTED

GENERAL INFORMATION

Continued from 09/13/17 at request of Counsel.
Continued from 11/08/17.

THIS CASE SET FOR HEARING ON Proof of Blocked Account

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

1. Report of Sale approved on 08/08/17; all proceeds from the sale to go from escrow to blocked account.
2. **Need** proof of blocked account.

RECOMMENDATION

Inquire status of blocked account.

(ww/lc/lh)

Future Hearings: 3/14/18: Accounting Review, 3/20/18: Petition for Attorney Fees by Court
Appointed Counsel

Superior Court of Calif, County of San Bernardino
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CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: JAMES MICHAEL WELCH

DATE: 12/20/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1700360

CASE NAME: MTR OF BRITNY CLEVINGER

HEARING:
Petition for Appointment of Conservator

COUNSEL:
RACHEL WATSON (CP)...PRO/PER
BRITNY CLEVINGER (CTP)...JANET LATOURETTE

GENERAL INFORMATION

Ex parte orders denied on 10/11/18. Attorney Janet Lourette appointed for Britny Clevenger.

Continued from 11/08/17 to clear probate notes.

THIS CASE SET FOR HEARING ON Petition for Appointment of Limited Conservator person only by Rachel Watson, sister-in-law

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

1. Petitioner seeks orders related to powers per Pr. C. §2351.5 to fix residence, access confidential records, consent/withhold consent to marriage, limit right to contract, and make decisions re education. JTD
2. Petitioner seeks orders limiting civil rights. JTD
3. Petitioner seeks medical powers. **Need** Capacity Declaration.
4. Proposed conservatee is developmentally disabled. **Need** report of Counsel Janet Lourette.
5. Proposed conservatee is developmentally disabled. **Need** IRC report.
6. **Need** Certificate of Completion of the Conservatorship Training Class.
7. **Need** return of Citation.
8. **Need** Notice of Hearing and Proof of Service.
9. **CI report filed 12/12/17.**
10. ~Proposed Form Order: 10/04/17

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

RECOMMENDATION

Need to clear notes 3-8. If approved, set hearing for Compliance Review for **07/25/18** for the filing of the following: proof of service of Order with Notification of Conservatee's rights per Pr.C.§1830(c); Level of Care and Care Plan per Pr.C.§2352.5.

(lh)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/20/17 TIME: 9:30 DEPT: S36P

CASE#: SC SS02815

CASE NAME: MTR OF JAMES HILLYER

HEARING:
Hearing re Final Discharge

COUNSEL:
INLAND COUNTIES REG CNTR (CE/CPE)...STEVEN K BECKETT
JAMES HILLYER (CTE/CEP)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Final Discharge

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

1. **Receipts by DHS filed 12/14/17 not in LF at time of review**
2. **Ex Parte Petition for Final Discharge and Order forwarded to department for review on 12/14/17.**

RECOMMENDATION

Court's discretion.
(lh)

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

DATE: 12/20/17 TIME: 9:30 DEPT: S36P

CASE#: CON PS1300160

CASE NAME: Louise Evelyn Garde

HEARING:

Accounting Review

COUNSEL:

GILBERT M GUTIERREZ	(PET)...
GILBERT M GUTIERREZ	(PET)...
JENNIFER M. DANIEL	(PET)...JENNIFER DANIEL
LOUISE E. GARDE	(CEP)...JENNIFER DANIEL
LOUISE EVELYN GARDE	(CEP)...JENNIFER M DANIEL
MELODIE Z SCOTT	(CPE)...J. DAVID HORSPOOL
NEIL GARDE	(CPE)...KEVIN A MCKENZIE

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Accounting Review re 6th and Final Account of Neil Garde

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

1. Notice of Conservatee's death filed 07/26/17.
2. **Need** 6th and final account with pre-death and post-death accounting periods per Pr. C. §2620.

RECOMMENDATION

Inquire status.

(lh)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY **PROBATE**

DATE: 12/20/17 TIME: 8:30 DEPT: S37P

CASE#: PRO DS1000257

CASE NAME: CLARK ORIN ALLEN

HEARING:

Hearing re Final Discharge

COUNSEL:

CLARK ORIN ALLEN (DEC)...
PATRICK B WRIGHT (PET)...PRO/PER
SURETY US SPECIALTY INSURANCE (PET)...WOLKIN CURRAN LLP
DAVID A COX (PET)...PRO/PER
DENISE RANDALL (PET)...MICHAEL I BURSTEIN
DOUGLAS ALLEN (PET)...SPRINGER & POLLOCK
TOM SALGADO (PET/TP)...PRO/PER
MICHAEL ALLEN (PET)...J. DAVID HORSPOOL
MICHAEL J. ULISSE (PET)...ALAN D. DAVIS
DAVID M GROSSMAN (DAVID M GROSSMAN)
CAROL GALLARDO (LAYNE A BARTHOLOMEW)
SUSAN RAE PARISI (PRO/PER)
THOMAS W DOMINICK (FULLERTON LEMANN SCHAEFER & DO)
MAPLE LEAF CAPITAL COMPANY (ANGELA Y SHIN)

XREF: CIVDS1202420 ALLEN -V- GALLARDO CIVDS1302691 MAPLE LEAF CAPITAL COMPANY -v- SALGADO, ET AL CIVDS1400538 ESTATE OF CLARK ORIN ALLEN-V-MAPLE LEAF

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Final Discharge

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

1. **Need** receipts from Douglas Allen and Michael Allen.
2. **Need** Ex Parte Petition for Final Discharge and Order.

RECOMMENDATION

Inquire status.

(lh)

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

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 12/20/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1200099

VACATED

CASE NAME: RUTH M SNYDER

HEARING:

Accounting Review

COUNSEL:

GARY R SNYDER

(PET)...JACK B OSBORN

RUTH M SNYDER

(DEC)...

DANIEL SNYDER

(BEN)...THOMAS C. WATTS

Petition for Termination of Further Proceedings filed 11/22/17.

Future Hearing: 2/28/18: Petition for Termination of Further Proceedings & for Discharge

Superior Court of Calif, County of San Bernardino

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

DATE: 12/20/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1500077

CASE NAME: DONALD R WOOTERS

HEARING:

Hearing re Final Discharge

COUNSEL:

DONA D STOUT	(PET)...JEANNE E KENNEDY
DONALD R WOOTERS	(DEC)...
INHERITANCE FUNDING CO	(PET)...STEVEN D SCHROEDER

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Final Discharge

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

1. Need receipts from Dona Stout, Duane Wooters, David Wooters, and Daniel Wooters.
2. **Need** Ex Parte Petition for Final Discharge and Order.

RECOMMENDATION

Inquire status.

(lh)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/20/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1500878

CASE NAME: Darell J. Kodad

HEARING:

SECOND AND FINAL Account and Report of SHIRLEY A KODAD and
Petition for allowance of fees filed.

COUNSEL:

SHIRLEY A KODAD (PET)...BORDEN LAW OFFICE
DARELL J KODAD (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Second and Final Account and Petition for
Fees by Shirley Kodad, executor

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

1. Accounting period: 09/01/17 to 08/31/17
2. Assets on hand: \$167,253.83.
3. Statutory fees requested of \$11,141.38, less \$7,661.33 for fees already paid per court order on 12/14/16, for a balance of **\$3,480.05** owing. JTD
4. Attorney requests reimbursement of **\$86.00** for CourtCall costs. Calculated.
5. Petitioner requests reserve of **\$2,000** for closing expenses. JTD
6. No proposed order submitted. Submit after hearing.

RECOMMENDATION:

Court's discretion. If approved, court to set hearing on filing of receipts and final discharge for **12/26/18**.

(lh)

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

DATE: 12/20/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600349

CASE NAME: MTR OF CARMEN RIVERA

HEARING:

FIRST & FINAL OF ADMINSTRATOR & PETITION Account and Report of
CARMEN RIVERA and Petition for allowance of fees filed.

COUNSEL:

CARMEN RIVERA	(PET)...GREGORY L ZUMBRUNN
CARMEN RIVERA	(DEC)...
DEPT OF HEALTHCARE SERVICES	(AGN)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON First and Final Account and Petition for Fees
by Carmen Rivera, administrator

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

1. Assets on hand: **\$95,291.08**
2. Statutory fees requested for administrator and attorney of **\$7,300.98** each.
Calculated.
3. Attorney requests extraordinary attorney's fees of **\$1,350** for 5.5 hours at
\$360/hour for assistance with creditor's claim from DHS and sale of real
property. Itemization attached [LFpg18-19]. JTD
4. Attorney was reimbursed **\$2,434.60** for filing fees, publication, bond
premium, and probate referee fees.
5. Petitioner requests reserve of **\$5,000** for closing costs. JTD
6. DHS filed a creditor's claim in the amount of \$139,939.16. Administrator
submitted a hardship waiver packet approved by DHS in which claim is to be
paid less 20% [**\$14,866.24**] for the hardship approved for Carmen Rivera,
totaling **\$59,464.97 to be paid to DHS** at final distribution. JTD
7. ~Proposed order: 09/01/17

RECOMMENDATION:

Court's discretion. If approved, court to set hearing on filing of receipts and final
discharge for **12/26/18**.

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

(lh)

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

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

DATE: 12/20/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600539

CASE NAME: THURMAN DODD SR

HEARING:
Accounting Review

COUNSEL:
ELIZABETH SNEED (PET)...PRO/PER
THURMAN DODD SR (DEC)...
VICTORIA MARIE DODD (PET)...PRO/PER

Waiver of Court Fees and Costs filed by VICTORIA MARIE DODD is GRANTED

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Accounting Review of Elizabeth Sneed,
administrator

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

1. Letters of administration issued 10/19/16 with full authority and no bond.
2. Final Inventory and Appraisal filed 10/23/17.
3. **Need** supporting financial statements per Local Rule 20-908.
4. No accounting or status report of administration. **Need** same.

RECOMMENDATION

Inquire status
(lh)

Future Hearing: 2/07/18: Motion Re: Require Bond, Petition to Administer Inventory & Appraisal,
Remove Administrator

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 12/20/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600729

CASE NAME: MTR OF MEHDI PAKZAD

HEARING:

Accounting Review

COUNSEL:

JASON PAKZAD

(PET)...THOMAS W DOMINICK

MEHDI PAKZAD

(DEC)...

STATE OF CALIFORNIA FRANCHISE TAX BOARD (TP)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Accounting Review re Jason Pakzad

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

1. Letters of Administration issued 10/12/16 to Jason Pakzad with full authority and no bond.
2. Final Inventory and Appraisal filed 08/29/17.
3. **Need** supporting financial statements per Local Rule 20-908.
4. No accounting or status report of administration. **Need** same.

RECOMMENDATION

Inquire status

(lh)

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

DATE: 12/20/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700780

CASE NAME: KENNETH JOHN GIESEMAN

HEARING:

Hearing Re: RECEIPT OF BOND

COUNSEL:

AMY DIANNE GIESEMAN (PET)...ZUMBRUNN LAW CORPORATION
KENNETH JOHN GIESEMAN (DEC)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Receipt of Bond

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

1. Court appointed Amy Dianne Dieseman as executor with full authority and \$225,000 bond on 11/01/17.
2. **Need** proof of bond.

RECOMMENDATION

Inquire status.

(lh)

Future Hearing: 1/09/19: Accounting Review

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

DATE: 12/20/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700890

CASE NAME: ANTOINETTE V MORTON

HEARING:

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

COUNSEL:

MICHAEL J HOGGARD (PET)...LAW OFFICES OF LAYNE A BARTHOLOMEW
ANTOINETTE V MORTON (DEC)...

X-Ref Matter: PROPS1700719 (Estate of Julienne Comaskey, daughter)

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Letters of Administration with full
authority under IAEA by Michael J. Hoggard (grandson)

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

1. All heirs waive bond. Estimated net value of estate is \$250,000, personal
property. The court may for good cause require that a bond be given, either
before or after issuance of letters. (Prob. Code, § 8481(c)). JTD
2. Decedent was survived by issue who have both post-deceased decedent. See
related matter regarding Estate of Camaskey, daughter of decedent.
3. ~Proposed form Order: 09/07/17

RECOMMENDATION:

RFA, Court's discretion re bond. If approved, set future hearing for Accounting/Status
Review on **02/28/19**. Any accounting to be filed 30 days in advance. Note
requirements of Local Rules.

(lh)

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

DATE: 12/20/17 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1701167

CASE NAME: MTR OF DOLORES MAXWELL

HEARING:

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

COUNSEL:

DOLORES MAXWELL (DEC)...
ARTHUR J MAXWELL JR (ADM)...PRO/PER

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by Arthur Maxwell, Jr (son/sole heir)

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

1. Petitioner is sole petitioner and waives bond. Estate asset consists of real property with negative equity.
2. Petition indicates proposed representative is Dolores Maxwell (decedent) in item #2(b); however, it is clear proposed representative is petitioner, Arthur Maxwell, Jr.
3. ~Proposed form Order: 11/20/17

RECOMMENDATION:

RFA,. Court's discretion re bond. If approved, set future hearing for Accounting/Status Review on **02/27/19**. Any accounting to be filed 30 days in advance. Note requirements of Local Rules.

(lh)

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

DATE: 12/20/17 TIME: 8:30 DEPT: S37P

CASE#: RPR RS02969

CASE NAME: LANA DAWN BERGMAN

HEARING:

Hearing re Final Discharge

COUNSEL:

ROBERT CARSTENS	(PET)...GREGORY T ANNIGIAN
LANA DAWN BERGMAN	(DEC)...
GREGORY T ANNIGIAN ESQ	(PET)...GREGORY T ANNIGIAN
PNC BANK	(RES)...SEVERSON & WERSON
METROPOLITAN LIFE INSURANCE	(SEVERSON & WERSON)
MICHAEL B FIERSTEIN	(SHARON L GRIER)
LORRAINE C FIERSTEIN	(SHARON L GRIER)

GENERAL INFORMATION

Continued from 10/19/16 and 03/15/17. Waiting for insurance policy payment.
Continued from 06/21/17. Counsel is attempting to locate Chelsea Bergman.
They report her juvenile case was transferred from San Bernardino County to Orange County. Court offers to call different court to attempt to track minor through that case.

THIS CASE SET FOR HEARING ON Final Discharge.

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

1. Final account/distribution of Gregory Annigian approved on 10/14/15.
2. **Need** receipts for Shayna Bergman and Guardian of Chelsea Bergman
3. **Need** Ex Parte Petition for Final Discharge and Order.

RECOMMENDATION

Inquire status of receipts and order.

(lc/lh)

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

DATE: 12/20/17 TIME: 8:35 DEPT: S37P

CASE#: CIV DS1510563

CASE NAME: MONICA ZAMARRON -V- AMERICAN HONDA MOTOR CO, ET AL

HEARING:

Hearing Re: EXPANDED INVESTMENT POWERS

COUNSEL:

MONICA ZAMARRON (PLA)...ROBINSON CALCAGNIE, INC.
MONICA ZAMARRON (MIN)...
WELLS FARGO BANK (PET)...RODNUNSKY & ASSOCIATES
AMERICAN HONDA MOTOR (DEF)...
HONDA MOTOR CO., LTD.,
HONDA R&D CO LTD
HONDA R&D AMERICAS INC
DOE HONDA DEALER
MIKE YAM (GRAVES AND KING LLP)
MARIELA FERMIN (GRAVES AND KING LLP)
AMERICAN HONDA MOTOR CO (LAW OFFICE OF BOWMAN & BROOKE)

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON EXPANDED INVESTMENT POWERS

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

1. Matter set on 11/01/17, wherein, Court approved petition for authority to create an SNT contingent upon a conformed copy of notices being given to the Court. Wells Fargo's request for expanded investment authority was reserved. Wells Fargo to file a verified supplement giving detailed information on investments they intend to make. Court appointed Donnasue Ortiz as GAL for sole purpose of looking into expanded investment powers requested by Wells Fargo.

RECOMMENDATION

Inquire status of supplement and GAL report.

(lh)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/20/17 TIME: 8:35 DEPT: S37P

CASE#: PRO PS1400769

CASE NAME: Ralph Wilson

HEARING:

Motion Re: TO COMPEL ATTORNEY OF RECORD JILL BROUSURD ETC
MOTION

COUNSEL:

DAISY WILSON (PET)...THE BROUSARD LAW FIRM
RALPH WILSON (DEC)...
SILVIA P CURNE (PET)...PRO/PER
EDWARD WARREN (PET)...THE BROUSARD LAW FIRM
KEMP & ASSOCIATES INC (PET)...LAURA WOODWARD
RALPH T WILSON FAMILY TRUST (TRU)...
STATE OF CALIFORNIA FRANCHISE TAX BOARD (TP)...PRO/PER

Waiver of Court Fees and Costs filed by DAISY WILSON is GRANTED

Currently under review by Legal Research.
(LR)

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

CONSERVATORSHIPS

DATE: 12/20/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS0800266

CASE NAME: KYLE AVERY TILTON

HEARING:

Second Account and Report of W.A. (SAM) HLAVATY and Petition for allowance of fees filed.

COUNSEL:

BRYAN C HARTNELL	(PET)...HARTNELL LAW GROUP
CHRISTINA ERICKSON-TAUBE	(SC)...PRO/PER
JENNIFER L HAAS	(PCR)...
JUDY TILTON	(CE)... J. DAVID HORSPOOL
JUDY TILTON	(CPE)... J. DAVID HORSPOOL
KENNETH F JENKINS	(CE)...PRO/PER
KYLE AVERY TILTON	(CEP)...PRO/PER
MELODIE Z SCOTT	(PET)...PRO/PER
NEVIN OLIPHANT	(SC)...J. DAVID HORSPOOL
PACIFIC WESTERN BANK, A CALIFO	(HEMAR, ROUSSO & HEALD, LLP
W.A. (SAM) HLAVATY	(SC)...
W.A. (SAM) HLAVATY	(CPE)...THOMPSON & COLEGATE
W.A. (SAM) HLAVATY	(PET)...THOMPSON & COLEGATE
WELLS FARGO BANK, TRUSTEE	(PET)...JENNIFER M DANIEL

XREF: PROPS0900847 (*Kyle Tilton Settlement Trust*)

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Second Account Current and Petition for Fees by PPF, W.A. Hlavaty.

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

1. Accounting period 07/30/16 to 07/31/17
2. Assets on Hand **\$136,011.09**, consisting of \$131,511.09 in cash and remaining in personal property.
3. Current bond of \$311,000 is sufficient.
4. Per Order of this Court on 07/08/16, petitioner was authorized to receive a fee of \$1,000/month for trustee services. Petitioner has not always taken fees as he

has found it is not always necessary; however, requests continued court approval of fees. **JTD**

5. Petitioner requests fees of **\$6,176.50**. Billed at varying rates not exceeding \$125/hour for 287.5 hours' time. Itemized [LF, pgs. 49-72] **JTD**
6. Attorney requests fees of **\$30,347.50**. Billed at \$225-\$250/hour for 104.9 hours attorney time and \$125/hour for 47.2 hours paralegal time. Itemized [LF, pgs. 76-96]. **JTD.**
7. Attorney requests reimbursement of costs advanced of **\$813.89**. Itemized [LF, pgs. 95-96]. However, costs include mileage, computer research, and fax costs normally considered overhead, totaling \$123.37. Does Court wish to reduce reimbursement of costs by \$123.37? **JTD.**
8. During the accounting period, petitioner paid for caregiver services. **Need verified declaration for acknowledgment of receipt of fees per Local Rule 20-1406(c).**
9. Notice given.
10. ~Proposed Order 10/26/17 subject to reduction in costs.

RECOMMENDATION:

Need to clear note 8, then Court's discretion re: fees and bond. If approved, set hearing on the next accounting review for **09/26/18** (if one year) or **09/25/19** (if two years). Account to be filed 30 days in advance of hearing. Note requirements of Local Rules.

(lh)

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 12/20/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1100117

VACATED

CASE NAME: GLORIA M FILANDA

HEARING:

Accounting Review

COUNSEL:

DANIEL L HYNES

(CPE)...LAWRENCE E CLARK

GILDA C MEDEIROS

(CPE)...LAWRENCE E CLARK

GLORIA M FILANDA

(CEP)...

5th Account current filed 11/29/17.

Future hearing date: 01/18/18 5th and Final Acct by Daniel Hynes

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

DATE: 12/20/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1400045

CASE NAME: Vivian Bertrand

HEARING:

Accounting Review re James Oberman

COUNSEL:

VIVIAN BERTRAND	(CEP)...JEANNE E KENNEDY
MELODIE Z SCOTT	(CPE)...BRYAN C HARTNELL
JEANNE E KENNEDY	(PET)...JEANNE E KENNEDY
ANNMARIE M SCOTT	(PET)...RYAN J GALLANT
JAMES L OBERMAN	(PET)...DONNASUE ORTIZ
BRYAN C HARTNELL	(PET)...HARTNELL LAW GROUP
SURETEC INSURANCE CO	(TP)...WOLKIN CURRAN LLP

CCP170.6 filed as to Judge CYNTHIA A LUDVIGSEN

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Accounting Review re James Oberman,
Successor Conservator

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

1. James L Oberman appointed Successor Conservator of the person and estate on 10/13/16, \$20,000 bond.
2. No accounting or status report of administration. **Need** same.

RECOMMENDATION

Inquire status.

(lh)

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

DATE: 12/20/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1400117

CASE NAME: Lynnette T. Moreno

HEARING:

Second Account and Report of LYDIA H. VASQUEZ, MARIA J. GUDINO
and Petition for allowance of fees filed.

COUNSEL:

LYDIA H. VASQUEZ	(CPE/TC)...LAYNE A BARTHOLOMEW
MARIA J. GUDINO	(CPE)...LAYNE A BARTHOLOMEW
LYNNETTE T. MORENO	(CEP/TC/CTE)...JENNIFER M DANIEL
JENNIFER M DANIEL	(PET)...JENNIFER M DANIEL
DONNASUE SMITH ORTIZ	(PET)...DONNASUE ORTIZ

XREF: FAMSS1401945 *LYNNETTE T. MORENO -N- MICHAEL L. MORENO*

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON **Second Account Current and Report** by
Co-Conservators Lydia Vasquez and Maria Gudino; mother and sister.

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

1. Accounting period 12/23/15 to 09/30/17
2. Assets on hand: **\$351,713.55**, consisting of \$59,210.24 in cash and the balance in retirement plan.
3. Petitioners do not seek fees at this time; however, request reimbursements totaling **\$2,751.14**. Itemized. [Acct.11/13/17, LFpg60] **JTD**
4. In October, 2016, petitioners began making monthly payments for conservatee's contribution to household expenses averaging \$1,578.22/month, per meeting with Jennifer Daniel (appointed counsel) and Donnasue Ortiz (GAL).
Petitioners request payment increase to \$750/month for living expenses.
Itemization [Acct, 11/13/17, LFpg65]. **JTD**
5. Petitioner requests Court approval of reimbursements paid to Danny Vasquez regarding conservatee's portion of Hawaii vacation costs for airline ticket and hotel room totaling **\$882.70**. Itemized [Acct.11/13/17, LFpg61]. **JTD**

6. Counsel Bartholomew seeks attorney's fees of **\$3,191** for 19.5 hours at \$120/350 per hour for paralegal and attorney services. Itemized [Acct. 11/13/17, LFpg53-55]. **JTD**
7. Current bond is \$411,000. **Request for bond increase to \$414,051.77.** Calculated. [Acct, 11/13/17, LFpg63] **JTD**
8. Notice given.
9. ~Proposed Order: 11/13/17

RECOMMENDATION

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

(lh)

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

DATE: 12/20/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1600047

CASE NAME: VICTORIA ESQUIVEL

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of STELLA ESQUIVEL

COUNSEL:

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

GENERAL INFORMATION

Continued from 07/12/17 and 08/30/17. No appearance. Court orders Stella Esquivel and Attorney Walter Moore to be present.

Continued from 11/01/17 at request of Counsel to clear probate notes.

THIS CASE SET FOR HEARING ON Compliance Review.

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

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

RECOMMENDATION

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

(lc/ww/lh)

Superior Court of Calif, County of San Bernardino

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

DATE: 12/20/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1600377

CASE NAME: Chante Fortenberry

HEARING:
PROBATE/CONSERVATORSHIP MANAGEMENT CONFERENCE

COUNSEL:

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

GENERAL INFORMATION

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

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

Continued from 09/27/17. No appearance. Court cites John Horning, Jr and Rosa Robinson to be present at next hearing. If they fail to appear, a bench warrant may be issued for their arrest. Citations issued to John C Horning, Jr and Rosa Robinson to show cause re FTA

THIS CASE SET FOR HEARING ON Case Management Conference.

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

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

RECOMMENDATION

Inquire status.

(lc/ww/lh)

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

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

DATE: 12/20/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1700017

CASE NAME: ANNA JUDITH CHICAMCHAM

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of DEBORAH JIMENEZ

COUNSEL:

DEBORAH JIMENEZ (CPE)...PRO/PER
ANNA JUDITH CHICAMCHAM (CEE)...JENNIFER M DANIEL

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Compliance Review

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

1. Deborah Jimenez appointed Limited Conservator of the person in 05/10/17
2. **Need** Notification of Conservatee's rights per Pr. C. §1830(c).
3. Determination of Conservatee's Appropriate Level of Care filed 04/27/17 is incomplete at item #4a regarding measures to keep conservatee in personal residence. **Need** completed form.
4. Care Plan filed 04/27/17.

RECOMMENDATION

Need to clear notes 2-3.

(lh)

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 12/20/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1700084

VACATED

CASE NAME: MTR OF ARTHUR MARTIN LUNA

HEARING:

Hearing Re: RECEIPT OF BOND

COUNSEL:

GILBERT SALINAS	(CPE)...PRO/PER
ARTHUR MARTIN LUNA	(CEP)...MITCHELL I ROTH
ALBERT A JIMENEZ	(PET/CPE)...TOMOHIRO J KAGAMI
DORA L VILLASENOR	(CPE)...LAW OFFICE OF JOHN R RAMOS

Waiver of Court Fees and Costs filed by DORA L VILLASENOR is GRANTED

Waiver of Court Fees and Costs filed by ARTHUR MARTIN LUNA is GRANTED

XREF: PROPS1700209 *ARTHUR LUNA* **CIFDS1700032** *LUNA V. LUNA*
CIFDS1700033 *LUNA V. VILLASENOR*

Proof of bond filed 11/16/17.

Future Hearing: 6/06/18: Conservatorship Compliance Review Hearing

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

DATE: 12/20/17 TIME: 9:30 DEPT: S37P

CASE#: CON PS1700409

CASE NAME: ANNA L FERRANTE

HEARING:
Petition for Appointment of Conservator

COUNSEL:
KIMBERLY N FERRANTE (PET)...CALDWELL, KENNEDY & PORTER, A.
ANNA L FERRANTE (CEP)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Appointment of Conservator person and estate by Kimberly Ferrante, daughter

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

1. Petitioner seeks bond of \$20,000. Minimum bond is requested as house is believed to be in the name of proposed conservatee's trust, and cannot be sold without proper documentation. However, it is unclear if Trust is still operative.
 - a. Does Court wish to require a copy of Trust instrument? **JTD**
2. Petitioner seeks additional orders under Pr. C. §2591 to pay, collect, and adjust claims, debts, etc upon conservatorship. **JTD**
3. Petitioner seeks medical powers.
 - a. **Need** Capacity Declaration.
 - b. Petitioner seeks additional orders for exclusive authority to consent to medical treatment in an emergency case under Pr. C. §2352. **JTD**
4. Petitioner seeks dementia powers. **Need** appointment of counsel for report.
5. **Need** return of citation; however, petition indicates proposed conservatee will attend hearing.
6. **Need** CII Referral Form.
7. **CI Report filed 12/08/17.**
8. Certificate of Completion of the Conservatorship Training Class filed 11/27/17.
9. ~Proposed Form Order: 11/08/17

RECOMMENDATION

Need to clear notes 3-6. If approved, set hearing for Compliance Review for **07/25/18** for the filing of the required documents and hearing re Accounting Review for **02/27/19**
Any accounting to be filed 30 days in advance.

(lh)

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

DATE: 12/20/17 TIME: 9:30 DEPT: S37P

CASE#: VC VS408

CASE NAME: IN THE MATTER OF TOM W BROWN JR

HEARING:

Accounting Review

COUNSEL:

GRACE BROWN	(CPE)...DIANA J. CARLONI
TOM W BROWN	(CEP)...SHERRI L KASTILAHN
TOM W BROWN JR	(CEP)...

GENERAL INFORMATION

Continued from **03/22/17** and **05/31/17**. Accounting to be filed by 07/02/17.

Continued from 08/02/17 to file accounting and resolve bonding issue.

Continued from 10/18/17 to file accounting.

THIS CASE SET FOR HEARING ON Accounting review.

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

1. 12th Account of Grace Brown, mother, approved on 05/23/16.
2. **Need** 13th Account beginning with 11/01/15.

RECOMMENDATION

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

(lc/ww/lh)