



## Second/Final Check

Superior Court of California  
County of San Bernardino  
Probate Department

### **Probate Notes for Calendar Date: 06/27/18**

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.

06/11/18/lh

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

**PROBATE**

-----  
DATE: 06/27/18      TIME: 8:30      DEPT: S35P  
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CASE#: PRO PS1200882

CASE NAME: GREGORY MARK LAWRENCE \*MF\*

HEARING:

First and Final Account and Report of ALAN D. DAVIS, ALAN D  
DAVIS and Petition for allowance of fees

COUNSEL:

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

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON First and Final Account and Report and  
Petition for Fees by Alan D. Davis, successor administrator

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

1. Assets on hand: \$36,696.49 in cash and remaining \$2,500 in vacant lot.
  - a. **Need** bank statement verifying final ending balance per Local Rule 20-908.
2. Petitioner indicates cash was held in a non-interest bearing account with Union Bank. **JTD**
3. Petitioner requests statutory fees of **\$4,942** for administrator services.
4. Attorney Ulisse requests statutory fees of **\$4,942** for attorney services to be shared with prior Counsel Thomas Dominick, one-half each. **JTD**

5. Attorney Michael J. Ulisse requests authority to reimburse prior attorney, Thomas Dominick for costs. However, petition does not request payment for extraordinary fees also itemized in declaration of Attorney Dominick totaling **\$1,470**. Itemized. [Declaration, 4/25/18, LFpgs3; 6-7]. **JTD**
6. Petitioner requests extraordinary fees of **\$11,637.50** for 93.1 hours at \$125 per hour regarding sale of vacant lot. Itemized. [Acct, 02/22/18, LFpg27]. **JTD**
7. Attorney Ulisse requests extraordinary fees of **\$63,992.50** for 196.9 hours at \$325 per hour. Itemized. [Acct, 2/22/18, LFpgs28-33]. **There are insufficient funds to pay requested fees. Question how attorney seeks to be paid. Court to inquire.**
8. Petitioner requests reimbursement to US Specialty Insurance Company for \$2,795 for advanced Court costs.
  - a. **Need** itemization of costs via verified supplement.
9. **Need** verified supplement which includes addresses of beneficiaries receiving real property.
10. Petitioner successfully obtained an Order approving 850 petition against prior administrator, Shelby Lawrence, regarding various vehicles and boats valued at \$53,900 fully described in Supplemental Inventory and Appraisal filed 8/19/15.
  - a. Petitioner has been unsuccessful in seizing assets from prior administrator and requests Court surcharge bond of prior administrator, Shelby Lawrence, the amount of \$53,900 for the personal property withheld. **JTD**
11. Petitioner rejected creditors' claims from Deanna Sullivan for \$58,834.24; Joyce Holcomb, ESQ for \$5,372; Rhonda Lawrence for \$28,000; T. Reagan-Blood \$14,144. No further actions taken.
12. Special Notice: Thomas W. Dominick; Joyce Holcomb (Rhonda Lawrence); US Specialty Insurance Co; Franchise Tax Board; T. Reagan-Blood.
  - a. **Need** special notice as to Joyce Holcomb.
13. Proposed order submitted 2/22/18 is missing addresses of heirs and surcharge.

**RECOMMENDATION:**

Need to clear notes #1; # 8-9; 12 then Court's discretion. If approved, court to set hearing on filing of receipts and final discharge for **07/03/19**.

(lh)

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1400901

CASE NAME: George Lee Walker

HEARING:

Petition for approval of final Account and Report of JOANN  
ROBERTS and Petition for allowance of fees

COUNSEL:

JOANN ROBERTS (PET)...SHEASBY AND ASSOCIATES  
GEORGE LEE WALKER (DEC)...  
STATE OF CALIFORNIA FRANCHISE TAX BOARD (TP )...PRO/PER

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Approval of Final Account and  
Petition for Fees

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

1. Assets on hand: \$2,500, cash
2. Petitioner and attorney request statutory fees of \$100, each. Calculated.
3. Petitioner requests reimbursement of costs of \$175.10. Itemized. [Acct, 5/21/18, LFpg6]. **JTD**
4. Attorney requests reimbursement for advanced costs in the amount of \$900. Itemized. [Acct, 5/21/18, LFpg7]. **JTD**
5. Attorney requests court authorization to accept the check for \$5,847.50 issued in his name out of Mississippi litigation as full payments of extraordinary fees totaling \$7,770 for 22.3 hour at the reduced rate of \$350/hour. Itemized. [Declaration, 5/21/18, LFpg11-12] **JTD**
6. Summary of Account was not included; however, estate's sole asset was proceeds from Mississippi litigation totaling \$2,500 after payments of taxes and attorney fees. **JTD**
7. **Need** bank statement verifying final ending balance per Local Rule 20-908.
8. **Need** findings re: sole and separate property.
9. **Need** verified supplement indicating if cash has been invested and maintained in an interest bearing account. Pr. C. § 1064(a)(5).
10. **Need** verified supplement with distribution clause, including names of distributees and percentages to each.

11. Franchise Tax Board filed Request for Special Notice. No withdrawal filed.  
**Need** Notice of Hearing and Proof of Service, including copy of accounting.
  - a. Notice filed 06/19/18; proof of service, item #5 does not indicate a copy of accounting was served with notice. **Need same.**
12. Proposed Order submitted 05/21/18 provides for equal distribution between spouse and children. Need corrected order with proper distribution to spouse and children per Pr. C. §6401(c)(3)(a).

**RECOMMENDATION:**

Need to clear notes #7-11 then Court's discretion. If approved, court to set hearing on filing of receipts and final discharge for **07/03/19**.

(lh)

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1500463

CASE NAME: MTR OF WILLIE ANDREW MANN TRUST

**SEE ALSO 4**

HEARING:

Hearing Re: OSC RE DISMISSAL & ENTRY OF JUDGMENT

COUNSEL:

CHAUNCEY MANN II (PET)...KIMBERLIE A HALL  
WILLIE ANDREW MANN TRUST (TRU)...  
CHAUNCEY MANN II (PET)...JACK B. OSBORN  
OASIS INVESTMENT PROPERTIES (TP )...ANDERSON,MCPHARLIN& CONN  
LANDWOOD TITLE COMPANY (PRENOVOST NORMANDIN BERGH & DA)  
F.M. TARBELL CO (PRENOVOST NORMANDIN BERGH & DA)  
FIRST AMERICAN TITLE INSURANCE (MARK H MCGUIRE)  
MENNIE MANN (PRO/PER)  
SHANNON D NOBLE

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON OSC RE DISMISSAL & ENTRY OF  
JUDGMENT

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

1. Matter set on 03/16/16; wherein, terms of settlement were cited into the record. Settling parties and Counsel state they agree and understand recited terms. Settlement Agreement signed by Court. Settlement is confidential and Court orders transcript sealed until further order of the Court. Court proceeds with default prove-up as to defaulted party – Mennie Man.
2. Court found total attorney fees of Trust are \$48,904.35; trust is valid; partnership was within the Trust and the Trust owned 100% of the property. Court enters judgement against Mennie Mann the net proceeds of sale of the property and the attorney fees incurred by Trust. Court released exhibits 1 through 6 to propounding parties.

RECOMMENDATION

Court's discretion.

(lh)

Superior Court of Calif, County of San Bernardino

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1500463

CASE NAME: MTR OF WILLIE ANDREW MANN TRUST

**SEE ALSO 3**

HEARING:

Hearing Re: PETITION TO ESTABLISH TRUST

COUNSEL:

CHAUNCEY MANN II (PET)...KIMBERLIE A HALL  
WILLIE ANDREW MANN TRUST (TRU)...  
CHAUNCEY MANN II (PET)...JACK B. OSBORN  
OASIS INVESTMENT PROPERTIES (TP )...ANDERSON,MCPHARLIN& CONN  
LANDWOOD TITLE COMPANY (PRENOVOST NORMANDIN BERGH & DA)  
F.M. TARBELL CO (PRENOVOST NORMANDIN BERGH & DA)  
FIRST AMERICAN TITLE INSURANCE (MARK H MCGUIRE)  
MENNIE MANN (PRO/PER)  
SHANNON D NOBLE

Waiver of Court Fees and Costs filed by MENNIE MANN is GRANTED

Currently under review by legal research.

(LR)

Continued matter. Notice not re-reviewed.

(lh)

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1500631

CASE NAME: JOAN W MOLNER

HEARING:

Probate status report

COUNSEL:

ROBERTA FANT (PET)...JOELLE LEE A. NICHOL  
JOAN W MOLNER (DEC)...

#### GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Status Report of Roberta Fant, administrator

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

1. Roberta Fant was issued Letters of Administration with full IAEA authority on 09/02/15; no bond.
2. Estate is not in a condition to close as petitioner is in the process of selling the real property.
3. Petitioner requests an additional 12 months to close the estate.
4. Whenever a status report is filed without an accounting, notice must indicate a
5. ~Proposed Order: 05/02/18

RECOMMENDATION:

Court's discretion. If approved, set next hearing for Accounting Review for **06/26/19**. Any account to be filed 30 days' in advance of hearing. Note requirements of Local Rules.

(lh)



Superior Court of Calif, County of San Bernardino

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1600251

CASE NAME: MARY M ORTIZ LIVING TRUST

**SEE ALSO 7, 28**

HEARING:

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

COUNSEL:

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

Currently under review by legal research.

(LR)

Continued matter. Notice not re-reviewed.

(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: 06/27/18 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1600251

CASE NAME: MARY M ORTIZ LIVING TRUST

**SEE ALSO 6, 28**

HEARING:

Readiness Calendar

COUNSEL:

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

Readiness—no notes—JTD

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1600282

CASE NAME: MTR OF JAMES JOSEPH PIPOLO

HEARING:

Accounting Review

COUNSEL:

EVAN PIPOLO (PET)...GREGORY L ZUMBRUNN  
JAMES JOSEPH PIPOLO (DEC)...  
ZUMBRUNN LAW CORPORATION (TP )...GREGORY L ZUMBRUNN

GENERAL INFORMATION

**Continued from 07/19/17** to file accounting.

**Continued from 01/17/18 at request of Counsel.**

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 Evan Pipolo, son, on 05/11/16; full authority, no bond.
2. **Need** final Inventory and Appraisal
3. **Need** accounting or status report.

RECOMMENDATION

Need to clear notes 2-3.

(lc/lh)

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1700481

CASE NAME: YU HSIN CHIEN

HEARING:

FIRST AND FINAL REPORT ON WAIVER OF Account and Report of HSIU  
LIN CHIEN and Petition for allowance of fees filed.

COUNSEL:

HSIU LIN CHIEN (PET)...LAW OFFICES OF YVONNE HS U  
YU HSIN CHIEN (DEC)...

GENERAL INFORMATION:

Continued from **03/28/18**.

**Continued from 05/09/18 to clear probate notes.**

THIS CASE IS SET FOR HEARING ON Waiver of First and Final Account and Report  
and Petition for Fees and Final Distribution by Hsiu Lin Chien, (spouse/administrator)

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

1. Assets on hand: \$534,595.91, consisting of \$24,595.91 cash and remaining in real property.
2. Petitioner waives statutory fees.
3. Attorney requests statutory fees of **\$13,691.92** requested. Calculated.
4. Estate consists entirely of community property of petitioner and decedent. Petitioner proposes 100% distribution to herself as the surviving spouse. **Supp 04/20/18 includes assignments of interest signed by issue.**
5. Petitioner requests reserve of **\$10,000**. *Note: if approved, need informal account/declaration for reserves per Local Rule 20-911 prior to filing ex parte petition for final discharge. JTD*
6. Notice was given.
7. No proposed order submitted.

RECOMMENDATION:

Court's discretion. If approved, court to set hearing on filing of receipts and final discharge to include informal account re reserves for **07/03/19**.

(lh)

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1700493

CASE NAME: LUZ MARIA RODRIGUEZ

HEARING:

First and Final Account and Report of MARIA ELIZABETH QUIROZ and  
Petition for allowance of fees

COUNSEL:

MARIA ELIZABETH QUIROZ (PET)...MICHAEL C MADDUX  
LUZ MARIA RODRIGUEZ (DEC)...

GENERAL INFORMATION:

**Continued from 05/09/18 to clear probate notes.**

THIS CASE IS SET FOR HEARING ON First and Final Account and Report of  
Executor; Petition for Fees and Final Distribution by Maria Quiroz, executor

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

1. Assets on hand: \$145,110.07, cash
2. Statutory fees of **\$8,003.75**, each, requested by petitioner and attorney.
3. Attorney requests extraordinary fees of **\$1,725** at 5 hours at \$325/hour regarding sale of real property. Itemized. [Acct, 3/19/18, LFpg10-11]. **JTD**
4. Attorney requests reimbursement of costs at **\$58.50** for court fees. Itemized. [Acct, 3/19/18, LFpg11]. **JTD**
5. Petitioner reimbursed **\$7,725.15** to a Maria Gudino for funeral and miscellaneous expenses, and reimbursed herself **\$4,878.36** for decedent's debts. Itemized. [Supp. 5/8/18, LFpg3]. **JTD**
6. Waivers of notice of proposed action filed; however, none filed on behalf of minor beneficiaries. **Need** Notice of Proposed Action or waiver by minors' parent/legal guardian.
7. Petitioner requests court authorization to establish a California 529 Plan with a recognized and licensed investment firm on behalf of beneficiary minors: Zion, Dominic, and Aidan Sepulveda per terms of will. **Request re: 529 Plan under review by Legal Research.**
8. Petitioner requests reserve of \$1,500 for closing expenses. **JTD**
9. Objections by Jill Sepulveda, mother of minor beneficiaries, filed 06/05/18.
10. **Reply to Objector Jill Sepulveda filed by Maria Quiroz on 06/18/18.**

11. Proposed order submitted 03/19/18. Need corrected statutory fees.

**RECOMMENDATION:**

Matter is contested.

Need to clear note #6 then Court's discretion. If approved, court to set hearing on filing of receipts and final discharge to include informal account re reserves for **07/03/19**.

(lh)

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1700511

CASE NAME: MTR OF MARY JANE VINCENT

HEARING:

Waiver of Account and Report of VALERIE MCCULLAH and Petition  
for allowance of fees

COUNSEL:

VALERIE MCCULLAH (PET)...ROSE C ROSADO  
MARY JANE VINCENT (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Waiver of Account and Final Report; Petition  
for Fees and Final Distribution by Valerie McCullah, administrator

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

1. Assets on hand: \$206,725.35, cash held in attorney-client trust account.
2. Administrator and attorney request statutory fees of \$7,800, each.  
Calculated.
3. **Need** bank/investment statement or declaration of attorney verifying final  
ending balance per Local Rule 20-908.
4. Petitioner requests reserve of \$1,450. **JTD**
5. Notice was given.
6. ~Proposed order: 05/02/18

RECOMMENDATION:

Need to clear note #3 then Court's discretion. If approved, court to set hearing on filing  
of receipts and final discharge for **07/03/19**.

(lh)

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1700930

CASE NAME: MTR OF HELEN LOPEZ DURAN

HEARING:

Final Account and Report of ERIC HAYNES and Petition for allowance of fees

COUNSEL:

ERIC HAYNES (PET)...CALDWELL, KENNEDY & PORTER, A.  
HELEN LOPEZ DURAN (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Final Account and Report of Administrator; Petition for Fees and Final Distribution by Eric Haynes, administrator

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

1. Assets on hand: \$283,195.19, cash held in attorney-client trust account.
2. Attorney and petitioner request statutory fees of **\$8,663.90**, each. Calculated.
3. Petitioner requests reserve of **\$1,450** for closing expenses. **JTD**
4. Notice was given.
5. ~Proposed order: 05/09/18

RECOMMENDATION:

Court's discretion. If approved, court to set hearing on filing of receipts and final discharge for **07/03/19**.

(lh)



Superior Court of Calif, County of San Bernardino

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1701138

CASE NAME: JOSE LORENZO VASQUEZ

**SEE ALSO 14, 15, 16**

HEARING:

Hearing Re: POST MEDIATION STATUS CONFERENCE

COUNSEL:

LAURA ALICIA RODRIGUEZ (PET)...MICHAEL C MADDUX  
JOSE LORENZO VASQUEZ (DEC)...  
JAMES VASQUEZ (PET/OBJ)...ELDER LAW CENTER, P.C.

**XREF: PROPS1600462** VASQUEZ TRUST

Status only—JTD

Superior Court of Calif, County of San Bernardino

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1701138

CASE NAME: JOSE LORENZO VASQUEZ

**SEE ALSO 13, 15, 16**

HEARING:

Hearing Re: TRIAL SETTING CONFERENCE

COUNSEL:

LAURA ALICIA RODRIGUEZ (PET)...MICHAEL C MADDUX  
JOSE LORENZO VASQUEZ (DEC)...  
JAMES VASQUEZ (PET/OBJ)...ELDER LAW CENTER, P.C.

**XREF: PROPS1600462** VASQUEZ TRUST

TSC—no notes—JTD

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1701138

CASE NAME: JOSE LORENZO VASQUEZ

**SEE ALSO 13, 14, 16**

HEARING:

Hearing Re: PETITION FOR PROBATE- LETTERS TESTAMENTARY

COUNSEL:

LAURA ALICIA RODRIGUEZ (PET)...MICHAEL C MADDUX  
JOSE LORENZO VASQUEZ (DEC)...  
JAMES VASQUEZ (PET/OBJ)...ELDER LAW CENTER, P.C.

**XREF: PROPS1600462 VASQUEZ TRUST**

GENERAL INFORMATION:

**Continued from 01/03/18** at request of petitioner to address notice/service issues.

**Continued from 03/07/18.** Ronald Ask indicates objections to this petition have been filed and competing petition has been filed and set for hearing on 04/18/18.

**Continued from 04/18/18.**

**Hearing on 05/23/18 reset to 06/27/18.**

THIS CASE IS SET FOR HEARING ON

- **Petition #1 [filed 11/14/17]** for Probate, Letters Testamentary with Full Authority under IAEA by Laura Rodriguez (executor/caregiver/niece)
- **Petition #2 [filed 03/06/18]** for Probate, Letters Testamentary with Full Authority under IAEA by James Vasquez, (son)

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

**Petition #1 by Laura Rodriguez (executor/caregiver/niece)**

1. Petitioner requests assets to be placed in blocked account upon sale of real property. Estate assets consist of real property estimated at \$250,000, and remaining \$6,000 in personal property. **JTD.**
2. Petitioner is identified within decedent's will as a caregiver and beneficiary.
3. Need verified supplement to amend list of relatives in item #8 of petition to include issue of predeceased son, Richard Vasquez. **Due Diligence Declaration filed 03/07/18 as to Isaac Vasquez and Catherine Vasquez, issue of predeceased son, Richard Vasquez. JTD**

4. **Objection and will contest filed on 03/06/18 by James “Jimmy” Vasquez, son of decedent. Need Proof of Service of Summons.**
5. **Answer to Will Contest filed by Laura Rodriguez on 04/03/17.**
6. **Declaration of John W. Rodriguez and Bertha Rodriguez regarding decedent “mental abilities” filed 04/17/18. Need proofs of service to James Vasquez.**
7. ~Proposed form Order: 11/14/17

**Petition #2 by James Vasquez (son)**

8. Petitioner requests no bond as provided in will dated 03/28/16.
9. Will dated 03/28/16 nominates James Vasquez and Laura Rodriguez to serve as co-executors.
10. Notice of Petition to Administer Estate filed 4/4/18; however, form is incomplete at item #5 as to request for IAEA authority. **Need amended Notice and proof of service.**
11. **Due Diligence Declarations as to Isaac Rodriguez and Catherine Rodriguez, issue of predeceased son, Richard Vasquez, filed 04/12/18. JTD**
12. ~Proposed form Order: 03/06/18

**RECOMMENDATION:**

Matter is contested.

Need to clear notes #6; 10. Court’s discretion re bond. If approved, set future hearing for Accounting/Status Review on **09/04/19**. Any accounting to be filed 30 days in advance. Note requirements of Local Rules.

(lh)

Superior Court of Calif, County of San Bernardino

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1701138

CASE NAME: JOSE LORENZO VASQUEZ

**SEE ALSO 13, 14, 15**

HEARING:

Hearing Re: PETITION FOR PROBATE- LETTERS TESTAMENTARY

COUNSEL:

LAURA ALICIA RODRIGUEZ (PET)...MICHAEL C MADDUX  
JOSE LORENZO VASQUEZ (DEC)...  
JAMES VASQUEZ (PET/OBJ)...ELDER LAW CENTER, P.C.

**XREF: PROPS1600462 VASQUEZ TRUST**

See notes on prior matter #15.

(lh)

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1800311

CASE NAME: OSCAR ROY NEWTON

**SEE ALSO 18**

HEARING:

Hearing Re: OSC RE: DISMISSAL- IF PETNR FAILS TO APPEAR

COUNSEL:

KIMETRA NEWTON (PET)...KIMETRA NEWTON  
OSCAR ROY NEWTON (DEC)...

GENERAL INFORMATION

**Continued from 05/16/18. No appearance. Petitioner called departments and requested a continuance due to unavailability to appear at today's hearing. Court continues matter and set OSC re dismissal if petitioner fails to appear. Notice given by Judicial Assistant.**

THIS CASE SET FOR HEARING ON **OSC Re Dismissal of** Petition for Probate of Will, Letters Testamentary with Full Authority under IAEA by Kimetra Newton, daughter

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

1. Petitioner alleges all heirs waive bond; however, no waivers on file. Suggested bond \$201,000. **JTD**
2. Petitioner alleges she is the executor; however, no executor named in holographic will. Does Court wish to require amended petition re Letters of Administration with Will Annexed? **JTD**
3. Notice of Petitioner to Administer Estate as to Shalonda Matthews, Pamela Scott, and Cartwell Newton filed 05/21/18; however, item #5 request for full IAEA is not checked. **Need proper notice and proof of service.**
4. **Need** proof of publication.
5. ~Proposed Form Order: 04/04/18

RECOMMENDATION

Need to clear notes #3-#4 then Court's discretion re bond. If approved, set Accounting/Status Review for **09/04/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lh)

Superior Court of Calif, County of San Bernardino

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1800311

CASE NAME: OSCAR ROY NEWTON

**SEE ALSO 17**

HEARING:

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

COUNSEL:

KIMETRA NEWTON	(PET)...KIMETRA NEWTON
OSCAR ROY NEWTON	(DEC)...

See notes on prior matter.

(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: 06/27/18 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1800473

CASE NAME: EVELYN WOOTEN

**SEE ALSO 20**

HEARING:

Hearing Re: OSC RE PRELIMINARY INJUNCTION

COUNSEL:

SHIELA DENISE WOOTEN (PET)...PRO/PER  
EVELYN WOOTEN (DEC)...

Waiver of Court Fees and Costs filed by SHIELA DENISE WOOTEN is GRANTED

Currently under review by legal research.

(LR)



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

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DATE: 06/27/18 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1800473

CASE NAME: EVELYN WOOTEN

**SEE ALSO 19**

HEARING:

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

COUNSEL:

SHEILA DENISE WOOTEN (PET)...PRO/PER  
EVELYN WOOTEN (DEC)...

GENERAL INFORMATION

Ex parte orders granted 05/21/18; no bond required. Court does not authorize any powers under IAEA. Sheila Wooten is authorized to speak with and negotiate with lienholder.

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by Sheila Wooten, daughter

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

1. Petitioner requests bond of \$19,000. Appears sufficient. **JTD**
2. **Need** Proof of Publication.
3. ~Proposed Form Order: 05/15/18

RECOMMENDATION

Need to clear note #2 then Court's discretion. If approved, set Accounting/Status Review for **09/04/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lh)

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1800513

CASE NAME: Miyoko Welt

HEARING:

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

COUNSEL:

THOMAS R WELT (PET)...GLEN M. NAKATANI, A. PROF. COR  
MIYOKO WELT (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Probate, Letters Testamentary with  
Full Authority under IAEA by Thomas R. Welt, executor/trustee

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

1. Will waives bond. Estimated assets consist of \$568,000 in personal property and annual income. The court may for good cause require that a bond be given, either before or after issuance of letters. [Prob. Code, § 8481(b)]. **JTD**
2. The will conditionally incorporates decedent's Trust. **Need** a certification of trust that meets the requirements in Pr. C. §18100.5 and additionally includes a list of Trust beneficiaries for notice purposes. Does Court also wish to require a copy of decedent's Trust? **JTD**
3. **Need** Proof of publication.
4. ~Proposed Form Order: 05/25/18

RECOMMENDATION

Need to clear notes #2-3 then Court's discretion re bond. If approved, set Accounting/Status Review for **09/04/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lh)

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

**CONSERVATORSHIPS**

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DATE: 06/27/18      TIME: 9:30      DEPT: S35P  
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CASE#: CON PS1100093

CASE NAME: TOMAS V BEAS

HEARING:

Petition for instructions on how to pay limited estate funds to pay

COUNSEL:

TOMAS V BEAS

(CEP)...CRAIG M PARKER

LETICIA M GODOY

(CE )...ANDERSON, ARMENTA & ASSOCIATES

#### GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Petition for instructions on how to pay limited estate funds to pay by Leticia M. Godoy, conservator

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

1. Leticia M. Godoy was appointed conservator of the estate on 05/07/12 and was later also appointed as conservator of the person of Tomas V. Beas on 05/19/15.
2. In late 2015, conservator entered into a lease with Orchards Senior Apartments for period 4/2010 to 02/22/2016 to allow conservatee to reside in a nonrestrictive environment. Conservatee was relocated due to his rapid deterioration of physical and mental health, and due to safety of himself and others.
3. *Orchard Senior Apartments* is claiming **\$7,916.82** for remainder of lease despite receiving a letter from conservatee's doctor explaining conservatee's inability to live on his own.
4. In March, 2016, conservatee was moved into *Rialto Retirement Home*. As the facility is not licensed for dementia, they were not equipped to handle conservator and conservatee was relocated shortly thereafter.
5. On 03/06/16, conservatee was moved to *Brookdale of Corona* with a monthly cost of \$3,438.36. Conservatee's condition worsened with anger outbursts and increased anxiety which prompted additional one-on-one, 24-hour care to conservatee without conservator's authorization of additional charges, totaling **\$10,533.96** for one month. Conservatee was placed on a 5150 hold and was sent to a psychiatric ward.

6. The behavioral hospital then sent conservatee to *Kaiser of Corona* after two days. He was then transferred to *Kaiser of Riverside* where he was calmed, and again transferred to *San Gabriel Valley Hospital*.
7. With assistance of San Gabriel Valley Hospital, Conservatee was relocated to *Palm Crest* on or about 08/26/16 for \$2,500 per month.
8. Petitioner alleges Palm Crest agreed to assist with applying for Medicare/Medi-Cal once the estate ran out. However, on 01/01/18, their rates were raised to \$4,150 per month and no longer assist with or accept Medicare/Medi-Cal under new management.
9. As conservatee has been deemed a Los Angeles resident by San Bernardino County, conservator has applied with Los Angeles County and is awaiting a response for placement. Conservatee currently resides at Palm Crest, although conservator has since received a Termination of Resident Agreement.
10. There is not enough money in estate to pay the following debts:
  - a. Orchard's Senior Apartment at **\$7,916.82**;
  - b. Brookdale of Corona at **\$10,533.96**;
  - c. Palm Crest at **\$16,600** (with monthly charges of \$4,150);
  - d. Conservator's fees of **\$6,492.75**, previously Court approved;
  - e. Attorney's fees and costs of **\$3,149.50**, previously Court approved.
11. Petitioner requests instruction and orders for all creditors herein to appear or submit written response; for conservator to maintain remaining estate funds; and for prorate payment of only responding/appearing creditors' debts.
12. Supporting Declaration of Leticia Godoy filed 05/18/18.
13. **Need** Notice of Hearing and Proof of Service as to named creditors, Craig Parker, and conservatee.
14. No proposed order submitted.

## RECOMMENDATION

Need notice then Court's discretion.

(lh)

Future Hearing: 8/22/19 Accounting Review

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

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DATE: 06/27/18 TIME: 9:30 DEPT: S35P  
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CASE#: CON PS1700143

CASE NAME: MTR OF TERESA CARLSON

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR  
CONSERVATORSHIP of BRYAN H WOODS

COUNSEL:

BRYAN H WOODS (CPE)...PRO/PER  
TERESA CARLSON (CEP)...WALTER T. MOORE

GENERAL INFORMATION

**Continued from 03/07/18.**

**Continued from 04/25/18 at request of Counsel.**

THIS CASE IS SET FOR HEARING ON Compliance Review

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

1. Bryan H Woods appointed Conservator of the person and estate on 08/02/17;  
no bond.
2. Notification of Conservatee's Rights filed 01/26/18.
3. Determination of Conservatee's Appropriate Level of Care filed 10/25/17.
4. Care Plan filed.
5. **Final** Inventory and Appraisal filed 06/08/18.
6. **Need** proof of service Inventory and Appraisal including Instructions for  
Objections per Pr. C. §2610.

RECOMMENDATION

Inquire status.

(lh)

Future Hearing: 3/06/19 Accounting Review

Superior Court of Calif, County of San Bernardino

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

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DATE: 06/27/18 TIME: 9:30 DEPT: S35P  
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CASE#: CON PS1700421

CASE NAME: PATRICIA ANN HANLEY

HEARING:

Petition for Payment of Court Appointed Attorney's Fees and Costs

COUNSEL:

KAREN MICHELLE BRENNAN (PET)...MARK H MCGUIRE  
MATTHEW E SHEASBY (PET)...MATTHEW E SHEASBY  
PATRICIA ANN HANLEY (CEE)...

#### GENERAL INFORMATION

**Continued from 04/25/18. Matthew Sheasby appeared on behalf of attorney Mark McGuire on behalf of Karen Brennan.**

THIS CASE SET FOR HEARING ON Petition for Attorney's Fees by Matthew E. Sheasby

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

1. Petitioner, Matthew E. Sheasby, was appointed Counsel for Patricia Ann Hanley on 11/21/17 and relieved on 01/03/18.
2. Petitioner requests fees of **\$2,345.50** for 6.2 hours at \$435/\$260 per hour for attorney services. Itemized. [Declaration, 02/23/18].
3. ~Proposed Order: 10/31/16.

#### RECOMMENDATION

Court's discretion.

(lh)

Future Hearings:

8/08/18 Conservatorship Compliance Review Hearing; 3/13/19 Accounting Review

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

Superior Court of Calif, County of San Bernardino

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

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DATE: 06/27/18 TIME: 9:30 DEPT: S35P  
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CASE#: CON PS1800042  
CASE NAME: XAVIER BONILLA

HEARING:  
Hearing Re: AMENDED PETITION FOR APPT OF CONSERVATOR (LIMITED

COUNSEL:  
ESPERANZA BONILLA (PET)...PRO/PER  
XAVIER BONILLA (CTP)...JEANNE E KENNEDY

#### GENERAL INFORMATION

THIS CASE SET FOR HEARING ON **Amended** [filed 05/21/18] Petition for Appointment of Limited Conservator person only by Esperanza Bonilla, mother

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

1. Petitioner seeks orders related to powers per Pr. C. §2351.5 to fix residence, access confidential records, limit right to contract. **JTD**
2. Proposed conservatee's civil rights not be limited without court order.
3. Petitioner seeks medical powers. **Need** Capacity Declaration.
4. Proposed conservatee is developmentally disabled. **Need** report of Counsel Jeanne Kennedy.
5. Proposed conservatee is developmentally disabled. **Need** IRC report.
6. List of required contacts filed 02/09/18 and 05/21/18; however, missing Richard Bonilla (paternal grandfather). **Need** completed form.
7. **Need** Notice of Hearing and Proof of Service as to Inland Regional Center to include at least 30 days' notice.
8. CI Report filed 03/21/18.
9. Return of Amended Citation filed 05/22/18.
10. Proof Certificate of Completion of the Conservatorship Training Class filed 05/11/18.
11. ~Proposed Form Order: 05/21/18

## RECOMMENDATION

Need to clear notes #3-6 then Court's discretion. If approved, set hearing for Compliance Review for **01/30/19** 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

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DATE: 06/27/18 TIME: 9:30 DEPT: S35P  
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CASE#: CON PS1800091

CASE NAME: MTR OF DANIEL SHIAO-TUNG YAO

HEARING:  
Petition for Appointment of Conservator

COUNSEL:

DAVID YAO (CPE)...LAY OFFICE OF VINCENT Y. LIN  
SANDY YAO (CPE)...LAY OFFICE OF VINCENT Y. LIN  
DANIEL SHIAO-TUNG YAO (CEP)...

GENERAL INFORMATION

**Continued from 04/25/18. No appearance. Petitioners made telephonic request for continuance. Notice given by Judicial Assistant.**

THIS CASE SET FOR HEARING ON Petition for Appointment of Conservator person and estate by David and Sandy Yao, parents

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

1. Petitioner requests no bond but does not provide a legal basis for waiver in Attachment 1c. Suggested bond \$22,000 based on bond calculation. **JTD**
2. Petition, item #5(f) indicates proposed conservatee is not developmentally disabled; however, item #5(c) indicates he was diagnosed with moderate mental retardation which appears to fall within definition per Pr. C. §1420. [Petition, 3/21/18, LFpg6-7]. Court to determine whether a limited conservatorship is appropriate. **JTD**
3. Petitioner seeks medical powers; however, see Capacity Declaration filed 03/21/18; See Capacity Declaration regarding item #7, filed 03/21/18. **JTD**
4. Petition, item #11, indicates parents are the only relatives within second degree.
5. CI Report filed 04/19/18.
6. **Need** list of required contacts (Local form SB-12224).
7. **Need** return of Citation.
8. **Need** Notice of Hearing and Proof of Service as to Inland Regional Center (if proposed conservatee is deemed developmentally disabled).
9. Proof of completion of Conservatorship Training Class filed 05/03/18.

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

10. ~Proposed Form Order: 03/21/18

**RECOMMENDATION**

Need to clear notes #6-8. If approved, set hearing for Compliance Review for **01/30/19** for the filing of the required documents and hearing re Accounting Review for **09/04/19**. Any accounting to be filed 30 days in advance.

(lh)

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

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DATE: 06/27/18 TIME: 9:30 DEPT: S35P  
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CASE#: CON PS1800153

CASE NAME: Jorge L Licea

HEARING:  
Petition for Appointment of Conservator

COUNSEL:  
EVA V VARGAS (CP )...  
JORGE L LICEA (CTP)...

GENERAL INFORMATION

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

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

1. Petitioner seeks orders related to powers per Pr. C. §2351.5 to fix residence, access confidential records, limit right to contract. **JTD**
2. Proposed conservatee's civil rights not be limited without court order.
3. Petitioner seeks medical powers. Capacity Declaration filed 05/29/18.
4. Proposed conservatee is developmentally disabled. **Need** appointment of counsel for report.
5. Proposed conservatee is developmentally disabled. **Need** IRC report.
6. **Need** return of Citation.
7. **Need** notice of hearing and proof of service as to all relatives listed in item #11 of petition, and include 30 days' notice to Inland Regional Center.
8. **CI report filed 06/22/18.**
9. Proof of Completion of the Conservatorship Training Class filed 06/07/18.
10. ~Proposed Form Order: 05/18/18

RECOMMENDATION

Need to clear notes #4-7. If approved, set hearing for Compliance Review for **01/30/19** 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

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DATE: 06/27/18 TIME: 1:30 DEPT: S35P  
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CASE#: PRO PS1600251

CASE NAME: MARY M ORTIZ LIVING TRUST

**SEE ALSO 6, 7**

HEARING:

Hearing Re: PETITION TO DETERMINE THE INVALIDITY OF TRUST ETC

COUNSEL:

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

Currently under review by legal research.

(LR)

Continued matter. Notice not re-reviewed.

Superior Court of Calif, County of San Bernardino

Page: 1

CIVPRO San Bernardino District - Civil  
PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH **CIVIL**

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DATE: 06/27/18 TIME: 8:30 DEPT: S36P  
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CASE#: CIV DS1715025

CASE NAME: MUNCY-V-DOMINGUEZ

HEARING:

Hearing Re: STATUS OF SETTLEMENT

COUNSEL:

MANUELA R MUNCY (PLA)...ELBERT W MUNCY  
AUGUSTINE GRANADO (PLA)...ELBERT W MUNCY  
JOE GRANADO (PLA)...ELBERT W MUNCY  
BLANCA E PETTEGREW (PLA)...ELBERT W MUNCY  
ROSA M GRANADO DOMINGUEZ (DEF)...  
PARAMOUNT RESIDENTIAL MORTGAGE  
ESTATE OF CARMEN RAYA GRANADO

Status only—JTD

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

**PROBATE**

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DATE: 06/27/18      TIME: 8:30      DEPT: S36P  
-----

CASE#: PRO PS0600334

CASE NAME: MTR OF ERIN ELIZABETH WILSON

**SEE ALSO 3, 4**

HEARING:

Hearing Re: Status of Bankruptcy/file Accounting

COUNSEL:

SUSANNE CHRISTENSEN                      (PET)...DIANA J. CARLONI

ERIN ELIZABETH WILSON                      (DEC)...

CLIFFORD BRACE                                      (OBJ)...HODGE & BARTOUMIAN

GENERAL INFORMATION

**Continued from 10/11/17.** Bankruptcy Court to review Omnibus Motion.

**Continued from 01/10/18.** No appearance.

**Continued from 02/28/18. Attorney Diana Carloni present for Susanna Christensen. Counsel requests continuance of matter to have bankruptcy matter resolved.**

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 Susanne Christensen, daughter, on 03/14/07; full authority, no bond.
2. Previous status report approved on 06/12/17.
3. Notice of hearing and proof of service filed; however, a status report has yet to be filed.
4. Declaration of Diana Carloni filed 09/20/17 regarding pending Omnibus Motion with Bankruptcy Court.
5. **Need** accounting or status report.

RECOMMENDATION

Inquire status of accounting.

(ww/lh)

Superior Court of Calif, County of San Bernardino

Page: 3

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

-----  
DATE: 06/27/18 TIME: 8:30 DEPT: S36P  
-----

CASE#: PRO PS0600334

CASE NAME: MTR OF ERIN ELIZABETH WILSON

**SEE ALSO 2, 4**

HEARING:

Motion Re: TO BE RELIEVED AS COUNSEL Filed by Petitioner  
CLIFFORD BRACE

COUNSEL:

SUSANNE CHRISTENSEN	(PET)...DIANA J. CARLONI
ERIN ELIZABETH WILSON	(DEC)...
CLIFFORD BRACE	(OBJ)...HODGE & BARTOUMIAN

See notes on next matter # 4.

(lh)

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

-----  
DATE: 06/27/18 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS0600334

CASE NAME: MTR OF ERIN ELIZABETH WILSON

**SEE ALSO 2, 3**

HEARING:

Order to Show Cause RE: issuance of citation/failure to appear

COUNSEL:

SUSANNE CHRISTENSEN (PET)...DIANA J. CARLONI  
ERIN ELIZABETH WILSON (DEC)...  
CLIFFORD BRACE (OBJ)...HODGE & BARTOUMIAN

GENERAL INFORMATION:

**Continued from 08/15/17.** No appearance. Notice by Judicial Assistant.

**Continued from 10/11/17.** No appearance. Court continues matter to the accounting review date.

**Continued from 01/10/18.** No appearance. Court continued to 02/28/18. Notice given by Judicial Assistant.

**Continued from 02/28/18. No appearance. Court issued Citation and set OSC re failure to appear.**

THIS CASE IS SET FOR HEARING ON **OSC re Failure to Appear**/ Motion to be relieved by Counsel by Stanley W. Hodge ["Petitioner"].

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

1. Declaration in support of motion filed 06/15/17. However, **need** mandatory form Declaration [MC-052].
2. Petitioner, Stanley W. Hodge, makes this motion to be relieved as counsel under Code of Civil Procedure section 284(2) instead of filing consent under section 284(1) and alleges all communication has broken down between the client and attorney and it is impossible to continue to appear for Mr. Brace.
3. **Citation issued. Proof of Unsuccessful Service filed 04/06/18.**
4. **Declaration of Mary Alfaro regarding non-appearance of Stanley W. Hodge filed 06/15/18.**
5. ~Proposed Form Order 06/07/17.

RECOMMENDATION:

Need to clear note 1, then Court's discretion.

(nb/lh)



Superior Court of Calif, County of San Bernardino

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

-----  
DATE: 06/27/18 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS1500665

CASE NAME: JONATHAN RODRIGUEZ SPECIAL NEEDS TRUST

HEARING:

Accounting Review

COUNSEL:

JACQUELINE RUBIO (PET)...MARK J. ANDREW FLORY  
JONATHAN RODRIGUEZ SPECIAL NEEDS TRUST (TRU)...

#### GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Accounting Review re Jacqueline Rubio,  
Trustee of SNT

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

1. Court approved First Account current on 08/23/17 for period ending 03/31/17.
2. **Need** Second Account current commencing 04/01/17.

#### RECOMMENDATION

Inquire status.

(lh)

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

-----  
DATE: 06/27/18 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS1600478

CASE NAME: MONICA G WHITE LIVING TRUST

HEARING:

Order to Show Cause RE: Status of Settlement/Proof of Settlement

COUNSEL:

PATRICK WHITE	(PET)...DANIEL E KATZ
BRIAN WHITE	(PET)...DANIEL E KATZ
JEFFREY WHITE	(PET)...DANIEL E KATZ
KELLI ZIENOWICZ	(PET)...DANIEL E KATZ
THE MONICA G WHITE LIVING TRUST	(TRU)...PRO/PER
EVAN S WHITE	(OBJ)...ORLAND LAW GROUP
SEAN WYMAN	(ORLAND LAW GROUP)

GENERAL INFORMATION

**Continued from 12/27/17** at request of Counsel. Counsel represents parties reached a settlement in November and requests continuance to allow additional time to provide a written settlement agreement under CCP §664.6 and to proceed with property sale.

**Continued from 03/28/18. On petition to establish trust of Patrick White: order to show cause held. House is still in escrow. Notice waived.**

THIS CASE IS SET FOR HEARING ON OSC Proof of Settlement

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

1. Matter set on 11/20/17, wherein, parties indicate they reached a settlement agreement and is out for signature to parties. All exhibits returned to parties this date with order to retain in trial condition until the expiration of appeal period.
2. **Need** proof of settlement agreement.
3. **Proposed Order on Request for Dismissal submitted 06/15/18 by Counsel Daniel E. Katz on behalf of petitioners.**

RECOMMENDATION

Inquire status.

(lh)

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS1600626

CASE NAME: MTR OF MICHAEL DAVID CUNNINGHAM

HEARING:

Accounting Review

COUNSEL:

MARGARET LOUISE CUNNINGHAM (PET)...PRO/PER  
MICHAEL DAVID CUNNINGHAM (DEC)...

GENERAL INFORMATION

**Continued from 01/10/18.** No appearance, nor has an account been filed.

**Continued from 03/14/18.** No appearance. Citation issued to Margaret Louise Cunningham who is cited and required to appear on 05/09/18.

**Continued from 05/09/18. No appearance. Court notes that the Citation issued on 03/14/18 to Margaret Louise Cunningham has not been returned to Court. Petition is not present in Court today. Citation issued to Margaret Louise Cunningham who is cited and required to appear and show cause re failure to appear/failure to file accounting.**

THIS CASE IS SET FOR HEARING ON Accounting Review re: Margaret Cunningham

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

1. Letter Testamentary issued to Margaret Louise Cunningham on 10/26/16 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.**
4. Declaration of Non-Service of Citation filed 05/04/18. **Need return of Citation as to Margaret Louise Cunningham.**

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: 06/27/18 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS1700144

CASE NAME: MTR OF NORMA L MATTHEWS

HEARING:

Accounting Review

COUNSEL:

SCOTT R MATTHEWS

(PET)...PRO/PER

NORMA L MATTHEWS

(DEC)...

#### GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Accounting Review re Scott Matthews,  
administrator with will annexed

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

1. Letters of Administration with will annexed and limited IAEA authority issued to Scott Matthews (son) on 04/19/17; no bond.
2. **Need** final Inventory and Appraisal.
3. **Need** accounting and status report.

#### 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

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DATE: 06/27/18 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS1700534

CASE NAME: JOHNNY HERMOSILLA

**SAME DAY HEARING: MEDIATION SETTLEMENT CONFERENCE @ 8:30 IN DEPT S34**

HEARING:

Hearing Re: Status

COUNSEL:

IAN HERMOSILLA	(PET)...JAMES E NEWNHAM
DECI HERMOSILLA	(PET)...JAMES E NEWNHAM
JOHNNY HERMOSILLA	(DEC)...
REMEDIOS C ABARO	(TP )...LENITA A SKORETZ

Status—no notes—JTD

(nb/lh)

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS1700654

CASE NAME: MAGDALENA URIAS

HEARING:

First and final Account and Report of MELISSA DIAZ and Petition  
for allowance of fees

COUNSEL:

MELISSA DIAZ (PET)...FARHAT LAW FIRM, APC  
MAGDALENA URIAS (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Waiver of First and Final Account and Report  
of Personal Representative; Petition for Fees and Final Distribution by Melissa Diaz,  
administrator

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

1. Assets on hand: \$172,032.60 in cash
2. Petitioner and attorney request statutory fees of **\$8,366.63**, each.  
Calculated.
3. Petitioner requests reimbursement of advanced costs of **\$620.00** for Court  
filing fees.
4. Attorney requests reimbursement for advanced costs in the amount of  
**\$910.50**. Costs include fiduciary accounting services of \$300. Itemized.  
[Acct, 5/15/18, LFpg6] Question if accounting services should be deducted  
from statutory fees? **JTD**
5. **Need** bank/investment statements verifying date of death balances and final  
ending balance per Local Rule 20-908.
6. Decedent died intestate and is survived by two adult children and a spouse.  
It appears Gonzalo Urias (spouse) is entitled to one-third share per Pr. C.  
§6401(c)(3); however, proposed distribution provides for 50%, each, be  
divided between issue. No assignments on file. **Need verified supplement  
clarifying proposed distribution.**
7. **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.**

8. Petitioner requests reserve of \$2,500. Note: if approved, need informal account for reserves per Local Rule 20-911 prior to filing ex parte petition for final discharge. **JTD**
9. Notice was given.
10. No proposed order submitted.

**RECOMMENDATION:**

Need to clear notes #5-7 then Court's discretion. If approved, court to set hearing on filing of receipts and final discharge to include informal account re reserves for **07/03/19**.

(lh)

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS1800440

CASE NAME: RITA T MADRID

HEARING:

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

COUNSEL:

ROLINDA HOLGUIN (PET)...JASON L GAUDY  
RITA T MADRID (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by Rolinda Holgun, daughter

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

1. All heirs waive bond. Estimated value of estate is \$175,000, real property only. The court may for good cause require that a bond be given, either before or after issuance of letters. [(Prob. Code, § 8481(b)]. JTD
2. ~Proposed Form Order: 05/07/18

RECOMMENDATION

RFA, Court's discretion re bond. If approved, set Accounting/Status Review for **09/04/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lh)



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

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DATE: 06/27/18 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS1800484

CASE NAME: Gloria Dean White

HEARING:

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

COUNSEL:

LAKEICHA CHANEY (PET)...MICHAEL C MADDUX  
GLORIA DEAN WHITE (DEC)...

GENERAL INFORMATION

Ex parte orders granted on 05/24/18. Lakeicha Chaney was appointed Special Administrator with special powers to contact and discuss loan with mortgage creditor; power to list real property for sale. Proceeds from sale of property to be placed in blocked account.

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with **limited** authority under IAEA by Lakeicha Chaney (granddaughter/nominee)

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

1. Petitioner requests bond of \$100,000. Estimated value of estate is \$128,895.00 based on real property only. Court previously ordered proceeds of real property to be placed in blocked account. **JTD**
2. Petitioner was nominated by heirs: Raychelle White; Shawnta White; and Shacoya White. [Petition, 5/17/18, LFpg13-16].
3. Edmond Conrad is identified as decedent's brother in item #11 of petition, signed bond waiver, and nomination; however, it does not appear he is entitled to intestate distribution.
4. Mar'Kezz White, great grandson/intestate heir, appears to be a minor. Does Court wish to appoint GAL?
5. ~Proposed Form Order: 05/17/18

RECOMMENDATION

Court's discretion. If approved, set Accounting/Status Review for **09/04/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908. (lh)

Superior Court of Calif, County of San Bernardino

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS1800485

CASE NAME: MTR OF BRENDA DENISE WALTERS

HEARING:

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

COUNSEL:

DALE EDWARDS WALTERS (PET)...PRO/PER  
BRENDA DENISE WALTERS (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Probate, Letters Testamentary with  
Full Authority under IAEA by Dale Edwards Walters, executor/spouse

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

1. Will waives bond.
2. **Need** Notice of Petitioner to Administer Estate as to Amy Schuyler, Johnathon Michael Kahanu, Jessica Palen, Destiny Walters, and Sarah Walters, issue of decedent.
3. **Need** proof of publication.
4. ~Proposed Form Order: 05/17/18

RECOMMENDATION

RFA, Court's discretion re bond. If approved, set Accounting/Status Review for  
**09/04/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note  
requirements of local rule 20-908.

(lh)

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS1800494

CASE NAME: Russell Alan Bard

HEARING:

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

COUNSEL:

ROBERT JOSEPH BARD (PET)...PRO/PER  
RUSSELL ALAN BARD (DEC)...

#### GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by Robert J. Bard (brother)

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

1. All heirs waive bond. However, petitioner is a non-resident and the court may require bond if the proposed personal representative resides outside California per and Pr. C. § 8571. Court also has discretion to require bond per Pr. C. § 8481(b). Does court wish to require minimum bond of \$20,000 or alternatively based on personal property of \$400,000 **JTD**
2. It appears decedent's issue have higher priority; however, no objections filed.
3. **Need** Notice of Petition to Administer Estate with proof of service [form DE-121] as to Karen Bard, Stephanie Bard, Jennifer Bard, and Kimberly Bard.
4. **Need** Proof of Publication.
5. No proposed order submitted.

#### RECOMMENDATION

Need to clear notes then Court's discretion. If approved, set Accounting/Status Review for **09/04/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lh)

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS1600156

CASE NAME: LILY MARTINEZ

HEARING:

first and final Account and Report of ESTHER GUARDADO and  
Petition for allowance of fees

COUNSEL:

ESTHER GUARDADO (PET)...FULLERTON LEMANN SCHAEFER & DO  
LILY MARTINEZ (DEC)...  
MARY MARIN (PET)...HARTNELL LAW GROUP  
DEPT OF HEALTH CARE SRVCS (TP )...PRO/PER  
INHERITANCE FUNDING (PRO/PER)  
CA VICTIM COMPENSATION BOARD (PRO/PER)  
JOE MARTINEZ  
DANIEL MARTINEZ

GENERAL INFORMATION:

**Continued from 02/07/18.** Pro Tem—no objections. Court ordered written objections to be filed by 03/09/18. If objections have not been filed they will be deemed waived.

**Continued from 04/18/18.** Mediation conference set for 06/06/18 at 8:30am in Dept S34P.

**Continued from 06/06/18 for additional mediation.**

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

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

1. Accounting period: 01/19/16 to 09/29/17
2. Assets on hand: \$170,733.84, cash
3. Petitioner requests statutory administrator and attorney's fees of **\$6,468.28** each. Calculated.
4. Attorney requests extraordinary fees totaling **\$15,597** related to sale of real property. Itemized [Acct, 11/14/17, LFpgs28-39]. **JTD**
5. Petitioner requests reimbursements totaling **\$18,413.04** for advanced costs as follows: \$15,149.84 to Esther Guardado; \$1,225.20 to Annie Silva; \$1,020

to Joe Martinez; and \$1,018 to Mary Marin. Itemized [Acct, 11/14/17, LFpgs25-26]. **JTD**

6. Declaration of California Victim Compensation Board filed 11/16/17 has claim of **\$2,166.02** re Daniel Mendez to be paid prior to his distribution.
7. Petitioner requests proposed distribution to Daniel Martinez be a 1/7<sup>th</sup> share of estate, **less \$4,842.50** for costs associated with attorney's fees for his eviction, costs of recovery of real/personal property, and \$425 to re-key decedent's van. However, it does not appear Daniel Martinez' distributive share will cover all requested costs. **Supp. 2/2/18 petitioner reduced requested reserve to \$1,500; reduced surcharge to \$2,401.85, vehicle (\$950 value) to be distributed to petitioner to cover surcharge.**
8. Proposed distribution provides for Daniel Martinez' distributive share to be reduced by \$8,900 per assignment filed 9/18/17.
9. There is a creditor's claim from Department of Health Care Services in the amount of **\$21,012.05**. **Supp. 2/2/18, claim will be paid prior to final distribution.**
10. Special Notice: Dept of Health Care Services; CA Victim Compensation Board; Inheritance Funding Company, Inc.
11. Petitioner requests reserve of **\$1,500**. Note: *if approved, need informal account for reserves per Local Rule 20-911 prior to filing ex parte petition for final discharge.* **JTD**
12. **Objections by Mary Marin, Jose Martinez and Daniel Martinez filed 03/09/18.**
13. **Reply to Objection filed by Esther Guardado on 04/13/18.**
14. **~Proposed Order: 02/02/18**

**RECOMMENDATION:**

Matter is contested.

If approved, court to set hearing on filing of receipts and final discharge to include informal account/declaration re reserves for **07/03/19**.

(lh)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

**TRUSTS**

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DATE: 06/27/18      TIME: 8:30      DEPT: S36P  
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CASE#: TRU PS1800054

CASE NAME: THE DANSBY SETTLEMENT TRUST

HEARING:

Hearing Re: Accounting Review re Marian Dansby

COUNSEL:

MARVIN DANSBY

THE DANSBY SETTLEMENT TRUST

COUNTY OF SAN BERNARDINO

(PET)...K&M LAW GROUP

(TRU)...

(OBJ)...COUNTY COUNSEL

#### GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Accounting Review re Marian Dansby

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

1. Matter set on 04/25/18, wherein, Court removed Marian Dansby as trustee and appointed Marvin Dansby as successor trustee; \$50,000 bond. Order entered 05/16/18.
2. **Need** accounting re Dansby Settlement Trust by Marian Dansby, prior trustee.

#### 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

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DATE: 06/27/18 TIME: 8:35 DEPT: S36P  
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CASE#: TRU PS1800064

CASE NAME: MTR OF FUMIE SCOTT

HEARING:  
Petition for ORDER CONFIRMING TRUST ASSETS

COUNSEL:

LAURA ANN OBRIEN  
FUMIE SCOTT

(PET)...JENNIFER MEDEIROS  
(TRU)...

Currently under review by legal research.

(LR)

Beneficiaries waived notice; however, matter appears moot. Amended petition filed 05/16/18.

(lh)

Future Hearing: 6/28/18 Petition for Amended Order Confirming Trust Assets

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

**CONSERVATORSHIPS**

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DATE: 06/27/18      TIME: 9:30      DEPT: S36P  
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CASE#: CON DS1000260

CASE NAME: NORMA BRACERO

**VACATED**

HEARING:

Accounting Review

COUNSEL:

ARLENE T CHUNG

(CE )...HARTNELL LAW GROUP

NORMA BRACERO

(CTE)...MARK J. ANDREW FLORY

ROSA GILMA REY

(CE )...JACK B OSBORN

GLEN D PRIOR

(SC )...KEVIN A MCKENZIE

MARK J. ANDREW FLORY

(PET)...MARK J. ANDREW FLORY

GLEN PRIOR

(CPE)...MARK J. FLORY

AMERICAN CONTRACTORS INDEMNITY (TP )...PRO/PER

**XREF: CONDS1000268** *NORMA BRACERO*

**PRODS1100035** *THE DIGNA SOTO FAMILY TRUST*

#### GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Accounting Review re Glen Prior, Successor Conservator

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

1. Sixth Account and Report approved on 10/18/17 for period ending 03/31/17; Order entered includes reduction of bond to \$1,123.995.08.
2. **Need** proof of new bond.
3. **Need** Seventh Account Current commencing 04/01/17.

#### 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

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DATE: 06/27/18 TIME: 9:30 DEPT: S36P  
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CASE#: CON PS1100218

**VACATED**

CASE NAME: MIE KURISU FUJIWARA

HEARING:

Hearing re Final Discharge

COUNSEL:

JOANN FUJIWARA

(CE )...BUXBAUM & CHAKMAK

MIE KURISU FUJIWARA

(CTE)...

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

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DATE: 06/27/18 TIME: 9:30 DEPT: S36P  
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CASE#: CON PS1700194

CASE NAME: JASMINE WILCOX

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR  
CONSERVATORSHIP of ANGELA WILCOX

COUNSEL:

ANGELA WILCOX (PET)...JAMES L HEYWOOD AND ASSOCIATES  
JASMINE WILCOX (CTP)...ROSE C ROSADO

GENERAL INFORMATION

**Continued from 04/30/18.**

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. Angela Wilcox, mother, appointed conservator of the person only on 09/25/17, 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.

RECOMMENDATION

Need to clear notes 2-4.

(ww/lh)

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PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: JAMES MICHAEL WELCH

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DATE: 06/27/18 TIME: 9:30 DEPT: S36P  
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CASE#: CON PS0900174

CASE NAME: DANIEL MICHAEL PINKSTON

HEARING:

Hearing Re: Transfer to Riverside County

COUNSEL:

BERTHA A PINKSTON	(CP)...PRO/PER
DANIEL MICHAEL PINKSTON	(CTP)...SHERRI L KASTILAHN
JEFF L PINKSTON	(CP)...PRO/PER

#### GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Transfer to Riverside County

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

1. Betha Pinkston was appointed limited conservator of the person on 11/12/09; Jeff L. Pinkston was appointed limited co-conservator of the person of Daniel Michael Pinkston on 04/19/10.
2. Matter set on Court's own motion on 5/31/18 upon review of Court Investigator memo filed 05/11/18 as conservator now resides in Riverside County.
3. Need receipt of Notice of Transfer to Riverside County.

#### 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: 06/27/18 TIME: 9:30 DEPT: S36P  
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CASE#: CON PS1700336

CASE NAME: HERMAN JORDAN JR

HEARING:

Petition for Appointment of Conservator

COUNSEL:

HERMAN JORDAN III (PET)...PRO/PER  
HERMAN JORDAN JR (CEE)...MARIVEL M ZIALCITA

#### GENERAL INFORMATION

Temporary orders denied on 09/19/17. Marivel Zialcita appointed counsel.

**Continued from 10/19/17.** Public Guardian to be notified for possible appointment.

**Continued from 11/30/17.** Court and Counsel confer on the record. Public Guardian relieved from future hearings. Petitioner to file an amended petition requests estate powers also.

**Continued from 01/05/18** at request of Counsel. Counsel intends on assisting petitioner to clear probate notes.

**Continued from 03/07/18.**

**Continued from 05/02/18.**

THIS CASE SET FOR HEARING ON Petition for Appointment of Conservator person only by Herman Jordan III, son.

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

1. Petitioner requests dementia powers. Report of Counsel Marivel Zialcita filed 11/30/17.
2. Petitioner seeks medical powers. **Need** Capacity Declaration.
3. **Return of Citation filed 06/21/18; however, Citation was not issued or personally served. Need issued Citation and proper personal service, if conservatee will not attend hearing.**
4. **Need** Notice of Hearing and Proof of Service to all living relatives within the second degree reflected in item #11 of petition.
5. Court Investigator report filed 10/17/17.
6. Certificate of Completion of the Conservatorship Training Class filed 09/12/17.
7. *Supplement filed 06/21/18 requests estate powers. **However, need proper amended petition.***

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

8. ~**Proposed Form Order**: 09/08/17

RECOMMENDATION

Need to clear notes #2-4; 7. If approved, set hearing for Compliance Review for **01/30/19** 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/lc/lh)

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PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: JAMES MICHAEL WELCH

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DATE: 06/27/18 TIME: 9:30 DEPT: S36P  
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CASE#: CON PS0700246

CASE NAME: JASON RICHARD SAMPSON

HEARING:

Hearing Re: Successor Conservator Petition

COUNSEL:

MARY JEAN DUPONT	(CP)...PRO/PER
STEPHEN P DUPONT	(CP)...PRO/PER
JASON RICHARD SAMPSON	(CTP)...SHERRI L KASTILAHN
ANGELA REED	(CP)...

GENERAL INFORMATION

Mary and Stephen Dupont were appointed co-conservators of the person of Jason Richard Sampson on **03/19/08**.

Stephen Dupont passed away, and Angela Reed was appointed as successor co-conservator of the person on **03/13/11**.

Court accepted Mary Dupont's resignation on **06/04/14**, and Angela Reed was appointed Successor Conservator of the person only.

THIS CASE IS SET FOR HEARING ON Successor Conservator Petition as to Jason Richard Sampson

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

1. Matter set on 05/31/18, wherein, Court read and considered Court Investigator Report filed 05/25/18; Court reappointed Counsel Sherri Kastilahn for Jason Richard Sampson and set hearing re successor conservatorship petition.
2. **Need** report of counsel Kastilahn.

RECOMMENDATION

Inquire status of successor petition.

(lh)

Superior Court of Calif, County of San Bernardino

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

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DATE: 06/27/18 TIME: 1:30 DEPT: S36P  
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CASE#: PRO PS1701116

CASE NAME: MTR OF GLORIA FERRO

**SEE ALSO 22, 23**

HEARING:  
Mediation Settlement Conference

COUNSEL:

THOMAS PAUL FERRO (PET)...JEANNE KENNEDY  
GLORIA FERRO (DEC)...  
DENNIS ANTHONY FERRO (PET)...FULLERTON LEMANN SCHAEFER & DO

MSC—no notes—JTD

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PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: JAMES MICHAEL WELCH

-----  
DATE: 06/27/18 TIME: 1:30 DEPT: S36P  
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CASE#: PRO PS1701116

CASE NAME: MTR OF GLORIA FERRO

**SEE ALSO 21, 23**

HEARING:

Petition for probate of will and for letters testamentary w/full IAEA

COUNSEL:

THOMAS PAUL FERRO (PET)...JEANNE KENNEDY

GLORIA FERRO (DEC)...

DENNIS ANTHONY FERRO (PET)...FULLERTON LEMANN SCHAEFER & DO

See notes on next matter #23.

(lh)



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

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DATE: 06/27/18 TIME: 1:30 DEPT: S36P  
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CASE#: PRO PS1701116

CASE NAME: MTR OF GLORIA FERRO

**SEE ALSO 21, 22**

HEARING:

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

COUNSEL:

THOMAS PAUL FERRO (PET)...JEANNE KENNEDY  
GLORIA FERRO (DEC)...  
DENNIS ANTHONY FERRO (PET)...FULLERTON LEMANN SCHAEFER & DO

#### GENERAL INFORMATION

**Continued from 12/20/17** for possible objections to this petition. Counsel come to agreement that Thomas Paul Ferro is appointed Special Administrator who may list and sell the property with proceeds to be placed into Jeanne Kennedy trust account. Counsel to submit order for signature.

**Continued from 02/07/18.**

**Continued from 04/04/18.** Objections to be filed.

**Continued from 05/09/18.**

#### THIS CASE IS SET FOR HEARING ON

- **Petition #1** [filed 11/08/17] for Probate of Will, Letters Testamentary with Full Authority under IAEA by Thomas Ferro (son/executor)
- **Petition #2** [filed 04/06/18] for Probate of Will, Letters Testamentary with Full Authority under IAEA by Dennis Ferro (son/executor)

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

##### **Petition #1 by Thomas Ferro**

1. Will waives bond. Estimated net value of estate is \$300,000, real property only.
2. **Objection and Will Contest by filed 04/06/18 by Dennis Ferro. Notice and Acknowledgment of Receipt of Summons signed by Jeanne Kennedy and Linda Ferro filed 04/18/18.**
3. **Response to Will Contest and Grounds for Opposition by Thomas Paul Ferro, special administrator, filed 05/09/18.**
4. ~Proposed form Order: 11/08/17

**Petition #2 by Dennis Ferro**

5. Will waives bond. Estimated net value of estate is \$300,000, real property only.
6. **Need** receipt of lodged will dated 06/20/08.
7. **Need** Proof of Publication.
8. **Request to Deem Competing Petition as Objections to Petition for probate filed by Thomas Paul Ferro.**
9. ~Proposed form Order: 04/06/18

RECOMMENDATION: **Matter is contested.**

Need to clear notes #5-6. Court's discretion re bond. If approved, set future hearing for Accounting/Status Review on **07/17/19**. Any accounting to be filed 30 days in advance. Note requirements of Local Rules.

(lh)

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

**PROBATE**

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DATE: 06/27/18      TIME: 8:30      DEPT: S37P  
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CASE#: PRO PS1600188

CASE NAME: MARIA ALCALA

HEARING:

Petition for Final Distribution on Waiver of Account

COUNSEL:

DOMINGO GONZALEZ                      (PET)...PRO/PER

MARIA ALCALA                              (DEC)...

DEPARTMENT OF HEALTH CARE SERVICES(TP )...

GENERAL INFORMATION:

**Continued from 02/14/18 at request of Court. Josefina Ortega's estate to be set up.**

THIS CASE IS SET FOR HEARING ON Waiver of First and Final Account and Report Petition for Distribution by Domingo Gonzalez, nephew/administrator

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

1. Assets on hand: \$150,000, real property only
2. Petitioner waives statutory compensation.
3. Josefina Alcala Ortega, decedent's sister, is the sole heir who post-deceased decedent.
  - a. **Need** verified supplement as to Josefina's date of death.
  - b. It appears real property is not valued under \$150,000 and does not qualify for succession; **need verified supplement** with corrected proposed 100% distribution to the administrator of *Josefina Alcala Ortega's estate*.
  - c. Teresa Arreola, daughter/alleged sole heir of Josefina Ortega, purportedly assigns her 100% interest to Domingo Gonzalez. However, no assignment of interest is attached; furthermore, first need Court order authorizing distribution to Estate of Josefina Ortega.
4. Department of Healthcare Service filed a Creditor's Claim for \$35,037.64 on 01/31/18 with Request for Special Notice. **Need verified supplement clarifying status of claim.**
5. Proposed order submitted 10/25/17 distributes to Domingo Gonzalez.

**RECOMMENDATION:**

Inquire status of Estate of Josefina Ortega.

Need to clear notes #3-4, then Court's discretion. If approved, court to set hearing on filing of receipts and final discharge for **09/04/19**.

(lh)

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1600438

CASE NAME: JUDITH DEE CUSHMAN YEAR 2010 LIVING TRUST

HEARING:

Hearing Re: ATTORNEY FEE DECLARATION

COUNSEL:

JUDITH DEE CUSHMAN YEAR 2010 LIVING TRUST (TRU)...

JULIE D CORDARO

(PET)...SCOTT GROSSMAN

#### GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON ATTORNEY FEE DECLARATION

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

1. Matter set on 04/04/18 at hearing re default prove-up, wherein, Court awarded double damages to petitioner as trustee of the Judith Dee Cushman Year 2010 Living Trust in the amount of \$423,509.20 as surcharge against David Aday for monies taken while he was first successor trustee. Court reserved jurisdiction on issue of attorney fees; attorney fee declaration to be file prior to next hearing.
2. Declaration of Scott Grossman in Support of Attorney's Fees filed 04/16/18 requests **\$11,182.50** for 44.73 hours at \$250 per hour, plus **\$2,880** for 6.40 hours at \$450 per hour for attorney services.
3. Attorney requests reimbursement of advanced costs totaling **\$1,391.68**; however, costs include postage and copies [totaling \$203.18] which are considered overhead per Local Rule 20-909. [Declaration, 4/16/18, LFpgs5-10].  
**JTD**
4. Proposed Order submitted 4/16/18; however, wording is ambiguous and appears to award base surcharge of \$211,754.50, plus double damages of \$423,509.20. Need corrected order to clearly define \$423,509.20 as the total surcharge.

#### RECOMMENDATION

Court's discretion.

(lh)

Superior Court of Calif, County of San Bernardino

Page: 3

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1600497

CASE NAME: THE FRAIZER LIVING TRUST

**SEE ALSO 16**

HEARING:

Hearing re: Inventory and appraisal

COUNSEL:

JERRY FRAIZER	(PET)...FITZGERALD YAP CREDITOR
THE FRAIZER LIVING TRUST	(TRU)...
DIXIE J. FRAZIER	(PET/OBJ)...DAVID A XAVIER
DONNASUE SMITH ORTIZ	(PET)...DONNASUE ORTIZ
LISA GREEN	(LAW OFFICES OF DAVID A XAVIER)
BETTY JANES FRAIZER	(PRO/PER)

GENERAL INFORMATION

**Continued from 10/25/17** for Inventory and Appraisal to be filed within 120 days.  
**Continued from 04/25/18.**

THIS CASE SET FOR HEARING ON Inventory and Appraisal.

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

1. Inventory and Appraisal ordered at 05/24/17 hearing. Patrick Wright appointed referee.
2. Final Inventory and Appraisal was filed 05/15/18.

RECOMMENDATION

None.

(lc/lh)

Future Hearing: 7/03/18 1<sup>st</sup> Account & Report

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1600749

CASE NAME: PATRICK E FERREE

HEARING:

First and Final Account and Report of CASSANDRA L FERREE and  
Petition for allowance of fees

COUNSEL:

CASSANDRA L FERREE	(PET)...WILLIAM J BRUNICK
PATRICK E FERREE	(DEC)...
FERREE MINORS	(MIN)...PRO/PER

**X-REF: FAMVS 1601202** *disso w/children-dismissed*  
**GARPS 1800250** *(In Re Caraline Ferree et al)*

GENERAL INFORMATION:

**Continued from 04/03/18 at request of Counsel. Court will approve statutory fees and reimbursement costs as requested. Counsel reports there is little equity left in property, and guardianship of the estate may need to be filed.**

THIS CASE IS SET FOR HEARING ON First and Final Account and Petition for Fees by Administrator, Cassandra L. Ferree ["Petitioner" spouse].

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

1. Accounting period 05/22/16 to 11/30/17.
2. Assets on Hand \$220,000 consisting of real property.
3. Petitioner waives compensation.
4. Attorney requests statutory fees of \$7,602.11. Calculated.
5. Attorney requests reimbursement of costs advanced of \$1,526.00. Itemized.
6. Need statement regarding family or affiliate relationship between the fiduciary and any agent hired by the fiduciary per Pr. C. § 1064 (a)(4). **Need** verified supplement.
7. Report by GAL, Jeanne E. Kennedy, filed 12/21/16.
8. Petitioner alleges the estate consists entirely of the community property of the decedent and Petitioner, his spouse. Petitioner further alleges that all property was acquired during their marriage; was acquired from the community earnings

of both of them; even though the decedent always took title in his own name as his sole and separate property.

9. **Supplement filed 06/06/18** amends proposed distribution of one-third, each, to Cassandra L. Ferree (petitioner), Caraline E. Ferree and Madeline L. Ferree (daughters).
  - a. *Petitioner alleges she is in the process of becoming guardian of the estate of minors. It appears a guardianship petition was filed 06/06/18 set for hearing on 07/18/18. See x-ref matter. Does Court wish to trail hearing to be heard with guardianship petition? JTD*
10. **Objections filed by GAL, Jeanne E. Kennedy, on behalf of minors, asserting distribution should be made to petitioner and surviving issue at one-third each.**
11. **Response to Objections by Cassandra L. Ferree filed.**
12. Proposed Order 01/19/18 erroneously indicates petitioner has full powers; and distributes estate and any other unknown or discovered property to petitioner, only.

**RECOMMENDATION:**

Need to clear note #6 then Court's discretion re objections and whether to trail to 07/18/18.

(nb/lh)



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

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DATE: 06/27/18 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1600799

CASE NAME: MTR OF RICHARD HENRY ELLISON (MASTER FILE)

HEARING:

Accounting Review

COUNSEL:

VANCE L JOHNSON	(PET)...PRO/PER
RICHARD HENRY ELLISON	(DEC)...
LAWRENCE L ELLISON	(PET/OBJ)...NICHOLAS SCHOUTEN
NAJMAH T LEE	(PET)...NICHOLAS SCHOUTEN
INHERITANCE FUNDING COMPANY	

GENERAL INFORMATION

**Continued from 03/14/18. Waiting for signature of person out of the country to clear probate notes.**

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. Letters of Administration were issued to Lawrence L. Ellison and Najmah T. Lee on 01/17/17 with full authority and no bond.
2. **Need** final Inventory and Appraisal with supporting financial statements per Local Rule 20-908. *Note: I&A filed 06/21/18.*
3. No accounting or status report of administration. **Need** same.

RECOMMENDATION

Inquire status.

(lh)

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1601280

CASE NAME: WALTER THOMAS (W.T.) COLLINS

HEARING:

Probate status report

COUNSEL:

SHEA LEWIS (PET)...WILLIAM K SWEENEY  
WALTER THOMAS COLLINS (DEC)...

***X-ref matter: CIVDS1622157 (Wrongful death lawsuit)***

#### GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Status Report re Shea Lewis

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

1. Letters of Special Administration were issued 01/04/17; Letters of Administration of Will Annexed with full authority were issued to Shea Lewis on 03/14/17; no bond.
2. Estate is not in a condition to close due to pending lawsuit regarding wrongful death of decedent. Trial is set for 02/11/19. See x-ref matter. **Need** Notice of Related Case.
3. Petitioner requests an additional 12 months to close the estate.
4. Notice was given.
5. ~Proposed Order: 05/15/18

RECOMMENDATION:

Need to clear note #2. If approved, set next hearing for Accounting Review for **06/26/19**. Any account to be filed 30 days' in advance of hearing. Note requirements of Local Rules.

(lh)

Superior Court of Calif, County of San Bernardino

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1700168

**VACATED**

CASE NAME: MTR OF ANNA S SANDERS

HEARING:

Accounting Review

COUNSEL:

STEPHEN A SANDERS (PET)...PRO/PER

ANNA S SANDERS (DEC)...

Waiver of Court Fees and Costs filed by STEPHEN A SANDERS is GRANTED

Waiver of Accounting and Petition for Final Distribution filed 12/08/17. Last hearing on 06/11/18.

(lh)

Superior Court of Calif, County of San Bernardino

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1700418

CASE NAME: MTR OF CAROLYN ELLIS

**SEE ALSO 9, 10**

HEARING:

Hearing Re: FINAL ACCOUNTING (CHRISTINA RICKORDS)

COUNSEL:

CHRISTINA RICKORDS	(PET)...VOORHEES LAW GROUP
CAROLYN ELLIS	(DEC)...
JAMES HEPLER	(BEN)...
LILY GRANFIELD	(PET)...ROBINSON-LEGAL
MICHELLE ELLIS	(PET)...ROBINSON-LEGAL

See notes on next matter #9.

(lh)

Future Hearing: 8/13/18 OSC Re: Surcharge Against James Hepler

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1700418

CASE NAME: MTR OF CAROLYN ELLIS

**SEE ALSO 8, 10**

HEARING:

Hearing Re: FAILURE TO TURN OVER DOCUMENTS

COUNSEL:

CHRISTINA RICKORDS	(PET)...VOORHEES LAW GROUP
CAROLYN ELLIS	(DEC)...
JAMES HEPLER	(BEN)...
LILY GRANFIELD	(PET)...ROBINSON-LEGAL
MICHELLE ELLIS	(PET)...ROBINSON-LEGAL

GENERAL INFORMATION

**Continued from 05/02/18. Ms. Rickords reports she has retained Curty Craton as counsel, but he is unable to be present in Court this date. Letter from Mr. Craton provided to Laura Zamora. Counsel to confer regarding the turning over of documents and property previously ordered.**

THIS CASE IS SET FOR HEARING ON Failure to Turn Over Documents

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

1. Matter set on 02/28/18 at hearing re final accounting. Counsel reported Christina Rickords is looking for counsel. Accounting is to be filed by 05/29/18. Christina Rickords ordered to be present at next hearing.
2. Hearing re status report held 04/02/18. Mr. Havalty informed Court he has received some records, but he is still in need of 2017 bank statements and keys to the house. Counsel to contact Ms. Voorhees.
3. **Accounting was returned by Court on 06/08/18 for improper format.**

RECOMMENDATION

Inquire status.

(lh)

Future Hearing: 8/13/18 OSC Re: Surcharge Against James Hepler

Superior Court of Calif, County of San Bernardino

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1700418

CASE NAME: MTR OF CAROLYN ELLIS

**SEE ALSO 8, 9**

HEARING:

Petition for 1.breach of trust and theft; 2.elder abuse; 3.conversion; and 4.violation of CA penal

COUNSEL:

CHRISTINA RICKORDS	(PET)...VOORHEES LAW GROUP
CAROLYN ELLIS	(DEC)...
JAMES HEPLER	(BEN)...
LILY GRANFIELD	(PET)...ROBINSON-LEGAL
MICHELLE ELLIS	(PET)...ROBINSON-LEGAL

Future Hearing: 8/13/18 OSC Re: Surcharge Against James Hepler

Currently under review by legal research.

(LR)

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1700727

CASE NAME: JAMES SCOTT MOSELY

HEARING:

First and final Account and Report of ROBERT L. MOSELY and  
Petition for allowance of fees

COUNSEL:

ROBERT L. MOSLEY	(PET)...HARTNELL LAW GROUP
JAMES S. MOSLEY	(DEC)...
JAMES SCOTT MOSLEY	(DEF)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON First and Final Account and Report of  
Administrator; Petition for Statutory Fees, Extraordinary Fees, Final Distribution and  
Discharge by Robert Mosley, administrator/sole heir

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

1. Assets on hand: \$55,047.25, cash
2. Petitioner is sole heir and waives statutory fees.
3. Attorney requests extraordinary fees of **\$2,417.50** for 7.50 hours at \$425/\$75  
per hour for attorney and paralegal services. Itemized. [Acct, 5/15/18,  
LFpg21-22]. **JTD**
4. Attorney requests statutory fees of \$7,606.16. Itemized. **Supp filed  
06/22/18, LFpg9.**
5. Prayer includes discharge upon filing of receipts; however, administrator is  
not entitled to discharge until entry of final discharge order.
6. ~Proposed order: 05/15/18 subject to approval of statutory fees

RECOMMENDATION:

Court's discretion. If approved, court to set hearing on filing of receipts for **07/03/19**.

(lh)

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1800189

CASE NAME: MTR OF CLARA GIPSON JEFFERSON

**SEE ALSO 13**

HEARING:

OSC re: Dismissal

COUNSEL:

EDDIE JEFFERSON II (PET)...PRO/PER  
CLARA GIPSON JEFFERSON (DEC)...

Waiver of Court Fees and Costs filed by EDDIE JEFFERSON II is GRANTED

GENERAL INFORMATION

**Continued from 03/28/18 at request of Court for proper notice. No appearance.  
OSC re dismissal set for 06/27/18. Notice given by Judicial Assistant.**

THIS CASE SET FOR HEARING ON **OSC re Dismissal**/Petition to Determine  
Succession to Real Property by Eddie Jefferson II (son)

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

1. Petitioner seeks 100% interest in decedent's 100% interest in real property per intestate succession.
2. Waivers of Interest were signed by all other intestate heirs; however, not as to notice.
3. **Need** Notice of Hearing and proof of service as to decedent's issue: Shantell Jefferson-Alexander; Kimberly Ann Jefferson; Leola Jefferson; Nikia Jefferson-Palacios. **Notice with proof of service filed 03/20/18; however, only 12 days' notice given. Need proper service.**
4. ~Proposed Form Order: 02/15/18

RECOMMENDATION

Need to clear note #3, then Court's discretion.

(lh)



Superior Court of Calif, County of San Bernardino

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1800189

CASE NAME: MTR OF CLARA GIPSON JEFFERSON

**SEE ALSO 12**

HEARING:

Petition to determine succession to Real Property

COUNSEL:

EDDIE JEFFERSON II (PET)...PRO/PER  
CLARA GIPSON JEFFERSON (DEC)...

Waiver of Court Fees and Costs filed by EDDIE JEFFERSON II is GRANTED

See notes on prior matter #12.

(lh)

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1800477

CASE NAME: RITA J. HATHEWAY

HEARING:

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

COUNSEL:

JOHN E. HATHEWAY (PET)...ZUMBRUNN LAW CORPORATION  
RITA J. HATHEWAY (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Probate, Letters Testamentary with  
Full Authority under IAEA by John E. Hathaway, executor

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

1. Will waives bond. However, petitioner is a non-resident and the court may require bond if the proposed personal representative resides outside California per and Pr. C. § 8571. Court also has discretion to require bond per Pr. C. § 8481(b). Does court wish to require minimum bond of \$20,000 or alternatively based on real property assets of \$155,000. **JTD**
2. ~Proposed Form Order: 05/16/18

RECOMMENDATION

Court's discretion re bond. If approved, set Accounting/Status Review for **09/04/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lh)

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

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DATE: 06/27/18 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1800488

CASE NAME: TOM BARTLETT JONES

HEARING:

Petition for LETTERS OF ADMINISTRATION WITH LIMITED AUTHORITY

COUNSEL:

MARIAN WILLIAMS (PET)...ROBERT L KERN  
TOM BARTLETT JONES (DEC)...

#### GENERAL INFORMATION

Ex parte orders granted on 05/23/18. Court appointed Marian Williams as Special Administrator with limited IAEA. Court ordered \$20,000 bond.

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with **limited** authority under IAEA by Marian Williams, daughter

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

1. Petitioner requests bond of \$20,000. Estimated value of estate is \$2,000,000 based on real property; cash to be determined. Court's discretion.
2. **Need** Proof of Publication.
3. **Objection to Petition for Letters of Administration by Karriem Jones (daughter) and Mynekohea Barry (stepdaughter).**
4. Competing petition filed 06/15/18. Court to trail matter to 07/30/18.
5. ~Proposed Form Order: 05/18/18

#### RECOMMENDATION

Matter is contested.

Need to clear note #2. If approved, set Accounting/Status Review for **09/04/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lh)

Future hearing date: **07/17/18** Petition for Confirmation of Ownership by Marian Williams  
**07/30/18** Petition for Limited Administration by Karriem Jones and Mynechohoa Barry

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

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

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DATE: 06/27/18 TIME: 8:35 DEPT: S37P  
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CASE#: PRO PS1600497

CASE NAME: THE FRAIZER LIVING TRUST

**SEE ALSO 3**

HEARING:

Petition for attorney's fees & for order directing payment  
to court appointed Guardian Ad Litem

COUNSEL:

JERRY FRAIZER	(PET)...FITZGERALD YAP CREDITOR
THE FRAIZER LIVING TRUST	(TRU)...
DIXIE J. FRAZIER	(PET/OBJ)...DAVID A XAVIER
DONNASUE SMITH ORTIZ	(PET)...DONNASUE ORTIZ
LISA GREEN	(LAW OFFICES OF DAVID A XAVIER)
BETTY JANES FRAIZER	(PRO/PER)

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Attorney's Fees of Donnasue Smith  
Ortiz (GAL)

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

1. Petitioner, Donnasue Smith Ortiz was appointed Guardian ad Litem for Betty Lane Fraizer on 11/22/16.
2. Petitioner requests fees of **\$20,397.50** for 56.60 hours at \$375/395 per hour for attorney services and \$125 per hour for paralegal services for period 12/07/16 to 01/15/18. Itemized. [Petition, 04/10/18, LFpgs7-11].
3. Notice was given.
4. ~Proposed Order: 04/12/18

RECOMMENDATION

Court's discretion.

(lh)

Future Hearing: 7/03/18 1<sup>st</sup> Account & Report

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

**CONSERVATORSHIPS**

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DATE: 06/27/18      TIME: 9:30      DEPT: S37P  
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CASE#: CON PS0700070

CASE NAME: ABRAHAM ISAAC ARRIOLA

**VACATED**

HEARING:

Hearing Re: POSS REMOVAL OF CO-CONSERVATOR

COUNSEL:

RAMONA D MASHTALIER	(CP )...JANET M HERRING
WILLIAM B MASTALIER	(CP )...PRO/PER
FAITH MICHELLE ARRIOLA	(CP )...PRO/PER
JEANNE E. KENNEDY	(PET)...JEANNE E KENNEDY
ABRAHAM ISAAC ARRIOLA	(CEP)...JEANNE E KENNEDY

**GENERAL INFORMATION**

Continued from 04/03/18. Counsel reports that Mr. Mastalier and Ms. Mastalier have been divorced for several years. Mr. Mastalier is no longer capable to act as co-conservator. Counsel has been unable to locate Mr. Mastalier. Hearing continued for Ms. Kennedy to file a petition to remove.

THIS CASE IS SET FOR HEARING ON Possible Removal of Co-Conservator

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

1. On 06/06/18, Court approved petition for removal of William Mastalier as co-conservator filed by Jeanne Kennedy on 04/25/18.

**RECOMMENDATION**

None. Matter appears moot.

(lh)

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

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DATE: 06/27/18 TIME: 9:30 DEPT: S37P  
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CASE#: CON PS0700078

CASE NAME: MTR OF BRANDON JOEL WIJNHAMER

HEARING:

Hearing Re: COURT INVESTIGATOR'S REPORT

COUNSEL:

JAMES WIJNHAMER (CP )...DIXIE J ALLISON  
SHELLEY WIJNHAMER (CP )...DIXIE J ALLISON  
BRANDON JOEL WIJNHAMER (CTP)...DIANA CARLONI NOURSE

GENERAL INFORMATION

**Continued from 03/14/18. Shelley Wijnhamer reports conservatorship proceedings have not begun in Arizona. Matter continued for proceedings to begin.**

THIS CASE IS SET FOR HEARING ON COURT INVESTIGATOR'S REPORT

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

1. Matter set by Court on 01/19/18 upon Court's review of Court Investigator Report to discuss move to Arizona. Conservators may appear via CourtCall.

RECOMMENDATION

Inquire status.

(lh)

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

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DATE: 06/27/18 TIME: 9:30 DEPT: S37P  
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CASE#: CON PS1500275

CASE NAME: Kanwaljit K. Dua

**SEE ALSO 19A, 19B**

HEARING:

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

COUNSEL:

RAVIA K. TEJ (PET)...BRINDA GANDHI  
KANWALJIT K DUA (CTP)...RODRIGO LAW FIRM

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON First Account and Report of Conservator; Petition for Approval of Accounting; Waiver of Compensation by Petitioner and Attorney

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

1. Accounting period: 04/07/16 to 02/02/18
2. Assets on hand: \$322,596.86, cash
3. Petitioner waives compensation.
4. It appears conservatee's sole asset consists of 50% of proceeds from sale of real property sold without Court approval, although it is not clear how property was sold without 2590 powers or posted bond.
  - a. Question if real property was community property? If so, it is not clear why asset was included in conservatorship estate per Pr. C. §3051(b) without further Court order or agreement. Furthermore, it is not clear why estate powers are necessary as conservatee's income consists entirely of public benefits. **Supp. 06/20/18 Conservatorship was established in April, 2016 due to escrow company requiring a conservatorship. Court granted an ex parte order to sell community property home on 06/20/16. Conservatee and spouse created a Living Trust to manage their assets in 2013. Husband intends to retain full management of community property estate per Pr. C. §3051.**
    - i. **Court to determine whether to terminate conservatorship estate. JTD**

5. Attorney's fees were paid to Brinda Gandhi without prior Court approval in the amount of **\$8,723.08. Supp 06/20/18 attorney's fees were paid by spouse using community funds.**
6. Schedule A Receipts include various deposits and income as to Satnam S Dua (spouse). However, this conservatorship pertains to Kanwaljit K Dua, only. [Acct, 05/21/18, LFpg13].
7. Schedule A Receipts includes a Bank of America joint checking account held in the name of conservatee and Satnam S. Dua (spouse). It is not clear whether this is community property, which should not be included in estate per Pr. C. §3051(b). If separate property, question why account is not held in name of conservatorship per Local Rule 20-1406(g)? **Supp. 6/20/18 all assets are community property. Conservatee has no separate property.**
8. Requested bond: \$319,982.76. **It does not appear bond is necessary.**  
**JTD**
9. No proposed order submitted.

RECOMMENDATION:  
Court's discretion.

If approved, court to set next accounting review or final discharge for **04/10/19**.

(lh)



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PROBATE/CONSERVATORSHIP CALENDAR  
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DATE: 06/27/18 TIME: 9:30 DEPT: S37P  
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CASE#: CON PS1500275

CASE NAME: Kanwaljit K. Dua

**SEE ALSO 19, 19B**

HEARING:

Hearing Re: POSSIBLE TRANSFER TO ORANGE COUNTY

COUNSEL:

RAVIA K. TEJ	(PET)...BRINDA GANDHI
KANWALJIT K DUA	(CTP)...RODRIGO LAW FIRM

#### GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON POSSIBLE TRANSFER TO ORANGE COUNTY

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

1. Ravia K. Tej (daughter) was appointed conservator of the person and estate of Kanwaljit K. Dua on 04/07/16.
2. Court set matter on 04/19/18, per memo from Court Investigator's office suggesting transfer to Orange County as conservatee resides in Irvine, California.

#### RECOMMENDATION

Court's discretion.

(lh)

Superior Court of Calif, County of San Bernardino

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PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

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DATE: 06/27/18      TIME: 9:30      DEPT: S37P  
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CASE#: CON PS1500275

CASE NAME: Kanwaljit K. Dua

**SEE ALSO 19, 19A**

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)...RODRIGO LAW FIRM

See notes on prior matter #19.

(lh)

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DATE: 06/27/18 TIME: 9:30 DEPT: S37P  
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CASE#: CON PS1600138

CASE NAME: SARAH M CLARK

**SEE ALSO 21, 25, 26, 27**

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR  
CONSERVATORSHIP of JOSHUA EUGENE CLARK

COUNSEL:

JOSHUA EUGENE CLARK (CPE)...PRO/PER

SARAH M CLARK (CEE)...

**XREF: CIVDS1700978** CLARK VS HORDYNSKI

#### GENERAL INFORMATION

**Continued from 08/30/17** at request of Counsel due to Civil Court trial set for  
04/30/18.

**Continued from 04/04/18 at request of Court to clear probate notes. Mr. Haynes  
will be filing a petition for minors compromise this week. Petition will be filed in  
Civil Case, and that matter will be heard in S37. Clerk's office to set matter for  
06/27/18 at 9:30AM.**

THIS CASE SET FOR HEARING ON Compliance Review/Accounting Review

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

1. Joshua Clark, spouse, appointed conservator of the person and estate on  
01/25/17, no bond.
2. Determination of Conservatee's Appropriate Level of Care form GC-355 and  
Care Plan in accord with Pr.C.§2352.5 filed 02/27/17.
3. Notification of Conservatee's rights filed on 01/30/17.
4. Partial Inventory and Appraisal filed 04/17/17. **Need final Inventory &  
Appraisal per Pr.C.§2610. Supp. 08/09/17** by GAL it appears final I&A cannot  
be completed until disposition of litigation in x-ref matter. Note: **Notice of  
Settlement of Entire Action filed 03/08/18 in related Civil matter.**

5. **Need** proof of service of Inventory & Appraisal including Instructions for Objection per Pr.C. §2610.
6. As 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.
  - a. Supp 08/09/17 by GAL, property has been listed for sale; however, no offers made so far.
7. **Need Notice of Related Case.**
8. First account current now due. **Need same.**
9. **GAL Report filed 06/19/18.**
10. Supplemental report of counsel filed 03/19/18.

#### RECOMMENDATION

Need to clear notes 4-8.

(ww/lc/lh)

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CASE#: CON PS1600138

CASE NAME: SARAH M CLARK

**SEE ALSO 20, 25, 26, 27**

HEARING:

Accounting Review

COUNSEL:

JOSHUA EUGENE CLARK (CPE)...PRO/PER  
SARAH M CLARK (CEE)...

Waiver of Court Fees and Costs filed by SARAH M CLARK is GRANTED

**XREF: CIVDS1700978** CLARK VS HORDYNSKI

See notes on prior matter #20.

(lh)

CIVPRO San Bernardino District  
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DATE: 06/27/18 TIME: 9:30 DEPT: S37P  
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CASE#: CON PS1800147

CASE NAME: Bonnie A Hanna

HEARING:  
Petition for Appointment of Conservator

COUNSEL:

ANTHONY L PATTERSON (CPE)...  
ROSAURA PATTERSON (CPE)...  
BONNIE A HANNA (CEP)...SANDY L. TURNER

GENERAL INFORMATION

Ex Parte Orders granted 05/23/18 as to person only. Inventory and Appraisal to be filed prior to request for estate powers to be granted. Case referred to Legal Aid for legal assistance. Attorney Sandy Turner appointed for conservatee.

THIS CASE SET FOR HEARING ON Petition for Appointment of Conservator person and estate by Anthony and Rosaura Patterson, son and daughter-in-law

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

1. Petitioners seek waiver of bond; however, no legal basis was provided to support their request. Estimated assets (excluding real property at \$300,000) are \$32,600. *Suggested bond \$35,900* based on bond calculation. **JTD**
2. Petitioners do not request medical powers; however, item #9 indicates proposed conservatee lacks capacity to give consent to medical treatment.
  - a. **Need** verified supplement clarifying requested powers.
  - b. **Capacity Declaration filed 06/15/18; however, form is missing physician's initials in item #7(b). Signatures are not dated. Need completed form.**
3. Petitioners request "other" orders to include power to make legal decisions, financial decisions, insurance changes, and any other business decisions. [Petition, 5/16/18, LFpg10]. **JTD**
4. Report of Counsel Sandy Turner filed 06/06/18.
5. CI Report filed 06/12/18.
6. See Confidential Screening form filed by Anthony Patterson on 05/16/18.

7. Petition, item #11, identifies proposed conservatee's two children as the only relatives within the second degree. However, attachment 3f(1) indicates all other relatives were given verbal notice. [Petition, 5/16/18, LFpg10]. **Need verified supplement clarifying if there are other relatives within the second degree.**
8. **Need** Certificate of Completion of the Conservatorship Training Class.
9. Return of citation filed 05/22/18; however, **need** proper personal service.
10. Notice of hearing and proof of service filed 05/22/18; however, need to clear note #6 to ensure notice is complete.
11. ~Proposed Form Order:

#### RECOMMENDATION

Need to clear notes #2; 7-8 then Court's discretion. If approved, set hearing for Compliance Review for **01/30/19** for the filing of the required documents and hearing re Accounting Review for **09/04/19**. Any accounting to be filed 30 days in advance.

(lh)

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

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DATE: 06/27/18 TIME: 9:30 DEPT: S37P  
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CASE#: CON PS1800157

CASE NAME: MTR OF JESUS MERCARDO JR

HEARING:  
Petition for Appointment of Conservator

COUNSEL:

JESUS MERCADO ORTIZ (CP )...PRO/PER  
GLORIA FLORES MUNOZ (CP )...PRO/PER  
JESUS MERCADO JR (CTP)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Appointment of Conservator person only by Jesus Mercado Ortiz, parents

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

1. Petitioner seeks medical powers. Capacity Declaration filed 05/23/18.
2. Proposed conservatee appears to be developmentally disabled. Court to determine whether a limited conservatorship is appropriate. **JTD**
3. As proposed conservatee is developmentally disabled and this is not a petition for Limited Conservatorship, Court may wish to appoint counsel and require report for proposed conservatee per Pr.C. §1470. **JTD**
4. As proposed conservatee is developmentally disabled and this is not a petition for Limited Conservatorship an IRC report is therefore optional per Pr. C. § 1827.5(b). **JTD**
5. **Need** Court Investigator report.
6. List of required contacts form is missing siblings, Estephany Munoz and Leonardo Munoz. **Need** completed form.
7. Return of citation filed 06/11/18.
8. Proofs of Completion of the Conservatorship Training Class filed 06/07/18.
9. Notice of hearing and proof of service filed 06/11/18; however, **need proper service to Inland Regional Center** to include at least 30 days.
10. ~Proposed Form Order: 05/23/18.



## RECOMMENDATION

Need to clear notes #5-6; #9. If approved, set hearing for Compliance Review for **01/30/19**. 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)

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**ELDER ABUSE**

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CASE#: EAP PS1800027

CASE NAME: MITCHELL VS LLEWELYN

HEARING:

Hearing Re: ELDER ABUSE RESTRAINING ORDER

COUNSEL:

SUSAN EILEEN MITCHELL      (PP )...PRO/PER

HEIDE LLEWELYN              (RP )...

**Notice:**

Proof of unsuccessful service filed 03/12/18 as to respondent, Heide Llewelyn. Declaration regarding re Ex Parte Notice alleges Heide Llewelyn is hospitalized at Arrowhead Regional Medical Center. **Need** proper notice and proof of service.

(lh)

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**MINOR'S COMPROMISE**

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DATE: 06/27/18      TIME: 9:30      DEPT: S37P  
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CASE#: CIV DS1700978

CASE NAME: CLARK VS HORDYNSKI

**SEE ALSO 20, 21, 26, 27**

HEARING:

Petition for Compromise of Disputed Claim of Minor

COUNSEL:

SARAH MARIE CLARK	(PLA)...RAYNES ERICKSON
JOSHUA EUGENE CLARK	(PLA)...RAYNES ERICKSON
MITCHELL I ROTH ESQ	(PET)...RAYNES ERICKSON
JOSHUA CLARK	(PET)...RAYNES ERICKSON
ELEANOR CLARK	(MIN)...RAYNES ERICKSON
LILLIAN CLARK	(MIN)...RAYNES ERICKSON
STEPHEN N HORDYNSKI MD	(DEF)...DAVIS, GRASS, GOLDSTEIN & FINL
BRIAN G BEITEL MD	(LAW OFFICES OF MICHAEL D GONZA)
EPIC MANAGEMENT, L.P.	(DAVIS, GRASS, GOLDSTEIN & FINL)
BEAVER MEDICAL GROUP, L.P.	(DAVIS, GRASS, GOLDSTEIN & FINL)

Currently under review by legal research.

(LR)

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DATE: 06/27/18 TIME: 9:30 DEPT: S37P  
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CASE#: CIV DS1700978

CASE NAME: CLARK VS HORDYNSKI  
**SEE ALSO 20, 21, 25, 27**  
HEARING:  
Petition for Compromise of Disputed Claim of Minor

COUNSEL:

SARAH MARIE CLARK	(PLA)...RAYNES ERICKSON
JOSHUA EUGENE CLARK	(PLA)...RAYNES ERICKSON
MITCHELL I ROTH ESQ	(PET)...RAYNES ERICKSON
JOSHUA CLARK	(PET)...RAYNES ERICKSON
ELEANOR CLARK	(MIN)...RAYNES ERICKSON
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EPIC MANAGEMENT, L.P.	(DAVIS, GRASS, GOLDSTEIN & FINL)
BEAVER MEDICAL GROUP, L.P.	(DAVIS, GRASS, GOLDSTEIN & FINL)

Currently under review by legal research.

(LR)

Superior Court of Calif, County of San Bernardino

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DATE: 06/27/18 TIME: 9:30 DEPT: S37P  
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CASE#: CIV DS1700978

CASE NAME: CLARK VS HORDYNSKI

**SEE ALSO 20, 21, 25, 26**

HEARING:

Petition for Compromise of Disputed Claim of Minor

COUNSEL:

SARAH MARIE CLARK	(PLA)...RAYNES ERICKSON
JOSHUA EUGENE CLARK	(PLA)...RAYNES ERICKSON
MITCHELL I ROTH ESQ	(PET)...RAYNES ERICKSON
JOSHUA CLARK	(PET)...RAYNES ERICKSON
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Currently under review by legal research.

(LR)