



Second/Final Check

Superior Court of California
County of San Bernardino
Probate Department

Probate Notes for Calendar Date: 07/26/18

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.

06/25-07/19lc

Superior Court of Calif, County of San Bernardino

Page: 1

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

DATE: 07/26/18 TIME: 8:30 DEPT: S35P

CASE#: CON PS1400359

See also 2, 3

CASE NAME: Kirt Lane Campbell

HEARING:

Accounting Review by ***

COUNSEL:

INLAND COUNTIES RERGIIONAL CENT	(CE)...LAYNE A BARTHOLOMEW
KIRT LANE CAMPBELL	(CEE)...PRO/PER
RICHARD CROW	(PCR)... MARY M. BADER
SANDY TURNER	(PET)...SANDRA TURNER

XREF: PROPS1401103 (*Peggy Ann Campbell*)

GENERAL INFORMATION

Continued from 03/15/18. Counsel indicated that a SNT was established under CONPS1400359.

THIS CASE SET FOR HEARING ON accounting review.

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

1. **Conservatee passed away on 08/05/17.**
2. IRC appointed conservator of the **estate only** on 03/16/17, \$350,000 bond. Conservator was authorized to establish a SNT and **terminate estate upon filing** that funds are held in SNT and with estate of Peggy Campbell for benefit of conservatee Kirt; however, there does not appear to be declaration filed. **See other matters.**
3. Court waived requirement of Inventory and Appraisal on 03/16/17.

RECOMMENDATION

Inquire status of SNT accounting and declaration regarding assets received into SNT.
(lc)

Superior Court of Calif, County of San Bernardino

Page: 2

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

PROBATE

DATE: 07/26/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1401103

See also 1, 3

CASE NAME: Peggy Ann Campbell

HEARING:

Hearing re Final Discharge

COUNSEL:

PEGGY ANN CAMPBELL (DEC)...

RICHARD CROW (PET)...MARY M BADER

XREF: CONPS1400359 (*Kirt Lane Campbell*)

GENERAL INFORMATION

Continued from 03/15/18. SNT established under CONPS1400359

THIS CASE SET FOR HEARING ON Final Discharge.

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

1. Final Distribution for Richard Crow, brother, **partially** approved on 02/09/17; **amended** order signed 04/10/17. Court reserved on SNT issue. Will need amended order once SNT issue resolved.
2. Receipts filed.
3. Distribution of \$262,338.67 was to be distributed to son Kirt Campbell, sole heir who is now **deceased**, in form of SNT. **Need** proof of funding in related case. **See other matters.**
4. **Need** Ex Parte Petition for Final Discharge and Order, once updated accounting/order is approved/filed.

RECOMMENDATION

Need to clear notes 3-4. See next prior and next matter.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 3

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

DATE: 07/26/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1401103

See also 1, 2

CASE NAME: Peggy Ann Campbell

HEARING:

Hearing Re: OSC RE PAYMENT OF THE ESTATE FUNDS TO THE TRUST

COUNSEL:

RICHARD CROW (PET)...MARY M BADER
PEGGY ANN CAMPBELL (DEC)...

XREF: CONPS1400359 (*Kirt Lane Campbell*)

GENERAL INFORMATION

Continued from 03/15/18. Funds to be turned over by 03/16/18.

THIS CASE SET FOR HEARING ON OSC re Payment of Estate Funds to Trust.

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

1. Final Distribution for Richard Crow, brother, **partially** approved on 02/09/17; **amended** order signed 04/10/17. Court reserved on SNT issue. Will need amended order once SNT issue resolved.
2. Distribution of \$262,338.67 was to be distributed to son Kirt Campbell, sole heir who is now **deceased**, in form of SNT. However, it does not appear a SNT has been funded. **Need** supplemental accounting with distribution update.

RECOMMENDATION

Inquire status of distribution; note 2. See other matters.

(lc)

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

DATE: 07/26/18 TIME: 8:30 DEPT: S35P

CASE#: PRO DS1000611

CASE NAME: DAVID STEWART

HEARING:

Hearing Re: SUMMARY OF ACCOUNT

COUNSEL:

BRYAN STEWART (PET)...PRO/PER
DAVID STEWART (DEC)...

GENERAL INFORMATION

On 03/29/18, administrator ordered to file supplement/amended accounting by 05/07/18.
05/01/18 hearing vacated re Summary of Account and reset for 06/07/18.

Continued from 06/07/18. No appearance.

Continued from 07/05/18. OSC taken off calendar. Bryan Stewart stated he had plans to fly to California to meet with probate attorneys in July. Bryan to be personally present at next hearing as he will be in California.

THIS CASE SET FOR HEARING ON Summary of Account

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

1. Letters of Administration issued to Bryan Stewart on 04/06/11; full authority, no bond.
2. Previous status report approved on 09/17/14. **Need** order.
3. Summary of Account appears that a full report is missing. Petitioner must file a final report of administration per Cal Rules of Ct 7.550, Pr. C. §§ 1064, 10900. Deemed insufficient on 03/29/18. **Need** proper accounting and report.
4. Post move notice [incorrect form] indicates petitioner now resides in Maryland.

RECOMMENDATION

Inquire status of proper accounting with report and status report order.

(ww/lc)

Superior Court of Calif, County of San Bernardino

Page: 4

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

DATE: 07/26/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1600855

CASE NAME: ROBERT E OWEN

HEARING: First & Final Account and Report of TIMOTHY PEREZ and Petition
for allowance of fees filed.

COUNSEL:

ROBERT E OWEN (DEC)...
TIMOTHY PEREZ (PET)... KYLE A PATRICK,

XREF: PROPS1400961 (Family trust of Elmer E Reece Helen M Reece)

GENERAL INFORMATION

Continued from 04/26/18.

THIS CASE SET FOR HEARING ON Final Account, Distribution and Petition for
Allowance of Fees by Timothy Perez, son.

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

1. Assets on hand \$327,969.95 in cash.
2. Administrator and counsel seek statutory fees of \$10,059.69. Ok.
3. Counsel seeks extraordinary fees of \$4,022.50. **Need** itemization of services per local rule 20-904.
4. Administrator seeks a reserve of \$1,500.
5. Administrator seeks payment to Lisa Contreras for accounting preparation totaling \$375 and filing fees of \$465.
6. Administrator states that there will be additional real property from the Frances Owen Trust. It appears that the real property is real property stated in Inventory and Appraisal filed 09/13/17. Property to be distributed to sibling Richard per settlement agreement.
7. No proposed order. Submit after hearing.

RECOMMENDATION

Need to clear note 3. If approved, set hearing on the filing of receipts and final discharge for **08/08/19**.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 5

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

DATE: 07/26/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1600932

CASE NAME: MTR OF LILY ENRIQUEZ HERNANDEZ

HEARING:

Accounting Review by ***

COUNSEL:

LILY ENRIQUEZ HERNANDEZ (DEC)...
RAYLENE CHAVEZ (PET)... GUY A LEEMHUIS
RAYMOND CHAVEZ (PET)... GUY A LEEMHUIS

GENERAL INFORMATION

Continued from 01/11/18 and 04/26/18.

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 Ralene and Raymond Chavez, children/sole heirs, on 11/03/16; full authority, no bond.
2. **Need** final Inventory and Appraisal.
3. **Need** accounting or status report.

RECOMMENDATION

Need to clear notes 2-3.

(lc)

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

DATE: 07/26/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1701101

CASE NAME: GUMIE RUBY BROWN

HEARING:

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

COUNSEL:

ARLEEN LUCERO	(PET)...OMERO BANUELOS
CINDY SALAZAR	(PET)...OMERO BANUELOS
GUMIE RUBY BROWN	(DEC)...
JANICE GARZA	(PET)...OMERO BANUELOS

GENERAL INFORMATION

Letters of special administration issued to Arleen Lucero 11/14/17.

Continued from 02/22/18 and 04/26/18 to file amended petition.

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by Arleen Lucero, Cindy Salazar and Janice Garcia, daughters for Arleen only.

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

1. All heirs waive bond. Net estate value is \$141,216.367 of which \$13,716.37 is personal property. Court for good cause could require bond per Pr.C. § 8481(b).
2. **Need** Notice to Petition to Administer Estate and proof of service.
3. Petition is not signed by co-petitioner Cindy Salazar. **Need** same.
4. **Need** proof of publication.
5. **Need** phone number on duties form.
6. No Proposed Form Order.

RECOMMENDATION

Need to clear notes 2-5. If approved, set Accounting/Status Review for **10/03/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 7

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

DATE: 07/26/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1800510

CASE NAME: Chris Gordon Holland

HEARING:

Hearing Re: PETITION FOR PROBATE FOR LETTERS TESTAMENTARY

COUNSEL:

CHRIS GORDON HOLLAND (DEC)...
JOSHUA BERNARD HOLLAND (PET)...NOSSAMAN LLP

GENERAL INFORMATION

Continuance granted on 06/25/18.

THIS CASE SET FOR HEARING ON Petition for Probate, Letters Testamentary with Full Authority under IAEA Joshua Holland, son/sole beneficiary.

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

1. Will waives bond. Net estate value is \$330,000 of which \$10,000 is personal property. Court for good cause could require bond per Pr.C. § 8481(b).
2. **Need** proof of publication.
3. Court to clarify petitioner is permanent US resident as section 3h is not fully completed.
4. Petitioner requests continuance to 07/26/18 to complete publication. Ok per Thursday examiner (lc).
5. ~Proposed Form Order: 05/25/18.

RECOMMENDATION

Need to clear note 2. If approved, set Accounting/Status Review for **10/03/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

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

DATE: 07/26/18 TIME: 8:30 DEPT: S35P

CASE#: SPR SS07265

CASE NAME: EST OF RALPH C KILBORN

SEE ALSO 9, 10, 10A

HEARING: Hearing Re: STATUS REPORT BY DENNIS SHOGREN

COUNSEL:

BRYAN C HARTNELL	(HARTNELL LAW GROUP
DENNIS SHOGREN	(JAMES B CHURCH & ASSOCIATES
RALPH C. KILBORN	(DEC)...
REBECCA KILBORN	(APP)...BRIAN J SIMPSON
ROBERT C KILBORN	(APP)...BRIAN J SIMPSON
ROBERT C KILBORN	(OBJ)...BRIAN J SIMPSON
RONALD KILBORN	(PET)...BROWN WHITE & OSBORN

XREF: SCSS03169 (*Patricia Ann Kilborn*)

GENERAL INFORMATION:

Continued from **9/15/15, 12/9/15** and **3/2/16** as matter is on appeal.

Continued from **4/20/16, 05/25/16, 7/7/16** and **08/22/16**. Parties stated they are having a settlement before the appellate court on 09/09/16.

Continued from **10/26/16** and **01/18/17**. Court set briefing schedule. Brief to be filed and served by 2/22/17; opposition by 02/22/17, reply 04/12/17.

Continued from **06/28/17** by Court to 01/31/18. Court set briefing schedule.

Continued from **01/31/18**. Counsel to meet and confer on which agreements can be reached. Brief to be filed by 03/28/18 as to which remaining issues to be discussed.

Continued from 04/26/18. Oral Report given by James Church. Court accepted oral status. Status report of Dennis Shogren to be filed by 07/12/18.

THIS CASE IS SET FOR HEARING ON Status Report by Successor Trustee Dennis Shogren.

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

1. Matter set at 03/10/15 hearing. No appearances. Notice by Judicial Assistant.
2. Trustee seeks court compel Robert Kilborn to turn over assets, allow access to real property, provide bank statements/records, list of assets, copies of all tax returns since 2012, transfer title of stock to Trustee, void certain trust transfer deeds and for Robert to provide accounting.

3. Declaration filed by Counsel Simpson stating court has no authority to require an accounting as the trust waives accounting unless proper allegations and competent factual proof is held per Pr.C. § 16064. Declaration is not verified.

RECOMMENDATION:

Court's discretion.

(nb/sa/lc/sa/lc/lh/lc)

Superior Court of Calif, County of San Bernardino

Page: 9

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

DATE: 07/26/18 TIME: 8:30 DEPT: S35P

CASE#: SPR SS07265

CASE NAME: EST OF RALPH C KILBORN

SEE ALSO 8, 10, 10A

HEARING:

Hearing Re: TRIAL SETTING CONFERENCE

COUNSEL:

BRYAN C HARTNELL	(HARTNELL LAW GROUP
BRYAN C HARTNELL	(HARTNELL LAW GROUP
DENNIS SHOGREN	(JAMES B CHURCH & ASSOCIATES
RALPH C. KILBORN	(DEC)...
REBECCA KILBORN	(APP)...BRIAN J SIMPSON
ROBERT C KILBORN	(APP)...BRIAN J SIMPSON
ROBERT C KILBORN	(OBJ)...BRIAN J SIMPSON
RONALD KILBORN	(PET)...BROWN WHITE & OSBORN

XREF: SCSS03169 (*Patricia Ann Kilborn*)

T.S.C. – No notes – JTD

(lc)

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

DATE: 07/26/18 TIME: 8:30 DEPT: S35P

CASE#: SPR SS07265

CASE NAME: EST OF RALPH C KILBORN

SEE ALSO 8, 9, 10A

HEARING: Hearing Re: PETITION FOR INSTRUCTION, ETC

COUNSEL:

BRYAN C HARTNELL	(HARTNELL LAW GROUP
DENNIS SHOGREN	(JAMES B CHURCH & ASSOCIATES
RALPH C. KILBORN	(DEC)...
REBECCA KILBORN	(APP)...BRIAN J SIMPSON
ROBERT C KILBORN	(APP)...BRIAN J SIMPSON
ROBERT C KILBORN	(OBJ)...BRIAN J SIMPSON
RONALD KILBORN	(PET)...BROWN WHITE & OSBORN

XREF: SCSS03169 (*Patricia Ann Kilborn*)

Currently under review by legal research.

Notice filed 06/04/18; however, does not comply with amended code.

Probate Code section 851 was amended [eff. Jan. 1, 2018] and contains a **new subdivision (c)** which requires the Notice of Hearing to include:

- (1) a description of the property, and for real property mandates the notice state the street address or, if none, a description of the property's location and assessor's parcel number;
- (2) a description of relief sought pursuant to Section 859 if applicable; and
- (3) a statement advising any interested person that he or she may file a response.

Petitioner or counsel may request a continuance to correct the Notice deficiency.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 10A

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT **TRUSTS AND MOTIONS**

DATE: 07/26/18 TIME: 8:30 DEPT: S35P

CASE#: SPR SS07265

CASE NAME: EST OF RALPH C KILBORN

SEE ALSO 8, 9, 10

HEARING:

Hearing Re: Opposition to Motion Re: Pet. for Instruction etc

COUNSEL:

BRYAN C HARTNELL

(HARTNELL LAW GROUP

DENNIS SHOGREN

(JAMES B CHURCH & ASSOCIATES

RALPH C. KILBORN

(DEC)...

REBECCA KILBORN

(APP)...BRIAN J SIMPSON

ROBERT C KILBORN

(APP)...BRIAN J SIMPSON

ROBERT C KILBORN

(OBJ)...BRIAN J SIMPSON

RONALD KILBORN

(PET)...BROWN WHITE & OSBORN

XREF: SCSS03169 (*Patricia Ann Kilborn*)

Currently under review by legal research.

(lc)

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

DATE: 07/26/18 TIME: 8:35 DEPT: S35P

CASE#: TRU PS1800133

CASE NAME: The Paez Revocable Living Trust Est. 9/30/17

HEARING:

Petition for Pet to remove Trustee

COUNSEL:

EDWARD SEGURA (PET)...PRO/PER
THE PAEZ REVOCABLE LIVING TRUS (TRU)...

Currently under review by legal research.

Notice filed 07/05/18; however, **need** notice of hearing and proof of service for Yolanda Huerta, Olivia Hernandez and Georgina Copas.

Probate Code section 851 was amended [eff. Jan. 1, 2018] and contains a **new subdivision (c)** which requires the Notice of Hearing to include:

(1) a description of the property, and for real property mandates the notice state the street address or, if none, a description of the property's location and assessor's parcel number;

(2) a description of relief sought pursuant to Section 859 if applicable; and

(3) a statement advising any interested person that he or she may file a response.

Petitioner or counsel may request a continuance to correct the Notice deficiency.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 12

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT **CONSERVATORSHIP**

DATE: 07/26/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1500111

See also 13

CASE NAME: JAMIE GUZEVICH

HEARING:

Hearing Re: ISSUANCE OF CHECK BY WILCO INSURANCE

COUNSEL:

INLAND COUNTIES REGIONAL CENTE (PCR)...LAYNE A BARTHOLOMEW
THE SPECIAL NEEDS TRUST OF JAM (TRU)...PRO/PER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Issuance of Check by Wilco Insurance Company.

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

1. Matter set on 06/21/18. Counsel indicated a response was received from Suzy McCarty from Wilco Insurance. Representative from Wilco to be present on 07/26/18.
2. Declaration filed 07/05/18 indicating Wilco Life Insurance Proceeds have been received.

RECOMMENDATION

Court's discretion.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 13

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 07/26/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1500111

See also 12

CASE NAME: JAMIE GUZEVICH

HEARING:

Accounting Review by ***

COUNSEL:

INLAND COUNTIES REGIONAL CENTE (PCR)...LAYNE A BARTHOLOMEW
THE SPECIAL NEEDS TRUST OF JAM (TRU)...PRO/PER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review.

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

1. 1st Master Trust Account for IRC, Trustee, approved on 10/06/16.
2. **Need** 2nd Account beginning with 06/01/16.

RECOMMENDATION

Inquire status of accounting.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 14

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 07/26/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1500332

Vacated

CASE NAME: ANITA POIRIER

HEARING: Probate status report filed.

COUNSEL:

ANITA POIRIER	(CEE)...DONNASUE ORTIZ
DIANE LEE GIEBNER	(CE)...GREGORY T ANNIGIAN
DIANE LEE GIEBNER	(CPE)...MARIVEL M ZIALCITA
GREGORY T ANNIGIAN	(PET)...GREGORY T ANNIGIAN
JOEL RYAN HOLT	(CP)...GREGORY T ANNIGIAN
JONI LOVEGROVE	(CP)...MARIVEL M ZIALCITA
JONI LOVEGROVE	(CPE)...MARIVEL M ZIALCITA

(lc)

Future hearing dates: 10/25/18 Accounting review/compliance Review

Superior Court of Calif, County of San Bernardino

Page: 15

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

DATE: 07/26/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1600371

CASE NAME: MTR OF DARNEL FIDEL MEJIA

HEARING: Hearing Re: PROOF OF BOND/BLOCKED ACCOUNT

COUNSEL:

DARNEL FIDEL MEJIA (CEP)...
SYLVAN P MEJIA (CPE)...MEGAN I BRAUN

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Proof of Bond/Blocked Account.

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

1. Substituted Judgment approved on 05/03/18. Sylvan Mejia, paternal uncle, appointed Trustee, \$175,000 bond with \$350,000 in blocked account. Proposed Order submitted; however, not processed/filed by clerk's office at time of review.
2. **Need** proof of blocked account.
3. **Need** \$175,000 bond.

RECOMMENDATION

Inquire status of order, bond and blocked account.

(lc)

Future Hearing:06/06/19 *Accounting Review.*

Superior Court of Calif, County of San Bernardino

Page: 16

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

DATE: 07/26/18 TIME: 9:30 DEPT: S35P

CASE#: SC SS01501

CASE NAME: MATTER OF JAMES K ROGERS

HEARING:

Accounting Review by ***

COUNSEL:

DIANE R ROGERS	(CPE)...J. DAVID HORSPOOL
JAMES KENNETH ROGERS	(CEP)...
RICHARD ROGERS	(CPE)...J. DAVID HORSPOOL

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review.

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

1. 5th Account for Richard Rodgers, father/successor conservator, approved o 10/19/17.
2. **Need** 6th Account beginning with 04/19/17.

RECOMMENDATION

Inquire status of accounting.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 1

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

Readiness Calendar

DATE: 07/26/18 TIME: 8:29 DEPT: S36P

CASE#: CON PS1600055

CASE NAME: RAY R RAMOS

HEARING:

Readiness Calendar

COUNSEL:

RAY R RAMOS

(CEP)...E JOAN NELMS

RETA R RIOS

(CPE)...BRYAN C HARTNELL

Readiness – No notes – JTD

(lc)

Future Hearing:

08/06/18 Hearing re: Conservatorship of the estate

08/06/18 *Court Trial*

Superior Court of Calif, County of San Bernardino

Page: 2

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH **PROBATE**

DATE: 07/26/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1300206

CASE NAME: MTR OF KENNETH P BURRES

HEARING:

Accounting Review by ***

COUNSEL:

JEFFREY BURRES

(PET)...PHILIP K FIFE

KENNETH P BURRES

(DEC)...

PHILLIP K. FIFE

(PET)...PHILLIP K FIFE

STEVEN BURRES

(PET)...

GENERAL INFORMATION

Continued from **05/17/17, 08/02/17, 09/27/17, 12/14/17 and 01/25/18**. Jerry Morgan relieved as counsel for Steven Burres. No appearance by administrator on 01/25/18. Steven Burres ordered to appear and file an accounting or Pr.C. § 12251 petition.

Continued from 03/22/18 and 05/10/18 No appearances or accounting filed. Steven Burres cited into court.

THIS CASE SET FOR HEARING ON Accounting review/Status.

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

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

RECOMMENDATION

Inquire status of accounting and issuance of further citation.

(lc/ww/lc)

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

DATE: 07/26/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1500865

CASE NAME: Rudy Sudol

HEARING:

Final Account and Report of JENNIFER REID and Petition for allowance of fees filed.

COUNSEL:

JENNIFER REID	(PET)...PRO/PER
RUDY SUDOL	(DEC)...
VANESSA TAGHVATALAB	(PET)...PRO/PER

GENERAL INFORMATION

Continued from 05/31/18 for proper accounting.

THIS CASE SET FOR HEARING ON Final Account, Distribution and Petition for Allowance of Fees by Jennifer Reid, granddaughter.

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

1. Executor merely submits a coversheet with bank statements that does not comply with Pr.C.§10900 and Pr.C.§1060 et. seq. **Need** a proper summary of account and accounting schedules.
2. Final Inventory and Appraisal filed 01/11/18 has incorrect date of death. Date of death is 09/26/14, not 09/26/16. **Need** corrected Inventory and Appraisal with date of death bank statements per local rule 20-908.

RECOMMENDATION

Need proper accounting and report with corrected Inventory and Appraisal.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 4

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

DATE: 07/26/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600485

CASE NAME: MTR OF LOYOLA EDITH LANCE

HEARING:

Accounting Review by ***

COUNSEL:

DEPARTMENT OF HEALTH CARE SERV (TP)...PRO/PER	
HOWARD JAMES LANCE III	(PET)...JT LEGAL GROUP, APC
HOWARD JAMES LANCE JR	(PET)...JT LEGAL GROUP, APC
LOYOLA EDITH LANCE	(DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review/Status.

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

1. Letters of Administration issued to **Howard Lance Jr**, brother, on 10/20/16; full authority, no bond. Howard passed away.
2. Letters of **Successor** Administration issued to **Howard Lance, III**, nephew, on 10/30/17; full authority \$20,000 bond.
3. Previous status report approved on 03/29/18.
4. Final Inventory and Appraisal filed by prior administrator on 12/05/16.
5. **Need** accounting or next status report.

RECOMMENDATION

Inquire status of accounting.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 5

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

DATE: 07/26/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600735

CASE NAME: MTR OF NUNCIO JOSEPH BONELLI

HEARING:

Hearing Re: APPLICATION TO REQUEST ATTORNEY'S FEES FOR EXTRAOR

COUNSEL:

JOSEPH BONELLI	(PET)...MICHAEL C MADDUX
LIVE WELL FINANCIAL, INC	(TP)...MCCARTHY & HOLTHUS LLP
MICHAEL C MADDUX	(PET)...MICHAEL C MADDUX
NUNCIO JOSEPH BONELLI	(DEC)...
PUBLIC ADMINISTRATOR	(CRAIG M PARKER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Application to Request Attorney's Extraordinary Fees by Michael Maddux, former counsel.

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

1. Petitioner is counsel for former administrator Joseph Bonelli, son, who was removed on 03/07/17. Public Administrator is current successor administrator; letters issued 03/16/17.
2. Petitioner seeks extraordinary fees of \$3,087.50 for 9.5 hours at \$325 per hour. Petitioner alleges that he and Public Administrator have come to an agreement on fee division. Does court wish to require consent; Public Administrator noticed? **JTD**
3. Petition is not verified per Pr.C. § 1021. **Need** verification.
4. ~Proposed Order: 06/14/18.

RECOMMENDATION

Need to clear note 3.

(lc)

Future Hearing:08/21/18 final account of Public Guardian

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

DATE: 07/26/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600756

CASE NAME: ROBERT EDWARD MILLER

SEE ALSO 7, 8, 8A

HEARING:

Hearing Re: DISMISSAL/RCPTS OF SETTLEMENT DISTRIBUTED

COUNSEL:

ROBERT EDWARD MILLER	(DEC)...
ROBERT WILLIAM MILLER IV	(OBJ)...MITCHELL I ROTH
RYAN E MILLER	(FULLERTON LEMANN SCHAEFER &
RYAN EDWARD MILLER	(PET)...FULLERTON LEMANN SCHAEFER
W.A.(SAM) HLAVATY	(PET)...THOMPSON & COLEGATE
WALTER & PISTOLE	()...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Dismissal/Receipts for Settlement Distributed.

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

1. Letters of Administration WWA issued to Ryan Miller, son, on 05/31/18.
2. Matter set on 05/31/18 at Motion for compromise of Will Contest.

RECOMMENDATION

Inquire status of settlement/distribution.

(lc)

Future Hearing: 08/08/19 *Accounting Review Ryan Miller.*

Superior Court of Calif, County of San Bernardino

Page: 7

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

DATE: 07/26/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600756

CASE NAME: ROBERT EDWARD MILLER

SEE ALSO 6, 8, 8A

HEARING:

Hearing Re: Dismissal of Will Contest

COUNSEL:

ROBERT EDWARD MILLER	(DEC)...
ROBERT WILLIAM MILLER IV	(OBJ)...MITCHELL I ROTH
RYAN E MILLER	(FULLERTON LEMANN SCHAEFER &
RYAN EDWARD MILLER	(PET)...FULLERTON LEMANN SCHAEFER
W.A.(SAM) HLAVATY	(PET)...THOMPSON & COLEGATE
WALTER & PISTOLE	()...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Dismissal of Will contest.

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

1. Matter set on 05/31/18 when court approved motion for approval of compromise of will contest.
2. Letters of Administration WWA issued to Ryan Miller, son, on 05/31/18.

RECOMMENDATION

Court's discretion.

(lc)

Future Hearing: 08/08/19 *Accounting Review Ryan Miller.*

Superior Court of Calif, County of San Bernardino

Page: 8

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

DATE: 07/26/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600756

CASE NAME: ROBERT EDWARD MILLER

SEE ALSO 6, 7, 8A

HEARING:

Hearing Re: DISTRIBUTION/RECEIPTS OF SETTLEMENT

COUNSEL:

ROBERT EDWARD MILLER	(DEC)...
ROBERT WILLIAM MILLER IV	(OBJ)...MITCHELL I ROTH
RYAN E MILLER	(FULLERTON LEMANN SCHAEFER &
RYAN EDWARD MILLER	(PET)...FULLERTON LEMANN SCHAEFER
W.A.(SAM) HLAVATY	(PET)...THOMPSON & COLEGATE
WALTER & PISTOLE	()...

See notes on matter 6.

(lc)

Future Hearing: 08/08/19 *Accounting Review Ryan Miller.*

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

DATE: 07/26/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600756

CASE NAME: ROBERT EDWARD MILLER

SEE ALSO 6, 7, 8A

HEARING:

Hearing Re: Accounting review for Sam Hlavaty.

COUNSEL:

ROBERT EDWARD MILLER	(DEC)...
ROBERT WILLIAM MILLER IV	(OBJ)...MITCHELL I ROTH
RYAN E MILLER	(FULLERTON LEMANN SCHAEFER &
RYAN EDWARD MILLER	(PET)...FULLERTON LEMANN SCHAEFER
W.A.(SAM) HLAVATY	(PET)...THOMPSON & COLEGATE
WALTER & PISTOLE	()...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review for Sam Hlavaty.

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

1. Letters of special administration issued to Sam Hlavaty on 11/22/16.
2. **Need** accounting.

RECOMMENDATION

Inquire status of accounting.

(lc)

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

DATE: 07/26/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1601014

CASE NAME: MTR OF REBECCA PORTILLO

HEARING:

First Account and Report of YOLANDA VALDEZ and Petition for allowance of fees filed.

COUNSEL:

CALIFORNIA VICTIM COMPENSATION (TP)...
REBECCA PORTILLO (DEC)...
YOLANDA VALDEZ (PET)...MEDEIROS & ASSOCIATES

GENERAL INFORMATION

Continued from 04/05/18 and 05/31/18 to clear notes.

THIS CASE SET FOR HEARING ON 1st Account Current by Yolanda Valdez, daughter

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

1. Accounting period 06/17/16 – 01/08/18.
2. Assets on hand \$239,753.48 in cash, real property and vehicle.
3. There appears to be a current liability with a Civil Judgment. **Need** notice of related case.
4. **Need** statement to support Inventory and Appraisal date of death balance 06/17/16 per local rule 20-908.
5. Due diligence filed 07/16/18 as to Jimmy Carmona. **JTD**
6. No proposed order. Submit after hearing.

RECOMMENDATION

Need to clear notes 3-4. If approved, set Accounting/Status Review for **06/07/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 10

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

DATE: 07/26/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1701005

CASE NAME: LISA DURANTE

HEARING:

First and final Account and Report of CORDIE GARY and Petition
for allowance of fees filed.

COUNSEL:

CORDIE GARY (PET)...GUAY P WILSON
LISA DURANTE (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Waiver of Final Account, Distribution and Petition for Allowance of Fees by Cordie Gray, executor.

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

1. Assets on hand \$384,821.43 in cash and \$918,325.23 securities.
2. Executor is sole beneficiary of will, waives accounting and statutory compensation.
3. Counsel seeks statutory fees of \$23,869. Ok.
4. ~Proposed Order: 06/14/18.

RECOMMENDATION

RFA. If approved, set hearing on the filing of receipts and final discharge for **08/08/19**.

(lc)

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

DATE: 07/26/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1800296

CASE NAME: ALMA C JONES

HEARING:

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

COUNSEL:

ALMA C JONES (DEC)...
MARION ERNEST JONES (PET)...PRO/PER

GENERAL INFORMATION

Continued from 05/10/18 for publication.

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

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

1. Petitioner appears to be sole heir and seeks statutory bond. Real property appears to be valued at **\$10,000**. Court to inquire.
2. See next matter as it appears **PROPS1800299 Eldon Jones** is decedent's spouse. Court to inquire and possibly cross reference cases.
3. ~Proposed Form Order: 04/02/18.

RECOMMENDATION

RFA, Court's discretion re bond. If approved, set Accounting/Status Review for **10/03/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 12

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

DATE: 07/26/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1800299

CASE NAME: ELDON R JONES

HEARING:

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

COUNSEL:

ELDON R JONES (DEC)...
MARION ERNEST JONES (PET)...PRO/PER

GENERAL INFORMATION

Continued from 05/10/18 for publication.

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

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

1. Petitioner appears to be sole heir and seeks statutory bond. Real property appears to be valued at **\$10,000**. Court to inquire.
2. See previous matter as it appears **PROPS1800296 Alma Jones** is decedent's spouse. Court to inquire and possibly cross reference cases.
3. ~Proposed Form Order: 04/02/18.

RECOMMENDATION

RFA, Court's discretion re bond. If approved, set Accounting/Status Review for **10/03/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 13

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

DATE: 07/26/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1800576

CASE NAME: MTR OF NORMA GONZALEZ SANDOVAL

HEARING:

Petition for LETTER OF ADMINISTRATION W/FULL IAEA

COUNSEL:

ALBERTO PULIDO

NORMA GONZALEZ SANDOVAL

(PET)...SCOT T MOGA

(DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by Alberto Pulido Jr., spouse.

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

1. All heirs waive bond. Net estate value is \$126,000 of which \$16,000 is personal property.
2. ~Proposed Form Order: 06/14/18.

RECOMMENDATION

RFA, Court's discretion re bond. If approved, set Accounting/Status Review for **10/03/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 14

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

DATE: 07/26/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1800585

CASE NAME: ROSALINDA ROCHA NIETO

HEARING:

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

COUNSEL:

ARMANDO NIETO	(PET)...FULLERTON LEMANN SCHAEFER
ROSALINDA ROCHA NIETO	(DEC)...
ROSALINDA SKAGGS	(PET)...FULLERTON LEMANN SCHAEFER

GENERAL INFORMATION

Letters of special administration issued to Rosalinda Skaggs and Armando Nieto 06/21/18;
no bond.

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full
authority under IAEA by Rosalinda Skaggs and Armando Nieto, children.

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

1. Petitioners seek bond of \$115,000. Ok.
2. ~Proposed Form Order: 06/15/18.

RECOMMENDATION

RFA, \$115,000 bond. If approved, set Accounting/Status Review for **10/03/19**. Any
accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule
20-908.

(lc)

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

DATE: 07/26/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1800594

CASE NAME: MICHAEL B. BALDWIN

HEARING:

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

COUNSEL:

MARGARET A. LUTTRING (PET)...HARTNELL LAW GROUP
MICHAEL B. BALDWIN (DEC)...

GENERAL INFORMATION

Letters of special administration issued to Margaret Luttring on 06/25/18; no bond.
Letters of special administration issued to Brenda Depew on 07/12/18; \$75,000 bond.

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full
authority under IAEA by Margaret Luttring, companion.

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

1. **NOTE:** it does not appear clear whether court vacated prior orders re special administrator when subsequent administrator was appointed. Judicial Assistant notified on 07/19/18.
2. Petitioner seeks no bond and proceeds from sale be placed into blocked account. Net estate value is \$270,000 in real property. Personal property TBD.
3. Decedent was allegedly survived by no next of kin. However, competing petition has been filed indicating sibling, niece and nephew. **Need** verified supplement with next of kin stated.
4. **Need** Notice to Petition to Administer Estate and proof of service to Public Administrator as Public Administrator has higher priority Pr.C.§ 8461(p) and sibling Robert, niece Leslie and nephew Christopher.
5. **Need** proof of publication.
6. ~Proposed Form Order: 06/20/18.

RECOMMENDATION

Need to clear notes 3-5, Court's discretion re bond. Trail **08/21/18** hearing.

(lc)

Future hearing dates: 08/21/18 Petition for Letters of Administration by Brenda Depew, non-relative.

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

DATE: 07/26/18 TIME: 8:30 DEPT: S36P

CASE#: SPR SS06988

CASE NAME: EST OF MADELINE M DEXTER

HEARING:

Probate status report filed.

COUNSEL:

CYNTHIA BURGESS	(PET)...ROBERT E KNUDSEN
DEBORAH L DEXTER	(PET)...BRYAN C. HARTNELL
JOSEPH J FONDY	(TP)...PRO/PER
KLARISSE DEXTER	(PET)...ROBERT E KNUDSEN
KLARISSE DEXTER	(PET)...ROBERT E KNUDSEN
MADELINE M DEXTER	(DEC)...

XREF: PROPS1600198 (*Maud I Harris*)

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON 9th Status Report.

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

1. Letters Testamentary issued to Deborah Dexter, daughter, on 05/12/16; full authority no bond.
2. Executrix seeks an additional year to close the estate in order to deal with significant federal tax issues and real property asset clarification.
3. ~Proposed order 06/13/18.

RECOMMENDATION

Court's discretion. If approved, set Accounting/Status Review for **08/08/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 17

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH **TRUSTS AND MOTIONS**

DATE: 07/26/18 TIME: 8:35 DEPT: S36P

CASE#: TRU PS1800134

Reset to 08/02/18

CASE NAME: ALBERT PITTS & CARRIE P. PITTS REVOCABLE TRUST

HEARING:

Petition for Order determining Title to Personal property and
determining powers of the Trustee's

COUNSEL:

ALBERT PITTS & CARRIE P. PITTS

(TRU)...

SHEILA LADNER

(ROSSER J. PETTIT

VICKI O'NEAL

(STE)...ROSSER J. PETTIT

Appears to have been moved to 08/02/18.

(lc)

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH **CONSERVATORSHIP**

DATE: 07/26/18 TIME: 9:30 DEPT: S36P

CASE#: CON DS1000260

CASE NAME: NORMA BRACERO

HEARING: Seventh Account and Report of GLEN D PRIOR and Petition for allowance of fees filed.

COUNSEL:

GLEN D PRIOR

MARK J. ANDREW FLORY

NORMA BRACERO

(CE)...KEVIN A MCKENZIE

(PET)...MARK J. ANDREW FLORY

(CEP)...JAMES B CHURCH

XREF: CONDS1000268 (*Norma Bracero letters expired 03/03/12*) **PRODS1100035** (*The Digna Soto family trust*)

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON 7th Account Current and Petition for Fees by Successor Conservator Glen Prior, PPF.

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

1. Accounting period 04/01/17 – 03/31/18.
2. Assets on Hand \$2,250,363.83 consisting of \$39,527.07 in cash, remaining in life insurance, real and personal property.
3. Conservator seeks Court find that Conservatee is capable of completing Affidavit of Voter's registration per §500 of Election code etc. **JTD**
4. Current bond is \$1,123,995.08. Petitioner seeks a \$34,454.84 increase for a total bond of \$1,158,449.92.
5. Conservator requests compensation of \$5,980.00 for 59.8 hours at \$100 per hour. Itemized [Acct. 07/06/17 LFpg10-11]. **JTD**
6. Attorney requests fees of \$4,760 for 26.6 hours at \$100/300 per hour for paralegal and attorney services. Itemized [Acct. 07/06/17 LFpg14-28].
7. Conservator has paid Lisa Tucker legal assistant for accounting services hour throughout the accounting at \$50 per for a total of \$5,604.38. Conservator alleges this reduces fees for estate and has been a standing order [LFpg44].
8. No proposed order. Submit Order after Hearing.

RECOMMENDATION:

Court's discretion re fees and bond. If approved, set hearing on the next accounting review for **06/13/19** (if one year) or **06/11/20** (if two years). Accounting to be filed 30 days' in advance of hearing.

(lc)

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

DATE: 07/26/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1600145
CASE NAME: MTR OF BETTY MAY CAVENAUGH

HEARING:

First and Final Account and Report of COLLEEN ANN CAVENAUGH and
Petition for allowance of fees

COUNSEL:

BETTY MAY CAVENAUGH	(CEP)...
COLLEEN ANN CAVENAUGH	(CPE)...SHERRI L KASTILAHN
DEPARTMENT OF AGING AND ADULT	(TP)...COUNTY COUNSEL
KATHY BREITENBACH	(PCR)...PRO/PER
PATRICK M CAVENAUGH	(PET)...PRO/PER
SURETEC INSURANCE COMPANY	()...

XREF: CONPS1600146 (*Patrick Richard Cavanaugh*)

GENERAL INFORMATION:

Conservatee passed away on 07/22/17.

THIS CASE IS SET FOR HEARING ON First and Final Account and Report and Petition
for Fees by Colleen Ann Cavanaugh, Conservator

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

1. Accounting period: 05/08/17 to 03/16/18
 - a. **Need** pre-death and post-death accounting periods per Pr. C. §2620(b).
2. Assets on hand: \$258,028.06, of which \$208,028.06 is cash and remaining in 1/3 interest in real property. **Need** bank/investment statements verifying final ending balance per Pr. C. §2620(c).
3. Attorney Kastilahn seeks compensation totaling \$20,749.50 for 60.25 hours at **\$525 per hour**. Itemized. [Acct, 4/13/18, LFPg20-25]. **JTD**
4. Petitioner waives compensation.
5. Conservatee was survived by a spouse, Patrick R. Cavanaugh, and three issues. Petitioner requests Order placing remaining funds into an interest bearing account for benefit of Patrick Richard Cavanaugh (*spouse; see x-ref matter*) and for maintenance, insurance, and taxes of the 7th Avenue residence. It does not appear estate qualifies for distribution under Pr. C. §13100. Question

authority to distribute property directly to surviving spouse without administration? **Need verified supplement.**

6. Notice was given.
7. No proposed order submitted.

RECOMMENDATION:

Need to clear notes #1-2; #5 then Court's discretion. If approved, court to set hearing on filing of receipts and final discharge for **08/07/19**.

(lh)

Superior Court of Calif, County of San Bernardino

Page: 20

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

DATE: 07/26/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1600146

CASE NAME: MTR OF PATRICK RICHARD CAVENAUGH

SEE ALSO 21, 22, 23

HEARING:

Hearing Re: SANCTIONS AS TO PARTRICK M. CAVENAUGH

COUNSEL:

COLLEEN ANN CAVENAUGH	(CPE)...SHERRI L KASTILAHN
COLLEEN CAVENAUGH	(DINA I FARHAT
KARIN HORSPOOL	(PET)...PRO/PER
KATHY BREITENBACH	(PCR)...PRO/PER
PATRICK M CAVENAUGH	(OBJ)...PRO/PER
PATRICK M CAVENAUGH	(PET)...GUY A BOVEE
PATRICK RICHARD CAVENAUGH	(CEP)...

XREF: CONPS1600145 (*Betty May Cavanaugh-spouse*)

GENERAL INFORMATION

Continued from 02/08/18 and 04/05/18.

THIS CASE SET FOR HEARING ON Sanctions as to Patrick Cavanaugh, son.

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

1. Matter set on 12/14/17 after counsel conferred on the record.

RECOMMENDATION

Court's discretion.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 21

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

DATE: 07/26/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1600146

CASE NAME: MTR OF PATRICK RICHARD CAVENAUGH

SEE ALSO 20, 22, 23

HEARING:

Hearing Re: Status on Enforceability of Settlement

COUNSEL:

COLLEEN ANN CAVENAUGH	(CPE)...SHERRI L KASTILAHN
COLLEEN CAVENAUGH	(DINA I FARHAT
KARIN HORSPOOL	(PET)...PRO/PER
KATHY BREITENBACH	(PCR)...PRO/PER
PATRICK M CAVENAUGH	(OBJ)...PRO/PER
PATRICK M CAVENAUGH	(PET)...GUY A BOVEE
PATRICK RICHARD CAVENAUGH	(CEP)...

XREF: CONPS1600145 (*Betty May Cavanaugh-spouse*)

GENERAL INFORMATION

Continued from 02/08/18. Patrick Cavanaugh to appear on 04/15/18. Patrick's ability to appear via CourtCall revoked.

Continued from 04/05/18.

THIS CASE SET FOR HEARING ON Status of Enforceability of Settlement.

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

1. Matter set on 12/14/17 after counsel conferred on the record.
2. Supplemental report of GAL Roth filed 07/18/18.

RECOMMENDATION

Inquire status of settlement.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 22

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

DATE: 07/26/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1600146

CASE NAME: MTR OF PATRICK RICHARD CAVENAUGH

SEE ALSO 20, 21, 23

HEARING:

Hearing Re: VISITATION

COUNSEL:

COLLEEN ANN CAVENAUGH	(CPE)...SHERRI L KASTILAHN
COLLEEN CAVENAUGH	(DINA I FARHAT
KARIN HORSPOOL	(PET)...PRO/PER
KATHY BREITENBACH	(PCR)...PRO/PER
PATRICK M CAVENAUGH	(OBJ)...PRO/PER
PATRICK M CAVENAUGH	(PET)...GUY A BOVEE
PATRICK RICHARD CAVENAUGH	(CEP)...

XREF: CONPS1600145 (*Betty May Cavanaugh-spouse*)

XREF: CONPS1600145 (Betty May Cavanaugh)

Visitation – No notes – JTD

(lc)

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

DATE: 07/26/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1600146

CASE NAME: MTR OF PATRICK RICHARD CAVENAUGH

SEE ALSO 20, 21, 22

HEARING: Hearing Re: OSC RE CONTEMPT FOR FAILURE TO COMPLY, ETC

COUNSEL:

COLLEEN ANN CAVENAUGH	(CPE)...SHERRI L KASTILAHN
COLLEEN CAVENAUGH	(DINA I FARHAT
KARIN HORSPOOL	(PET)...PRO/PER
KATHY BREITENBACH	(PCR)...PRO/PER
PATRICK M CAVENAUGH	(OBJ)...PRO/PER
PATRICK M CAVENAUGH	(PET)...GUY A BOVEE
PATRICK RICHARD CAVENAUGH	(CEP)...

XREF: CONPS1600145 (*Betty May Cavanaugh-spouse*)

GENERAL INFORMATION

Continued from 04/05/18.

THIS CASE SET FOR HEARING ON OSC re Contempt for Failure to Comply.

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

1. OSC set on 02/08/18 for Patrick Cavanaugh's failure to comply with settlement. Briefing schedule set as to the OSC re contempt for failure to comply. Response to be filed by 4pm march 2, 2018 and reply by 4pm march 23, 2018. Colleen Ann Cavanaugh ordered to have the sole responsibility to supervise the property of 12670 Seventh Avenue, Victorville, ca 92392. Patrick Cavanaugh (and/or his agents) to be enjoined from accessing the property of 12670 Seventh Avenue, Victorville, and/or removing items from. Property Order after hearing may be left at law Enforcement agencies for enforcement of this Order (regarding the property located at 12670 Seventh Avenue, Victorville, ca 92392).

RECOMMENDATION

Court's discretion re OSC.

(lc)

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

DATE: 07/26/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1800165

CASE NAME: ANGELA TERESA MENA

HEARING:
Petition for Appointment of Conservator

COUNSEL:

ANGELA TERESA MENA (CTP)...PRO/PER
LARRY MENA (CP)...PRO/PER
NANCY MENA (CP)...PRO/PER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Appointment of Limited Conservator person only by Nancy and Larry Mena, Parents.

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

1. Petitioners seek powers re habilitation, treatment, training, medical etc per Pr.C. § 2351. JTD
2. Petitioners seek civil rights not be limited without court order. JTD
3. Petitioners seek medical powers. Capacity Declaration filed 06/05/18.
4. Citation returned served.
5. Proposed conservatee is developmentally disabled. **Need** appointment of counsel for report.
6. Proposed conservatee is developmentally disabled. **Need** IRC report.
7. **Need** Court Investigator report.
8. Certificates of Completion of the Conservatorship Training Class filed 06/18/18 & 6/21/18.
9. ~Proposed Form Order: 06/05/18.

RECOMMENDATION

Need to clear notes 5-7. If approved, set hearing for Compliance Review for **02/28/19** 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.
(lc)

Superior Court of Calif, County of San Bernardino

Page: 1

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

PROBATE

DATE: 07/26/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS0701167

Vacated

CASE NAME: LATOYA BELL

HEARING:

Accounting Review by ***

COUNSEL:

INLAND COUNTIES REGIONAL CENTE (PET)...STEVEN K BECKETT

LATOYA BELL (BEN)...

LATOYA BELL (DEC)...

SPECIAL NEEDS TRUST OF LATOYA (TRU)...

(lc)

Future hearing dates: 08/22/18 9th account of IRC

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

DATE: 07/26/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1300979

CASE NAME: MTR OF IMOGENE J HAMILTON

HEARING:

Accounting Review by ***

COUNSEL:

CONSTANCE L HAMILTON	(PET)...WILLIAM R REMERY
IMOGENE J HAMILTON	(DEC)...
INHERITANCE FUNDING COMPANY IN	(STEVEN D SCHROEDER
LARRY E HAMILTON	(PET)...GUAGENTI & DAMSKY
SYLVESTER HAMILTON JR	(PET)...PRO/PER
SYLVESTER HAMILTON JR	(TP)...PRO/PER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review/Status.

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

1. Letters Testamentary issued to Larry Hamilton, son, on 10/27/15/03/14/19; full authority, \$744,100 bond.
2. Final Inventory and Appraisal filed.
3. Preliminary distribution approved on 01/16/18.
4. **Need** accounting or status report.

RECOMMENDATION

Inquire status of accounting.

(lc)

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

DATE: 07/26/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1500999

CASE NAME: ARMANDO YBARRA CARDOZA

SEE ALSO 4

HEARING:

Hearing Re: Bond Status

COUNSEL:

ADRIAN GARCIA CORDOZA	(OBJ)...PRO/PER
ANGELA POSADAS	(PET)...
ARMANDO YBARRA CARDOZA	(DEC)...
CECELIA MACIAS	(PET)...PRO/PER
MATTHEW ALDEN	(PET)...
PATRICIA ROQUE	(PET)...LENITA A SKORETZ

GENERAL INFORMATION

Continued from 07/20/17, 11/16/17 and 01/25/18. Sole heir is disabled and conservatorship of estate will be filed. Mark Flory appointed GAL for Angela Posadas. Counsel Skoretz will file a petition for conservatorship with notice of related case and declaration that court wants Mark Flory appointed GAL in conservatorship.
Continued from 04/12/18. Bond of \$200,000 to be filed.

THIS CASE SET FOR HEARING ON Accounting review/Bond Status.

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

1. Letters of Administration issued to Patricia Roque, mother of sole heir Angela Posadas, on 05/18/16; full authority, no bond. \$200,000 bond filed 07/05/18. Court may wish to require amended order with updated bond requirement.
2. Partial Inventory and Appraisal filed on 08/10/16. Final Inventory and Appraisal filed 01/24/18.
3. **Need** accounting or status report.

RECOMMENDATION

Inquire status of amended order and accounting.
(ww/lc)

Superior Court of Calif, County of San Bernardino

Page: 4

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

DATE: 07/26/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1500999

CASE NAME: ARMANDO YBARRA CARDOZA

SEE ALSO 3

HEARING:

Accounting Review by ***

COUNSEL:

ADRIAN GARCIA CORDOZA	(OBJ)...PRO/PER
ANGELA POSADAS	(PET)...
ARMANDO YBARRA CARDOZA	(DEC)...
CECELIA MACIAS	(PET)...PRO/PER
MATTHEW ALDEN	(PET)...
PATRICIA ROQUE	(PET)...LENITA A SKORETZ

See notes on matter 3.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 5

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

DATE: 07/26/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600490

CASE NAME: MTR OF ANDREW AND GLADYS MORROW TRUST

SEE ALSO 6, 7, 8, 9, 10

HEARING:

Hearing Re: TSC/FAIR MARKET RENT

COUNSEL:

ANDREW MORROW SR AND GLADYS MO(TRU)...	
CAROLYN WASHINGTON	(HARTNELL LAW GROUP
EDWARD MORROW	(PET)... BRIAN CULLEN
HOWARD MORROW	(PET)...PRO/PER
LINDA F WRIGHT-SANDERS	(OBJ)...MARK STEPHEN SMITH
LINDA F WRIGHT-SANDERS	(PET)...MARK STEPHEN SMITH

XREF: UDFS1501472 (*Morrow-v-Morrow*)

T.S.C. – Fair Market Rent – No notes – JTD

(lc)

Superior Court of Calif, County of San Bernardino

Page: 6

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

DATE: 07/26/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600490

CASE NAME: MTR OF ANDREW AND GLADYS MORROW TRUST

SEE ALSO 5, 7, 8, 9, 10

HEARING:

Hearing Re: APPLICATION FOR ORDER STAYING ENFORCEMENT

COUNSEL:

ANDREW MORROW SR AND GLADYS MO(TRU)...	
CAROLYN WASHINGTON	(HARTNELL LAW GROUP
EDWARD MORROW	(PET)... BRIAN CULLEN
HOWARD MORROW	(PET)...PRO/PER
LINDA F WRIGHT-SANDERS	(OBJ)...MARK STEPHEN SMITH
LINDA F WRIGHT-SANDERS	(PET)...MARK STEPHEN SMITH

XREF: UDFS1501472 (*Morrow-v-Morrow*)

No notes – JTD

(lc)

Superior Court of Calif, County of San Bernardino

Page: 7

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

DATE: 07/26/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600490

CASE NAME: MTR OF ANDREW AND GLADYS MORROW TRUST

SEE ALSO 5, 6, 8, 9, 10

HEARING:

Hearing Re: PETITION FOR HEGGSTEAD

COUNSEL:

ANDREW MORROW SR AND GLADYS MO(TRU)...	
CAROLYN WASHINGTON	(HARTNELL LAW GROUP
EDWARD MORROW	(PET)... BRIAN CULLEN
HOWARD MORROW	(PET)...PRO/PER
LINDA F WRIGHT-SANDERS	(OBJ)...MARK STEPHEN SMITH
LINDA F WRIGHT-SANDERS	(PET)...MARK STEPHEN SMITH

XREF: UDFS1501472 (*Morrow-v-Morrow*)

Currently under review by legal research.

(LR)

Continued matter. Notice not re-reviewed.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 8

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

DATE: 07/26/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600490

CASE NAME: MTR OF ANDREW AND GLADYS MORROW TRUST

SEE ALSO 5, 6, 7, 9, 10

HEARING:

Hearing Re: ACCOUNTING REIVEW (LINDA WRIGHT-SANDERS)

COUNSEL:

ANDREW MORROW SR AND GLADYS MO(TRU)...	
CAROLYN WASHINGTON	(HARTNELL LAW GROUP
EDWARD MORROW	(PET)... BRIAN CULLEN
HOWARD MORROW	(PET)...PRO/PER
LINDA F WRIGHT-SANDERS	(OBJ)...MARK STEPHEN SMITH
LINDA F WRIGHT-SANDERS	(PET)...MARK STEPHEN SMITH

XREF: UDFS1501472 (*Morrow-v-Morrow*)

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review re Linda Wright Sanders.

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

1. Matter set at 04/05/18 Exparte hearing where Linda Wright-Sanders was removed [per order] as trustee and ordered to file accounting. Carolyn Washington appointed successor.
2. **Need** accounting.

RECOMMENDATION

Inquire status of accounting.

(lc)

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

DATE: 07/26/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600490

CASE NAME: MTR OF ANDREW AND GLADYS MORROW TRUST

SEE ALSO 5, 6, 7, 8, 10

HEARING:

Hearing Re: SURCHARGE

COUNSEL:

ANDREW MORROW SR AND GLADYS MO(TRU)...	
CAROLYN WASHINGTON	(HARTNELL LAW GROUP
EDWARD MORROW	(PET)... BRIAN CULLEN
HOWARD MORROW	(PET)...PRO/PER
LINDA F WRIGHT-SANDERS	(OBJ)...MARK STEPHEN SMITH
LINDA F WRIGHT-SANDERS	(PET)...MARK STEPHEN SMITH

XREF: UDFS1501472 (*Morrow-v-Morrow*)

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Surcharge.

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

1. Matters set on 04/05/18 Exparte when Linda Wright-Sanders was removed as trustee. Surcharge of \$21,138 was being sought at Exparte.
2. Supplement to response to Petition to Stay Eviction and Remove, filed 04/10/18.

RECOMMENDATION

Court's discretion re Surcharge.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 10

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

DATE: 07/26/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600490

CASE NAME: MTR OF ANDREW AND GLADYS MORROW TRUST

SEE ALSO 5, 6, 7, 8, 9

HEARING:

Motion Re: DEMURRER TO HEGGSTEAD PETITION

COUNSEL:

ANDREW MORROW SR AND GLADYS MO(TRU)...	
CAROLYN WASHINGTON	(HARTNELL LAW GROUP
EDWARD MORROW	(PET)... BRIAN CULLEN
HOWARD MORROW	(PET)...PRO/PER
LINDA F WRIGHT-SANDERS	(OBJ)...MARK STEPHEN SMITH
LINDA F WRIGHT-SANDERS	(PET)...MARK STEPHEN SMITH

XREF: UDFS1501472 (*Morrow-v-Morrow*)

No notes – JTD

(lc)

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

DATE: 07/26/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600597

CASE NAME: DAVID A BROWN SPECIAL NEEDS TRUST

SEE ALSO 10B, 10C

HEARING: Hearing Re: ACCOUNTING REVIEW (BARBARA HARRISON)

COUNSEL:

BARBARA HARRISON	(PET)...JEANNE E KENNEDY
DAVID A BROWN SPECIAL NEEDS TR	(TRU)...
DAVID A. BROWN	(BEN)...DONNASUE ORTIZ
JEANNE E KENNEDY	(PET)...CALDWELL, KENNEDY &
KIM HARRISON BROWN	(PET)...DENNIS M SANDOVAL
LARRY E HOOVER	(STE)...

GENERAL INFORMATION

Continued from 10/04/17 at request of counsel to trail accounting hearing set. Counsel notes Kim Harrison-Brown's (spouse) accounting is as to the joint bank account she has with David Brown. Ms. Ortiz informs the Court this account is involved in a family law action in Texas. Court informs counsel: should bills not be paid by Kim Harrison-Brown the account may be taken into the trust.

Continued from 01/29/18. Court signed order after hearing of 04/12/17 ordering Kim Harrison Brown's name be removed from Union Bank account and Larry Hoover to take control of account. Counsel report Casa Colima Facility has not been paid in 2 months. Court ordered Mr. Hoover to pay Casa Colima as soon as possible. Ms. Kim Harrison Brown ordered to reimburse Mr. Hoover. Court orders Kim Harrison Brown's accounting be from 08/15/17 to current and for Kim Harrison Brown to be present at next hearing (CourtCall acceptable).

Continued from 04/11/18 at request of Counsel to get signatures on global settlement.

Continued from 07/11/18. Nothing new filed. matter not re-reviewed.

THIS CASE SET FOR HEARING ON Status Review.

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

1. On 07/12/17 Larry Hoover was re-appointed as trustee of Special Needs Trust; Bond of \$1,000,000. Order regarding payment of care facility bills signed.
2. Accounting reviews were set. See other matters 9 and 14.

3. Inquire status of reimbursement to Mr. Hoover, payment to Casa Colima, and Union Bank Account.

RECOMMENDATION

Court's discretion.

(lc/cs/lh)

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

DATE: 07/26/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600597

CASE NAME: DAVID A BROWN SPECIAL NEEDS TRUST

SEE ALSO 10A, 10C

HEARING:

First and final Account and Report of BARBARA HARRISON and
Petition for allowance of fees filed.

COUNSEL:

BARBARA HARRISON	(PET)...JEANNE E KENNEDY
DAVID A BROWN SPECIAL NEEDS TR	(TRU)...
DAVID A. BROWN	(BEN)...DONNASUE ORTIZ
JEANNE E KENNEDY	(PET)...CALDWELL, KENNEDY &
KIM HARRISON BROWN	(PET)...DENNIS M SANDOVAL
LARRY E HOOVER	(STE)...

GENERAL INFORMATION:

Continued from 04/11/18 for possible global settlement. Court approves probate notes #3 and #4.

Continued from 07/11/18. Nothing new filed. matter not re-reviewed.

THIS CASE IS SET FOR HEARING ON First and Final Account and Report of SNT and
Petition for Attorney Fees Rendered to Former Co-Trustee of SNT by Barbara Harrison,
former Co-Trustee

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

1. Accounting period: 12/05/12 to 07/07/17
2. Assets on hand: \$992,003.35, consisting of \$8,006.09 and remaining in equities, fixed income and securities
3. Attorney requests fees of \$25,206.25 less \$8,973.03 previously paid for a total of **\$16,233.22** for 109.10 hours, plus an anticipated 2.0 hours at the rate of \$300/275 for attorney services and \$150/\$125 for paralegal services. Itemized [Acct, 2/7/18, LFpgs 14-21]. **Approved.**
4. Petitioner waives compensation; however, requests reimbursement of \$4,299.28 for paid attorneys' fees and \$812.12 for costs re filing fee, mileage and CPA, for a total of **\$5,111.40. Approved.**

5. Schedule C Disbursements include a cash withdrawal to Kim Brown for \$5,000, a \$20,000 cash transfer to acct ending in x 0490, over \$46,000 in cash transfers to community account x5478 without any description other than to support the family. Does Court wish to require further itemization? [Acct, 2/7/18, LFpg4, 36-38] **JTD**
6. Notice was given.
7. Current bond: \$1,000,000, appears sufficient.
8. No proposed Order submitted.

RECOMMENDATION:

Court's discretion. If approved, court to set hearing re receipts and final discharge

04/17/19.

(lh)

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

DATE: 07/26/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600597

CASE NAME: DAVID A BROWN SPECIAL NEEDS TRUST

SEE ALSO 10A, 10B

HEARING: KIM HARRISON BROWN'S Account and Report of KIM HARRISON BROWN and Petition for allowance of fees filed.

COUNSEL:

BARBARA HARRISON	(PET)...JEANNE E KENNEDY
DAVID A BROWN SPECIAL NEEDS TR	(TRU)...
DAVID A. BROWN	(BEN)...DONNASUE ORTIZ
JEANNE E KENNEDY	(PET)...CALDWELL, KENNEDY &
KIM HARRISON BROWN	(PET)...DENNIS M SANDOVAL
LARRY E HOOVER	(STE)...

GENERAL INFORMATION

Continued from **01/29/18** The Court signs order after hearing of 4/12/17 hearing ordering KIM HARRISON BROWN'S name be removed from Union Bank account and Larry Hoover take control of account. Counsel report Casa Colima facility has not been paid in two months. The Court orders Mr. Hoover to pay Casa Colima as soon as possible. Ms. Kim Harrison Brown is ordered to reimburse Mr. Hoover. The Court orders Kim Harrison Brown's accounting be from 8/15/17 to current. The Court orders Kim Harrison Brown be present at next hearing (CourtCall acceptable).

Continued from 01/31/18. The Court orders all trust records collected and provided to Larry Hoover, successor trustee. Ms. Kennedy reports she will be seeing her client this weekend and will have accounting signed and advised her client of the court's orders. The Court authorizes trustee to pay another \$2,500 retainer fee to Texas counsel, Cindy Tisdale. Ms. Cheah is concerned Union Bank will not abide by the Court's order transferring the account to Larry Hoover and requests a hearing be set on citing Union Bank.

Continued from 04/09/18. Court notes that hearings were moved from 04/09/18 due to Court's unavailability except for this matter. Court continued to 04/11/18.

Continued from 04/11/18 for possible global settlement.

Continued from 07/11/18. Nothing new filed. matter not re-reviewed.

THIS CASE SET FOR HEARING ON Accounting of Kim Harrison Brown, **spouse** and Report of Joint Bank Account at Union Bank.

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

1. On 02/07/17 petitioner, Kim Harrison Brown filed for Dissolution of Marriage from David Brown, trust beneficiary.
2. Accounting period: 02/07/17 to 08/15/17
 - a. Per minute order of 01/29/18, the Court requires the accounting period to include 08/16/17 through current. **Need** amended accounting.
3. Asset on hand: \$24,783.26 in cash.
4. Money spent after 04/12/17 hearing was used to support David's children, including his autistic son to stimulate and keep him high functioning. He takes rodeo lessons, runs cross-country, and plays basketball. These expenses cost nearly \$2,000 per month.
5. In July 2017, Kim spent about \$1,000 on rodeo lessons and about \$3,000 on saddle-bronc saddle and rodeo equipment for their son.
6. On 07/21/17 a water filtration system was purchased in the amount of \$4,202 for the youngest daughter who has a non-functioning thyroid, which results in digestive conditions.
7. Petition is verified; however, page is of poor quality and illegible. **Need** clear copy of verification.
8. ~Proposed Order: 09/28/17

RECOMMENDATION:

Need amended accounting then Court's discretion.

(cs/ww/lh)

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

DATE: 07/26/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1800559

CASE NAME: MTR OF DIANA G MARTINEZ

HEARING:

Spousal Property Petition hearing.

COUNSEL:

BRUCE M MARTINEZ (PET)...CHRISTOPHER L CARPENTER
DIANA G MARTINEZ (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Spousal Property Petition by Bruce Martinez, spouse.

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

1. Petitioner seeks court confirm his half of community property and determine decedent's half passes to petitioner without administration.
2. Decedent acquired property prior to marriage, petitioner does not state date of marriage; however, petitioner is entitled to spousal property per Pr.C. § 6401. As surviving parents assigned their interest to petitioner. It appears petitioner is seeking transfer of spousal property per Pr.C. § 13500 whereas petitioner is surviving spouse entitled to entire estate.
3. ~Proposed Form Order: 06/11/18.

RECOMMENDATION

Court's discretion.

(lc)

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

DATE: 07/26/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1800577

CASE NAME: MTR OF PATRICK SCOTT SANTOS

HEARING:

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

COUNSEL:

LORENA ELISA SANTOS (PET)...PAUL HORN LAW GROUP
MICHAEL DAVID STANNARD (PET)...PRO/PER
PATRICK SCOTT SANTOS (DEC)...

GENERAL INFORMATION

Exparte re Permanent Injunction/Restraining Order approved on 07/18/18.

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full
authority under IAEA by Lorena Santos, spouse for Michael Stannard, friend.

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

1. Petitioner seeks bond of \$215,000. Ok.
2. Decedent is survived by 2 minor children.
3. Petitioner is nominated by spouse, consent attached.
4. ~Proposed Form Order: 06/14/18.

RECOMMENDATION

RFA, \$215,000 bond. If approved, set Accounting/Status Review for **10/03/19**. Any
accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule
20-908.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 13

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

DATE: 07/26/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1800578

CASE NAME: MTR OF WILLIAM LEWIS HUTCHINS

HEARING:

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

COUNSEL:

CRISTINA DURAN (PET)...MICHAEL C MADDUX
WILLIAM LEWIS HUTCHINS (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by Cristina Duran, daughter.

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

1. Petitioner is nominated by other children.
2. All heirs waive bond. Net estate value is \$200,000 in real property. Court for good cause could require bond per Pr.C. § 8481(b).
3. ~Proposed Form Order: 06/14/18.

RECOMMENDATION

RFA, Court's discretion re bond. If approved, set Accounting/Status Review for **10/03/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

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

DATE: 07/26/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1800579

CASE NAME: MATTI BENJAMI ARO

HEARING:

Petition to determine succession to Real Property

COUNSEL:

AIMEE AURORA OSBALDESTON (PET)...PRO/PER
MATTI BENJAMI ARO (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition to Determine Succession to Real Property by Aimee Osbaldestron, daughter.

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

1. Petitioner seeks 100% interest in decedent's 100% interest in real and personal property per terms of will.
2. Personal property includes firearms. Firearms must be sold/exchanged at a dealer, Penal Code §§ 27875 and/or 27920 for the alleged firearm transfers. Court may wish to require proof of compliance of proposed transfer.
3. **Need** bank statement to support Chase account date of death balance per local rule 20-908
4. **Need** notice of hearing and proof of service for Terttu Vartio who is named executor.
5. ~Proposed form order: 06/13/18.

RECOMMENDATION

Need to clear notes 3-4.

(lc)

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

CONSERVATORSHIP

DATE: 07/26/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS0800137

CASE NAME: JOE M. TOLLEY SR.

SEE ALSO 15A

HEARING: Second Account and Report of DONNA J TOLLEY and Petition for allowance of fees filed.

COUNSEL:

CHRISTOPHER SUTTON	(PRO/PER
DONNA J. TOLLEY	(CPE)...MILES & HATCHER
JOE M TOLLEY SR	(CEP)...DONNASUE ORTIZ
JOHN L GORDON esq	(PET)...DRISKELL & GORDON
MARIELLEN ROSS	(PET)...MARIELLEN ROSS
MICHAEL D TOLLEY	(PET)...PRO/PER
PATRICK	(PRO/PER
ROBERT L KERN	(ROBERT L KERN
THOMAS V. TOLLEY	(PCR)...

XREF: CONPS0900199 (*Ruthie Mae Tolley*)

PROPS0900741 (*Joe M Tolley, Sr and Ruth M Tolley*)

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON 2nd Account Current and Petition for Allowance of Fees by Donna Tolley, daughter.

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

1. Accounting period 04/30/14 – **04/30/16**. Accountings are 2 years behind.
2. Assets on hand \$926,300.53 [\$500.53 is cash remainder in burial plot, 3 vehicles and real property.
3. There is no current bond.
4. Counsel Miles seeks attorney's fees of \$16,667.50 for 72.68 hours at \$375/400 per hour and costs of \$465. Some services not charged. [Acct. 06/18LFpg42-46] of which Conservator already paid \$6,625, leaving a balance of \$10,507.50. Court to inquire why Conservator paid fees with her own funds. **See next note. JTD**
5. Conservator seeks reimbursement of attorney's fees totaling \$6,625. **JTD**
6. Conservator seeks reimbursement of costs of care totaling \$53,195.98. Entries appear to be listed as deposits [LFpg14-20] **JTD**

7. Conservator seeks reimbursement of costs to Carol Harris of \$55. [LFpg14] **JTD**
8. Conservator seeks reimbursement of costs to Kenneth Tolley for conservatee's expenses totaling \$43,198.83. Entries appear to be listed as deposits [LFpg20-22] **JTD**
9. Conservator is not seeking any compensation.
10. All fees/costs owed are being requested as a lien against the real property which conservatorship owns ¼ interest. **JTD**
11. Total costs advanced listed in accounting appears to state **\$98,503.76**; however, amounts for all costs advanced appear to be **\$96,449.81**. [LFpg22] **Need** verified supplement/amended accounting.
12. **Need** Conservatee's list of addresses per local rule 20-1406 (a).
13. **Need** signed verification of the date of service and a receipt for payment per local rule 20-1406(c) for the following:
 - a. Andrew Kamara-Kay
 - b. Britney Blanton
 - c. Dawn Armstrong
 - d. Care.com.
 - e. Laveta Waters
 - f. Linda Royster
 - g. Margot Doss
 - h. Nora Cordova
 - i. Patricia Majebelle
 - j. Sia Shayo
 - k. Stanley Bland.
14. Disbursements indicate the following that **need** further clarification via supplement [LFpg32 et.seq].
 - a. 7/3/14 W/D by check \$763
 - b. Multiple entries for Verizon per month.
15. **Need** financial statements per Pr. C. § 2620(c).
16. No proposed order. Submit after hearing.

RECOMMENDATION

Need to clear notes 11-15. If approved, set Accounting/Status Review for **10/11/18**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 15A ADD ON

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

DATE: 07/26/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS0800137

CASE NAME: JOE M. TOLLEY SR.

SEE ALSO 15

HEARING:

Order to Show Cause RE: SANCTIONS (\$500.00) for FTA/FTF acctg review

COUNSEL:

CHRISTOPHER SUTTON	(PRO/PER
DONNA J TOLLEY	(CPE)...BRIAN C MILES
DONNA TOLLEY	(PET)...MARIELLEN ROSS
DONNASUE SMITH ORTIZ	(PET)...DONNASUE ORTIZ
JOE M TOLLEY SR	(CEP)...DONNASUE ORTIZ
JOHN L GORDON esq	(PET)...DRISKELL & GORDON
MARIELLEN ROSS	(PET)...MARIELLEN ROSS
MICHAEL D TOLLEY	(PET)...PRO/PER
PATRICK	(PRO/PER
ROBERT L KERN	(ROBERT L KERN
RUTH M TOLLEY	(OBJ)...
RUTH M. TOLLEY	(PET)...STEVENSON LAW OFFICE
THOMAS V. TOLLEY	(PCR)...

XREF: CONPS0900199 (*Ruthie Mae Tolley*)

PROPS0900741 (*Joe M Tolley, Sr and Ruth M Tolley*)

GENERAL INFORMATION:

Continued from 04/10/18. Court notes no accounting has been filed by Donna J. Tolley. The Court imposes sanctions on Donna J. Tolley in the amount of \$500. Sanctions are stayed until next hearing for Donna Tolley to file a full and complete accounting. Account to be filed by 6/17/18. Continued from 07/17/18.

THIS CASE IS SET FOR HEARING ON OSC re Sanctions (\$500) for Failure to Appear/Failure to File

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

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

1. Sanctions apply to both Atty B. Miles and Donna Tolley; both are ordered present at next hearing.
2. Notice by Judicial Assistant.
3. Second Account filed.

RECOMMENDATION:

Court's discretion re OSC.

(nb)

Superior Court of Calif, County of San Bernardino

Page: 16

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

DATE: 07/26/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1100117

CASE NAME: GLORIA M FILANDA

SEE ALSO 17

HEARING:

Order to Show Cause RE: Surcharge for Daniel Hynes

COUNSEL:

DANIEL L HYNES	(CPE)...LAWRENCE E CLARK
GILDA C MEDEIROS	(CPE)...LAWRENCE E CLARK
GLORIA M FILANDA	(CEP)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON OSC re Surcharge for Daniel Hynes.

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

1. OSC set on 04/12/18 for engagement/wedding gift given to Alan Filanda.

RECOMMENDATION

Court's discretion re OSC.

(lc)

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

DATE: 07/26/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1100117

CASE NAME: GLORIA M FILANDA

SEE ALSO 16

HEARING:

Fifth and final Account and Report of DANIEL L HYNES and
Petition for allowance of fees filed.

COUNSEL:

DANIEL L HYNES	(CPE)...LAWRENCE E CLARK
GILDA C MEDEIROS	(CPE)...LAWRENCE E CLARK
GLORIA M FILANDA	(CEP)...

GENERAL INFORMATION

Continued from 01/18/18. Counsel needs details of time spent by Conservator and Jonnie Hynes on behalf of conservatee. Need details as to expenditure of \$1,500 of engagement and wedding gifts for Alan Filanda. Conservatee has passed away and notice of death to be filed. Need final accounting filed within 120 days.

**Continued from 04/12/18, conservator fee of \$10,400 denied and \$117,240 denied.
Need to clear remaining notes and need funeral home statement.**

THIS CASE SET FOR HEARING ON 5th and Final Accounting by Daniel Hynes, nephew.

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

1. Accounting period 12/31/15 – 03/31/17.
2. Assets on hand \$87,828.45 of which \$86,628.45 is cash.
3. Accounting does not balance by \$89.18. Does court wish to deem as de minimis?
JTD
4. Report prays for second account current to be settled; however, this is 5th and Final.
5. Conservator seeks fees of \$10,400 for 520 hours at \$20 per hour. It appears each day is exactly 1.142 hours with same entry [Acct. 11/29/17LFpg12-26]. **Denied.**
6. Conservator seeks caregiver Jonnie Hynes be paid \$117,240 for 7816 hours at \$15 per hour. Court to inquire as it appears that would be an avg of 120 hours a week/521 hours per month for 15 months. It appears each day is 16-24 hours with same entry type [Acct. 11/29/17LFpg28-45]. **Denied.**

7. Disbursements indicate engagement gift to Alan Filanda of \$1,000 and later \$500 wedding gift. As the estate income does not appear to match gift, court to inquire as to the appearance of excessive gift. [LFpg52&55] **OSC surcharge set.**
8. Attorney seeks fees of \$2,900 for 5 hours at \$200/350 an hour for paralegal and attorney services. **Need** actual itemization.
9. Disbursements indicate other caregivers paid. As this is a third-party payment, **need** signed verifications from Danna Avendano, Senior helpers and Lori Segura for services she performed, the date of service and a receipt for payment per local rule 20-1406(c).
10. Disbursements indicate \$2,000 to Jonni Hynes for partial payment of credit cards for supplies etc. and \$9,346.51 for funeral home expenses on credit. Does court wish to require copies of statements for supplies? [LFpg56] **Need** proof of funeral costs. **see next note.**
11. Conservator appears to seek termination of conservatorship. **Need** verified supplement and/or amended accounting and report as to the following:
 - a. Disbursements indicate funeral expenses; however, contradicts report and Court Investigator has not been notified.
 - b. Conservatee has passed away need post and pre-death accountings per Pr. C. § 2620(b).
 - c. Termination is not listed in caption.
 - d. There is no proposed distribution of the assets on hand.
12. **Need** notice of death of conservatee.
13. Receipts for Social Security income stop at 11/03/16. Question where the remaining payments are as accounting ends 03/31/17? **Need** verified supplement/amended accounting.
14. **Need** financial statements per local rule 20-1404(c) and Pr. C. § 2620(c).
15. **Need** statement re family or affiliate relationship between the fiduciary and any agent hired by the fiduciary Pr. C. § 1064(a)(4).
16. Amount of bond not stated; however, it appears current bond appears to be \$371,000.
17. No proposed order. Submit after hearing.

RECOMMENDATION

Need amended accounting, re notes 8-15. If approved, set hearing on the filing of receipts and final discharge for **08/08/19**.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 18

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

DATE: 07/26/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1100249

CASE NAME: MONICA ERMELINDA MACIEL

HEARING:
Hearing Re: COURT INVESTIGATOR REPORT

COUNSEL:

MARY RIVAS (CP)...PRO/PER
MONICA ERMELINDA MACIEL (CTP)...RYAN SHEEHAN

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Court Investigator Report.

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

1. Matter set on 06/07/18 after review of Court Investigator report. Referred to Public Guardian for evaluation and possible appointment of Successor conservator.
2. Mary Rivas, mother, appointed conservator of person only on 02/16/12

RECOMMENDATION

Court's discretion.

(lc)

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

DATE: 07/26/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1600348

CASE NAME: RAMON LOREDO III

HEARING:

Petition for ORDER TERMINATING CONSERVATORSHIP OF THE PERSON

COUNSEL:

BONNIE LOREDO	(PET)...PRO/PER
RAMON LOREDO III	(CTP)...LISA FISHER
WALTER T MOORE	(PET)...WALTER T. MOORE

GENERAL INFORMATION

Continued from **10/19/17** IRC case worker to file a report. Walter Moore to notice IRC. Bonnie and Ramon Loredó III to be present.

Continued from **01/18/18**. Interpreter will not be needed for next hearing. Court is waiting solely for IRC report.

Continued from 4/12/18 for IRC report.

THIS CASE SET FOR HEARING ON Petition to Terminate Conservatorship by Appointed Counsel Walter Moore.

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

1. Petitioner, Counsel Moore, is seeking termination on behalf of conservatee Ramon Loredó III.
2. Petitioner alleges that conservatee is high functioning and has no apparent mental impairment.
3. **Need** IRC report.
4. Capacity Declaration filed 09/18/17.
5. ~Proposed Order: 09/18/17.

RECOMMENDATION

Need IRC report.

(lc)

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

DATE: 07/26/18 TIME: 9:33 DEPT: S37P

CASE#: CON PS1800186

CASE NAME: DAVID A. BROWN

HEARING: Petition for Appointment of Conservator

COUNSEL:

DAVID A. BROWN (CEP)...
LARRY E. HOOVER (CPE)...SU P CHEAH

GENERAL INFORMATION

Larry Hoover appointed temporary Conservator on 06/27/18, \$196,000 bond. Donnasue Smith Ortiz GAL appeared.

THIS CASE SET FOR HEARING ON Petition for Appointment of Conservator person and estate by Larry Hoover, PPF

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

1. Petitioner is nominated by conservatee.
2. Petitioner seeks bond of \$196,000. Appears ok.
3. Petitioner does not seek medical powers. However, proposed conservatee is undergoing divorce proceedings.
4. Citation served and Conservatee appeared at temporary hearing.
5. Does court wish to require a report of GAL Donnasue Smith Ortiz? **JTD**
6. **Need** Court Investigator report.
7. ~Proposed Form Order: 06/19/18.

RECOMMENDATION

Need to Court Investigator report. If approved, set hearing for Compliance Review for **02/28/19** for the filing of the required documents and hearing re Accounting Review for **10/03/19**. Any accounting to be filed 30 days in advance.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 20A ADD ON

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

DATE: 07/26/18 TIME: 11:00 DEPT: S37

CASE#: CIV DS1817830

CASE NAME: MANDOLINI -V- CRYDER

HEARING:

Hearing on Civil Harassment filed by KRISTIN LEE MANDOLINI.

COUNSEL:

KRISTIN LEE MANDOLINI (PP)...PRO/PER
MONIQUE CRYDER (RP)...

No notes – JTD

(lc)

CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY **MISC**

DATE: 07/26/18 TIME: 1:30 DEPT: S37P

CASE#: CON PS0800266

CASE NAME: KYLE AVERY TILTON

SEE ALSO 22

HEARING: FOURTH & FINAL Account and Report of MELODIE Z SCOTT and
Petition for allowance of fees filed.

COUNSEL:

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

XREF: PROPS0900847 (*Kyle Tilton Settlement Trust*)

GENERAL INFORMATION

Continued from **05/19/16**. Court ordered that written objections be filed by 06/01/16.
Responses to be filed by 06/10/16.

Continued from **06/20/16**. Court granted attorney fees of \$28,958.50 and \$5,000 to
Melodie Scott.

Continued from **10/06/16**. Counsel Craig Marshall advises court of a possible issue with
the internal revenue service and asks that case be held over for further review. A
correction to the accounting period is noted by the court. Correct accounting period is
01/01/14 through 09/30/15.

Continued from **11/29/16**. The issue of taxes discussed. It appears 1099s were not filed
and the IRS is adding income as a result. Ms. Ravicz states she intends to object to
accounting. The Court orders any objections to be filed in writing by 12/9/16. Notice to
be given by Mr. Roth.

Continued from **02/21/17**. Objections to be filed by 06/01/16. Objections filed on 12/08/16 stricken as untimely. Attorney Horspool and Mr. Hlavaty are to meet regarding tax issues. Continued from **08/07/17 and 09/26/17** to meet and confer re settlement.

Continued from **11/09/17**. Court will not rule on objections by declarations only an evidentiary hearing will need to be set. Melodie Scott is willing to have \$20,000 tax issued resolved by taking from her fees. Court will not accept waiving of fees without written agreement of 3rd party judgment creditor.

Continued from **03/08/18**. Mitchell Roth reported that Counsel Russo is no longer counsel for Pacific Western Bank and Pamela Cox is now handling the case. Pamela Cox or a senior partner to be present. Mitchell Roth will prepare settlement agreement.

Continued from 04/24/18. Parties requested mediation.

THIS CASE SET FOR HEARING ON 4th and Final Account/Distribution and Petition for Allowance of Fees by Melodie Scott, former Conservator.

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

1. Accounting period 01/01/14 – **09/30/15**.
2. Assets on hand \$0.
3. Attorney requests fees of \$28,958.50 for 77.7 hours at \$295/375 per hour. Itemized [LFpgs70-77]. Granted on 06/20/16.
4. Petitioner requests fees of \$27,693.25 with a balance owed of \$13,993.50 for 246 hours at \$112 per hour [LFpgs44-68]. Periodic payments of \$13,700 were received. Court to inquire why all services are charged at the same rate. **Court granted \$5,000 on 06/20/16.**
5. Petitioner requests funds advanced not reimbursed of \$570.
6. Current bond is \$200,000. Ok.
7. **Objection filed 06/02/16 and 12/08/16 by GAL for Kyle Avery Tilton.**
8. **Objections filed 12/08/16 by Conservatee through court-appointed counsel.**
9. Proposed Order: 03/30/16.

RECOMMENDATION

Matter is contested, Inquire status of settlement. If approved, set hearing on the filing of receipts and final discharge for **08/08/19**.

(lc/dl/lc/nb/lc)

Future Hearing: 09/26/18 *Accounting Review* **Sam Hlavaty**.

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

DATE: 07/26/18 TIME: 1:30 DEPT: S37P

CASE#: CON PS0800266

CASE NAME: KYLE AVERY TILTON

SEE ALSO 21

HEARING:
Mediation Settlement Conference

COUNSEL:

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

XREF: PROPS0900847 (*Kyle Tilton Settlement Trust*)

M.S.C. – No notes – JTD

(lc)

Future Hearing: 09/26/18 *Accounting Review Sam Hlavaty.*

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

DATE: 07/26/18 TIME: 1:30 DEPT: S37P

CASE#: SPR SS05470

CASE NAME: ALEXIA MARQUEZ SETTLEMENT TRUST

HEARING:

Hearing Re: ACCOUNTING BY MS. SCOTT

COUNSEL:

ALEXIA MARQUEZ	(MIN)...PRO/PER
ALEXIA MARQUEZ SETTLEMENT TRUS	(TRU)...
MELODIE Z SCOTT	(PET)...HORSPOOL & HORSPOOL
PACIFIC WESTERN BANK	(TP)...HEMAR, ROUSSO & HEALD,
THE ALEXIA MARQUEZ SETTLEMENT	(TRU)...

CCP170.6 filed as to CYNTHIA A LUDVIGSEN

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting by Melodie Scott

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

1. Matter set on 05/22/18 where Donnasue Smith Ortiz reported that Mr. Horspool requested an afternoon haring during which he can answer all questions regarding Melodie Scotts' accounting.
2. 12th account was continued from 5/21/18 to **08/27/18**.

RECOMMENDATION

Court's discretion.

(lc)

Future Hearing: **08/27/18** 12th current account etc. Melodie Scott

Superior Court of Calif, County of San Bernardino

Page: 24

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

DATE: 07/26/18 TIME: 1:30 DEPT: S37P

CASE#: CIV DS1700978

CASE NAME: CLARK VS HORDYNSKI

SEE ALSO 25

HEARING:

Hearing Re: Wrongful death settlement

COUNSEL:

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

Currently under review by legal research.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 25

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

DATE: 07/26/18 TIME: 1:30 DEPT: S37P

CASE#: CIV DS1700978

CASE NAME: CLARK VS HORDYNSKI

SEE ALSO 24

HEARING:

Hearing Re: Wrongful death action

COUNSEL:

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

Currently under review by legal research.

(lc)