



Second/Final Check

Superior Court of California

County of San Bernardino

Probate Department

S37

Probate Notes for Calendar Date: 09/05/18

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.

8/16/18lh; 08/31lh

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

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

PROBATE

DATE: 09/05/18

TIME: 8:30

DEPT: S35P

CASE#: PRO PS1600171

VACATE

CASE NAME: MTR OF JEROME NEWELL MARTIN

HEARING:

Accounting Review

COUNSEL:

RONALD J MARTIN

(PET)...CARL G EHMANN

JEROME NEWELL MARTIN

(DEC)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. Court approved Status Report on 09/06/17. **Need** Order after hearing.
2. **Status Report filed 08/29/18.**

RECOMMENDATION

None.

(lh)

Future hearing date: 10/23/18 – Status Report of Ronald J. Martin

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

DATE: 09/05/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1700031

CASE NAME: Raul Ponce Salcedo

HEARING:

Accounting Review

COUNSEL:

CHRISTINA SALCEDO (PET)...PRO/PER
RAUL PONCE SALCEDO (DEC)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Accounting Review re Christina Salcedo,
executor

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

1. Letters Testamentary with full authority issued to Christina Salcedo on 06/28/17.
2. **Need** final Inventory and Appraisal.
3. **Need** accounting and status report.

RECOMMENDATION

Inquire status.

(lh)

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

DATE: 09/05/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1700191

CASE NAME: CHARLIE SHEPHARD

VACATED

HEARING:

Accounting Review

COUNSEL:

ANGELA SHEPHARD (PET)...LISA F COLLINS-WILLIAMS
CHARLIE SHEPHARD (DEC)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Accounting Review re Angela Shephard,
Administrator/Daughter

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

1. Letters of Administration with full authority issued to Angela Shephard on 07/19/17.
2. **Need** accounting and status report.

RECOMMENDATION

Inquire status.

(lh)

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

CONSERVATORSHIPS

DATE: 09/05/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700361

CASE NAME: MICHELLE MEDINA

SEE ALSO 5

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of CLAUDIA GARCIA

COUNSEL:

CLAUDIA GARCIA

(PET)...PRO/PER

MICHELLE MEDINA

(CEE)...HORSPOOL & HORSPOOL

XREF: CONPS1700362 MTR OF ALONDRA MEDINA

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Compliance Review re Claudia Garcia

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

1. Claudia Garcia (mother) was appointed Conservator of the person on 01/31/18.
2. **Need** Notification of Conservatee's rights per Pr. C. §1830(c).
3. **Need** a Determination of Conservatee's Appropriate Level of Care per Pr.C.§ 2352.5 (form GC-355).
4. **Need** Care Plan in accord with Pr. C. §2352.5.

RECOMMENDATION

Inquire status.

(lh)

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

DATE: 09/05/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700362

CASE NAME: MTR OF ALONDRA MEDINA

SEE ALSO 4

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of CLAUDIA GARCIA

COUNSEL:

CLAUDIA GARCIA (CP)...PRO/PER
ALONDRA MEDINA (CTP)...

Waiver of Court Fees and Costs filed by ALONDRA MEDINA is GRANTED

XREF: CONPS1700361 MICHELLE MEDINA

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Compliance Review re Claudia Garcia

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

1. Claudia Garcia (mother) was appointed Conservator of the person on 01/31/18.
2. **Need** Notification of Conservatee's rights per Pr. C. §1830(c).
3. **Need** a Determination of Conservatee's Appropriate Level of Care per Pr.C.§ 2352.5 (form GC-355).
4. **Need** Care Plan in accord with Pr. C. §2352.5.

RECOMMENDATION

Inquire status.

(lh)

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

PROBATE

DATE: 09/05/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1100534

CASE NAME: SPECIAL NEEDS TRUST OF DANIEL MAUST

HEARING:

Fourth Account and Report of INLAND COUNTIES REGIONAL CENTER,
INC and Petition for allowance of fees

COUNSEL:

INLAND COUNTIES REG CNTR (PET)...LAYNE A BARTHOLOMEW
SPECIAL NEEDS TRUST OF DANIEL MAUST (TRU)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON 4th Account Current and Petition for Fees by
IRC

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

1. Account period covers 05/01/16 to 04/30/18
2. Assets on hand \$35,165.11, cash
3. Attorney requests fees of \$835, less \$70 already paid, for a net total of **\$765** billed for attorney at \$250/hour and paralegal at \$100/hour for 5.12 hours. Itemized [Acct, 07/26/18, LF p.42-43]. **JTD**
4. Petitioner requests confirmation of **\$1,750** in fees taken in accordance with the authorized fee schedule. Schedule attached [Acct, 07/26/18, LF p.48]. **JTD**
5. Petitioner requests the authority to continue taking annual fees quarterly pursuant to its fee schedule dated 06/13/17. **JTD**
6. Petitioner requests amendment to Trust to include Medicaid language described in a new Article Nine of Trust. [Acct, 07/26/18, LF pgs9-10]. **JTD**
7. Petitioner requests future biennial accountings due to low balance. **JTD**
8. Notice is complete.
9. ~Proposed order: 07/26/18

RECOMMENDATION:

Court's discretion. If approved, set hearing re next Accounting Review for **07/31/19** (if one year) or **07/29/20** (if two years). Accounting to be filed 30 days in advance.

(lh)

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

DATE: 09/05/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1500025

CASE NAME: YOKE YING TAN

HEARING:

Accounting Review

COUNSEL:

JASON VIEGAS	(PET)...MITCHELL I ROTH
YOKE YING TAN	(DEC)...
JONATHEN VIEGAS	(OBJ)...RICHARD W.S. PERSHING

GENERAL INFORMATION

Continued from 06/20/18 to file an accounting/status report.

THIS CASE IS SET FOR HEARING ON Accounting Review re Jason Viegas,
Administrator

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

1. Letters of Administration with full authority issued to Jason Viegas (son) on 06/16/16 with \$218,000 bond.
2. Court approved (first) Status Report on 04/19/18.
3. **Need** accounting and status report.

RECOMMENDATION

Inquire status.

(lh)

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

DATE: 09/05/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600724

CASE NAME: CESAR PINEDA SPECIAL NEEDS TRUST

HEARING:

Third Account and Report of INLAND COUNTIES REGIONAL CENTER and
Petition for allowance of fees

COUNSEL:

CESAR PINEDA (PET)...JACK H ANTHONY
CESAR PINEDA SPECIAL NEEDS TRUST (TRU)...
INLAND COUNTIES REG CNTR (PET)...LAYNE A BARTHOLOMEW

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON 3rd Account Current and Petition for Fees by
IRC

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

1. Account period covers 06/01/16 to 05/31/18
2. Assets on hand \$206,405.65, cash
3. Attorney requests fees of **\$965** billed for attorney at \$250/hour and paralegal at \$100/hour for 5.54 hours. Itemized [Acct, 7/26/18, LF p.42-44]. **JTD**
4. Petitioner requests confirmation of **\$8,169.90** in fees taken in accordance with the authorized fee schedule. Schedule attached [Acct, 07/26/18, LFpg51]. **JTD**
5. Petitioner requests the authority to continue taking annual fees quarterly pursuant to its fee schedule dated 06/13/17. **JTD**
6. Petitioner requests amendment to Trust to include Medicaid language described in a new Article Nine of Trust. [Acct, 07/26/18, LFpgs9-10]. **JTD**
7. Current bond: \$219,000. Petitioner requests bond increased by \$10,000, for a total of \$229,000. Calculated. [Acct, 07/26/18, LFpg54] **JTD**
8. Notice is complete.
9. ~Proposed order: 07/26/18

RECOMMENDATION:

Court's discretion. If approved, set hearing re next Accounting Review for **07/31/19** (if one year) or **07/29/20** (if two years). Accounting to be filed 30 days in advance.

(lh)

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

DATE: 09/05/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700285

CASE NAME: SADAKO ONO YOUNG

HEARING:

Accounting Review

COUNSEL:

KENNETH YOUNG (PET)...CALDWELL, KENNEDY & PORTER, A.
SADAKO ONO YOUNG (DEC)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Accounting Review re Kenneth Young,
Administrator/Son

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

1. Letters of Administration with full authority issued to Kenneth Young on 06/28/17.
2. **Need** accounting and status report.

RECOMMENDATION

Inquire status.

(lh)

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

DATE: 09/05/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700286

CASE NAME: MARY KIKUE FORD

HEARING:
Accounting Review

COUNSEL:
CHARLEEN L. FOSTER (PET)...CALDWELL, KENNEDY & PORTER, A.
MARY KIKUE FORD (DEC)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Accounting Review re Charlene Foster,
Administrator/Daughter

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

1. Letters of Administration with full authority issued to Charlene Foster on 06/28/17.
2. **Need** accounting and status report.

RECOMMENDATION

Inquire status.
(lh)

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

DATE: 09/05/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1701061
CASE NAME: MTR OF JUDIE L REEDER

HEARING:
Hearing Re: Petition for Spousal Property

COUNSEL:
JONNI JOSWICK-TERRY (PET)...PATTERSON LAW FIRM, APC
JUDIE L REEDER (DEC)...
DARREN E REEDER (PET/TP)...THOMAS W DOMINICK

XREF: PROPS1700975 MTR OF JUDIE L REEDER

GENERAL INFORMATION:

Matter previously set on 04/11/18 was vacated and reset to 09/05/18.

THIS CASE IS SET FOR HEARING ON Spousal Property Petition by Darren E. Reeder, Administrator of Estate of David H. Reeder (post-deceased spouse)

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

1. Petitioner, Darren E. Reeder, seeks Court to confirm his half of community property and determine that decedent's half transfers to petitioner without administration.
2. Petitioner alleges decedent and spouse, David Reeder, acquired title to subject real property on 10/04/1989, taking title as unmarried persons as joint tenants.
3. On 05/04/92, David Reeder quitclaimed property to decedent. On 07/04/96, decedent and David Reeder were married. Decedent died on 12/04/08. No legal proceedings were instituted to terminate the marriage or determine rights of parties to their property.
4. Petitioner alleges under laws of intestacy, a one-half interest in real property passed to David Reeder. However, it appears real property is decedent's separate property. **Need** verified supplement clarifying how subject real property is community property.
5. **Need** Notice of Hearing with proof of service.
6. ~Proposed Form Order: 02/21/18

RECOMMENDATION:

Need to clear notes 4-5 then Court's discretion.

(lh)

Future Hearing: 6/19/18 Accounting Review

Superior Court of Calif, County of San Bernardino

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

DATE: 09/05/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1800340

CASE NAME: MTR OF KAREN ROSE PIERCE

SEE ALSO 8

HEARING:

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

COUNSEL:

EDWARD EARLE BURROWS	(PET)...PRICE LAW FIRM, APC
KAREN ROSE PIERE	(DEC)...
DONALD E PIERCE	(PET)...AMY YORK GARRETT

See notes on next matter #8.

(lh)

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

DATE: 09/05/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1800340

CASE NAME: MTR OF KAREN ROSE PIERCE

SEE ALSO 7

HEARING:

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

COUNSEL:

EDWARD EARLE BURROWS (PET)...PRICE LAW FIRM, APC
KAREN ROSE PIERE (DEC)...
DONALD E PIERCE (PET)...AMY YORK GARRETT

GENERAL INFORMATION

Continued from **05/21/18** objection and competing petition to be filed by Attorney Amy York Garrett.

Continued from 07/23/18 to be heard with competing petitioner [filed 07/17/18 by Donald Pierce].

THIS CASE SET FOR HEARING ON

- Petition #1 [filed 04/12/18] for Probate, Letters Testamentary with Full Authority under IAEA by friend, Edward Burrows, [Executor/Petitioner]
- Petition #2 [filed 07/17/18] for Letters of Administration with Will Annexed and Full Authority Under IAEA by Donald E. Pierce [Administrator/Spouse]

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

Petition by Edward Burrows

1. Will waives bond. Net estate value consist of \$222,661.79 with \$200,000 in real property. The court may for good cause require that a bond be given, either before or after issuance of letters. Prob. Code, § 8481(b).
2. Proof of Subscribing Witness filed 04/19/18.
3. **Objections filed 07/17/18 by Donald E. Pierce.**
4. ~Proposed Form Order: 04/12/18

Petition by Donald E. Pierce

5. Will waives bond; however, not as to petitioner Donald E. Pierce. Also, it appears competing petitioner, Edward Burrows, has priority as Executor. Suggested bond \$230,000. **JTD**
6. **Need** proof of publication.
7. ~Proposed Form Order: 07/17/18

RECOMMENDATION

Matter is contested.

Need to clear note #6; Court's discretion re bond. If approved, set Accounting/Status Review for **11/13/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(cs/ww/cs/lh)

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

DATE: 09/05/18 TIME: 8:30 DEPT: S36P

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

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.

Continued from 06/27/18. Court and parties confer on the record. Serbrina White Tanner objects to petition. Hearing continued at request of objector.

THIS CASE SET FOR HEARING ON

- Petition #1 for Letters of Administration with **limited** authority under IAEA by Lakeicha Chaney (granddaughter/nominee)
- Petition #2 for Letters of Administration with **full** authority under IAEA by W.A.Hlavaty, nominee

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

Petition #1 by Lakeicha Chaney

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. Declaration of Michael Maddox regarding non-service of competing petition and other filings, filed on 08/30/18.
6. ~Proposed Form Order: 05/17/18

Petition #2 by W.A. Hlavaty

7. Petitioner requests bond of \$128,895 based on real property. Appears sufficient.
8. Petitioner was nominated by Serbrina White, daughter.
9. **Need** Notice of Petition to Administer Estate.
10. **Need** Proof of Publication.
11. Proposed Form Order: 08/16/18

RECOMMENDATION

Need to clear notes #9-10. If approved, set Accounting/Status Review for **11/13/19**. 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

DATE: 09/05/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1800646

CASE NAME: Mtr of Edna V Ford

HEARING:

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

COUNSEL:

BETTY JEAN LOTZ	(PET)...PRO/PER
EDNA V FORD	(DEC)...
MARTI GERARDI	(PET)...BYRON R LANE

GENERAL INFORMATION

Petition was previously filed on 07/20/93 by executor, Betty Jean Lotz. Matter was taken off calendar due to no certificate of assignment filed. Certificate was never filed. Matter was never heard; personal representative was never appointed. Executor and alternate executor are now deceased.

THIS CASE SET FOR HEARING ON Petition for Probate of Will and Letters of Administration with Will Annexed by Marti Gerardi, nominee

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

1. Petitioner requests \$175,000 bond based on real property. **JTD**
2. Department of Healthcare Services previously filed a Request for Special Notice in 1993. Proof of Service of Notice filed 08/09/18; however, service should include copy of petition as to Department of Healthcare Services. **Need proper service.**
3. ~Proposed Form Order: 07/24/18

RECOMMENDATION

Need to clear note #2 then Court's discretion re bond. If approved, set Accounting/Status Review for **11/13/19**. 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

DATE: 09/05/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1800696

CASE NAME: Mtr of Alfonso Marias Sanchez

HEARING:
Spousal Property Petition hearing

COUNSEL:

MARIA A MARIAS (PET)...PRO/PER
ALFONSO MARIAS SANCHEZ (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Spousal Property Petition by Maria A. Marias, spouse

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

1. Petitioner, Maria A. Marias, seeks court determine her half of community property and determine that decedent's half transfers to petitioner without administration.
2. Petitioner alleges she and Decedent were married on 10/14/00. At time of marriage, neither Decedent nor Petitioner owned any assets of substantial value. Decedent and Petitioner have resided in California since 10/14/00 and accumulated all property through marital earnings. Decedent and Petitioner understood the nature of all of their property to be community. No proceedings were ever initiated to terminate marriage, or separate.
3. Decedent was survived by a spouse and two minor children, Madeline (13) and Marco (6). Does Court wish to appoint GAL for minor children? **JTD**
4. **Need** Notice of Hearing with proof of service as to minor Madline per CRC 7.51(d) to be served by a *non-party*.
5. ~Proposed Form Order: 07/25/18

RECOMMENDATION:

Need notice then Court's discretion.

(lh)

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

DATE: 09/05/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1800725

CASE NAME: MARY LEATRICE HUDSON

HEARING:

Petition to Determine Succession to Real Property

COUNSEL:

SHEILA KOHRELL (PET)...LAW OFFICES OF RYAN S CARRIGAN
MARY LEATRICE HUDSON (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition to Determine Succession to Real Property by Sheila Kohrell and Darlene Prather, daughters

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

1. Petitioners seek 100% interest, 50% each, in decedent's 25% interest in real property per intestate succession.
2. Remaining heirs, Mary Hudson and Grace Hudson, waive their inheritance. Waivers attached. [Petition, 8/1/18, LFpgs12-13].
3. Attached Inventory and Appraisal is not dated at signatures. **JTD**
4. ~Proposed Form Order: 08/01/18

RECOMMENDATION

Court's discretion.

(lh)

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

DATE: 09/05/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1800726

CASE NAME: WILLIAM CECIL HUDSON

HEARING:

Petition to determine succession to Real Property

COUNSEL:

SHEILA KOHRELL (PET)...LAW OFFICES OF RYAN S CARRIGAN
WILLIAM CECIL HUDSON (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition to Determine Succession to Real Property by Sheila Kohrell and Darlene Prather, daughters

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

1. Petitioners seek 100% interest, 50% each, in decedent's 38% interest in real property per intestate succession.
2. Remaining heirs, Mary Hudson and Grace Hudson, waive their inheritance. Waivers attached. [Petition, 8/1/18, LFpgs12-13].
3. Attached Inventory and Appraisal is not dated at signatures. **JTD**
4. ~Proposed Form Order: 08/01/18

RECOMMENDATION

Court's discretion.

(lh)

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

DATE: 09/05/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1800740

CASE NAME: JOSE SANTOS BONILLA

HEARING:

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

COUNSEL:

RICHARD BONILLA (PET)...PRO/PER
JOSE SANTOS BONILLA (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by Richard Bonilla, son

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

1. Petitioner requests minimum bond of \$20,000. Estimated value of estate is \$365,000 based on real property. Appears sufficient.
2. **Need** Notice of Petition to Administer Estate with proof of service.
3. **Need** Proof of Publication.
4. No proposed order submitted.

RECOMMENDATION

Need to clear #2-3. If approved, set Accounting/Status Review for **11/13/19**. 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
Page: 14A add-on
CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: JAMES MICHAEL WELCH

DATE: 09/05/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1800735

CASE NAME: HERMINIO RIVERA

HEARING:

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

COUNSEL:

NATHANIEL RIVERA (PET)...EDWIN A BARNUM
HERMINIO RIVERA (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by Nathaniel Rivera, son

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

1. **Decedent resided in Stanton, CA, County of Orange. It appears Orange County is the proper venue per Pr. C. §7051. JTD**
2. Suggested bond \$180,000 based on real property. **JTD**
3. Decedent's spouse, Elena Rivera, has higher priority. **Need** nomination or declination to act.
4. **Need** Notice of Petition to Administer Estate with proof of service as to Elena Rivera, Maria Gullon, Maria Engen, Arnell Rivera, and Geriel Rivera.
5. **Need** Proof of Publication.
6. No proposed Order submitted.

RECOMMENDATION

Court's discretion re proper venue.

Need to clear notes #3-5. If approved, set Accounting/Status Review for **04/10/19**. 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

DATE: 09/05/18 TIME: 8:30 DEPT: S36P

CASE#: TRU PS1800054

CASE NAME: THE DANSBY SETTLEMENT TRUST

HEARING:

Hearing Re: STATUS CONFERENCE

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 Status Conference

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

1. Matter set on 06/27/18. Accounting re Dansby Settlement Trust by Marian Dansby is still needed. Taxes due were paid in full. Court removed Marian Dansby as Trustee and appointed Marvin Dansby as successor trustee.

RECOMMENDATION

Inquire status of accounting by Marian Dansby.

(lh)

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

DATE: 09/05/18 TIME: 8:35 DEPT: S36P

CASE#: PRO PS1700840

CASE NAME: THE DONALD MARSHALL TRUST DATED 4/28/03

HEARING:

Hearing Re: Status Conference

COUNSEL:

THE DONALD MARSHALL TRUST (TRU)...
JUDITH ANN MARSHALL (TEE)...GREGORY L ZUMBRUNN
RICHARD MARSHALL (JOHN D HARDY)

GENERAL INFORMATION

Continued from 05/02/18 due to ongoing discovery.

THIS CASE IS SET FOR HEARING ON Status Conference

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

1. Matter set on 02/21/18. Court confirmed lots 91 and 92 in the 2001 Trust to be assets subsequent to the 2003 trust. Attorney Zumbrunn to submit proposed order.

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: JAMES MICHAEL WELCH

DATE: 09/05/18 TIME: 8:35 DEPT: S36P

CASE#: TRU PS1800155

CASE NAME: CHAMBERS FAMILY TRUST

HEARING:

Petition for DETERMINATION OF TITLE OF TRUST ACCOUNT

COUNSEL:

COLIN L CHAMBERS (PET)...J. BENJAMIN SELTERS III
CHAMBERS FAMILY TRUST (TRU)...

Currently under review by legal research.

(LR)

Notice is complete.

(lh)

Superior Court of Calif, County of San Bernardino
Page: 17A add-on
CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: JAMES MICHAEL WELCH

DATE: 09/05/18 TIME: 8:35 DEPT: S36P

CASE#: PRO PS1700845

CASE NAME: THE JOHN P MCGLONE REVOCABLE TRUST
SAME DAY HEARING: MEDIATION SETTLEMENT CONFERENCE @ 8:30 IN S34
HEARING:
Hearing Re: PTN FOR VERIFIED DETERMINATION OF VALIDITY ETC

COUNSEL:

DANNY NICHOLS	(OBJ)...C. TRACY KAYSER
MARGARET CLUKEY	(PET)...PRICE LAW FIRM APC
NANCY NICHOLS	(C. TRACY KAYSER
ROSEMARY HALEY	(PET)...PRICE LAW FIRM APC
THE JOHN P MGLONE REVOCABLE TR	(TRU)...

Currently under review by legal research.

(LR)

Notice given.

(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

CONSERVATORSHIPS

DATE: 09/05/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1600136

CASE NAME: STEPHANIE CORTEZ

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of JUAN PAEZ CORTEZ

COUNSEL:

JUAN PAEZ CORTEZ

(CPE)...PRO/PER

STEPHANIE PAEZ CORTEZ

(CEE)...MITCHELL I ROTH

GENERAL INFORMATION

Continued from 03/28/18 at request of Counsel. Court orders Juan Perez Cortez to be present at next hearing.

Continued from 05/30/18. Attorney Roth states he has not had cooperation with Conservator Juan Paez Cortez. Court will continue matter one more time and order Juan Cortez to be personally present at next hearing. Notice given by Judicial Assistant.

Continued from 07/18/18. Case referred to Legal Aid for legal assistance. Court ordered Juan to go directly to Legal Aid to get required documents prepared and filed with the Court.

THIS CASE IS SET FOR HEARING ON Compliance Review

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

1. Juan Coretez, father, appointed Conservator of the person on 08/21/17.
2. Notification of Conservatee's rights filed 08/23/17.
3. Determination of Conservatee's Appropriate Level of Care filed.
4. Care Plan filed.

RECOMMENDATION

None. (lh)

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

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

DATE: 09/05/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1700006

CASE NAME: JOSEPH ALEXIS VERA

HEARING:
Petition for Appointment of Conservator

COUNSEL:

HECTOR GERARDO VERA (CP)...PRO/PER
JOSEPH ALEXIS VERA (CTP)...PRO/PER

GENERAL INFORMATION

Continued from **02/21/17**. Ex Parte orders granted. Due to the disposition of a pending criminal matter, all prior estate powers are revoked. The guardian ad litem will work with the proposed conservator to clear the probate notes. Notice given by guardian ad litem, Roth.

Continued from **05/02/17**. Hector Vera is allowed to apply and obtain a passport for Joseph Alexis Vera. It is noted that dementia powers are not being requested for Joseph Vera. All existing temporary orders shall remain in full force and effect until 071817. Temporary letters to continue in full force and effect.

Continued from 07/18/17. Non-appearance by Hector Gerardo Vera not has required documents been filed. The court directs the temporary conservator, Hector Vera to bring the proposed conservatee Joseph Vera to court on 09/19/17.

Continued from 09/19/17 for petitioner to clear notes. All temporary orders/letters to remain in full force and effect. Court orders Hector Vera to personally be present at next hearing.

Continued from 11/14/17. Notice to be given by Mitchell Roth.

Continued from 12/27/17. Court orders Hector Gerardo Vera to be personally present in Court on 02/14/18 at 9:30AM in Dept S36. Notice given by Judicial Assistant.

Continued from 02/14/18 at request of petitioner. Attorney waives citation.

Continued from 04/11/18. Petitioner is ordered to report to Legal Aid for assistance in clearing probate notes. Case referred to Legal Aid for legal assistance.

Continued from 06/20/18 for petitioner to file a Capacity Declaration. Court will authorize Temporary Conservator to take Conservatee to Mexico. Temporary Letters to continue in full force and effect until 09/05/18.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Conservatorship of person by Hector Vera, father

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

1. No bond – person only.
2. Court to determine whether an LPS conservatorship is appropriate as proposed conservatee has Schizophrenia. **Supp filed 04/11/18.**
3. Petitioner seeks medical powers. **Need** Medical Capacity Declaration.
4. Court Investigator's Report filed 02/15/17
5. Report by GAL, Mitchell I Roth, filed 02/21/17.
6. Certificate of Completion re Conservatorship Class filed 01/10/17.
7. No proposed order/letters. Submit Order after Hearing.

RECOMMENDATION:

Need to clear note #3. If approved, set hearing for Compliance Review for **04/10/19** for the filing of the following: proof of service of Order with Notification of Conservatee's rights per Pr.C.§1830(c); including a Determination of Conservatee's Appropriate Level of Care per Pr.C.§2352.5 (form GC-355); and Care Plan per Pr.C.§2352.5.

(nb/lh)

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

DATE: 09/05/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1700354

CASE NAME: LUCILLE MADERO

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of MELISSA ROSE ROJAS

COUNSEL:

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

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Compliance Review re Melissa Rojas,
daughter

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

- 1 **Need** Notification of Conservatee's Rights with proof of service and copy of the Order for Conservatorship with per Pr.C. §1830(c).
- 2 **Need** Care Plan in accord with Pr.C.§2352.5.
- 3 **Need** a Determination of Conservatee's Appropriate Level of Care per Pr.C.§ 2352.5 (form GC-355).
- 4 **Need** final Inventory & Appraisal per Pr.C. §2610.
- 5 **Need** Proof of service of Inventory & Appraisal including Instructions for Objection per Pr.C.§2610.
- 6 If the conservatorship estate holds interest in real property, need proof of recordation of letters in each county where the real property is located or where conservatee has security interest in real property per Pr.C.§2313.

RECOMMENDATION:

Inquire status.

(lh)

Future Hearing: 2/06/19 Accounting Review

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

DATE: 09/05/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1700355

CASE NAME: MTR OF NOSHEEN AHMAD

SEE ALSO 22

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of FARZANA AHMAD

COUNSEL:

FARZANA AHMAD	(CPE)...BROCK & ROBINSON
RIZWAN AHMAD	(CPE)...BROCK & ROBINSON
NOSHEEN AHMAD	(CEP)...MITCHELL I ROTH

GENERAL INFORMATION

Mother and brother, Farzana and Rizwan Ahmad, appointed co-conservators of the person and estate on 11/16/17, \$473,000.00 bond
Continued from **06/19/18** to be heard with pending hearing.
Continued from 06/20/18.

THIS CASE IS SET FOR HEARING ON Inventory & Appraisal/Compliance Review

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

1. Notification of Conservatee's Rights filed.
2. Determination of Conservatee's Appropriate Level of Care filed 05/16/18.
3. Care Plan filed.
4. Final I&A filed 08/17/18.

RECOMMENDATION:

None.
(nb/lh)

Future Hearing: 01/22/19 Accounting Review.

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

DATE: 09/05/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1700355

CASE NAME: MTR OF NOSHEEN AHMAD

SEE ALSO 21

HEARING:

Petition for ESTABLISH SPECIAL NEEDS TRUST

COUNSEL:

FARZANA AHMAD	(CPE)...BROCK & ROBINSON
RIZWAN AHMAD	(CPE)...BROCK & ROBINSON
NOSHEEN AHMAD	(CEP)...MITCHELL I ROTH

Currently under review by legal research.

(LR)

Notice is complete.

(lh)

Future Hearing: 1/22/19 Accounting Review

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

DATE: 09/05/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1700386

CASE NAME: ESTEBAN MARIO REYES LOPEZ

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of GLORIA LOPEZ BRAVO

COUNSEL:

GLORIA LOPEZ BRAVO (PET)...PRO/PER
ESTEBAN MARIO REYES LOPEZ (CEE)...JEANNE KENNEDY

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Compliance Review re Gloria Bravo, mother

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

1. Gloria Bravo appointed Limited Conservator of the person on 01/31/18.
2. Proof of service of conservatee's rights filed 07/30/18. However, section 5 does not indicate if Order was served with notice. *Question if copy of Order for Conservatorship was served?*
3. Determination of Conservatee's Appropriate Level of Care filed.
4. Care Plan filed.

RECOMMENDATION

Inquire status.

(lh)

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

DATE: 09/05/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1700415

CASE NAME: MATTER OF MELISSA VALLEZ

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of MARIA D VALLEZ

COUNSEL:

MARIA D VALLEZ (CP)...PRO/PER
MELISSA VALLEZ (CTP)...CANDICE A GARCIA-RODRIGO

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Compliance Review re Maria Valdez, mother

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

1. Maria Valdez appointed Limited Conservator of the person only on 01/31/18.
2. Notification of Conservatee's Right filed.
3. Determination of Conservatee's Appropriate Level of Care filed.
4. Care Plan filed.

RECOMMENDATION

None.

(lh)

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

DATE: 09/05/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1800215

CASE NAME: MTR OF MAVIS HOLSTEIN

SEE ALSO 26

HEARING:

Petition for APPOINTMENT OF CONSERVATORSHIP OF THE PERSON AND
ESTATE

COUNSEL:

DEBRA HEIDENREICH	(CE)...TREVOR D MARTIN
MAVIS HOLSTEIN	(CTE)...
SHELLEY VERES	(PET/OBJ)...JAMES B CHURCH

GENERAL INFORMATION

Ex-parte hearing is held on 08/06/18. Oral motion to appoint Linda Maxwell as a private fiduciary as to the conservator of the estate. Court grants this motion. Attorney Roth to submit a stipulation and order. No petition for temporary conservatorship is required to be filed by Linda Maxwell. Court appoints Linda Maxwell as the temporary conservator of the estate of Mavis Holstein. Bond required \$650,000.00. Order to be submitted. Parties agree to advance the 08/28/18 petition and the 09/04/18 petition to 09/05/18. Notice to be given by Attorney Mitchell Roth (GAL).

THIS CASE IS SET FOR HEARING ON

Petition #1: Petition for Appointment of Conservatorship of the estate only, by daughter, **Debra Heidenreich** ["Petitioner"].

Petition #2: Petition for Appointment of Conservatorship of the person and estate by daughter, **Shelley Veres** ["Petitioner"].

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

Petition #1:

- 1 **Need** temporary order/letters re: Linda Maxwell.
- 2 Nomination of this petitioner affixed to petition [LF, p. 12]
- 3 Petitioner requests bond be fixed at \$600,000. Appears sufficient
- 4 **Need** report by GAL. Mitchell Roth.
- 5 **Need** Court Investigator's Report.
- 6 Citation returned served.

- 7 **Need** Certificate of Completion re Conservatorship Class.
- 8 **Objections** filed by Shelley Voss.
- 9 ~Proposed Form Order/Letters 07/20/18.

Petition #2:

- 10 Petitioner indicates she is proposed conservatee's agent-in-fact under a DPOA and trustee of proposed conservatee's trust. Does Court wish to require copies of DPOA and Trust? **JTD**.
- 11 Petitioner requests bond of \$682,000 to be fixed. Appears sufficient.
- 12 Petitioner seeks medical powers. **Need** Medical Capacity Declaration.
- 13 **Need** report of GAL, Mitchell I. Roth.
- 14 **Need** Court Investigator's Report.
- 15 **Need** return of Citation.
- 16 **Need** Notice of Hearing and proof of service.
- 17 ~Proposed Form Order/Letters 07/26/18.

RECOMMENDATION:

Need to clear notes then set for contested hearing. If approved, set hearing for Compliance Review for **04/09/19** for the filing of the following: proof of service of Order with Notification of Conservatee's rights per Pr.C. §1830(c); including a Determination of Conservatee's Appropriate Level of Care per Pr.C. §2352.5 (form GC-355); Care Plan per Pr.C. §2352.5; Inventory & Appraisal, and proof of service of I&A and Instructions for Objection per Pr.C. §2610; recordation of letters if applicable per Pr.C. §2313.

Set hearing re Accounting Review for **11/12/19**. Any account to be filed 30 days in advance of hearing. Note requirements of Local Rules.

(nb)

Superior Court of Calif, County of San Bernardino

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

DATE: 09/05/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1800215

CASE NAME: MTR OF MAVIS HOLSTEIN

SEE ALSO 25

HEARING:

Petition for Appointment of Conservator

COUNSEL:

DEBRA HEIDENREICH

(CE)...TREVOR D MARTIN

MAVIS HOLSTEIN

(CTE)...

SHELLEY VERES

(PET/OBJ)...JAMES B CHURCH

See notes on prior matter #25.

(lh)

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

DATE: 09/05/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1800216

CASE NAME: Arturo Perez, Jr

HEARING:
Petition for Appointment of Conservator

COUNSEL:

ARTURO PEREZ (CP)...PRO/PER
ROSA PEREZ (CP)...PRO/PER
ARTURO PEREZ Jr (CTP)...

GENERAL INFORMATION:

Hearing held on 08/28/18 re petition for limited conservatorship [filed 7/18/18]. No appearance due to death in the family. Court continued to 10/17/18.

THIS CASE IS SET FOR HEARING ON **Amended** (07/30/18) Petition for Limited Conservatorship, person only, by parents, Arturo Perez and Rosa Perez ["Petitioner"].

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

1. No bond – person only.
2. Proposed conservatee is developmentally disabled. **Need** appointment of counsel and report by same.
3. Section 4 to Medical Capacity Declaration does not include proposed conservatee's name; Section 7a indicates proposed conservatee has capacity and Section 8 is blank. **Need** complete capacity declaration.
4. Petitioners request Pr. C. § 2351.5 powers to secure habilitation or treatment, training, education, medical, psychological services, social and vocational opportunities, authority to fix the residence/dwelling of the proposed limited conservatee; authority to access all confidential records, paper, documents, reports and other information regarding the proposed limited conservatee, including those in the possession of the Regional Center, authority to control the right of the proposed limited conservatee to contract, authority to make and consent to all medical decisions for the proposed limited conservatee.
5. Petitioner requests to limit civil and legal rights of proposed conservatee to consent or withhold consent to marriage of, or entrance into a registered domestic partnership by limited conservatorship; to exercise limited

conservatee's right to control his or her social and sexual contacts and relationships.

6. Citation returned served.
7. CI Report filed 08/16/18.
8. **IRC Report filed 08/29/18 not in LF at time of review.**
9. **Need** Certificates of Completion re Conservatorship Class.
10. ~Proposed Form Order/Letters 07/18/18.

RECOMMENDATION:

This matter supersedes petition filed 7/18/18. Does Court wish to vacate future hearing date on 10/17/18, or trail this matter to 10/17/18?

Court to appoint counsel then need to clear notes. If approved, set hearing for Compliance Review for **04/10/19** for the filing of the following: proof of service of Order with Notification of Conservatee's Rights per Pr.C.§1830(c); including a Determination of Conservatee's Appropriate Level of Care per Pr.C.§2352.5 (form GC-355); and Care Plan per Pr.C.§2352.5.

(nb/lh)

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

DATE: 09/05/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1800224
CASE NAME: NATALIE K GOMEZ

HEARING:
Petition for Appointment of Conservator

COUNSEL:
MAYTET MORENO (CP)...PRO/PER
NATALIE K GOMEZ (CTP)...PRO/PER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Appointment of Limited Conservator person only by Maytet Morena, 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 08/02/18 is incomplete at item #5 as to whether proposed conservatee is able to attend hearing. **Need completed form.**
4. Proposed conservatee is developmentally disabled. **Need** appointment of counsel for report.
5. Proposed conservatee is developmentally disabled. **Need** IRC report.
 - a. *Confidential Letter from IRC filed 08/28/18 requesting 30-day continuance. Court may wish to continue to 10/10/18 or later Wednesday hearing date. JTD*
6. Return of Citation filed 08/23/18; however, only 13 days' notice given. **Need** proper service to include at least 15 days' notice if proposed Conservatee will not attend hearing.
7. **Request to Excuse Notice with Due Diligence Declarations filed 08/23/18 as to unknown paternal grandparents. JTD**
8. CI Report filed 08/30/18.
9. Proof of Completion of the Conservatorship Training Class filed.
10. ~Proposed Form Order: 07/31/18

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

RECOMMENDATION

Need to clear notes #3-6. If approved, set hearing for Compliance Review for **04/10/19** 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)

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

DATE: 09/05/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1800225

CASE NAME: MTR OF GENEVIEVE H MCGOUGH

HEARING:

Petition for Appointment of Conservator

COUNSEL:

DEBORAH MARIE MCGOUGH FULLER (CPE)...CALDWELL, KENNEDY & POR
GENEVIEVE H MCGOUGH (CEE)...

GENERAL INFORMATION

Ex parte hearing held **08/08/18**. Attorney Mitchell I Roth appointed for Genevieve McGough. Hearing continued to 08/15/18.

Continued from **08/15/18**.

Continued from 08/22/18. Deborah Marie McGough Fuller appointed Temporary Conservator of the person and estate; \$20,000 bond. Court will take jurisdiction over Special Needs Trust. Court orders the Special Needs Trust be filed within this case.

THIS CASE SET FOR HEARING ON Petition for Appointment of Conservator person and estate by Deborah Fuller, step-daughter

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

1. **Need** proof of \$20,000 bond re Temporary Conservator, Deborah Fuller.
2. Suggested bond \$203,000 based on calculation. **JTD**
3. Petitioners seeks orders under Pr. C. §2591 to sell real or personal property without Court confirmation, other than the personal residence of conservatee; to purchase personal items as needed for Conservatee; authorization to pay utility bills regarding Conservatee's estate. **JTD**
4. Petitioner seeks other orders to contract for Conservatee regarding medical, hospitalization, care and convalescent, and thereby bind Conservatee's estate; power to contact financial institutions; power to communicate and sign documentation with Department of Veteran's Affairs to seek benefits for Conservatee from Conservatee's deceased spouse, Thomas McGough. **JTD**

5. Petitioner seeks medical powers. Capacity Declaration filed 08/08/18 is incomplete at caption regarding dementia. **JTD**
6. Petitioner seeks dementia powers. **Report of Counsel Mitchell Roth filed 08/26/18.**
7. **CI Report filed 08/21/18.**
8. **Proof** of Completion of the Conservatorship Training Class filed 08/09/18.
9. Return of Citation with proof of personal service filed 08/08/18. Attached Proof of Personal Service indicates temporary hearing date of 08/08/18. **JTD**
10. **Need** Notice of Hearing and Proof of Service as to Department of Veteran's Affairs per Pr. C. §1822(d).
11. ~Proposed Form Order: 08/01/18

RECOMMENDATION

Need to clear notes #1; 10. If approved, set hearing for Compliance Review for **04/10/19** for the filing of the required documents and hearing re Accounting Review for **11/13/19**. Any accounting to be filed 30 days in advance.

(lh)

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

DATE: 09/05/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1800234

CASE NAME: Mtr of Edna Ellen Ortloff

HEARING:
Petition for Appointment of Conservator

COUNSEL:
MONICA CHARLETT ORTLOFF (CPE)...CHRISTINA FERRANTE
EDNA ELLEN ORTLOFF (CPE)...

GENERAL INFORMATION

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

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

1. Petitioner requests \$46,000 bond. Appears sufficient.
2. Petitioner seeks dementia powers.
 - a. **Need** appointment of Counsel for report.
 - b. **Need** Dementia Attachment form GC-313.
3. Petitioner seeks medical powers. **Need** Capacity Declaration, including Dementia Attachment form GC-335A.
4. **Need** return of Citation.
5. Proof of Completion of the Conservatorship Training Class filed 08/27/18.
6. CI Report filed 08/28/18.
7. ~Proposed Form Order: 08/06/18

RECOMMENDATION

Need to clear notes #2-4. If approved, set hearing for Compliance Review for **04/10/19** for the filing of the required documents and hearing re Accounting Review for **11/13/19**. Any accounting to be filed 30 days in advance.

(lh)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

DATE: 09/05/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1800244

CASE NAME: Mtr of Robert H Bellhouse

HEARING:

Petition for Appointment of Temporary Conservator

COUNSEL:

DAVID BELLHOUSE (CPE)...RONALD W ASK

KIMBERLY BELLHOUSE (CPE)...RONALD W ASK

ROBERT H BELLHOUSE (CPE)...MITCHELL I ROTH

Future Hearing: 9/24/18 Petition for Appointment of Conservator

No notes—temporary—JTD

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

CONSERVATORSHIP

DATE: 09/05/18 TIME: 8:30 DEPT: S37P

CASE#: CON PS1700157

CASE NAME: MARTINA CRUZ

HEARING:

Hearing Re: RECEIPT OF BOND

COUNSEL:

DONNA KATHLEEN MORENO

(PET)...PRO/PER

MARTINA CRUZ

(CTE)...E. JOAN NELMS

XREF: CIFDS1700020 CRUZ VS BELTRAN

CIFDS1700021 CRUZ VS CRUZ

CIFDS1700022 CRUZ VS CRUZ

GENERAL INFORMATION

Continued from 02/07/18. Court is advised the only asset of the estate is the home. Court is further advised conservatee, conservator and her husband plan on moving into conservatee's home. Counsel report an 850 petition and trust will be prepared. Conservator to file petition/trust or declarations from all children asserting conservatee is competent to file petitioner to be filed. Bond may not be needed.

Continued from 06/06/18. Attorney Church is directed to file an 850 petition. Attorney Horspool directed to file the will and trust under seal. Court is advised the only asset is the house. Counsel advised if all documents are filed, Court will eliminate bond requirement.

THIS CASE IS SET FOR HEARING ON Receipt of Bond

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

1. Court appointed Donna Kathleen Moreno appointed conservator of the person and estate of Martina Cruz, \$30,000 bond.
2. **Confidential will and trust filed 06/06/18.**

RECOMMENDATION

Court's discretion re bond.

(lh)

Future Hearings:

10/01/18 Petition to Determine Title & to Confirm Interest in Real Property; 03/13/19 Accounting Review

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

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

DATE: 09/05/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1500787

CASE NAME: MTR OF PAUL R HANLEY(MASTERFILE)

SEE ALSO 3A

HEARING:

Hearing Re: APPLIC FOR TEMPORARY RESTRAINING ORDER ETC

COUNSEL:

TRACY LYN COX	(PET)...JANIS B MARTINDALE
PAUL R HANLEY	(DEC)...
ALEXANDRIA TOPPING	(PET/OBJ)...PECCORINI & PECCORINI
TYLER TOPPING	(PECCORINI & PECCORINI)

No notes—Court's discretion.

(lh)

Superior Court of Calif, County of San Bernardino
Page: 3A add-on
CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: TARA REILLY

DATE: 09/05/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1500787

CASE NAME: MTR OF PAUL R HANLEY(MASTERFILE)

SEE ALSO 3

HEARING:

FINAL REPORT ON WAIVER OF Account and Report of ALEXANDRIA
TOPPING and Petition for allowance of fees filed.

COUNSEL:

ALEXANDRIA TOPPING	(OBJ)...PECCORINI & PECCORINI
PAUL R HANLEY	(DEC)...
TRACY LYN COX	(PET)...JANIS B MARTINDALE
TYLER TOPPING	(PECCORINI & PECCORINI

X-REF: PRFOPS 1501103

GENERAL INFORMATION:

Continued from **05/29/18** on courts motion. Notice by Judicial Assistant.

Continued from 08/07/18 to trail other hearing set.

THIS CASE IS SET FOR HEARING ON Petition for Final Distribution upon Waiver of Account and for Fees by Co-Administrators, Alexandria Topping and Tracy L. Cox ["Petitioners"].

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

1. Accounting period 05/03/15 to 11/11/17
2. Assets on hand: \$240,573.85 in cash and remaining in mobile home and vehicles.
3. Petition indicates all cash of the estate, in the Estate account, is not interest bearing. **Court to inquire.**
4. Petitioners allege Decedent's mobile home was appraised without physical inspection for \$90,000, but all heirs agree due to its poor condition that it cannot be sold at that price. [Supp 08/03/18].
5. Petition indicates that in or about November 2017, heirs agreed to a Transfer and Distribution Agreement under which Alexandria and Tyler acquire the mobile home from the estate and an offsetting cash distribution of \$50,000 made to Tracy. It was agreed, without prior court authorization, that such acquisition and offsetting cash distribution would be made prior to hearing of

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.

this Petition to limit the estate's liability as owner of the House. **Petitioners request Court ratify agreement. JTD.**

6. **Supplement filed 08/03/18 was not signed by attorney. Proof of Service not filed. JTD**
7. **Supplement filed 08/27/18. Proof of Service not filed. JTD**
8. **Supplement filed 08/03/18** alleges the heirs have reached an agreement since the initial filing of the Final Accounting and petitioners request the following approved distributions [See LFpg4;7]:
 - a. Ford Aspire [\$1,750] will be distributed to Alexandria and Tyler at its appraised value;
 - b. the Gold Wing motorcycle [\$6,000] will be distributed to Tracy at its appraised value;
 - c. The Ford F150, appraised at \$4,500, has significantly decreased in value since Decedent's death and will be distributed to Tracy.
 - d. No written agreement was attached. Does Court wish to ratify subject Agreement?
9. Petitioner alleges after filing of Final Accounting, Co-Administrators discovered a warehouseman's lien sale of the home caused by the owner of the mobile home park. The home was purportedly sold without notice to either co-administrator or filing of a creditor's claim. A creditor's claim has since been approved in the reduced amount of \$8,370.09. *Petitioners request instruction to pay approved amount of \$8,370.09 to Road Dog Property for said creditor's claim.* **[Supp. filed 08/03/18, LFpg3-4]. JTD**
10. Petitioners request the Order issued by this Court on 06/13/18 temporarily enjoining and restraining the CA Department of Housing and Community Development from processing any transfer of ownership or registration change relative to mobile home to be vacated. **JTD**
11. Petitioners waive statutory compensation.
12. All heirs waive accounting.
13. Attorney Martindale and Attorney Peccorini request one-half statutory fees of \$10,004.06 or \$5,002.03 each. Calculated.
14. Attorney Martindale requests reimbursement of costs advanced of \$1,057.50 for Court filing fees and remaining balance of attorney fees. **Itemized in Supp filed 08/27/18, LFpg3.**
15. Attorney Peccorini requests reimbursement of costs advanced of \$196 for filing fees. **Itemized in Supp filed 08/27/18, LFpg3.**
16. Mark Hanley (brother) requests reimbursement of costs advanced of \$14,464.95. **Itemized in Supp filed 08/27/18, LFpg3.**
17. Tracy requests reimbursement of costs advanced of \$4,286.53. Generally described. **Itemized in Supp filed 08/27/18, LFpg3.**
18. Alexandria requests reimbursement of costs advanced of \$1,629.93 for funeral expenses, taxes, insurance, etc. **Itemized in Supp filed 08/27/18, LFpg3-4.**
19. Petitioner requests authority to withhold \$3,000 as a reserve for closing costs. Note: if approved, need informal account for reserves per Local Rule 20-911 prior to filing ex parte petition for final discharge.
20. ~Proposed Order: 08/27/18

RECOMMENDATION

Court's discretion. If approved, set next hearing for receipts and final discharge for **09/18/19.**

(nb/lh)

Superior Court of Calif, County of San Bernardino

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

DATE: 09/05/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600219

CASE NAME: MTR OF KATHLEEN WHEELER

HEARING:

Hearing re Final Discharge

COUNSEL:

CONNIE JEAN COSLEY (PET)...FULLERTON LEMANN SCHAEFER & DO
KATHLEEN WHEELER (DEC)...
ADVANCE INHERITANCE (TP)...JAMES L LEESTMA

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Final Discharge

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

1. **Need** satisfaction and release from State Board of Equalization for \$129.65.
Declaration re lack of receipt filed 08/31/18.
2. **Need** receipts from Beverly Wheeler, Sandra Fowler, John Kuna, Connie Cosley, David Steele, and Debra Vinson. **Receipts filed 08/31/18 not in LF at time of review.**
3. **Ex Parte Petition for Final Discharge and Order received 08/31/18 not in LF at time of review.**

RECOMMENDATION

Court's discretion.

(lh)

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

DATE: 09/05/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600698

CASE NAME: JAMES M COOPER

HEARING:

FIRST AND FINAL Account and Report of DONNA COOPER and Petition
for allowance of fees

COUNSEL:

DONNA COOPER (PET)...MAUREEN MURATORE
JAMES M COOPER (DEC)...

GENERAL INFORMATION:

Continued from 06/13/18. Supplement filed in Courtroom. Issue of community property and separate property needs to be determined in a separate noticed petition.

THIS CASE IS SET FOR HEARING ON First and Final Account and Report; Petition for Allowance of Community Property Reimbursement; Fees; and Final Distribution by Donna Cooper, administrator/spouse

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

1. Assets on hand: \$181,824.09, cash
2. Statutory fees of **\$7,198**, each, requested by attorney and administrator. Calculated.
3. Petitioner requests reimbursement of **\$3,726.04** for advanced costs related to filing fees, taxes, and preparing property for sale. Itemized. [Acct, 4/25/18, LFpg20].
4. Petitioner alleges estate consists entirely of *separate property* of decedent; however, also alleges a *community property* interest in real property, "the Wildwood property," the sole asset of the estate. As such, petitioner is seeking court order confirming a community property interest of \$140,616 and approving payment to petitioner for \$70,308.50 as reimbursement for one-half of community property per the *Moore-Marsden* rule.
 - a. **Petition for Allowance of Community Property Reimbursement filed 08/07/18. Court to trail to 10/03/18.**

5. Petitioner requests reserve of \$5,000. Note: if approved, need informal account/declaration for reserves per Local Rule 20-911 prior to filing ex parte petition for final discharge.
6. Notice was given.
7. ~Proposed order submitted 04/25/18 subject to approval of reimbursement of community property interest.

RECOMMENDATION:

Trail to 10/03/18 to be heard with related petition.

Court's discretion. If approved, court to set hearing on filing of receipts and final discharge to include informal account re reserves for **09/18/19**.

(lh)

Future hearing date: 10/03/18 - Petition for Allowance of Community Property

Superior Court of Calif, County of San Bernardino

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

DATE: 09/05/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600967

CASE NAME: THE BECKER FAMILY REVOCABLE LIVING TRUST

SEE ALSO 7

HEARING:

Petition for REMOVAL OF TRUSTEE AND APPOINTMENT OF SUCCESSOR
TRUSTEE, TO COMPEL ACCOUNTING

COUNSEL:

ELAINE S SHOOSHAN (PET)...THOMAS W DOMINICK
JANET B OWENS (PET)...THOMAS W DOMINICK
THE BECKER FAMILY REVOCABLE TRUST (TRU)...
DARLENE SHERRYL BECKER (OBJ)...JESSIKA MEYER

Currently under review by legal research.

(LR)

Notice not re-reviewed.

Superior Court of Calif, County of San Bernardino

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

DATE: 09/05/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600967

CASE NAME: THE BECKER FAMILY REVOCABLE LIVING TRUST

SEE ALSO 6

HEARING:

Trial Setting Conference

COUNSEL:

ELAINE S SHOOSHAN (PET)...THOMAS W DOMINICK
JANET B OWENS (PET)...THOMAS W DOMINICK
THE BECKER FAMILY REVOCABLE TRUST (TRU)...
DARLENE SHERRYL BECKER (OBJ)...JESSIKA MEYER

TSC—no notes—JTD

Superior Court of Calif, County of San Bernardino

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

DATE: 09/05/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1601028

CASE NAME: BRINKSMA FAMILY TRUST

HEARING:

Hearing Re: Status of Settlement

COUNSEL:

SUSAN ANN BRINKSMA (PET)...NEIL J DE LEON

BRINKSMA FAMILY TRUST (TRU)...

MARK SYDNEY BRINKSMA (PET/OBJ)...COPENBARGER & COPENBARGER

No notes—status only

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

DATE: 09/05/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700357

CASE NAME: MTR OF KATHLEEN WYLE COLCORD

HEARING:

Accounting Review

COUNSEL:

CHARLYNN COLCORD (PET)...DAVID LIVINGSTONE TAUB
KATHLEEN WYLE COLCORD (DEC)...
APPROVED INHERITANCE CASE (TP)...PRO/PER

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Accounting Review re Charlynn Colcord, sole heir

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

1. Letters of Administration with full authority issued to Charlynn Colcord on 06/28/17.
2. **Need** accounting and status report.

RECOMMENDATION

Inquire status.

(lh)

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

DATE: 09/05/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1800449

CASE NAME: SARAH MACIAS

HEARING:

Petition for LETTERS OF ADMINISTRATION WITH FULL IAEA

COUNSEL:

DEBRA S OLGUIN (PET)...PRO/PER
SARAH MACIAS (DEC)...

GENERAL INFORMATION

Continued from 06/13/18 to clear probate notes.

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

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

1. All heirs waive bond. Estimated value of estate is \$22,941 based on real property and personal property. Appears sufficient.
2. **Need** verified supplement clarifying whether Jess Gomez, deceased son, was survived by issue.
3. Duties and Liabilities filed 5/9/18 is missing telephone number of petitioner. **Need** completed form.
4. ~Proposed Form Order: 05/09/18

RECOMMENDATION

Need to clear notes #2-3 then Court's discretion re bond. If approved, set Accounting/Status Review for **11/13/19**. 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

DATE: 09/05/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1800687

CASE NAME: MTR OF EUNA S HARRIS

HEARING:

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

COUNSEL:

BEVERLY PLUMMER (PET)...NATALIE A ALVARADO
EUNA S HARRIS (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Probate, Letters Testamentary with
Full Authority under IAEA by Beverly Plummer, executor/daughter

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

1. Will waives bond. Additionally, all heirs waive bond.
2. **Need** Notice of Petition to Administer Estate as to Joy Newman, mentioned in will.
3. **Need** Proof of Publication.
4. Will is not self-proving as two witnesses did not sign the Will and thus, does not meet the requirements of Pr. C. §6110. Question the validity of the document dated 08/10/10? **Need** verified declaration per Pr.C. §6110(3)(c)(2) to support the fact testator intended the will to constitute the testator's will and is a valid testamentary document.
5. ~Proposed Form Order: 07/23/18

RECOMMENDATION

Need to clear notes #2-4 then Court's discretion re bond. If approved, set Accounting/Status Review for **11/13/19**. 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

DATE: 09/05/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1800688

CASE NAME: MTR OF JOHN RICHARD JANSEN JR

HEARING:

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

COUNSEL:

REBECCA ANNE ANDERSON (PET)...PRO/PER
JOHN RICHARD JANSEN JR (DEC)...

GENERAL INFORMATION

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

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

1. Petitioner alleges both heirs waive bond. Missing bond waiver from Joshua Jansen. Need same. Alternatively, suggested bond \$240,000. **JTD**
2. **Need** Notice of Petition to Administer Estate with proof of service.
3. **Need** Proof of Publication.
4. ~Proposed Form Order: 07/24/18

RECOMMENDATION

Need to clear notes #2-3 then Court's discretion. If approved, set Accounting/Status Review for **11/13/19**. 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

DATE: 09/05/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1800689

CASE NAME: MTR OF MARY KATHLEEN DUFFY

HEARING:

Petition to determine succession to Real Property

COUNSEL:

MELISSA ANN DUFFY (PET)...J BENJAMIN SELTERS III
MARY KATHLEEN DUFFY (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition to Determine Succession to Real Property by Melissa Ann Duffy, sister/sole heir

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

1. Petitioner seeks 100% interest in decedent's 50% interest in real property per intestate succession.
2. ~Proposed Form Order: 07/24/18

RECOMMENDATION

Court's discretion.

(lh)

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

DATE: 09/05/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1800698

CASE NAME: GUADALUPE NAVARRO

HEARING:

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

COUNSEL:

MARIA VICTORIA BLACKWELL (PET)...MICHAEL C MADDUX
GUADALUPE NAVARRO (DEC)...

GENERAL INFORMATION

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

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

1. Petitioner alleges all heirs waive bond; however, missing bond waiver from Francisco Navarro, son. Need same. Alternatively, suggested bond \$280,000 based on estimated value of real property. **JTD**
2. ~Proposed Form Order: 07/26/18

RECOMMENDATION

Court's discretion re bond. If approved, set Accounting/Status Review for **11/13/19**. 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

DATE: 09/05/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1800709

CASE NAME: John Robert Phelps

HEARING:

Petition to determine succession to Real Property

COUNSEL:

JOHN LOUIS OSBORNE (PET)...PRO/PER
JOHN ROBERT PHELPS (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition to Determine Succession to Real Property by John Louis Osbourne, Executor/friend/sole beneficiary

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

1. Petitioner seeks 100% interest in decedent's 100% interest in unimproved real property per will.
2. Petitioner alleges decedent has no next of kin. Court to see sticky note on attached will. [Petition, 7/30/18, LFpg17]. **JTD**
3. Petition is missing attachment #11 regarding description of real property. **Need same.** Inventory and Appraisal includes Assessor's Parcel Number and partial legal description. **Need** verified supplement, including full legal description, city and county.
4. No proposed order submitted.

RECOMMENDATION

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

(lh)

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

DATE: 09/05/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1800717

CASE NAME: Marya L Williams

HEARING:

Petition to determine succession to Real Property

COUNSEL:

SAGE MONTGOMERY MCDOWELL (PET)...PAUL HORN LAW GROUP
MARYA L WILLIAMS (DEC)...

X-ref matter: PROPS1700967 (In Re Marlenka Louise McDowell)

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition to Determine Succession to Real Property by Sage Montgomery, Administrator of Estate of Marlenka McDowell

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

1. Petitioner, as Administrator of the Estate of Marlenka McDowell, seeks 100% interest in Decedent's 100% interest in real property per intestate succession.
2. Marlenka McDowell (daughter) is the sole heir who predeceased Decedent. Marlenka McDowell was survived by three issues and has a pending probate in x-ref matter.
3. Notice is complete.
4. No proposed order submitted.

RECOMMENDATION

Court's discretion.

(lh)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District - Civil
PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

CIVIL

DATE: 09/05/18 TIME: 8:35 DEPT: S37P

CASE#: CIV DS1700978

CASE NAME: CLARK VS HORDYNSKI

HEARING:

Hearing Re: PTN FOR SPECIAL NEEDS TRUST (SARAH CLARK)

COUNSEL:

SARAH MARIE CLARK	(PLA)...RAYNES ERICKSON
JOSHUA EUGENE CLARK	(PLA/PET)...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)

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Status re: PTN FOR SPECIAL NEEDS TRUST (SARAH CLARK)

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

1. Matter set on 07/26/18, wherein, Petition to Establish Special Needs Trust ordered to be filed. When funds from Wrongful Death Settlement are received, they are to be placed in Mr. Raynes' trust accounting pending further order of Court. As to Lillian and Eleanor Clark, monies are to be placed in an irrevocable trust. Lillian to have a Special Needs component and Eleanor is to have a structured settlement. Ms. Ortiz and Mr. Raynes to discuss options and file Trust for Court approval. Court approved attorney fee request in full.

RECOMMENDATION

Inquire status of petition for SNT.

(lh)

Future Hearing: 9/27/18 Hearing Re: Funding of Settlement/Plan of Distribution

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

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

DATE: 09/05/18 TIME: 8:35 DEPT: S37P

CASE#: PRO PS1700054

CASE NAME: MTR OF THE ANTONINA DARAFEEV LIVING TRUST
SEE ALSO 18A, 18B

HEARING:

Second Account and Report of W.A. HLAVATY and Petition for allowance of fees

COUNSEL:

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

GENERAL INFORMATION

W.A. Hlavaty was appointed interim successor trustee on 01/24/17 when Michael Darafeev was removed, and was appointed Second Successor Trustee on 05/07/18.

THIS CASE SET FOR HEARING ON 2nd Account Current of Interim Successor Trustee W.A. Hlavaty, PPF, and Petition for Fees

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

1. Accounting period 05/26/17 to 06/31/18
2. Assets on hand \$6,031,928.94 of which \$3,355,887.27 is cash and remainder in partnership and real property.
3. Trustee seeks fees of **\$39,883.50** for 303 hours at \$85/150 per hour. Itemized [Acct. 07/26/18, LFpgs 123-154].
4. Attorney seeks fees of \$117,684. Declaration and billing statements provided; however, **need** verified supplement with total number of hours, including subtotals at different hourly rates. [Acct, 07/26/18, LFpg166-238]
5. Attorney seeks reimbursement of **\$4,046.71** for advanced costs. Billing statements attached; however, **need** verified supplement with itemization of costs.
6. ~Proposed Order: 07/26/18

RECOMMENDATION

Need to clear notes 4-5. If approved, set Accounting/Status Review for **08/28/19**. 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
Page: 18A ADD ON
CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: TARA REILLY

DATE: 09/05/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700054

CASE NAME: MTR OF THE ANTONINA DARAFEEV LIVING TRUST
SEE ALSO 18, 18B

HEARING:
Hearing Re: ACCOUNTING REVIEW (PAUL DARAFEEV)

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

GENERAL INFORMATION

Continued from 08/16/18 to be set on same day as second account and report.

THIS CASE SET FOR HEARING ON Accounting review re Paul Darafeev.

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

1. Matter appears to be set for Paul Darafeev, general partner, to account for Darafeev Properties.
2. Declaration with accounting appears to have been filed on 08/08/18; however, no date appears to be set for Paul as it appears to be treated as a declaration based on title of document, yet an accounting appears to be in the body of the filing. Does court wish take fees for accounting and set for hearing? **JTD**

RECOMMENDATION

Court's discretion.

(lc/lh)

Superior Court of Calif, County of San Bernardino
Page: 18B ADD ON
CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: TARA REILLY

DATE: 09/05/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700054

CASE NAME: MTR OF THE ANTONINA DARAFEEV LIVING TRUST
SEE ALSO18, 18A

HEARING:

FIRST FULL ACCOUNT AND FINAL Account and Report of MICHAEL DARAFEEV and Petition for allowance of fees filed.

COUNSEL:

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

GENERAL INFORMATION:

Continued from **07/17/18**. Matter not re-reviewed. Nothing new filed.

Continued from 08/16/18 to be heard with second accounting.

THIS CASE IS SET FOR HEARING ON First and Final Account and Petition for Fees by Former Trustee, Michael Darafeev ["Petitioner"].

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

1. Accounting period 06/06/16 to 01/24/17.
2. Assets on Hand \$\$5,642,642.79 consisting of \$176,241.79 in cash and remaining in personal and real property.
3. Petitioner indicates he does not list, herein, assets not listed by Mr. Hlavaty in his accounting.
4. Petitioner does not seek compensation for services as trustee.
5. Attorney Raymond G. Robinson was paid \$8,500 from the Trust to assist petitioner. Billed at \$350/hour for attorney time. Copy of retainer affixed [LF, pgs. 23-25]. Itemized [LF, pgs. 67-73]. Does Court wish to ratify fees? **JTD**.
6. Petition is not verified. **Need** verification signed per Pr.C. § 1021.
7. A complete, Final Inventory and Appraisal of all trust assets is not affixed as alleged. **Need** same.

8. Schedule A – Summary of Account [LF, p. 7] still reflects assets on hand and does not reflect distributions made to Successor Interim Trustee Hlavaty. **Need** amended summary and affected schedule(s).
9. Schedule E – Distributions [LF, p. 13] indicates no distributions took place. However, assets have been disbursed to Mr. Hlavaty. **Need** amended schedule E.
10. Schedule F [LF, p. 14] should reflect Assets On Hand at **End** of Period and Total Assets on Hand **01/24/17**. **Need** verified supplement.
11. Declaration by Attorney Rehmani re: status of accounting for Darafeev Properties filed 06/05/18.
12. No proposed order. Submit Order after Hearing.

RECOMMENDATION:

Need to clear notes 6-10 then Court's discretion. If continued, continue to a **Tuesday** if possible. If approved, set next hearing for receipt and final discharge for **07/30/19**.
(nb)

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

DATE: 09/05/18 TIME: 8:35 DEPT: S37P

CASE#: PRO PS1800391

CASE NAME: JIM CHO

HEARING:

Spousal Property Petition hearing.

COUNSEL:

PRANOM CHO (PET)...JOHN F WEBER
JIM CHO (DEC)...

GENERAL INFORMATION:

Continued from 06/05/18 for legal research review.

THIS CASE IS SET FOR HEARING ON Spousal Property Petition by Pranom Cho ["Petitioner"].

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

1. The petitioner is the trustee of a trust [LF, p. 18] that is a devisee under decedent's pour-over will [LF, p. 18]. Petitioner requests a determination and confirmation of property passing to the surviving spouse as community property. Specifically, 4 real properties at Barstow and 1 at Newberry Springs, in San Bernardino County.
 - a. Will and Trust disinherits daughter from a previous marriage, Cindy Cho Chow, her children or any of her other issue.
 - b. Son Jimmy Cho, assigns [filed 04/25/18] all his interests in favor of petitioner.
2. Other than indicating parties were married in 1979, petitioner does not set forth facts sufficient to establish a community property interest in the California real properties. When were petitioner and decedent married? How was the property interests acquired – with community funds, etc?
 - a. **Supp. (05/30/18)** with copy of vesting documents [LF, pgs. 5-13] reflect properties are held in decedent's name alone, but, indicates properties were purchased during the petitioner and decedent's marriage and were purchased with community property funds.
 - b. **Supp filed 06/28/18.** Petition alleges she and decedent were married July 1, 1979. At time of Decedent's death, there were several parcels of property in Trust known as the Jim and Pam Cho Family Trust dated

12/01/08. At time Trust was established, Decedent was in his late 80's and some of community property was not transferred into Trust. Decedent handled the transfer of properties and petitioner was unaware of how properties were titled.

3. ~Proposed Form Order 04/25/18.

RECOMMENDATION:

Court's discretion. If continued, Court to set on a Tuesday.

(nb/lh)

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

CONSERVATORSHIPS

DATE: 09/05/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS0900147

CASE NAME: JESSICA AURORA RODARTE

HEARING:

Hearing Re: COURT INVESTIGATOR REPORT

COUNSEL:

AURORA RODARTE (CP)...PRO/PER

JESSICA AURORA RODARTE (CTP)...DONNASUE ORTIZ

GENERAL INFORMATION

Continued from **03/14/18**. Counsel reports she has been unable to contact her client.

Continued from 06/20/18 to contact her client.

THIS CASE IS SET FOR HEARING ON Court Investigator Report

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

1. Matter set by Court on 01/19/18 upon review of CI Report filed 01/02/18. Court reappointed Counsel Donnasue Ortiz for Jessica Aurora Rodarte. Notice given by Judicial Assistant.
2. **Need** Report of Counsel.

RECOMMENDATION

Inquire status.

(lh)

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

DATE: 09/05/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1600090
CASE NAME: NAJLA FORD

HEARING:

Petition for Payment Of Attorney Fees And Reimbursement Of Costs
Advanced etc

COUNSEL:

CHARLES NAJJAR	(PET)...MARC B HANKIN
ISABELLA PLACENTIA	(PRO/PER
JACOB NIXA	(PRO/PER
JOHN MOIO	(CPE)...MARC B HANKIN
JOHN MOIO	(PET)...MITCHELL I ROTH
JORDAN NIXA	(PRO/PER
MARC B HANKIN	(PET)... MARC B HANKIN
MITCHELL I ROTH	(PET/CEP/PP)...MITCHELL I ROTH
NAJLA FORD	(PET)...SANDY L. TURNER
NATALIE BLICKENSTAFF	(CE/CPE)...JENNIFER M DANIEL
SANDY TURNER	(PET)...SANDY L. TURNER
TINA MARIE NIXA	(CP)...JEREMIAH RAXTER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Attorney's Fees by Mitchell I Roth

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

1. Petitioner, Mitchell I Roth, was appointed GAL for John Moio on 05/03/16.
2. Petitioner requests fees in the reduced amount of **\$7,085** for 20.10 hours at \$350 per hour for attorney services. Itemized. [Petition, 07/30/18, LFpg7-12].

JTD

3. Notice was given.
4. ~Proposed Order: 10/31/16.

RECOMMENDATION

Court's discretion.

(lh)

Future Hearing: 12/24/18 Hearing Re: Final Discharge

Superior Court of Calif, County of San Bernardino

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

DATE: 09/05/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1800156

CASE NAME: MOLLIE FLORENCE FISHER

HEARING:
Petition for Appointment of Conservator

COUNSEL:

LAVONNE E SAXBURY (CPE)...JOHN G WURM
MOLLIE FLORENCE FISHER (CEP)...PRO/PER

GENERAL INFORMATION

Continued from 06/13/18. Return of Citation waived by Conservatee's appearance today and notice waived to all parties present in Court today. Court ordered written objections to be filed. Order requesting physician to complete a Capacity Declaration will be filed. Referred to Court Investigator for investigation and report. Court orders no overnight visitation pending further order of court. Court further orders all family members be allowed visitation with Molly Fisher. Visitation to be arranged by family members living in home. Case assigned for all purposes to department S37P.

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

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

1. Petitioner seeks waiver of bond but did not include reason in Attachment 1c. However, it appears estate assets qualify for bond waiver as they are under \$15,000 per year. **JTD**
2. Petitioner, Lavonne Saxbury, is the designated attorney in fact and healthcare agent for proposed conservatee. Petitioner is also the co-trustee of the Mollie Florence Fisher Revocable Trust, and is named on proposed conservatee's accounts. Question need for estate powers? If necessary, Court to determine whether to obtain jurisdiction of trust. **JTD**
3. It appears the sole purpose petitioner seeks conservatorship is to prevent two of the adult children, Kevin and Ron Fisher, from taking proposed conservatee.

See Declaration attached to petition. [Petition, 5/23/18, LF pg30]. See also supporting declaration by Gary Fisher (son) filed 05/31/18. **JTD**

4. Petitioner seeks medical powers. **Need** Capacity Declaration.
5. **Need** notice of hearing and proof of service.
6. CI Report filed 06/07/18; **08/28/18**.
7. Proof of Completion of the Conservatorship Training Class filed.
8. ~Proposed Form Order: 05/23/18

RECOMMENDATION

Need to clear notes #4-5 then Court's discretion. If approved, set hearing for Compliance Review for **04/10/19** for the filing of the required documents and hearing re Accounting Review for **11/13/19**. Any accounting to be filed 30 days in advance.

(lh)

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

DATE: 09/05/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1800227

CASE NAME: MTR OF KEVIN SILVA

HEARING:
Petition for Appointment of Conservator

COUNSEL:
VERONICA SILVA-HERNANDEZ (CP)...PRO/PER
KEVIN SILVA (CTP)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Appointment of Conservator person only by Veronica Silva-Hernandez, mother

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

1. Proposed Conservatee is developmentally disabled. Court to determine whether a limited conservatorship is appropriate. **JTD**
2. 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**
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. Petitioner seeks medical powers. Capacity Declaration filed 08/13/18.
5. Petitioner alleges there are no other relatives within the first or second degree; however, missing Alvara-Brito Guadarrama (father). Court to inquire.
6. Request to Excuse Notice as to Alvaro-Brito Guadarrama, father, filed 08/03/18. **JTD**
7. **Need** List of Required Contact Information to include Alvaro-Brito Guadarrama (father).
8. **Need** Certificate of Completion of the Conservatorship Training Class.
9. **CI Report filed 08/24/18.**
10. Return of Citation filed 08/13/18.
11. ~Proposed Form Order: 08/02/18

RECOMMENDATION

Need to clear notes #7-8. If approved, set hearing for Compliance Review for **04/10/19** 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)

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

DATE: 09/05/18 TIME: 9:30 DEPT: S37P

CASE#: SC SS00589

CASE NAME: IN THE MATTER OF PAMELA KRYSTI SILVAS

HEARING:

Petition for Appointment of Successor Conservator of the Estate

COUNSEL:

PAMELA KRYSTI SILVAS (CTP/CEP)...HARTNELL HORSPOOL & FOX
DONNA SILVAS (CP)...
DONNA HULSTROM (PET)...JEGLIN & WRIGHT LLP

GENERAL INFORMATION

Donna Hulstrom, mother, was appointed *Limited* Conservator of the *person only* of Pamela Krysti Silvas on 09/05/1995. Letters are currently in effect.

Attorney Karin Horspool appointed as Counsel for Conservatee on 10/08/02.

THIS CASE SET FOR HEARING ON Petition for Appointment of Successor Conservator of the estate only by Donna Hulstrom, Conservator/mother

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

1. Petitioner seeks bond of \$79,300 based on personal property. However, suggest bond of \$87,230 which includes recovery per bond calculation. **JTD**
2. Petitioner seeks estate powers as Conservatee is now entitled to income from the Soboba Band of Luiseno Indians Tribe.
 - a. Court may wish to clarify annual income for proper bond calculation. **JTD**
3. **Need** report of Counsel Karin Horspool.
4. **Need** Notice of Hearing and Proof of Service as to Karin Horspool.
5. Biennial CI Report last filed 03/21/18.
6. No proposed Order submitted.

RECOMMENDATION

Need to clear notes #3-4. If approved, set hearing re Accounting Review for **11/13/19**. Any accounting to be filed 30 days in advance.

(lh)

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

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 09/05/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1600138

CASE NAME: SARAH M CLARK

HEARING:

Hearing Re: Application for order establishing SNT

COUNSEL:

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

SARAH M CLARK (CEE)...

XREF: CIVDS1700978 *CLARK VS HORDYNSKI*

Currently under review by legal research.

(LR)

Notice is complete.

(lh)

Future Hearing: 1/30/19 Accounting Review

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

DATE: 09/05/18 TIME: 9:30 DEPT: S37P

CASE#: EAP PS1800107

CASE NAME: INGALLS VS. INGALLS

HEARING:
Hearing Re: ELDER RESTRAINING ORDER

COUNSEL:
BARBARA L INGALLS (PP)...PRO/PER
DALE INGALLS (RP)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON ELDER RESTRAINING ORDER

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

1. Matter set on 08/15/18, wherein, ex parte orders were granted. Temporary orders were made this date on Request for Civil Harassment Restraining Order. Sheriff will serve this Order without charge. The clerk to enter order into California Restraining and Protective Order System (CARPOS) and through California Law Enforcement Telecommunications System (CLETS).
2. Restrained person, Dale Ingalls, must move out immediately from and not return to residence located at 26996 Hibiscus Street, Highland, CA 92346.
3. Dale Ingalls cannot own, possess, have, buy, or try to buy, receive or try to receive or in any way get a gun or firearm, or ammunition.
4. Dale Ingalls must sell to a California licensed dealer, relinquish to a law enforcement agency, or store with a California licensed gun dealer any guns or firearms that he may possess or control within 24 hours of being served this order.
5. **Need** receipt to Court within 48 hours of receiving this Order to prove guns or firearms have been turned in or sold.

RECOMMENDATION

Inquire status.

(lh)

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

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.**