



Second/Final Check

Superior Court of California
County of San Bernardino
Probate Department

Probate Notes for Calendar Date: 09/06/18

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.

Superior Court of Calif, County of San Bernardino

Page: 1

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

PROBATE

DATE: 09/06/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1200861

CASE NAME: DELLA MARIE LEWIS

SEE ALSO 2, 3

HEARING: Hearing Re: OSC RE SANCTIONS OF \$5,000.00 ON CARLA JACKSON

COUNSEL:

BILLY DON JACKSON	(PET)...PRO/PER
CARLA JACKSON	(OBJ)...PRO/PER
CARLA L JACKSON	(PET)...PRO/PER
DELLA MARIE LEWIS	(DEC)...
LARRY WAYNE JACKSON	(PRO/PER

GENERAL INFORMATION

Continued from **07/23/15**. Carla Jackson ordered to appear..

Continued from **09/03/15** and **12/3/15** for amended final I&A to be filed by 1/29/16.

On **3/2/16** Court set OSC for no appearance/filing. Attorney Inez Tinoco-Vaca checked in but was not present. Citation issued for Carla Jackson.

Continued from **5/4/16** Billy Jackson present. Carla Jackson was not served with citation and has not filed an accounting. Atty Inez Tinoco-Vaca is not present as ordered. Billy Jackson states that he has not heard from his attorney. Court orders Attorney Inez Tinoco-Vaca to be present. If non-appearance by counsel, court will report to the California State Bar.

Continued from **6/22/16** Ms. Tinoco-Vaca informs the court that her client is planning on filing a petition to become successor administrator and is going to be filing a substitution of attorney to represent himself for further matters.

Continued from **11/16/16**. Billy Jackson, son/special co-administrator, to file account. If Billy Jackson intends to file a petition to Remove Carla Jackson as administrator is to file petition prior to next hearing; 03/08/17. Citation issue to Carla Jackson.

Continued from **03/08/17**. Billy Jackson informed the court that half-sister of Carla Jackson, Carmita Robinson, is deceased. Carla's supervisor at Fontana Kaiser is Ella Mae Harris. Citation issued to Carla Jackson. Carla reportedly is a home care nurse.

Continued from 05/24/17 Citation issued to Carla Jackson.

Continued from 09/27/17. No appearance. On Supplemental Petition for Probate for Billy Don Jackson Order to Show Cause hearing held. Court continues matter and re-issues Citation for Carla Jackson to personally appear at the next hearing. Citation issued to Carla Jackson who is cited and required to appear on 11/15/17 and show cause why sanctions shouldn't be imposed for FTA. Notice given by Judicial Assistant.

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.

Continued from 11/15/17. No appearance. Matter continued to 01/31/18.
OSC Continued from 01/31/18 and imposed sanctions of \$500. Additional OSC re Sanctions now of \$1,500 as to Carla. Citation issued to Carla Jackson.
Continued from 04/05/18 and OSC set for \$5,000 sanctions and \$5,000 surcharge. Amounts will be imposed if Carla fails to appear on 9/06/18.

THIS CASE IS SET FOR HEARING ON **OSC re Sanctions/Surcharge \$5,000** for FTA/FTF an accounting re Carla Jackson, granddaughter.

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

1. Letters of special administration issued to granddaughter **Carla Jackson** on 01/17/14, letters of special administration issued to Billy Jackson on 07/18/17, letters of general administration to **Carla Jackson** on 07/21/14 and letters of successor administration to **Billy Jackson** on 08/16/17.
2. Final Inventory and Appraisal filed. However, section 5 re property tax certificate is not complete. **Need** property tax certification.
3. **Need** accounting or status report.
4. Miscellaneous documents filed 3/29/16 by Billy Jackson special co-administrator.
5. Citation returned unserved for Carla Jackson on 12/28/16, 09/26/17 and 06/22/18. Citation reissued. Proof of service of citation indicates unserved. Kaiser allegedly does not have a *personal service option*.

RECOMMENDATION

Court's discretion re OSC. Inquire status re accounting by Carla Jackson and additional citation.

(lc/sa/lc/ww/lh/lc)

Superior Court of Calif, County of San Bernardino

Page: 2

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 09/06/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1200861

CASE NAME: DELLA MARIE LEWIS

SEE ALSO 1, 3

HEARING:

Hearing Re: OSC RE SURCHARGE OF \$5,000.00 ON CARLA JACKSON

COUNSEL:

BILLY DON JACKSON	(PET)...PRO/PER
CARLA JACKSON	(OBJ)...PRO/PER
CARLA L JACKSON	(PET)...PRO/PER
DELLA MARIE LEWIS	(DEC)...
LARRY WAYNE JACKSON	(PRO/PER

See notes on matter 1.

(lc)

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

DATE: 09/06/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1200861
CASE NAME: DELLA MARIE LEWIS

SEE ALSO 1, 2

HEARING: Amended First Account and Report of BILLY DON JACKSON and
Petition for allowance of fees filed.

COUNSEL:

BILLY DON JACKSON	(PET)...PRO/PER
CARLA JACKSON	(OBJ)...PRO/PER
CARLA L JACKSON	(PET)...PRO/PER
DELLA MARIE LEWIS	(DEC)...
LARRY WAYNE JACKSON	(PRO/PER

Waiver of Court Fees and Costs filed by BILLY DON JACKSON is GRANTED: \$1936.43

GENERAL INFORMATION

Continued from 04/05/18 for Billy Don Jackson to file supplement by 08/06/18.

THIS CASE SET FOR HEARING ON **Amended** [01/26/18]1st Account and Report by Billy Jackson, son.

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

1. **Supplement filed 08/06/18; however, appears to address a lawsuit under CIVDS1811663 re Carla Jackson re wrongful death of decedent; which was heard in S31 for dismissal on 07/30/18. As Billy Don Jackson did not appear twice, matter was dismissed. Therefore, the supplement does not clear the accounting notes below.**
2. Letters of successor administration to **Billy Jackson** on 08/16/17.
3. Real property appears to have been sold during the time prior administrator served.
4. Accounting period 08/16/17 – current.
 - a. **Need** accounting by prior administrator from date of death 03/26/12 and/or amend accounting to begin at date of death.
 - b. **Need** actual ending date of accounting.
5. Final Inventory and Appraisal [10/15/14] incomplete as to tax certificate.
 - a. **Need** corrected Inventory and Appraisal or tax certificate information re real property.
6. Final Inventory and Appraisal filed 05/23/17 does not include balances for bank account and life insurance.

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.

- a. **Need** corrected Inventory and Appraisal with supporting bank statements and caption to include date of death.
- b. Final Inventory and Appraisal attached to accounting; however, is not filed separately and statements do not cover date of death [03/26/12].
7. Report is not verified per Pr.C. § 1021. **Need** verification.
8. There is merely a short report ***without a summary of account or schedules.*** petitioner must file a final report of administration per Cal Rules of Ct §7.550 Pr. C. § 1064 and Pr. C. §10954(c)(1)
9. **Need** notice of hearing and proof of service.
10. No proposed order. Submit after hearing.

RECOMMENDATION

Need to clear notes 4-9. If approved, set Accounting/Status Review for **04/11/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 4

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

DATE: 09/06/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1300272

CASE NAME: WILSON LIVING TRUST

HEARING:

Accounting Review by ***

COUNSEL:

LARRY WILSON	(SHERRI L KASTILAHN
MARLYN R MANZO	(PET)...CALDWELL, KENNEDY & PORTER, .
MARLYN R MANZO	(PET)...PRO/PER
SHERRI L KASTILAHN	(PET)...SHERRI L KASTILAHN
WILSON LIVING TRUST	(TRU)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review.

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

1. 4th SNT Account for Sherri Kastilahn, Trustee, approved on 02/21/18.
2. **Need** 5th Account beginning with 06/16/17.

RECOMMENDATION

Inquire status of accounting.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 5

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

DATE: 09/06/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1601110

CASE NAME: IN RE: THE HENRY R ZAHNER 1992 TRUST

SEE ALSO 6

HEARING:

Hearing Re: PTN FILED JULY 12, 2016/ RESP FILED 1/9/17

COUNSEL:

CYRUS CLARKE VAN DEVENTER	(PET)...STEVE ALDACO
CYRUS CLARKE VAN DEVENTER	(RES)...STEVE ALDACO
MARY DE AVILAN	(PET)...WRIGHT KIM DOUGLAS, ALC
THE HENRY R ZAHNER 1992 TRUST	(TRU)...
THE MARY DE AVILAN, TRUSTEE OF	(TRU)...

Currently under review by legal research.

Continued matter. Notice not re-reviewed.

(lc)

Future Hearing: 10/05/18 *Court Trial*

Superior Court of Calif, County of San Bernardino

Page: 6

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

DATE: 09/06/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1601110

CASE NAME: IN RE: THE HENRY R ZAHNER 1992 TRUST

SEE ALSO 5

HEARING:
Readiness Calendar

COUNSEL:	
CYRUS CLARKE VAN DEVENTER	(PET)...STEVE ALDACO
CYRUS CLARKE VAN DEVENTER	(RES)...STEVE ALDACO
MARY DE AVILAN	(PET)...WRIGHT KIM DOUGLAS, ALC
THE HENRY R ZAHNER 1992 TRUST	(TRU)...
THE MARY DE AVILAN, TRUSTEE OF	(TRU)...

Readiness – No notes – JTD

(lc)

Future Hearing: 10/05/18 *Court Trial*

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

Page: 7

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 09/06/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1700383

Vacated

CASE NAME: GEORGIA ALLEN

HEARING:

Accounting Review by ***

COUNSEL:

BRIAN WEBER

(PET)...LAW OFFICES OF WILLIAM M NASSA

GEORGIA ALLEN

(DEC)...

XREF: CONPS1300162 (Darin J Weber)

(lc)

Future Hearing:

09/24/18 Report of waiver of account etc.

09/24/18 Petition for substituted judgment to create etc.

Superior Court of Calif, County of San Bernardino

Page: 8

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

DATE: 09/06/18 TIME: 8:30 DEPT: S35P

CASE#: PRO PS1700692

CASE NAME: LYNDA LEE GROVE

HEARING:

First and Final Account and Report of THOMAS HADLEY and Petition
for allowance of fees filed.

COUNSEL:

LYNDA LEE GROVE (DEC)...
THOMAS HADLEY (PET)...JEFFREY L COTTRELL

GENERAL INFORMATION

Continued from 06/07/18. Written objections by William Grove, spouse, to be filed and served by 07/05/18. If not, then will be waived per CRC 7.801.

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

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

1. Assets on hand \$24,979.37 cash.
2. Administrator and counsel seek statutory fees of \$6,994 each. Ok.
3. No objections filed at time of review.
4. ~Proposed Order: 04/24/18.

RECOMMENDATION

RFA. If approved, set hearing on the filing of receipts and final discharge for **09/19/19**.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 9

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT **CONSERVATORSHIP**

DATE: 09/06/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1600052

CASE NAME: HOMER N. SILACCI

SEE ALSO 10

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of STEVE COX

COUNSEL:

HOMER N SILACCI

(CEE)...MITCHELL I ROTH

STEVE COX

(PET)...FRANKLIN S ADLER

See notes on matter 10.

(lc)

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

DATE: 09/06/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1600052
CASE NAME: HOMER N. SILACCI

SEE ALSO 9

HEARING: Accounting Review by ***

COUNSEL:

HOMER N SILACCI (CEE)...MITCHELL I ROTH
STEVE COX (PET)...FRANKLIN S ADLER

GENERAL INFORMATION

Continued from 04/27/17, 06/01/17 and 07/20/17. Court read and considered report of Counsel Roth. Conservator to file declaration re all aspects of the sale of Fontana property by 07/27/17. Declaration to include purchase contract, counter-offers, escrow instructions and closing statement. Steven cox and Franklin Alder to be present.

Continued from 08/24/17. Todd Nuccio appointed as 730 Expert [fee capped at \$750]. Parties to cooperate with investigation. Counsel to file declaration as to Conservator's knowledge of realtor who purchased property.

Continued from **09/28/17 and 12/07/17. No appearance.**

Continued from 01/25/18. Mitchell Roth is having difficulty with finding appraiser.

Mitchell Roth granted appraiser with cap of \$1,000.

Continued from 06/07/18 at request of Mitchell Roth.

THIS CASE SET FOR HEARING ON Compliance Review/Accounting review.

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

1. Steve Cox, friend, appointed conservator of the person and estate on 09/22/16, \$350,000 bond.
2. Determination of Conservatee's Appropriate Level of Care form filed 05/31/17.
3. Notification of Conservatee's rights filed 05/31/17 & 08/23/17.
4. Care Plan in accord with Pr.C.§2352.5 filed 08/23/17.
5. Final Inventory and Appraisal filed 08/23/17. However; **need corrected.**
 - a. Real and personal property needs to be on attachment 2 and appraised by probate referee.
 - b. Bank account needs account number and bank statement to support.
 - c. Caption is incomplete as to date of appointment.
 - d. Bond amount is incorrect.

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.
7. Declaration filed by Counsel Adler re sale of real property of conservatee on 07/27/17.
 - a. **Declaration filed 09/28/17** by Sara Lopez, agent, alleging the property was sold as is to investment company.
 - b. **Declaration filed 09/28/17** by neighbor John Carlo alleging the real property was inhabitable.
8. **Need** 730 evaluation.
9. **Need** accounting.
10. **Response filed by conservatee through counsel on 08/02/17.**

RECOMMENDATION

Need to clear notes 5-9.

(lc/ww/lc)

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

DATE: 09/06/18 TIME: 9:30 DEPT: S35P

CASE#: CON PS1700381

CASE NAME: MARCIE ARCOS

HEARING: Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of MARIA ARCOS

COUNSEL:

MARCIE ARCOS	(CEE)...
MARIA ARCOS	(PET)...GISSELLE M AMINI
ROCIO AKERS TERCERO	(PET)...GISSELLE M AMINI

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. Maria Arcos and Rocio Tercero, mother and sister appointed **limited** conservator of the person **and estate** on 02/01/18, no bond.
2. Notification of Conservatee's rights filed 03/20/18.
3. **Need** Determination of Conservatee's Appropriate Level of Care form GC-355.
4. **Need** Care Plan in accord with Pr.C.§2352.5, local rule 20-1403.
5. **Need** final Inventory & Appraisal per Pr.C.§2610.
6. **Need** proof of service of Inventory & Appraisal including Instructions for Objection per Pr.C.§2610.
7. It appears estate powers were granted; however, accounting review does not appear to have been set. ***Court to inquire if estate powers are necessary as estate consists of only public benefits. If not, then court may wish to terminate estate powers and require amended order/letters.***

RECOMMENDATION

Need to clear notes 2-6. Set proof of order/amended letters for **10/25/18 or** accounting review for **03/21/19.**

(lc)

Superior Court of Calif, County of San Bernardino

Page: 12

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

DATE: 09/06/18 TIME: 9:30 DEPT: S35P

CASE#: SCV SS253601

CASE NAME: BELAN ET AL -V- ST BERNARDINE MED CTR ET AL

HEARING:

Accounting Review by ***

COUNSEL:

CHITTIVELU SESHIAH	(JOHN D MCCURDY
DENNIS J HEALEY	(PET)...DENNIS J HEALEY
EDWARD DAINKO MD	(PATTERSON RITNER LOCKWOOD
JOHN P KEARNEY MD	(BAKER SILBERBERG & KEENER)...
KIM LISA BLACK	(PLA)...HEALY & HEALY
KIM LISA BLACK TRUST	(TRU)...
MICHAEL BLACK	(PLA)...HEALY & HEALY
NORMAN J GOLDBERG MD	(BONNE JONES BRIDGES MUELLER &
SAMUEL SEPUYA MD	(TUVERSON & HILLYARD
ST BERNARDINE MEDICAL CENTER	(DEF)...THOMPSON & COLEGATE

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review.

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

1. 21st SNT Account for Dennis Healey, Trustee, approved on 10/13/16.
2. **Need** 22nd Account beginning with 07/01/16.

RECOMMENDATION

Inquire status of accounting.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 1

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

DATE: 09/06/18 TIME: 8:30 DEPT: S36P

CASE#: CIV DS1614969

CASE NAME: ARCINIEGA-V-RAMIREZ

SEE ALSO 2

HEARING:

Petition for APPROVAL AND PAYMENT OF INTERIM ATTY'S FEES AND
COSTS TO COURT APPTD GUARDIAN AD LITEM

COUNSEL:

VIRGINIA TAPIA ARCINIEGA (PLA)...TETLEY LAW OFFICES
DEBRA JEANNE RAMIREZ (DEF)...LAW OFFICES OF JOHN SETLICH

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Approval of Interim Attorney's Fees and
Costs for GAL Mitchell Roth.

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

1. Petitioner, Mitchell Roth, was appointed GAL on 06/16/17.
2. Petitioner seeks attorney's fees of \$16,531.25 for 43.95 hours at \$375 per hours including \$50 for transcript.
3. **NOTE:** there appears to be two other elder abuse cases CIFDS160075 and CIFDS160076.
4. ~Proposed order 07/24/18.

RECOMMENDATION

Court's discretion.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 2

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

DATE: 09/06/18 TIME: 8:30 DEPT: S36P

CASE#: CIV DS1614969

CASE NAME: ARCINIEGA-V-RAMIREZ

SEE ALSO 1

HEARING:
Trial Setting Conference

COUNSEL:

VIRGINIA TAPIA ARCINIEGA (PLA)...TETLEY LAW OFFICES
DEBRA JEANNE RAMIREZ (DEF)...LAW OFFICES OF JOHN SETLICH

T.S.C. – No notes – JTD

(lc)

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

DATE: 09/06/18 TIME: 8:30 DEPT: S36P

CASE#: CON PS1800146
CASE NAME: SANTIAGO CERDA
HEARING: Petition for Appointment of Conservator

COUNSEL:

MARIA DE LOURDES CERDA (PET)...PRO/PER
REYES CERDA (PET)...PRO/PER
SANTIAGO CERDA (CEE)...

GENERAL INFORMATION

Continued from 06/28/18 per request of petitioner.

THIS CASE SET FOR HEARING ON Petition for Appointment of Conservator person only by Reyes and Maria Cerda, parents.

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

1. Petition indicates proposed conservatee is not developmentally disabled; however, appears may be as he suffers from Autism per section 5c of petition and lists IRC in relatives' section. Court to inquire.
 - a. Court may wish to appoint counsel and require report for proposed conservatee per Pr.C. §1470. **JTD**
 - b. IRC report is therefore optional per Pr. C. § 1827.5(b). **JTD**
2. Petitioners seek medical powers. Capacity Declaration filed 06/11/18.
3. List of required contacts (Local form SB-12224) does not include all 2nd degree relatives. **Need** corrected form. [notice included relatives]
4. **Need** return of citation.
5. Court Investigator report filed 06/22/18.
6. Certificates of completion of Conservatorship Training class filed.
7. ~Proposed Form Order: 05/15/18.

RECOMMENDATION

Need to clear notes 3-4. If approved, set hearing for Compliance Review for **04/18/19** for the filing of the following: proof of service of Order with Notification of Conservatee's rights per Pr.C.§1830(c); Level of Care and Care Plan per Pr.C.§2352.5.
(lc)

Superior Court of Calif, County of San Bernardino

Page: 4

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

PROBATE

DATE: 09/06/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1501116

CASE NAME: MTR OF LEO WILLIAM FROELICH

HEARING:

Hearing re Final Discharge

COUNSEL:

DIANA M MODICA

(TP)...NEIL R HEDTKE, ESQ

LEO WILLIAM FROELICH

(DEC)...

MARIE L FROELICH

(PET)...RICHARD

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Final Discharge.

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

1. Final Distribution for Marie Froelich, daughter, approved on 08/31/17.
2. Personal representative is sole heir, no receipt required.
3. Ex Parte Petition for Final Discharge and Order with recording information per Pr.C.§11753(b) submitted on ~08/22/18; however, order date of 10/16/17 in section 1 appears to be incorrect. Date of order is 08/31/17. **Need** corrected order, or court may wish to have petitioner interlineate the order in court. **JTD**

RECOMMENDATION

Court's discretion re discharge order.

(lc)

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

DATE: 09/06/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600756

CASE NAME: ROBERT EDWARD MILLER

SEE ALSO 6, 7, 8

HEARING:

Hearing Re: DISMISSAL/RCPTS OF SETTLEMENT DISTRIBUTED

COUNSEL:

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

GENERAL INFORMATION

Continued from 07/26/18.

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

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

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

RECOMMENDATION

Inquire status of settlement/distribution.

(lc)

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

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

DATE: 09/06/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600756

CASE NAME: ROBERT EDWARD MILLER

SEE ALSO 5, 7, 8

HEARING:

Hearing Re: Dismissal of Will Contest

COUNSEL:

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

GENERAL INFORMATION

Continued from 07/26/18.

THIS CASE SET FOR HEARING ON Dismissal of Will contest.

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

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

RECOMMENDATION

Court's discretion.

(lc)

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

Superior Court of Calif, County of San Bernardino

Page: 7

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

DATE: 09/06/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600756

CASE NAME: ROBERT EDWARD MILLER

SEE ALSO 5, 6, 8

HEARING:

Hearing Re: DISTRIBUTION/RECEIPTS OF SETTLEMENT

COUNSEL:

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

See notes on matter 5.

(lc)

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

Superior Court of Calif, County of San Bernardino

Page: 8

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

DATE: 09/06/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600756

CASE NAME: ROBERT EDWARD MILLER

SEE ALSO 5, 6, 7

HEARING:

Hearing Re: ACCOUNTING BY SAM HLAVATY

COUNSEL:

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

GENERAL INFORMATION

Continued from 07/26/18.

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

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

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

RECOMMENDATION

Inquire status of accounting.

(lc)

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

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

DATE: 09/06/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1600995

CASE NAME: MTR OF TAMARA KAY HANSON

HEARING:

PETITION FOR SETTLEMENT OF FIRST Account and Report of CRAIG A HANSON and Petition for allowance of fees filed.

COUNSEL:

CRAIG A HANSON	(PET)...BUXBAUM & CHAKMAK
JULIET KANE	(TP)...BUXBAUM & CHAKMAK
TAMARA KAY HANSON	(DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Waiver of Final Account, Distribution and Petition for Allowance of Fees by Craig Hanson, brother/sole heir.

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

1. Assets on hand \$50,323.10 which appears to be cash; however, is not clear.
2. Administrator is sole heir and waives accounting.
3. Administrator and counsel seek statutory fees of \$6,335.35 each. Question if administrator is waiving compensation as he is sole heir? **Need** verified supplement.
4. **Need** final Inventory and Appraisal in order to determine statutory fees are correct.
5. Administrator allegedly distributed \$35,000 to himself. A personal representative **may only preliminary distribute personal property per Pr.C. § 10520; if it is pecuniary per terms of a will under \$10,000 and/or personal property under \$50,000. There is no will. However, the estate/creditors do not appear to have suffered harm.**
6. No proposed order. Submit after hearing.

RECOMMENDATION

Need to clear notes 3-4. If approved, set hearing on the filing of receipts and final discharge for **09/19/18**

(lc)

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

DATE: 09/06/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1601014

CASE NAME: MTR OF REBECCA PORTILLO

HEARING:

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

COUNSEL:

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

GENERAL INFORMATION

Continued from 04/05/18, 05/31/18 and 07/26/18.

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

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

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

RECOMMENDATION

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

(lc)

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

DATE: 09/06/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700205

See also 16

CASE NAME: MTR OF JOSE G ARNAL

HEARING:

Accounting Review by ***

COUNSEL:

JOSE G ARNAL

(DEC)...

SANDRA ARNAL

(PET)...MARIVEL M ZIALCITA

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review/Status.

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

1. Letters of Administration Testamentary issued to Sandra Arnal, daughter, on 07/25/17; full authority, \$250,000 bond.
2. Final Inventory and Appraisal filed 10/05/17; however, section 5 is incomplete as to property tax certificate. **Need** compliance statement/tax certificate.
3. **Need** accounting or status report.
4. Matter appears to be related to **CONPS1300076 [matter 16]**. **Need** notice of related case.

RECOMMENDATION

Need to clear notes 2-4.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 12

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

DATE: 09/06/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1700755

CASE NAME: MTR OF BETTY YVONNE SIMONS

HEARING:

FIRST AND FINAL Account and Report of LESLIE A FRUGIUELE and
Petition for allowance of fees filed.

COUNSEL:

BETTY YVONNE SIMONS (DEC)...
LESLIE A FRUGIUELE (PET)...JEFFREY L COTTRELL

XREF: CONPS1600285 (Betty Yvonne Simons conservatorship)

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Final Account, Distribution and Petition for Allowance of Fees by Leslie Frugieule, daughter/executor.

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

1. Assets on hand \$313,341.58 of which \$38,891.58 is cash.
2. Executor and counsel seek statutory fees of \$10,099.16 each. Ok.
3. Proposed order submitted 07/03/18; however, need APN of real property and VIN number for vehicle local rules 20-614, 20-907(c).

RECOMMENDATION

RFA. If approved, set hearing on the filing of receipts and final discharge for **09/19/19**.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 13

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

DATE: 09/06/18 TIME: 8:30 DEPT: S36P

CASE#: PRO PS1800576

CASE NAME: MTR OF NORMA GONZALEZ SANDOVAL

HEARING:

Petition for LETTER OF ADMINISTRATION W/FULL IAEA

COUNSEL:

ALBERTO PULIDO

NORMA GONZALEZ SANDOVAL

(PET)...SCOT T MOGA

(DEC)...

GENERAL INFORMATION

Continued from 07/26/18 for Counsel Moga to be present.

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

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

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

RECOMMENDATION

RFA, Court's discretion re bond. If approved, set Accounting/Status Review for **11/14/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 14

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

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

DATE: 09/06/18 TIME: 8:35 DEPT: S36P

CASE#: TRU PS1800106

CASE NAME: The Matter of Maria Delgadillo aka Maria Alonzo De

HEARING:

Petition for instructions and for an order determining that
the assets should be sold

COUNSEL:

JOSE FLORES

(PET)...WILLIAM J BRUNICK

THE MATTER OF MARIA DELGADILLO (TRU)...

Currently under review by legal research.

Notice complete

(lc)

Superior Court of Calif, County of San Bernardino

Page: 15

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

DATE: 09/06/18 TIME: 8:35 DEPT: S36P

CASE#: TRU PS1800150

CASE NAME: The Chester E Hill Family Trust

HEARING:

Petition for to compel trustee to account and to determine
entitlement to distribution

COUNSEL:

JERRY C SPRADLIN (PET)...PRO/PER
THE CHESTER E HILL FAMILY TRUS (TRU)...

Currently under review by legal research.

Need 30 days' notice to Trustee/beneficiary Stacy Bruce and the following [if surviving] who are listed in original trust document: Linda Crouse, Gary Spradlin, Michael Enright, Deborah Haigh and Jon Turner [if surviving].

(lc)

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH **CONSERVATORSHIP**

DATE: 09/06/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1300076

See also 11

CASE NAME: JOSE G. ARNAL

HEARING:

Hearing re Final Discharge

COUNSEL:

JOSE G ARNAL

(CEP)... MATTHEW E SHEASBY

MATTHEW E SHEASBY

(PET)...MATTHEW E SHEASBY

SANDRA ARNAL

(CPE)...MARIVEL M ZIALCITA

SANDRA ARNAL

(PET)...SRG LAW GROUP

GENERAL INFORMATION:

Continued from 07/05/16. No appearances. Counsel ordered to be present at hearing.

Continued from 11/17/16, 01/26/17, 03/16/17, 05/08/17, 05/11/17 and 06/29/17.

THIS CASE IS SET FOR HEARING ON Final Discharge

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

1. Final distribution for Sandra Arnal, daughter, approved 07/08/15; amended order approved 05/04/17.
2. **Need** receipt by Sandra Arnal in her capacity as administrator of estate.
3. **Need** Ex-Parte Petition/Order for Final Discharge resubmitted.
4. Matter appears to be related to **PROPS1700205 [matter 11]**. **Need** notice of related case.

RECOMMENDATION:

Need to clear notes 2-4.

(nb/lc/nb/lc)

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

DATE: 09/06/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1500044
CASE NAME: ELLEN H. MANULLANG
HEARING: Second report and Account and Report of SANDRA TOBING and
Petition for allowance of fees filed.

COUNSEL:
ELLEN H MANULLANG (CEP)...
SANDRA TOBING (CPE)...JAMES B CHURCH & ASSOCIATES

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON 2nd Account Current and Petition for Allowance of fees by Sandra Tobing, niece.

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

1. Accounting period 05/14/16 – 05/13/18.
2. Assets on hand \$261,325.63 of which \$9,825.63 is cash; remainder vehicle and real property.
3. Conservator seeks fees and mileage totaling \$900.62. Mileage is generally not allowed per local rule 20-1406(d) if fees are sought. **JTD** as appears to be minimal.
4. Conservator seeks reimbursement of costs totaling \$5,213.68. Itemized [Acct. 07/23LFpg56-57]. **JTD**
5. Counsel seeks fees of \$10,026.75 for 80.72 hours at \$135/395 per hour for paralegal and attorney services. Itemized [Acct. 07/23LFpg34-50]. Counsel seeks order approving fees become as a lien against the real property. **JTD**
6. Counsel seeks reimbursement of costs totaling \$518.50. [Pg50]. **JTD**
7. **Need** signed verification from Levi and Sierra Tobing for services they performed, the date of service and a receipt for payment per local rule 20-1406(c).
8. Current bond is \$33,000; however, accounting report states \$21,300, yet bonds of \$33,000 are posted as well as stated in order for 1st account. Conservator seeks an increase to \$41,000 [appears to be increase of \$8,000, not \$19,700 as stated].
Court to clarify.
9. Proposed order submitted 07/23/18; however, bond increase needs to be clarified.; therefore, not pre-approved.

RECOMMENDATION

Need to clear note 7. If approved, set hearing on the next accounting review for **09/05/19** (if one year) or **8/27/20** (if two years). Accounting to be filed 30 days in advance.
(lc)

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

Page: 18

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

DATE: 09/06/18 TIME: 9:30 DEPT: S36P

CASE#: CON PS1800150
CASE NAME: BRITTANY JOELL MADRIGAL

HEARING: Petition for Appointment of Conservator

COUNSEL:

BELINDA L MADRIGAL (CP)...PRO/PER
BRITTANY JOELL MADRIGAL (CTP)...SANDRA TURNER

GENERAL INFORMATION

Sandy Turner appointed counsel.

Continued from 06/28/18.

THIS CASE SET FOR HEARING ON Petition for Appointment of Limited Conservator person only by Belinda Madrigal, mother.

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

1. Petitioner seeks powers re habilitation, treatment, training, medical etc per Pr.C. § 2351. **JTD**
2. Petitioner seeks civil rights not be limited without court order. **JTD**
3. Petitioner seeks medical powers. Capacity Declaration filed 05/17/18.
4. Citation returned served.
5. Proposed conservatee is developmentally disabled. Report of Counsel Turner filed 07/30/18.
6. Proposed conservatee is developmentally disabled. IRC report filed 06/26/18 and 07/10/18.
7. Certificate of Completion of the Conservatorship Training Class filed 06/21/18.
8. Court Investigator report filed 06/22/18.
9. ~Proposed Form Order: 05/17/18.

RECOMMENDATION

Court's discretion. If approved, set hearing for Compliance Review for **04/11/19** for the filing of the following: proof of service of Order with Notification of Conservatee's rights per Pr.C.§1830(c); Level of Care and Care Plan per Pr.C.§2352.5.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 19

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

DATE: 09/06/18 TIME: 9:30 DEPT: S36P

CASE#: SC SS01006

CASE NAME: IN THE MATTER OF SCOTT J ROBINSON

HEARING:

Accounting Review by ***

COUNSEL:

MARGIE NEAL	(CPE)...PRO/PER
REGENA L GRAVELY	(CPE)...PRO/PER
SCOTT J ROBINSON	(CEP)...PRO/PER

XREF: SC SS8402 (*Phillip A Bower*)

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review.

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

1. Previous accounting dispensed for Margie Neal, former foster mother, on 07/10/17.
2. **Need** next accounting/waiver beginning with 07/01/17.

RECOMMENDATION

Inquire status of accounting.

(lc)

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

DATE: 09/06/18 TIME: 9:30 DEPT: S36P

CASE#: SC SS02136

CASE NAME: MTR OF MICHAEL LYNN MC NABB

SEE ALSO 21

HEARING:

Petition for attorney fees

COUNSEL:

JEFFREY C MCNABB	(CPE)...LESLIE BARNETT, ESQ.
JEFFREY C. MC NABB	(CPE)...JAY OBERHOLTZER
MARSHA M BUCK	(CPE)...LESLIE BARNETT, ESQ.
MARSHA M. BUCK	(CPE)...JAY OBERHOLTZER
MICHAEL LYNN MC NABB	(CEP)...MARK J. FLORY
MICHAEL MCNABB	(CEP)...

GENERAL INFORMATION

Continued from 06/20/18.

THIS CASE SET FOR HEARING ON Petition for Attorney's Fees by Mark Flory

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

1. Counsel was appointed GAL for Michael McNabb on 05/12/16.
2. Counsel requests fees of \$3,640 for 13.10 hours at \$350/125, plus an additional anticipated \$680.50 for 1.5 hour for attorney and 1.5 hours for paralegal services. Itemized. [5/17/18, LFpg11].
3. **Need** Notice of Hearing and Proof of Service.
4. ~Proposed Order: 10/31/16.

RECOMMENDATION

Need notice then Court's discretion.

(lh/lc)

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

DATE: 09/06/18 TIME: 9:30 DEPT: S36P

CASE#: SC SS02136

CASE NAME: MTR OF MICHAEL LYNN MC NABB

SEE ALSO 20

HEARING:

Accounting Review by ***

COUNSEL:

JEFFREY C MCNABB	(CPE)...LESLIE BARNETT, ESQ.
JEFFREY C. MC NABB	(CPE)...JAY OBERHOLTZER
MARSHA M BUCK	(CPE)...LESLIE BARNETT, ESQ.
MARSHA M. BUCK	(CPE)...JAY OBERHOLTZER
MICHAEL LYNN MC NABB	(CEP)...MARK J. FLORY
MICHAEL MCNABB	(CEP)...

GENERAL INFORMATION

Continued from **05/04/17, 07/06/17, 08/24/17, 10/19/17, 12/07/17 and 03/08/18 and 06/14/18. Jeffrey McNabb has passed away. Counsel stated a petition for co-successor may be filed.**

THIS CASE SET FOR HEARING ON Accounting review.

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

1. 8th Account of Jeffrey McNabb and Marsha Buck, siblings, approved on 08/04/16. Jeffrey has passed away. **Need** amended letters.
2. **Need** 9th Account beginning with 03/01/16.

RECOMMENDATION

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

(lc/cs/lc)

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

DATE: 09/06/18 TIME: 8:30 DEPT: S37P

CASE#: GAR PS1600219

CASE NAME: ALYSSA EILEESE MIRANDA-SIMS

SEE ALSO 2, 3, 4

HEARING:

Hearing Re: RECEIPT OF SETTLEMENT AGREEMENT

COUNSEL:

ALYSSA EILEESE MIRANDA-SIMS	(MIN)...PRO/PER
BROWN WHITE AND OSBORN	(PET)...BROWN WHITE & OSBORN
HEATHER MIRANDA	(GE)...BROWN WHITE & OSBORN
HEATHER MIRANDA	(OBJ)...BROWN WHITE & OSBORN
LUCIA PADILLA	(GP)...CRAIG M PARKER

XREF: PROPS1600688 (*Raul Miranda*) Matters 7-8

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Receipt of Settlement Agreement.

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

1. Matter set on 03/15/18 where parties reported matter has settled. Counsel Flory to prepare and file settlement.
2. **Need** settlement.

RECOMMENDATION

Inquire status of settlement.

(lc)

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

DATE: 09/06/18 TIME: 8:30 DEPT: S37P

CASE#: GAR PS1600219
CASE NAME: ALYSSA EILEESE MIRANDA-SIMS

SEE ALSO 1, 3, 4

HEARING: Hearing Re: GUARDIAN AD LITEM'S REPORT

COUNSEL:	
ALYSSA EILEESE MIRANDA-SIMS	(MIN)...PRO/PER
BROWN WHITE AND OSBORN	(PET)...BROWN WHITE & OSBORN
HEATHER MIRANDA	(GE)...BROWN WHITE & OSBORN
HEATHER MIRANDA	(OBJ)...BROWN WHITE & OSBORN
LUCIA PADILLA	(GP)...CRAIG M PARKER

XREF: PROPS1600688 (*Raul Miranda*) Matters 7-8

GENERAL INFORMATION

Continued from 10/05/17. *Interpreter*. Settlement reached; matter to be heard with PROPS1600688.

Continued from 12/14/17. Settlement reached. Oral report given by counsel. Continued for receipt of settlement.

Continued from 03/15/18. Civil trial is set for 8/6/18 [15 day est]; however, Counsel Roth does not believe trial will proceed.

THIS CASE SET FOR HEARING ON Guardian Ad Litem's Report.

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

1. **Need** report of Mitchell Roth re civil matter.

RECOMMENDATION

Inquire status of report.

(lc)

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

DATE: 09/06/18 TIME: 8:30 DEPT: S37P

CASE#: GAR PS1600219

CASE NAME: ALYSSA EILEESE MIRANDA-SIMS

SEE ALSO 1, 2, 4

HEARING: Hearing re: Petition for Appointment of Guardian

COUNSEL:

ALYSSA EILEESE MIRANDA-SIMS	(MIN)...PRO/PER
BROWN WHITE AND OSBORN	(PET)...BROWN WHITE & OSBORN
HEATHER MIRANDA	(GE)...BROWN WHITE & OSBORN
HEATHER MIRANDA	(OBJ)...BROWN WHITE & OSBORN
LUCIA PADILLA	(GP)...CRAIG M PARKER

XREF: PROPS1600688 (*Raul Miranda; father*) Matters 7-8

GENERAL INFORMATION

Temporary orders denied on 06/02/16 and 07/07/16.

Continued from 06/21/16 and 07/07/16 and 10/25/16. Mitchell Roth appointed GAL.

Continued from 03/23/17. Counsel ready for trial, but do not have dates free on which to proceed. Matter continued for Counsel to be available. Notice given by Counsel Flory.

Continued from 08/10/17. Mitchell Roth appointed GAL for guardianship as well as civil issue. If mother is living in the home, she owes 50% of the mortgage and utility bills.

Supplement re the purchase of property, date of marriage, separation and character of property to be filed with copy of deed.

Continued from 10/05/17. *Interpreter*. Settlement reached; matter to be heard with PROPS1600688.

Continued from 12/14/17. Oral report given by counsel. Settlement reached.

Continued from 03/15/18. Parties reported matter has settled. Counsel Flory to prepare and file settlement.

THIS CASE SET FOR HEARING ON

- Petition 1 - Petition for Guardianship person and estate by Lucia Padilla paternal grandmother.
- Petition 2 - Petition for Guardianship estate only by Heather Miranda mother, minor 11.

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

Petitioner 1 – Lucia Padilla, paternal grandmother

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

1. Petitioner requests no bond on the basis there is currently no assets other than personal property. Court to inquire re life insurance as to the father's death.
2. Father is deceased.
3. Mother was served
4. Petitioner requests Pr.C. § 2590 powers to file law suit for wrongful death of father; Raul Miranda.
5. Attorney did not date petition at signature. **Need** same.
6. CI Report filed on 08/05/16. **Need** updated report per 08/30/17 order.
7. ~Proposed Form Order: 05/09/16.

Petitioner 2 – Heather Miranda, mother

8. Petitioner requests life insurance proceeds be placed into a blocked account.
9. Father is deceased.
10. Questionnaire filed on 07/08/16 is missing signature on front page, Section VI References (see LF, p.6), Section VII, 1(a) **is incomplete** (See LF, P.7).
11. GAL Report filed 01/31/17.
12. **Objections filed on 07/08/16 by mother.**
13. **Need** settlement agreement.
14. ~Proposed Form Order: 05/13/16.

RECOMMENDATION

Need to clear notes 5-6 and 10 & 13. If approved, set proof of blocked account in **30 days or 10/11/18** and Accounting/Status Review for **11/14/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.
(lc/lh/lc/lh/lc)

Superior Court of Calif, County of San Bernardino

Page: 4

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 09/06/18 TIME: 8:30 DEPT: S37P

CASE#: GAR PS1600219

CASE NAME: ALYSSA EILEESE MIRANDA-SIMS

SEE ALSO 1, 2, 3

HEARING:

Petition for APPOINTMENT OF GUARDIAN OF THE ESTATE

COUNSEL:

ALYSSA EILEESE MIRANDA-SIMS

(MIN)...PRO/PER

BROWN WHITE AND OSBORN

(PET)...BROWN WHITE & OSBORN

HEATHER MIRANDA

(GE)...BROWN WHITE & OSBORN

HEATHER MIRANDA

(OBJ)...BROWN WHITE & OSBORN

LUCIA PADILLA

(GP)...CRAIG M PARKER

XREF: PROPS1600688 (*Raul Miranda*) Matters 7-8

See notes on matter 3.

(lc)

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

DATE: 09/06/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS0900078
CASE NAME: MONIQUE JUAREZ SPECIAL NEEDS TRUST
HEARING: TRUSTEE'S NINTH Account and Report of WELLS FARGO BANK and
Petition for allowance of fees filed.

COUNSEL:

MARK PERRYMAN	(PET)...MITCHELL WEILER LAW
MONIQUE J JUAREZ	(PET)...JAMES B CHURCH
MONIQUE JUAREZ S.N. TRUST	(TRU)...
WELLS FARGO BANK	(PET)...FRED MUSCARELLA
WELLS FARGO BANK	(PET)...HESS-VERDON & ASSOCIATES

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON 9th SNT Account Current, Petition for Approval of Investments of Mutual Funds, Proprietary Funds, bonds; and Request for fees by Wells Fargo, Trustee.

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

1. Accounting period 07/01/17 – 06/30/18.
2. Assets on hand \$1,017,104.09; \$16,075.15 in cash and remainder in real property, van, annuities and investments.
3. Trustee seeks Court ratify fees already taken of \$15,572.73 per fee schedule and Cal Rule of Ct 7.776. [Acct. 07/26/18 LFpg68-72].
4. Attorney seeks fees of \$7,600 for 19.75 hours at \$475 [several hours not charged] for attorney services and costs of \$90.70 for filing. Itemized [Acct. 07/26/18 LFpg74-79]. JTD
5. Disbursements indicates \$7,450 deposit for French Doors and \$4,625 for French door installation [LFpg52-53]. Trustee alleges this was due to original door being standard size and the French doors are ADA compliant.
6. No proposed order submitted. Submit after hearing.

RECOMMENDATION

Court's discretion. If approved, set Accounting/Status Review for **09/12/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

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: 09/06/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600080

CASE NAME: MTR OF BARBARA ANN BLACKMUR

HEARING:

Accounting Review by ***

COUNSEL:

BARBARA ANN BLACKMUR (DEC)...
STEVEN L BLACKMUR (PET)...PRO/PER

GENERAL INFORMATION

Continued from 07/27/17. No appearance. Steven Blackmur ordered to appear if accounting not filed.

Continued from 10/12/17 for home repairs/property to be listed for sale. Final Inventory and Appraisal to be filed by 12/31/17.

Continued from 02/15/18. No appearance. Steven Blackmur to be present if accounting not filed.

Continued from 05/03/18. Escrow will close in two weeks/appraisal must be obtained. Inventory and Appraisal must be filed by end of May.

THIS CASE SET FOR HEARING ON Accounting review/Status.

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

1. Letters of Administration issued to Steven Blackmur, son, on 06/03/16; full authority, no bond.
2. Final Inventory and Appraisal filed 03/02/18. Court to inquire re reappraisal.
3. **Need** accounting or status report.

RECOMMENDATION

Inquire status of accounting.
(lc/lh/lc)

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

DATE: 09/06/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600688

CASE NAME: MTR OF RAUL MIRANDA

SEE ALSO 8

HEARING:

Accounting Review by ***

COUNSEL:

HEATHER MIRANDA	(PET)...JACK B. OSBORN
NATIONSTAR MORTGAGE LLC	(OBJ)...
RAUL MIRANDA	(DEC)...

XREF: GARPS1600219 (*Alyssa Miranda-Sims, daughter of decedent*) Matters 1-4

GENERAL INFORMATION

Continued from 01/25/18. Civil case set for trial this summer. Mitchell Roth to file notice of related case.

Continued from 03/15/18 to trail guardianship matter.

THIS CASE SET FOR HEARING ON Accounting review/Status

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

1. Heather Miranda, spouse, appointed administration on 11/17/16; full authority \$98,072 bond. Modified order reducing authority to limited and requiring blocked accounts filed 09/12/17.
 - a. **Need** proof of blocked account.
 - b. **Need** letters issued.
2. As letters have not issued, accounting appears to be premature.
3. **Need** notice of related case.

RECOMMENDATION

Inquire status of blocked account/letters and notice of related case.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 8

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

DATE: 09/06/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1600688

CASE NAME: MTR OF RAUL MIRANDA

SEE ALSO 7

HEARING:

Spousal Property Petition hearing.

COUNSEL:

HEATHER MIRANDA	(PET)...JACK B. OSBORN
NATIONSTAR MORTGAGE LLC	(OBJ)...
RAUL MIRANDA	(DEC)...

XREF: GARPS1600219 (*Alyssa Miranda-Sims, daughter of decedent*) Matters 1-4

GENERAL INFORMATION:

Continued from 09/06/16, 11/17/16, 02/23/17, 03/23/17, 08/10/17, 10/05/17, 12/14/17 and 03/15/18 to trail GARPS1600219. Settlement reached.

THIS CASE IS SET FOR HEARING ON Spousal Property Petition by Heather Miranda.

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

1. Petitioner, Heather Miranda, requests a determination of property passing to the surviving spouse as community property. Specifically, real property located in Barstow, CA, in San Bernardino County. However, petitioner does not set forth facts sufficient to establish a community property interest in the California real property. When were petitioner and decedent married? How was the property interest acquired – with community funds, etc? **Need** verified supplement/settlement
2. Decedent died intestate with one minor child Alyssa (11) who would also share a one-half distribution in the estate per Pr.C. §6401 if the real property is the separate property of decedent.
3. ~Proposed Form Order 07/08/16.

RECOMMENDATION:

Need to clear note 1 then Court's discretion.

(nb/lc)

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

Page: 9

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

DATE: 09/06/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1700347

CASE NAME: PRESTON FLOYD STIFFLER

SEE ALSO 15

HEARING:

Accounting Review by ***

COUNSEL:

Laurie Chism (PET)...James B Church
Preston Floyd Stiffler (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review/Status.

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

1. Letters of Administration issued to Laurie Chism, niece, on 07/19/17; full authority, \$220,000 bond.
2. **Need** final Inventory and Appraisal.
3. **Need** accounting or status report.
4. **NOTE:** Dennis Shogren appointed Successor Trustee of Stiffler Trust on 07/19/18, \$50,000 bond. ***If Trust is court supervised***, need proof of bond and an accounting review set. See other matter 15.

RECOMMENDATION

Need to clear notes 2-3.

(lc)

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

DATE: 09/06/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1701048

CASE NAME: DONALD LEROY SHEETZ

HEARING:

FIRST AND FINAL WAIVER OF Account and Report of RICHARD SHEETZ
and Petition for allowance of fees filed.

COUNSEL:

DONALD LEROY SHEETZ (DEC)...
RICHARD SHEETZ (PET)...DENNIS M SANDOVAL

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Final Waiver of Account, Distribution and Petition for Allowance of Fees by Richard Sheetz, brother.

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

1. Assets on hand \$406,332.29 in cash.
2. All beneficiaries waive accounting.
3. Executor seeks compensation of \$43,103.77 per terms of will [10% of real property sale proceeds]. Ok
4. Executor seeks reimbursement of expenses totaling \$9,198.01 [LFpg19]. **JTD**
5. Counsel seeks statutory fees of \$15,259.20. Ok.
6. Counsel seeks reimbursement of costs remaining of \$29.50 [LFpg21].
7. ~Proposed Order: 07/18/18.

RECOMMENDATION

RFA. If approved, set hearing on the filing of receipts and final discharge for **09/19/19**.

(lc)

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

DATE: 09/06/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1701197

CASE NAME: MTR OF PATRICK FRANCES DINEEN

HEARING:

FIRST AND FINAL Account and Report of LARRY R PAWL and Petition for allowance of fees filed.

COUNSEL:

LARRY R PAWL (PET)...JEFFREY L COTTRELL
PATRICK FRANCES DINEEN (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Final Account, Distribution and Petition for Allowance of Fees by Larry Pawl, stepson.

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

1. Assets on hand \$94,219.53 cash.
2. Administrator and Counsel seek statutory fees of \$4,300.26 each. Ok.
3. Larry is step-son; therefore, question how he can inherit as decedent had surviving issue, Larry does not appear to inherit per Pr.C.§ 6402.5(a) and there does not appear to be any assignments of partial interest. Additionally, the will was not admitted to probate; therefore, distribution would be intestate. **Need** verified supplement explaining how Larry inherits 1/3rd interest.
4. Proposed Order: 07/03/18; however, not preapproved at this time.

RECOMMENDATION

Need to clear note 3. If approved, set hearing on the filing of receipts and final discharge for **09/19/19**.

(lc)

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

DATE: 09/06/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1701297

CASE NAME: MTR OF GEORGIA CONWAY
HEARING: FIRST AND FINAL REPORT OF EXECUTOR Account and Report of
ROBERT CAMPBELL and Petition for allowance of fees filed.

COUNSEL:

GEORGIA CONWAY (DEC)...
ROBERT CAMPBELL (PET)...KESTLER DERRYBERRY LLP

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Waiver of Final Account, Distribution and Petition for Allowance of Fees by Robert Campbell, son.

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

1. Assets on hand \$85,305.29.
2. All beneficiaries waive accounting.
3. Executor waives statutory compensation.
4. Counsel seek extraordinary fees of \$745.50 for 2.1 hours at \$355 per hour re sale of real property. [LFpg12-13]. **JTD**
5. Counsel seeks reimbursement of costs totaling \$1,917.80 [LFpg6]. **JTD**
6. Executor seeks a reserve of \$2,000.
7. Counsel seeks statutory fees of \$7,744.01. However, as fees are calculated with receipts and a gain, **need** supporting schedules for waiver per Ca Rule Ct. 7.705(b)(6).
8. Page 4 line 1 of report [LFpg5] states balance as of 11/27/18; however, 11/27/18 has not yet commenced. **Need** verified supplement,
9. Notice filed 08/17/18; however; proof of service is incomplete as to server's address. **Need** corrected proof of service.
10. No proposed order. Submit after hearing.

RECOMMENDATION

Need to clear notes 7-9. If approved, set hearing on the filing of receipts and final discharge for **09/19/19**.

(lc)

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

DATE: 09/06/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1800699

CASE NAME: MTR OF VENERANDA GUTIERREZ FERNANDEZ

HEARING:

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

COUNSEL:

HOLLY M RATZLAFF (PET)...KARIANN VOORHEES
VENERANDA GUTIERREZ FERNANDEZ (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Probate of Will, Letters of Administration WWA with full authority under IAEA by Holly Ratzlaff, alleged nominee.

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

1. Sole beneficiary Noemi Maddox, sister, lives in New Zealand.
2. Will waives bond as to any executor. Net estate value is \$200,000 in real property. Court for good cause could require bond per Pr.C. § 8481(b).
3. Noemi Maddox consents and nominates petitioner.
4. **Need** declinations to act by named executors Desiree Bradford and Daphne Bantigue. Petitioner and counsel allege there has been no response from named executors; both have been noticed. **JTD**
5. ~Proposed Form Order: 07/26/18

RECOMMENDATION

RFA subject to note 4, Court's discretion re bond. If approved, set Accounting/Status Review for **11/14/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 13

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

DATE: 09/06/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1800700

CASE NAME: MTR OF RICHARD CARL NICHOLSON

HEARING:

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

COUNSEL:

DONALD J NICHOLSON (PET)...JASON L GAUDY
RICHARD CARL NICHOLSON (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by Donald Nicholson, brother/sole heir.

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

1. Petitioner is sole heir and waives bond. Net estate value is \$632,500 of which \$207,500 is personal property. Court for good cause could require bond per Pr.C. § 8481(b).
2. ~Proposed Form Order: 07/26/18

RECOMMENDATION

RFA, Court's discretion re bond. If approved, set Accounting/Status Review for **11/14/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

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

DATE: 09/06/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1800707

CASE NAME: Mtr of Melvin Eugene Moore

HEARING:

Petition for Letters of Admin w/ full IAEA

COUNSEL:

LASHAUNDRA T CARRINGTON (PET)...PRO/PER
MELVIN EUGENE MOORE (DEC)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by Lashaundra Carrington, daughter/sole heir.

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

1. Petitioner is sole heir and waives bond. Net estate value is \$40,651 in real property. Court to clarify all real property as section 3 appears to be completed incorrectly. Court for good cause could require bond per Pr.C. § 8481(b).
2. ~Proposed Form Order: 07/27/18

RECOMMENDATION

RFA, Court's discretion re bond. If approved, set Accounting/Status Review for **11/14/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(lc)

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

DATE: 09/06/18 TIME: 8:30 DEPT: S37P

CASE#: PRO PS1800738

CASE NAME: Elsie Ruth Haltom

HEARING:

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

COUNSEL:

ELSIE RUTH HALTOM (DEC)...
LENORA FAYE THOMAS (PET)...DUANE P BOOTH

GENERAL INFORMATION

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

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

1. All heirs waive bond. Net estate value is \$100,000 in real property. However, it
appears section 3d may be completed incorrectly. Court to clarify. Court for good
cause could require bond per Pr.C. § 8481(b).
2. ~Proposed Form Order:08/03/18.

RECOMMENDATION

RFA, Court's discretion re bond. If approved, set Accounting/Status Review for **11/14/19**.
Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of
local rule 20-908.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 15

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

TRUSTS AND MOTIONS

DATE: 09/06/18 TIME: 8:35 DEPT: S37P

CASE#: PRO PS1700347

CASE NAME: PRESTON FLOYD STIFFLER

SEE ALSO 9

HEARING:

Petition for ORDER DETERMINING INTEREST IN PROPERTY AND
DIRECTING IN PROPERTY AND DIRECTING TRANSFER ETC

COUNSEL:

LAURIE CHISM

(PET)...JAMES B CHURCH

PRESTON FLOYD STIFFLER

(DEC)...

Currently under review by legal research.

Notice filed on 03/26/18; however, **need** 30 days' notice of hearing and proof of service for Dennis Shogren.

(lc)

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

CONSERVATORSHIP

DATE: 09/06/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS0900053

CASE NAME: MTR OF JORGE CAMPOS PEREZ

HEARING:

Accounting Review by ***

COUNSEL:

JACK B. OSBORN

(PET)...JACK B OSBORN

JORGE CAMPOS PEREZ

(CEP)...WALTER T. MOORE

LETICIA PEREZ

(OBJ)...WILLIAMS BECK & FORBES

MARIA ESTELA PEDROZA

(CPE)...BRYAN C HARTNELL

WALTER T MOORE

(PET)...WALTER T. MOORE

GENERAL INFORMATION

Continued from 05/31/18 for accounting to be filed.

THIS CASE SET FOR HEARING ON Accounting review.

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

1. 3rd Account for Maria Pedroza, sister, approved on 03/22/18.
2. **Need** 4th Account beginning with 03/05/17.

RECOMMENDATION

Inquire status of accounting.

(lc)

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

DATE: 09/06/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1700079

CASE NAME: MTR OF DAVID YOUNGBLOOD

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of HELEN HILL

COUNSEL:

DAVID YOUNGBLOOD (CTP)...SANDRA TURNER
HELEN HILL (CP)...SHEELA A STARK

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. Helen Hill, maternal grandmother, appointed **limited** conservator of the person only on 02/08/18.
2. **Need** proof of service of a copy of the Order for Conservatorship with Notification of Conservatee's rights per Pr.C.§1830(c).
3. **Need** Determination of Conservatee's Appropriate Level of Care form GC-355.
4. **Need** Care Plan in accord with Pr.C.§2352.5, local rule 20-1403.

RECOMMENDATION

Need to clear notes 2-4.

(lc)

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

DATE: 09/06/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1700199

CASE NAME: MTR OF VANESSA LARA SANTACRUZ

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of REBECCA SANTACRUZ LUGO

COUNSEL:

REBECCA SANTACRUZ LUGO (CP)...REGINA Z PERALTA
VANESSA LARA SANTACRUZ (CTP)...SANDY L. TURNER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. Rebecca Lugo, mother, appointed **limited** conservator of the person only on 07/27/18.
2. Notification of Conservatee's rights filed 02/28/18. However, section 5 of proof of service does not indicate a copy of the order served. **Need** completed proof of service.
3. **Need** Care Plan in accord with Pr.C.§2352.5, local rule 20-1403.
4. Determination of Conservatee's Appropriate Level of Care form GC-355 filed 08/17/18.

RECOMMENDATION

Need to clear notes 2-3.

(lc)

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

DATE: 09/06/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1700377

CASE NAME: EDUARDO J GOMEZ

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR
CONSERVATORSHIP of JOSE F GOMEZ

COUNSEL:

EDUARDO J GOMEZ	(CEE)...CRAIG M PARKER
JOSE F GOMEZ	(PET)...GISSELLE M AMINI
MARCELINA GOMEZ	(PET)...GISSELLE M AMINI
MARISSA G GOMEZ	(PET)...GISSELLE M AMINI

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. Jose, Marcelina and Marissa Gomez, parents and sister, appointed **limited** conservators of the person only on 02/01/18
2. Notification of Conservatee's rights filed 03/20/18
3. Determination of Conservatee's Appropriate Level of Care form GC-355 filed 04/10/18.
4. Care Plan filed 04/10/18.

RECOMMENDATION

None.

(lc)

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

DATE: 09/06/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1800018
CASE NAME: THERESA HERNANDEZ JIMENEZ
HEARING: Hearing Re: PTN FOR APPOINTMENT OF CONSERVATOR

COUNSEL:

ALICE HERNANDEZ	(CPE)...KARIN E HORSPOOL
ROSEANN ULLOA	(CPE)...KARIN E HORSPOOL
ROY J JIMENEZ	(OBJ)...LAYNE A BARTHOLOMEW
THERESA HERNANDEZ JIMENEZ	(CEP)...MITCHELL I ROTH
THERESA HERNANDEZ JIMENEZ	(CEP)...PRO/PER

GENERAL INFORMATION

Alice Hernandez and Roseann Ulloa appointed temporary conservators on 02/01/18, person and estate \$100,000 bond. Mitchell Roth appointed counsel.

Continued from **03/08/18**. Court takes jurisdiction over trust; trust to be filed under this case number. Roy Jimenez suspended as Trustee. Linda Maxwell appointed temporary Trustee; \$150,000 bond. Karin Horspool reported this has been reported to DA Elder Abuse. Mr. Richards appointment as expert is extended to include Mission Property. Roy Jimenez's accounting may be paid for by Trust subject to allocation. When conservatee leaves the home for visits she be accompanied by her daughter Alice.

Continued from 05/31/18. Order enjoining sale lifted. Dennis Shogren to sell the property. Counsel reported there is a 1/5 million dollar offer on Mission property. Upon sale, counsel to file request to increase bond. Visitation modified, supervised at Alice Hernandez's discretion. If holiday/family function, all family or none to be invited. Trust file to be opened and Trust and conservatorship trail each other. Roy Jimenez to file an accounting in the to be created trust by 10/09/18. Dennis Shogren's accounting to be filed in Trust case.

THIS CASE SET FOR HEARING ON Petition for Appointment of Conservator person and estate by Alice Hernandez and Roseann Ulloa, daughters.

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

1. Proposed conservatee nominates petitioners.
2. Petitioners seek no bond as assets are allegedly held in trust. It appears that petitioners allege that Co-Trustee Roy Jimenez, grandson, has misappropriated funds and allowed the manager and foreman of the business "run into the ground".
 - a. \$150,000 Bond re trust filed 04/18/18 indicates Dennis Shogren as Trustee, as Linda Maxwell declined appointment

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.

- b. Acceptance as Successor Trustee filed by Dennis Shogren on 04/09/18.
3. Petitioner seeks dementia powers. Report of Counsel Roth filed 03/08/18.
4. **Need** report of Broker's opinion by Daniel Richards.
5. Court Investigator report filed 03/06/18.
6. Certificates of completion of Conservatorship Training class filed 03/08/18.
7. Petitioner seeks medical powers. Capacity Declaration filed 01/30/18.
8. Citation returned served.
9. **Objections filed by Roy Jimenez on 03/6/18.**
10. ~Proposed Form Order: 01/24/18

RECOMMENDATION

Need to clear note 4. Matter is contested. If approved, set hearing for Compliance Review for **04/11/19** for the filing of the required documents and hearing re Accounting Review for **11/14/19**. Any accounting to be filed 30 days in advance.

(lc)

Future Hearing:

11/08/18 Hearing re: *Accounting Review (Roy Jimenez)*

08/08/19 Hearing re: *Accounting Review (Dennis Shogren)*

Superior Court of Calif, County of San Bernardino

Page: 21

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 09/06/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1800218

CASE NAME: MTR OF DORIS CUSTODIO MENDEZ

SEE ALSO 22

HEARING:

Petition for EXCLUSIVE AUTHORITY TO GIVE CONSENT FOR MEDICAL
TREATMENT

COUNSEL:

DORIS CUSTODIO MENDEZ (CPE)...

MARIA MENDEZ ATENCIO (CEP)...ROBERT A KRASNEY

See notes on matter 22.

(lc)

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

DATE: 09/06/18 TIME: 9:30 DEPT: S37P

CASE#: CON PS1800218

CASE NAME: MTR OF DORIS CUSTODIO MENDEZ

SEE ALSO 21

HEARING: Petition for Appointment of Conservator

COUNSEL:

DORIS CUSTODIO MENDEZ (CPE)...

MARIA MENDEZ ATENCIO (CEP)...ROBERT A KRASNEY

GENERAL INFORMATION

08/06/18 Temporary hearing continued to 8/20/18. Rose Rosado appointed counsel.
Maria Mendez Atencio appointed temporary conservator on 08/20/18.

THIS CASE SET FOR HEARING ON Petition for Appointment of Conservator person and estate by Maria Mendez Atencio, daughter

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

1. Petitioner seeks no bond on the basis of the proposed conservatee's spouse is creating a living trust. Court to clarify if assets are community and whether they would be part of conservatorship estate or not part per Pr.C. § 3051(b) without consent of spouse if spouse has capacity Pr.C. § 3051(c). **Need** consent by spouse to manage community property per Pr.C. § 3071. Court may wish to require bond of \$158,800 as Pr.C. § 2590 powers are being sought.
2. Petitioner seeks medical and dementia powers. Capacity Declaration filed 07/24/18.
3. Petitioner seeks Pr.C. § 2591 powers to sell residence without court confirmation. **JTD**
4. Petitioner seeks powers under Pr.C. § 1873(b)(1), (2) for Conservator to have right to avoid any transaction made by conservatee etc. **JTD**
5. Petitioner seeks powers per Pr.C. § 2352.5-2356.5 to place residence and dementia facility placement. **JTD**
6. Petitioner seeks dementia powers. **Need** report of Counsel Rosado.
7. Notice appears sufficient; however, **Need** list of required contacts (Local form SB-12224) to clarify.
8. **Need** return of citation.
9. **Need** Certificate of Completion of the Conservatorship Training Class.
10. Court Investigator report filed 08/30/18.
11. ~Proposed Form Order: 07/24/18.

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 1, 6-9, Court's discretion re bond. If approved, set hearing for Compliance Review for **04/11/19** for the filing of the required documents and hearing re Accounting Review for **11/14/19**. Any accounting to be filed 30 days in advance.
(lc)

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

Page: 23

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 09/06/18 TIME: 9:30 DEPT: S37P

CASE#: SC SS00889

Vacated

CASE NAME: IN THE MATTER OF VERNON DE SHAUN WARD

HEARING:

Accounting Review by ***

COUNSEL:

HANNAH M WARD (CPE)...PRO/PER

VERNON D WARD (CEP)...PRO/PER

VERNON DE SHAUN WARD (CEP)...

VERNON M WARD (CPE)...PRO/PER

(lc)

Future hearing dates: 10/18/18 11th Account for IRC

Superior Court of Calif, County of San Bernardino

Page: 24 ADD ON

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

DATE: 09/06/18 TIME: 9:30 DEPT: S37P

CASE#: EAP PS1800108

CASE NAME: Moreno Vs Moreno

HEARING:
Hearing Re: Elder Abuse Restraining Order

COUNSEL:
JULIO CESAR MORENO (RP)...
MICAELA MORENO (PP)...PRO/PER

EX PARTE HEARING REGARDING ELDER OR DEPENDENT ADULT ABUSE

TRO granted on 08/17/18. Respondent Julio Cesar Moreno served on 08/23/18.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 25 ADD ON

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

DATE: 09/06/18 TIME: 9:30 DEPT: S37P

CASE#: EAP PS1800109

CASE NAME: BERMUDEZ VS. BERMUDEZ

HEARING:

Hearing Re: Elder Abuse Restraining Order

COUNSEL:

CHRISTINA C BERMUDEZ (PP)...PRO/PER

DESIREE BERMUDEZ (RP)...

EX PARTE HEARING REGARDING ELDER OR DEPENDENT ADULT ABUSE

TRO granted on 08/17/18. **Need** proof of service for respondent Desiree Bermudez.

(lc)