



## Second/Final Check

Superior Court of California  
County of San Bernardino  
Probate Department

### **Probate Notes for Calendar Date: 10/15/18**

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](mailto: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.

(09/20/18 cs) (10/09/18 cs)

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: 10/15/18 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1700302

CASE NAME: MTR OF MICAELA MARTINEZ

HEARING:

Accounting Review by \*\*\*

COUNSEL:

SYLVIA PEREZ

(PET)...MARC L WILSON

MICAELA MARTINEZ

(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 Sylvia Perez, daughter, on 07/31/17; full authority, no bond.
2. Final Inventory and Appraisal filed 06/14/18.
3. **Need** accounting or status report.

#### RECOMMENDATION

Inquire status

(cs)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

-----  
DATE: 10/15/18      TIME: 8:30      DEPT: S35P  
-----

CASE#: PRO PS1700472

CASE NAME: MTR OF MARY LOU JACKSON

HEARING:

Accounting Review by \*\*\*

COUNSEL:

SYLVIA ANDERSON

(PET)...REIKO H HICKS

MARY LOU JACKSON

(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 Testamentary issued to Sylvia Anderson, Executrix, on 08/07/17; full authority, no bond.
2. **Need** Final Inventory and Appraisal.
3. **Need** accounting or status report.

#### RECOMMENDATION

Inquire status

(cs)

Superior Court of Calif, County of San Bernardino

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

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DATE: 10/15/18 TIME: 8:30 DEPT: S35P  
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CASE#: PRO PS1800078

CASE NAME: MILTON JAMES YORBA AKA MILTON J. YORBA

HEARING:

First And Final Account and Report of LEAH K. YORBA, ANDREA L. YORBA and Petition for allowance of fees filed.

COUNSEL:

LEAH K. YORBA	(PET)...GAUDY LAW, INC
ANDREA L. YORBA	(PET)...GAUDY LAW, INC
MILTON JAMES YORBA	(DEC)...

#### GENERAL INFORMATION

THIS CASE SET FOR HEARING ON First and Final Waiver Account and Petition for allowance of Fees, by daughters, Leah and Andrea Yorba [Administrator/Petitioner]

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

1. All heirs waive accounting.
2. Section 1 and total of the Inventory and Appraisal, filed 07/26/18, is incomplete. Bank statement attached is unclear and consists of 1 page; however, it appears statement consists of 4 pages. **Need** clear and a complete copy of the bank statement reflecting date of death balances.
3. Assets on Hand \$93,441.41 consisting of cash
4. Bond of \$80,000.
5. Petitioner alleges preliminary distribution made of \$40,000 without court authority. However, it does not appear the estate suffered any harm.
6. Administrators do not seek statutory fees.
7. Attorney requests statutory fees of \$6,034.47. Calculated.
8. Petitioners anticipate future costs of \$465. **Need** itemization.
9. Notice given.
10. No Proposed Order. Submit after hearing.

#### RECOMMENDATION

Need to clear note 2 and 8. Court's discretion. If approved, set hearing on the filing of receipts and final discharge for **10/28/19**

(cs)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

**CONSERVATORSHIPS**

-----  
DATE: 10/15/18      TIME: 9:30      DEPT: S35P  
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CASE#: SC SS02651

CASE NAME: MTR OF KENNETH W PEABODY

**VACATED**

HEARING:

Accounting Review by \*\*\*

COUNSEL:

MARY LYNN CLARK            (CE )...BRUNICK, MCELHANEY & BECKETT

KENNETH W PEABODY        (CTE/CEP/BEN)...JOAN NELMS

INLAND COUNTIES REG CNTR    (CE )...STEVEN K BECKETT

**VACATED** – Per register of actions 8<sup>th</sup> Account filed and set for 10/24/18.  
(cs)

Superior Court of Calif, County of San Bernardino

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San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT **PUBLIC GUARDIAN**

-----  
DATE: 10/15/18 TIME: 10:00 DEPT: S35P  
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CASE#: CON PS1100127

CASE NAME: JOHN A ACOSTA

HEARING:

Third Account and Report of PUBLIC GUARDIAN and Petition for allowance of fees filed.

COUNSEL:

PUBLIC GUARDIAN  
JOHN ACOSTA

(CPE)...COUNTY COUNSEL  
(CEP)...HARTNELL LAW GROUP

GENERAL INFORMATION

Letters expire 8/19/19.

THIS CASE IS SET FOR HEARING ON 2<sup>nd</sup> account current and petition for fees

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

1. Accounting period covers 4/29/14 – 01/31/17.
2. Assets on hand: \$16,861.69 consisting of \$15,061.69 cash and remaining in pre-need burial trust.
3. Summary of Disbursements total [LFp. 29] does not match Schedule's C total disbursements [LFp. 28]. **JTD**
4. Petitioner request total fees of \$7,200; collected \$5,800 and requests to defer \$1,400. Generally itemized.
5. Public Guardian request total fees of \$4,100.00; collected \$2,900 and requests to defer \$1,200. Generally itemized.
6. ~Proposed Order: 12/12/17

RECOMMENDATION:

Court's discretion. If approved, set next hearing re Accounting Review for sixty-days out on **11/26/18**, or a biennial Accounting Review for **03/25/19**. Accounting to be filed 30 days' in advance.

(cs)

Superior Court of Calif, County of San Bernardino

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

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DATE: 10/15/18 TIME: 10:00 DEPT: S35P  
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CASE#: CON PS1100257

CASE NAME: MTR OF MINA JANE CHRISMAN

HEARING:

Accounting Review by \*\*\*

COUNSEL:

PUBLIC GUARDIAN (CPE/STE)...COUNTY COUNSEL  
MINA JAN CHRISMAN (CEP)...MATTHEW E SHEASBY

GENERAL INFORMATION

Conservatee passed away on 04/22/18

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. Ex Parte Order that Conservator need not present fourth Account approved 11/02/17.
2. **Need** fifth and final account including pre and post death account periods beginning with 08/01/17.

RECOMMENDATION:

Inquire status.

(cs)

Superior Court of Calif, County of San Bernardino

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

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DATE: 10/15/18 TIME: 10:00 DEPT: S35P  
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CASE#: CON PS1200145

CASE NAME: JEREMY MORGAN

HEARING:

Accounting Review by \*\*\*

COUNSEL:

PUBLIC GUARDIAN  
JEREMY MORGAN

(CPE)...COUNTY COUNSEL  
(CEP)...HARTNELL LAW GROUP

GENERAL INFORMATION

Letters expired: 06/08/19

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. Ex Parte Order that Conservator need not present second Account approved 09/20/17; account now due.
2. **Need** third account beginning with 08/01/17.

RECOMMENDATION:

Inquire status.

(cs)



Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

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DATE: 10/15/18      TIME: 10:00      DEPT: S35P  
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CASE#: CON PS1400062

CASE NAME: RAYMOND PERAZA

HEARING:

Accounting Review by \*\*\*

COUNSEL:

PUBLIC GUARDIAN  
RAYMOND PERAZA

(CPE)...COUNTY COUNSEL  
(CEP)...HARTNELL LAW GROUP

#### GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. Ex Parte Order that Conservator need not present second Account approved 03/03/18; account now due.
2. **Need** third account or waiver of account beginning with 11/01/17.

RECOMMENDATION:

Inquire status.

(cs)

Superior Court of Calif, County of San Bernardino

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

-----  
DATE: 10/15/18 TIME: 10:00 DEPT: S35P  
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CASE#: CON PS1600247

CASE NAME: KENNETH BLAIR ZEIMETSHAWNTE

HEARING:

Accounting Review by \*\*\*

COUNSEL:

PUBLIC GUARDIAN (CPE)...COUNTY COUNSEL  
KENNETH BLAIR ZEIMETSHAWNTE (CEP)...HARTNELL LAW GROUP

GENERAL INFORMATION

Letters expired: 10/28/17

THIS CASE SET FOR HEARING ON Accounting review.

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

1. Public Guardian appointed temporary conservator of the person and estate on 08/23/16 and general appointment on 10/28/16.
2. Order terminating conservatorship granted on 11/09/17.
3. Final Inventory and Appraisal filed 01/05/17.
4. **Need** First and final account beginning with 08/23/16.

RECOMMENDATION

Inquire status of accounting.

(cs)

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

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DATE: 10/15/18      TIME: 10:00      DEPT: S35P  
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CASE#: CON PS1600263

CASE NAME: SHELBY JEAN MORGAN-PETRIZZI

HEARING:

Accounting Review by \*\*\*

COUNSEL:

PUBLIC GUARDIAN

SHELBY JEAN MORGAN-PETRIZZI

ROSE C. ROSADO

(PET)...COUNTY COUNSEL

(CEP)...ROSE C ROSADO

(PET)...ROSE C ROSADO

#### GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review.

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

1. Public Guardian appointed temporary conservator of the person and estate on 09/26/16 and general appointment on 10/31/16.
2. Final Inventory and Appraisal filed 07/18/17; Supplemental #1 filed 09/18/17; Supplemental #2 filed 09/18/17; Supplemental #3 filed 11/02/17; and Partial 1 filed 04/13/17.
3. **Need** First account beginning with 09/26/16.

#### RECOMMENDATION

Inquire status of accounting.

(cs)

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

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DATE: 10/15/18 TIME: 10:00 DEPT: S35P  
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CASE#: CON PS1700007

CASE NAME: Gloria Garrido

HEARING:

Accounting Review by \*\*\*

COUNSEL:

PUBLIC GUARDIAN (PET)...COUNTY COUNSEL  
GLORIA GARRIDO (CEP)...

#### GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review.

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

1. Public Guardian appointed temporary conservator of the person and estate on 01/30/17 and general appointment on 04/01/17.
2. Final Inventory and Appraisal filed 08/22/17; Supplemental #1 filed 12/07/17; Partial #1 filed 08/23/18.
3. **Need** First account beginning with 04/01/17.

#### RECOMMENDATION

Inquire status of accounting.

(cs)

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

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DATE: 10/15/18 TIME: 10:00 DEPT: S35P  
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CASE#: CON PS1700032

CASE NAME: GUSTAVO GARRIDO

HEARING:

Accounting Review by \*\*\*

COUNSEL:

PUBLIC GUARDIAN (CPE)...COUNTY COUNSEL  
GUSTAVO GARRIDO (CEP)...SHERRI L KASTILAHN

GENERAL INFORMATION

**Conservatee passed away on 05/20/17.**

THIS CASE SET FOR HEARING ON Accounting review.

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

1. Public Guardian appointed temporary conservator of the person and estate on 02/27/17 and general appointment on 04/17/17.
2. Final Inventory and Appraisal filed 12/07/17; Supplemental #1 filed 08/21/18
3. **Need** first and final account including pre and post death account periods beginning with 02/27/17.

RECOMMENDATION

Inquire status of accounting.

(cs)

Superior Court of Calif, County of San Bernardino

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

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DATE: 10/15/18 TIME: 10:00 DEPT: S35P  
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CASE#: CON PS1700050

CASE NAME: MTR OF KATHERINE POWELL

**SEE ALSO 14**

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR  
CONSERVATORSHIP of PUBLIC GUARDIAN

COUNSEL:

PUBLIC GUARDIAN (CE )...DEPUTY COUNTY COUNSEL  
KATHERINE POWELL (CTE)...MITCHELL I ROTH

**XREF: CONPS1700074** MTR OF WILLARD POWELL  
**TRUPS1800128** THE WILLARD D. POWELL AND K.LORRAINE POWELL TRUST

GENERAL INFORMATION:

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. Public Guardian, appointed temporary conservator of the estate only on 03/20/17; temporary conservator of the person and estate on 01/22/18; general conservator of person and estate on 04/06/18, no bond.
2. Notification of Conservatee's rights per Pr.C.§1830(c) filed 06/21/18; however, section 5 is incomplete as to service of order. Question whether copy of order appointing conservator was also served? **JTD**
3. **Need** Determination of Conservatee's Appropriate Level of Care form GC-355.
4. **Need** Care Plan in accord with Pr.C.§2352.5.
5. Final Inventory & Appraisal per Pr.C.§2610 filed 09/04/18. Amended Partial 1 Inventory filed 09/04/18 and Partial 2 filed 05/16/18. Supplemental filed 09/20/18.
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

Need to clear notes 3-4. Inquire Status  
(cs)

Superior Court of Calif, County of San Bernardino

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PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: STANFORD E. REICHERT

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DATE: 10/15/18 TIME: 10:00 DEPT: S35P  
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CASE#: CON PS1700074

CASE NAME: MTR OF WILLARD POWELL

**SEE ALSO 13**

HEARING: Conservatorship Compliance Review Hearing on PETITION FOR  
CONSERVATORSHIP of PUBLIC GUARDIAN

COUNSEL:

PUBLIC GUARDIAN (CPE)...COUNTY COUNSEL  
WILLARD POWELL (CEP)...

**XREF: TRUPS1800128** *THE WILLARD D. POWELL AND K.LORRAINE POWELL TRUST*  
**CONPS1700050** *MTR OF KATHERINE POWELL*

GENERAL INFORMATION

**Conservatee passed away on 06/24/18.**

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. Public Guardian, appointed temporary conservator of the person and estate on 03/20/17; general appointment on 04/06/18, no bond.
2. Notification of Conservatee's rights per Pr.C.§1830(c) filed 05/15/18; however, section 5 re order filed date is incorrect. Question whether copy of order appointing conservator was also served? **JTD**
3. **Need** Care Plan in accord with Pr.C.§2352.5.
4. **Need** Determination of Conservatee's Appropriate Level of Care form GC-355.
5. Final Inventory & Appraisal per Pr.C.§2610 filed 09/04/18. Partial 1 filed 04/23/18; Partial 2 filed 05/16/18.
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:

Need to clear notes 3-4. Suggest to set accounting review no sooner than 11/26/18 as conservatee passed away. Suggest to vacate 01/28/19 accounting review.

(cs)

Future date: 01/28/19 Accounting Review

Superior Court of Calif, County of San Bernardino

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San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

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DATE: 10/15/18      TIME: 10:00      DEPT: S35P  
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CASE#: SLC SS02656

CASE NAME: MTR RE JOHN MARTI

HEARING:

Accounting Review by \*\*\*

COUNSEL:

PUBLIC GUARDIAN

JOHN MARTI

(CPE)...COUNTY COUNSEL

(CEP)...HARTNELL LAW GROUP

GENERAL INFORMATION

Expire 05/29/19.

THIS CASE SET FOR HEARING ON Accounting review.

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

1. 11<sup>th</sup> Waiver of Account for Public Guardian approved on 07/27/18.
2. **Need** 12<sup>th</sup> account or waiver of account beginning with 08/01/16.

RECOMMENDATION

Inquire status

(cs)



Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

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DATE: 10/15/18      TIME: 10:00      DEPT: S35P  
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CASE#: SLC SS2138

CASE NAME: DONALD E BECK

HEARING:

Accounting Review by \*\*\*

COUNSEL:

PUBLIC GUARDIAN

DONALD BECK

(CPE)...COUNTY COUNSEL

(CEP)...HARTNELL LAW GROUP

GENERAL INFORMATION

Letters expired 12/02/17.

Conservatee passed away on 09/08/17

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. Ex Parte Order that Conservator need not present eighth Account approved 09/22/17.
2. **Need** Notice of death of conservatee per Pr.C. §2361.
3. **Need** 9<sup>th</sup> and Final accounting for pre-death and post-death accounting periods pre Pr.C. §2650 commencing with 08/01/17.

RECOMMENDATION:

Inquire status.

(cs)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

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DATE: 10/15/18      TIME: 10:00      DEPT: S35P  
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CASE#: SLC SS3448

CASE NAME: IN THE MATTER OF HAROLD EMBREY

**VACATED**

HEARING:

Accounting Review by \*\*\*

COUNSEL:

PUBLIC GUARDIAN

HAROLD EMBREY

(CPE)...COUNTY COUNSEL

(CEP)...HARTNELL LAW GROUP

**VACATE:** Ex-Parte Order that Conservator need not present 19<sup>th</sup> Waiver of Account sent to department for signature on 10/10/18. Clerk's office to set next Accounting review for 10/28/19.

(cs)

Superior Court of Calif, County of San Bernardino

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San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

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DATE: 10/15/18      TIME: 10:00      DEPT: S35P  
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CASE#: SLC SS4221

CASE NAME: MTR OF SHIRLEY MC DONALD

HEARING:

Accounting Review by \*\*\*

COUNSEL:

PUBLIC GUARDIAN  
SHIRLEY MCDONALD

(CPE)...COUNTY COUNSEL  
(CEP)...HARTNELL LAW GROUP

GENERAL INFORMATION

Letters expire 01/19/19

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. Ex Parte Order that Conservator need not present 13th Account approved 08/27/18; for the period ending 02/28/18.
2. **Need** 14<sup>th</sup> Account or Wavier of Account.

RECOMMENDATION:

Court's discretion. It appears matter was set to soon for the next accounting. Suggest matter be continued or reset matter to 04/29/19.

(cs)

Superior Court of Calif, County of San Bernardino

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

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DATE: 10/15/18 TIME: 10:00 DEPT: S35P  
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CASE#: SLC SS5023

CASE NAME: MTR OF WILLIAM OWENS

**SEE ALSO 20**

HEARING:

Hearing Re: Proof of Transfer

COUNSEL:

PUBLIC GUARDIAN (CPE)...COUNTY COUNSEL  
WILLIAM OWENS (CEP)...DONNA STURGILL DIAZ

GENERAL INFORMATION

Conservatee died (per 11/09/12 minute order)

**Continued from 12/14/15, 05/23/16, 11/07/16, 03/27/17, 08/14/17 and 04/16/18 at request of counsel.**

THIS CASE IS SET FOR HEARING ON Proof of Transfer

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

1. Matter was set at 10/26/15 hearing re: petition to determine succession.
2. **Need** proof that the real property was transferred to the decedent's 3 surviving children - Raymond Owens, John Owens, and Laureen Schall.

RECOMMENDATION:

Inquire status.

(lc/dl/lc/nb/ww/cs)

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PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: STANFORD E. REICHERT

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DATE: 10/15/18 TIME: 10:00 DEPT: S35P  
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CASE#: SLC SS5023

CASE NAME: MTR OF WILLIAM OWENS

**SEE ALSO 19**

HEARING:

Accounting Review by \*\*\*

COUNSEL:

PUBLIC GUARDIAN (CPE)...COUNTY COUNSEL  
WILLIAM OWENS (CEP)...DONNA STURGILL DIAZ

GENERAL INFORMATION

Conservatee died 10/02/12 (per 11/09/12 minute order)

Letters terminated on 11/19/12.

**Continued from 03/27/17 08/14/17 and 04/16/18 at request of counsel.**

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. 6<sup>th</sup> Account by PG approved on 07/02/12.
2. Petition to liquidate estate and transfer remaining asset of real property and distribute to heirs approved on 08/31/15.
3. Petition to determine succession to real property was approved on 10/26/15. It appears that as of that date there would be no remaining assets to account for.
4. **Need** 7<sup>th</sup> and final account to include pre and post-death account periods beginning with date of 12/09/11-10/26/15.

RECOMMENDATION:

Inquire status. When an accounting is not filed as required, the court shall take action as specified in Pr.C. § 2620.2.

(nb/ww/cs)

Superior Court of Calif, County of San Bernardino  
Page: 21 add-on  
CIVPRO San Bernardino District  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: STANFORD E. REICHERT

-----  
DATE: 10/15/18 TIME: 10:00 DEPT: S35P  
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CASE#: CON PS1600133

CASE NAME: MTR OF RAYVON A WILBURN

HEARING:

Hearing re: Petition for authority to establish an Irrevocable Burial Trust.

COUNSEL:

PUBLIC GUARDIAN (CPE)...COUNTY COUNSEL  
RAYVON A WILBURN (CEP)...HARTNELL LAW GROUP

#### GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Petition to establish Irrevocable Burial Trust by Public Guardian.

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

1. Petitioner alleges the current assets on hand are \$3,016.55.00, that there are sufficient funds to provide for conservatee's ongoing care and to establish a burial trust, and that the eligibility criteria for Social Security Disability does not allow for the recipient's account exceed \$2,000.
2. Petitioner requests authority to deposit up to \$3,000.00 in an Irrevocable Burial Trust.
3. Notice given.
4. ~Proposed Order: 10/02/18

RECOMMENDATION:

Court's discretion.

(cs)

Future Hearing: 10/19/18 Court Trial for Petition for Reestablishment of Conservatorship

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

**PROBATE**

-----  
DATE: 10/15/18      TIME: 8:30      DEPT: S36P  
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CASE#: PRO PS1600625

CASE NAME: MTR OF SELMA L ROBERTSON

HEARING:

Accounting Review by \*\*\*

COUNSEL:

ROSEMARY R MARTIN

(PET)...PRO/PER

SELMA L ROBERTSON

(DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. Letters Testamentary issued to Rosemary Martin on 12/02/16, full authority, \$20,000 bond.
2. Status report approved on 07/02/18. **Need** order on status report.
3. No account or status report of administration. **Need** same.

RECOMMENDATION:

Need to clear note 2-3. Inquire status.

(cs)

Superior Court of Calif, County of San Bernardino

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

-----  
DATE: 10/15/18 TIME: 8:30 DEPT: S36P  
-----

CASE#: PRO PS1800204

CASE NAME: MTR OF DANNY EUGENE PHILLIPS

HEARING: First and Final Account and Report of JANET L DAVIS and Petition  
for allowance of fees filed.

COUNSEL:

JANET L DAVIS (PET)...PRICE LAW FIRM APC  
DANNY EUGENE PHILLIPS (DEC)...

GENERAL INFORMATION:

THIS CASE SET FOR HEARING ON First and Final Account and Petition for allowance of  
Fees, by sister, Janet Davis, [Administrator/Petitioner]

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

1. All heirs waive accounting; however, caption does not indicate this is a waiver of  
account. **JTD**
2. Assets on Hand: \$146,464.98 and \$1,000 in attorney's trust account, all cash.
3. Attorney and Petitioner request fees of \$7,692.98, however, correct amount should  
be \$7,755.17 pursuant to Inventory and Appraisal filed 03/0/18 with total value of  
\$240,758.56. **JTD**
4. Attorney requests extraordinary fees of \$600 for services rendered in connection  
with the sale of real property. Billed at \$400/hour for a total of 1.5 hours' attorney  
time. Itemized [LF, p. 16]. **JTD**.
5. Personal representative seeks reserves of \$1,499.99 for costs of closing expenses.
6. Discharge does not occur until filing of receipts and entry of Final Discharge and  
Order.
7. Notice given.
8. **Proposed order filed 10/04/18; however, not in Laserfiche at time of review.**
9. Proposed Order: 08/24/18: Statutory fees do not match accounting report; Inventory  
total does not match Inventory filed; Caption does not indicate this is a waiver of  
account, and discharge does not occur until filing of receipts and entry of Final  
Discharge and Order.  
Proposed order [Wavier of Account]: 08/24/18 indicates wrong statutory fees and  
relationship of heirs.

RECOMMENDATION:

Court's discretion. If approved, set hearing on the filing of receipts and final discharge for  
**10/28/19.** (cs)



Superior Court of Calif, County of San Bernardino

Page: 3

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

-----  
DATE: 10/15/18 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS1800506

CASE NAME: ROBINA JEAN RODRIGUEZ

HEARING: re: Petition for Probate, Letters of Testamentary With  
Full Authority Under IAEA.by Ruben Espinoza Rodriguez.

COUNSEL:

RUBEN ESPINOZA RODRIGUEZ (PET)...BANKS GARCIA & JANIS  
ROBINA JEAN RODRIGUEZ (DEC)...

GENERAL INFORMATION

**Continued from 07/23/18 Pamela Rodriguez and Delilah Dees to file written objections by 09/14/18 and if not shall be deemed waived. If objectors wish to file a competition petition it shall be filed by 09/14/18 and set for 10/15/18. Supplement filed cleared probate notes. Notice to be given by attorney Damian Garcia.**

THIS CASE SET FOR HEARING ON:

Petition -1: Petition for Letters Testamentary with Full Authority under IAEA, by partner, Ruben Rodriguez, [Executor/Petitioner]

Petition -2: Petition for Letters Testamentary with Full Authority under IAEA, by daughters, Delilah Dees and Pamela Rodriguez

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

**Petitioner 1 - by partner, Ruben Rodriguez:**

1. Will waives bond. Estate value is \$300,000 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. Notice of Petition to Administer Estate and proof of publication include decedent's aka's; however, no aka's are listed on petition. Does Court wish to require amended petition? **JTD**
3. **Need** Notice to Petition to Administer Estate and proof of service to Alva Rodriguez (daughter), or file Due Diligence Declaration(s).
4. ~Proposed Form Order: 05/25/18

**Petitioner 2 - daughters, Delilah Dees and Pamela Rodriguez:**

5. Petitioners allege Will waives bond. Estate value of \$300,000 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).
6. Section 3g of petition re appointment of personal representative is incomplete. **Need** verified supplement.
7. Sections 5(2)(a)(b) re spouse; section 5(b) re whether survived by a stepchild or foster child; and section 8 are incomplete. **Need** verified supplement to include information for Alva Rodriguez (daughter) in section 8.
8. **Need** copy of Will.
9. **Need** Notice to Petition to Administer Estate and proof of service.
10. **Need** proof of publication.
11. No Proposed Order: Submit after hearing.

**RECOMMENDATION:**

Need to clear notes 3, 6-10. Contested matter. If approved, set Accounting/Status Review for **12/23/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(cs)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

-----  
DATE: 10/15/18      TIME: 8:30      DEPT: S36P  
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CASE#: PRO PS1800506

CASE NAME: ROBINA JEAN RODRIGUEZ

**SEE ALSO 3**

HEARING:

Petition for Will and For Letters of Testamentary by Delilah Dees and Pamela Rodriguez

COUNSEL:

RUBEN ESPINOZA RODRIGUEZ

(PET)...BANKS GARCIA & JANIS

ROBINA JEAN RODRIGUEZ

(DEC)...

DELILAH JEAN DEES

(PET)...PRO/PER

PAMELA CHRISTINE RODRIGUEZ

(PET)...PRO/PER

See notes on matter 3.

Superior Court of Calif, County of San Bernardino

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

-----  
DATE: 10/15/18 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS1800540

CASE NAME: MTR OF JESSE WILLARD CAMPBELL JR

## **VACATED**

HEARING:

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

COUNSEL:

CARTER CAMPBELL (PET)...THE GOLDMAN LAW FIRM  
JESSE WILLARD CAMPBELL JR (DEC)...  
KATHERINE CAMPBELL (PET/OBJ)...DARRELL K MOORE

***X-REF CIVDS1310177 (Campbell v. Campbell, et al.)***

GENERAL INFORMATION:

**Continued from 07/23/18 objections were filed 07/20/18. A competing petition to be filed by 09/15/18 3pm. and Clerk's office to set on calendar for 10/15/18. Notice to be given by Attorney Scott Grossman.**

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by son, Carter Campbell, [Administrator/Petitioner].

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

1. Petitioner is an out of state resident and requests bond of \$328,000. Estate value of is \$328,000 in real property. Bond appears sufficient.
2. **Need** notice of continuance by attorney Scott Grossman.
3. **Objections filed 07/20/18 by Katherine Campbell.**
4. **Competing petition filed by Katherine Campbell. Does Court wish to trail matter to be heard with competing petition on 10/22/18. JTD**
5. ~Proposed Form Order: 06/05/18

RECOMMENDATION:

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

(cs)

Superior Court of Calif, County of San Bernardino

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

-----  
DATE: 10/15/18 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS1800554

CASE NAME: Loyal Leiver Mefferd

HEARING:

Petition for letters of administration w/full IAEA

COUNSEL:

ERIKA MUNGUIA (PET)...RODRIGO LAW FIRM  
LOYAL LEIVER MEFFERD (DEC)...

#### GENERAL INFORMATION

Erika Munguia appointed special personal representative on 06/18/18, \$100,000 bond  
**Continued from 07/23/18 Norma Gonzales states she is present on behalf of the decedent's siblings. Court orders the siblings to file written objections by 09/14/18 by 3pm. If written objections have not been filed by then, Court will deem objection waived. All existing temporary order shall remain in full force and effect until 10/15/18. Temporary Letters to continue in full force and effect.**

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by nominee, Erika Munguia, [Administrator/Petitioner].

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

1. Petitioner seeks \$100,000 bond. Estate value consists of \$100,000 from personal property. Bond appears adequate.
2. Nomination by spouse attached to petition, [LFp. 7].
3. Declaration by Funke Dada, decedent's roommate, re the collection of decedent's belongings after death, filed 07/23/18.
4. As of review of file, no objections have been filed.
5. ~Proposed Form Order: 06/11/18

#### RECOMMENDATION

Court's discretion re bond. If approved, set Accounting/Status Review for **12/23/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(cs)

Superior Court of Calif, County of San Bernardino

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

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DATE: 10/15/18 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS1800555

CASE NAME: MARIA GERARDA KLINKENBERG

HEARING:

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

COUNSEL:

ELISABETH CORDELL (PET)...FULLERTON LEMANN SCHAEFER & DO  
MARIA GERARDA KLINKENBERG (DEC)...

GENERAL INFORMATION:

**Continued from 07/23/18 Lourens Klinkenberg to file written objections and competing petition by 09/14/18 by 3pm. Notice to be given by Attorney Mark McGuire.**

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by step-daughter, Elisabeth Cordell, [Administrator/Petitioner].

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

1. All heirs waive bond; however, **need** bond waiver by Lourens Klinkenberg. Estate value \$250,000 with \$5,000 in personal property. The court may for good cause require that a bond be given, either before or after issuance of letters. Prob. Code §8481(b).
2. As of review of file, no objections filed.
3. ~Proposed Form Order: 06/11/18

RECOMMENDATION

Need to clear note 1. Court's discretion re bond. If approved, set Accounting/Status Review for **12/23/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(cs)

Superior Court of Calif, County of San Bernardino

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

-----  
DATE: 10/15/18 TIME: 8:30 DEPT: S36P  
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CASE#: PRO PS1800834

CASE NAME: MARTY SAVALA

HEARING:

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

COUNSEL:

MARTHA TAPIA (PET)...RICHARD F NEVINS  
MARTY SAVALA (DEC)...

#### GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by daughter, Martha Tapia, [Administrator/Petitioner].

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

1. Sole heir requests bond be waived. The estate consists of \$0 due to encumbrance on 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. Declaration in support of bond waiver filed 08/28/18 re estate insolvency.
3. **Need** proof of publication.
4. ~Proposed Form Order: 08/28/18

#### RECOMMENDATION

Need to clear notes 3. Court's discretion re bond. If approved, set Accounting/Status Review for **12/23/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(cs)

Superior Court of Calif, County of San Bernardino

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

-----  
DATE: 10/15/18 TIME: 8:30 DEPT: S36P  
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CASE#: VPR VS002955

CASE NAME: MTR OF MARY S CARDWELL TRUST

HEARING:

Accounting Review by \*\*\*

COUNSEL:

JUDY ANN HILL	(PET)...FULLERTON LEMANN SCHAEFER & DO
MARY S CARDWELL	(DEC)...
SYDNEY MARIE COX	(MIN)...
EMILY LEONA COX	(MIN)...DONNASUE ORTIZ
SUSAN O'LEARY	(PET)...THOMAS W DOMINICK
PUBLIC GUARDIAN	(PET)...COUNTY COUNSEL
BOBBY DEE COX JR	(RES)...PRO/PER

GENERAL INFORMATION:

THIS CASE SET FOR HEARING ON Accounting Review

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

1. Public Guardian appointed Successor Trustee on 07/25/17, no bond.
2. Final Inventory and Appraisal filed 08/09/18; however, section 5 re property tax certificate is incomplete.
3. No accounting filed. **Need** same.

RECOMMENDATION:

Inquire status.

(cs)



Superior Court of Calif, County of San Bernardino

Page: 8A add-on

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

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DATE: 10/15/18      TIME: 8:30      DEPT: S36P  
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CASE#: CIV DS1614969

CASE NAME: ARCINIEGA-V-RAMIREZ

HEARING:

Trial Setting Conference

COUNSEL:

DEBRA JEANNE RAMIREZ      (DEF)...LAW OFFICES OF JOHN SETLICH

VIRGINIA TAPIA ARCINIEGA      (PLA)...TETLEY LAW OFFICES

T.S.C. – No notes – JTD

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

-----  
DATE: 10/15/18      TIME: 8:35      DEPT: S36P  
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CASE#: PRO PS1701174

CASE NAME: THE GERALDINE R HENDON TRUST

HEARING:

Hearing Re: DISMISSAL FOR FTA/SANCTIONS

COUNSEL:

KEVIN TODD HENDON

THE GERALDINE R HENDON TRUST

DONNA R MILLER

(PET)...RICHARD G ANDERSON

(TRU)...

(OBJ)..JENNIFER S GOLDSMITH

Currently under review by Legal Research as to Petition for Determine the Existence of a Trust, etc.

(LR)

GENERAL INFORMATION:

THIS CASE SET FOR HEARING ON Dismissal for FTA/Sanctions Petition for Determine the Existence of a Trust, etc.

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

1. Matter set on 07/23/18. Petitioner was not present.

RECOMMENDATION:

Court's discretion.

(cs)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH **TRUST**

-----  
DATE: 10/15/18      TIME: 8:35      DEPT: S36P  
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CASE#: TRU PS1800040

CASE NAME: RIVAS FAMILY TRUST 02/14/2004

HEARING:

Petition for TO DETERMINE THE EXISTENCE AND VALIDITY OF THE RIVAS FAMILY TRUST, AND TO CONFIRM TRUSTEE ETC

COUNSEL:

FERNANDO E RIVAS                      (PET)...THE BOUTIQUE LAW GROUP APLC  
THE RIVAS FAMILY TRUST (TRU)...

Currently under review by Legal Research.

(LR)

**NOTICE:**

1. Notice of hearing and proof of service filed 03/09/18; however, less than 30 days' notice provided and notice must contain full description of the subject property ; a description of relief and from whom it is against if Pr.C. § 859 is being pursued; and a statement advising persons whom have interest in said property that they may file a response to the petition.
  - a. Notice of hearing filed 06/11/18; however, per Pr.C. §851(c) notice is missing a statement advising any person interested in the property that he or she may file a response to the petition. **Need** corrected notice.

(ww/cs)

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: 10/15/18      TIME: 9:30      DEPT: S36P  
-----

CASE#: CON PS1300174

CASE NAME: Maria Elena Verdugo

HEARING:

Petition for Payment of Court Appointed Atty's fees and cost

COUNSEL:

ROSEANN TRUJILLO

(PCR/CE)...PRO/PER

MARIA ELENA VERDUGO

(CTE)...MATTHEW E SHEASBY

MATTHEW SHEASBY

(PET)...PRO/PER

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for fees and compensation

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

- 1      Petitioner, Matthew Sheasby, Esq., was appointed as counsel for conservatee on 07/01/13; relieved and reappointed on 05/13/15. Petitioner alleges that services have been rendered for which counsel has not been compensated for the period of 05/13/15 to 09/09/18.
- 2      **Need** statement re whether conservatee is receiving VA benefits and whether on leave from a state hospital.
- 3      Attorney requests fees of \$9,524. Billed at \$375/hour for attorney time. Itemized [Declaration 09/11/18. LF p. 8-10]
- 4      Notice given.
- 5      Petitioner requests a Court order directing and ordering Conservator to pay requested sum.
- 6      **Objection filed 10/09/18 by RoseAnn Trujillo, sister/Conservator.**
- 7      ~Proposed Order: 09/11/18

RECOMMENDATION:

Need to clear note 2, then Court's discretion.

(cs)

Future Hearing: 11/06/18 Hearing Re: Home Repair/Successor Trustee

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

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DATE: 10/15/18 TIME: 9:30 DEPT: S36P  
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CASE#: CON PS1700350

CASE NAME: MTR OF EUGEN IRIMIA

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR  
CONSERVATORSHIP of VIORICA IRIMIA

COUNSEL:

VIORICA IRIMIA (CPE)...PRO/PER  
EUGEN IRIMIA (CEP)...JAMES B CHURCH

GENERAL INFORMATION

**Continued from 07/23/18 for the required documents to be filed. Notice to be given by Attorney James Church.**

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. Viorica Irimia, spouse, appointed conservator of the person and estate on 12/18/17, no bond.
2. **Need** Notification of Conservatee's rights per Pr.C.§1830(c).
3. **Need** Determination of Conservatee's Appropriate Level of Care form GC-355.
4. **Need** Care Plan in accord with Pr.C.§2352.5.
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. 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

Need to clear notes 2-7. Inquire Status  
(cs)

Future Hearing: 2/25/19 Accounting Review

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

-----  
DATE: 10/15/18 TIME: 9:30 DEPT: S36P  
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CASE#: CON PS1700450

CASE NAME: MONICA GAZANFARI

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR  
CONSERVATORSHIP of YADIE GAZANFARI

COUNSEL:

YADIE GAZANFARI (CP)...PRO/PER  
MINA ASKARI (CP)...PRO/PER  
MONICA GAZANFARI (CTP)...DONNASUE ORTIZ

GENERAL INFORMATION:

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. Yadie Gazanfari and Mina Askari, appointed limited co-conservators of the person on 04/30/18.
2. **Notification of Conservatee's rights per Pr.C.§1830(c) filed 10/09/18.**
3. **Determination of Conservatee's Appropriate Level of Care filed 10/09/18.**
4. **Care Plan in accord with Pr.C.§2352.5 filed 10/09/19.**

RECOMMENDATION:

None.

(cs)

Superior Court of Calif, County of San Bernardino

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

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DATE: 10/15/18 TIME: 9:30 DEPT: S36P  
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CASE#: CON PS1800006

CASE NAME: TERRY CORTEZ

**SEE ALSO 15**

HEARING:

Petition for appointment of conservator of the person & estate by Susie Salazar

COUNSEL:

RAYMOND CORTEZ	(PET)...PRO/PER
TERRY CORTEZ	(CTP)...MITCHELL I ROTH
SUSIE SALAZAR	(CPE/OBJ)...PRO/PER

GENERAL INFORMATION

Ex parte orders granted to Susie Salazar, no bond on . Court ordered Raymond Cortez to appear at the next hearing. Attorney Mitchell to prepare citation for his appearance  
**Continued from 07/23/18 for notes to be cleared. All existing temporary orders shall remain in full force and effect until 10/15/18. Temporary letters to continue in full force and effect.**

THIS CASE SET FOR HEARING ON Petition for Appointment of **Successor** Conservator, of the person and estate, by daughter, **Susie Salazar**, Petitioner

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

1. Raymond Cortez, son, was appointed temporary conservator, of the person only, on 01/22/18.
2. On 06/21/18 Court accepted resignation of temporary conservator, Raymond Cortez and appointed Susie Salazar (daughter) temporary conservator of the person and estate, no bond. Order granting resignation for Raymond signed 06/25/18.
3. Petitioner seeks no bond due to proposed conservatee has minimal assets which consist of social security benefits. Estimated total personal assets of \$6,000. Question the need for estate powers? Court to inquire.
4. Petitioner seeks Pr. C. §2590 powers to sell real or personal property of the estate and proceeds to be used for Conservatee's care and personal needs. However, there is no attachment 1d specifying orders. Court to inquire.
5. Section 5d indicates that proposed conservatee voluntarily requests the appointment of conservator; however, there is no attachment 5d.

6. Petitioner seeks dementia powers. Report of counsel filed 02/20/18 as to previous petition filed by Raymond Cortez. Does court wish to require new report as to this petition. **JTD**
7. **Notice of hearing and proof of service filed 09/13/18 as to Raymond Cortez, Jeri Cortez, Esther Salazar, Phil Salazar, Sergio Cortez, Frankie Salazar, and Mitchell Roth; however, proof does not indicate if copy of petition served. JTD**
8. Capacity Declaration filed 09/13/18.
9. Proof of service of Citation by mail with Acknowledgment of Receipt filed 09/26/19. **Need** completed Notice and Acknowledgment of Receipt.
10. Due Diligence Declaration filed 09/13/18 as to Rickie Cortez indicates notice has been mailed; however, **need** notice of hearing and proof of service.
11. **Need** Notice of hearing and proof of service as to all those listed in section 11 of petition or file Due Diligence Declaration(s).
12. Certificate of Completion of the Conservatorship Training Class by Susie Salazar filed 07/05/18.
13. Petitioner is not listed in section 8 of petition.
14. Court Investigator report filed 07/18/18.
15. ~Proposed Form Order: 09/26/18

**RECOMMENDATION:**

Need to clear notes 9-11, then Court's discretion re Bond. If approved, set hearing for Compliance Review for **05/20/19** 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 and Appraisal, and Proof of service of I & A Instructions for Objection per Pr.C. §2610; and recordation of letters, if applicable, per Pr.C. § 2313.

Set hearing re Accounting Review for **12/23/19**. Any accounting to be filed 30 days in advance.

(cs)



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

-----  
DATE: 10/15/18 TIME: 9:30 DEPT: S36P  
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CASE#: CON PS1800006

CASE NAME: TERRY CORTEZ

**SEE ALSO 14**

HEARING:

Petition for Appointment of Conservator by Raymond Cortez

COUNSEL:

RAYMOND CORTEZ	(PET)...PRO/PER
TERRY CORTEZ	(CTP)...MITCHELL I ROTH
SUSIE SALAZAR	(CPE/OBJ)...PRO/PER

Waiver of Court Fees and Costs filed by TERRY CORTEZ is GRANTED

Waiver of Court Fees and Costs filed by SUSIE SALAZAR is GRANTED

GENERAL INFORMATION

Raymond Cortez, son, appointed as Temporary Conservator of the person only on 01/22/18, no bond. Counsel represents that Ms. Cortez consents to conservatorship. Continued from **02/20/18**.

**Continued from 04/02/18** Court will continue matter; Judge Pro Tem, Mitchell Roth, is the assigned Attorney for Terry Cortez.

Continued from **06/11/18**. Raymond Cortez wants to resign as temporary and withdrew his petition. Suzie Salazar to file a petition for temporary and general conservatorship. Court directs clerk's office to set temporary on 06/20/18 once filed.

Continued from **06/20/18** Susie Salazar needs to file a petition for temporary conservatorship. On 06/21/18 Court accepted resignation of temporary conservator, Raymond Cortez. Ex parte orders granted to Susie Salazar, no bond. Court ordered Raymond Cortez to appear at the next hearing. Attorney Mitchell to prepare citation for his appearance.

**Continued from 07/23/18**

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Conservatorship of person by son, **Raymond Cortez** ["Petitioner"].

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

1. Suzie Salazar, daughter, appointed as temporary conservator of the person and estate on 06/21/18, no bond.
2. Petition has the following issues:
  - a. Section 1d requests 2590 powers;

- b. Section 1g does not request medical powers;
  - c. Section 1k re dementia is incomplete;
  - d. Section 11 does not include petitioner or indicate relationships of those listed.
- Does Court wish to require an amended petition or verified supplement? **JTD.**
3. Petitioner seeks medical powers. **Need** Medical Capacity Declaration with Dementia Attachments GC-313 & GC-335A.
  4. Petitioner does not request dementia powers although temporary petition indicates conservatee has dementia. Report of Counsel, Mitchell I. Roth, filed on 02/20/18.
  5. List of Required Contact Information is missing all relatives within the second degree as listed in the petition. **Need** completed form.
  6. CI report filed 02/13/18.
  7. Certificate of Completion re Conservatorship Class filed 02/01/18.
  8. **Need** return of Citation.
  9. **Need** Notice of Hearing and proof of service to all relatives within the 2<sup>nd</sup> degree.
  10. **Objections filed 05/23/18 by Susie Salazar (daughter of proposed conservatee). Need proof of service to Ricky Cortez.**
  11. Exhibits and witness list filed 05/23/18 by Susie Salazar. **Need** proof of service.
  12. ~Proposed Form Order: 01/05/18.

RECOMMENDATION:  
Matter appears moot.

(nb/ww/cs/lh/cs)

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

-----  
DATE: 10/15/18 TIME: 9:30 DEPT: S36P  
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CASE#: CON PS1800275

CASE NAME: Cherish Willett-Reeves

HEARING:  
Petition for Appointment of Conservator

COUNSEL:

STEPHANIE THOTH (CP)...JAMES A HARRIS  
CHERISH WILLETT-REEVES (CTP)...MARK J. FLORY

GENERAL INFORMATION:

Stephanie Thoth appointed temporary conservator of the person on 09/13/18. Court requests that Attorney Steven Beckett for Inland Regional Center be present at next hearing.

THIS CASE SET FOR HEARING ON Petition for Appointment of Limited Conservator, of the person only, by mother, Stephanie Thoth, [Petitioner]

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

1. Person only- no bond.
2. Proposed conservatee resides in Laramie, Wyoming. **JTD**
3. Petitioner indicates proposed conservatee is out of state and will not attend the hearing.
4. Petitioner requests the Court order Regional Center travel to proposed conservatee's current residence in Wyoming to evaluate and ensure that sign language interpreting service be provided for any and all evaluations.
5. Petitioner seeks orders related to powers per Pr. C. §2351.5/Pr.C. §1830 for proposed conservatee's power to remove herself from her dual diagnosis, therapeutic residential treatment center without consent by Petitioner and upon recommendation of proposed conservatee's education and therapy teams. **JTD**
6. Petitioner seeks civil rights be limited without court order. Court to see recommendation letter attached to petition [LFp. 15]. **JTD**
7. Proposed conservatee is developmentally disabled. **Need** report of Mark Flory, court appointed counsel.
8. Proposed conservatee is developmentally disabled. **Need** IRC report.
9. Section 1g of Petition re medical powers is incomplete; however, section 9b indicates capacity declaration will be filed. **Need** Capacity Declaration.

10. **Need** attachment 3f re due diligence.
11. **Need** notice of hearing and proof of service.
12. **Need** return of Citation.
13. **Need** Certificate of Completion of the Conservatorship Training Class.
14. Court Investigator Special report filed 09/27/18.
15. List of Required Contacts does not include Steven Reeves, father.
16. No proposed Order: Submit after hearing.

#### RECOMMENDATION

Need to clear notes 9-13. If approved, set hearing for Compliance Review for **05/20/19** 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.

(cs)

Superior Court of Calif, County of San Bernardino

Page: 17 add-on

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH **MISC.**

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DATE: 10/15/18 TIME: 9:30 DEPT: S36P  
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CASE#: PRO PS1600757

CASE NAME: MTR OF VERNON JEROME PETERSON

HEARING: Re: Preliminary Distribution

COUNSEL:

KIMBERLY P TREBING	(PET/APP)...ANTHONY DREW ROWE
VERNON JEROME PETERSON	(DEC)...
MITCHELL I. ROTH	(SPA)...MITCHELL I ROTH
RANDALL PETERSON	(PET)...VOORHEES & RATZLAFF
KIMBERLY P TREBING	(PET)...KINLEY & STYSKAL
SHAWN PETERSON	(PET)...SCOTT K MAXWELL
INHERITANCE FUNDING	(TP )...PRO/PER
MICHAEL C MADDUX	(MICHAEL C MADDUX )
SURETEC INSURNACE COMPANY	
GREGORY T ANNIGIAN	
TIMOTHY J MCELFISH	(FERRUZZO & FERRUZZO)
DUSTIN D SICHON	(FERRUZZO & FERRUZZO)
INHERITANCE FUNDING	(PRO/PER)
LIBERTY MUTUAL INSURANCE	(PRO/PER)

**CCP170.6 filed as to Judge CYNTHIA A LUDVIGSEN,**

Waiver of Court Fees and Costs filed by KIMBERLY P TREBING is GRANTED

Currently under review by Legal Research.  
(LR)

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Preliminary Distribution

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

1. Kimberly Trebing was appointed special administration of 09/02/16 and appointed general administrator on 12/29/16, 250,000 bond.

2. On 11/15/17 Kimberly Trebing was suspended and Mitchell Roth was appointed special administrator, \$300,000 bond.
3. Previous administrator, Kimberly Trebing has filed several accountings, however, there had been no rulings as there are objections have been filed.
4. Assets on hand of \$1,669,715.89 cash
5. Petitioners, Shawn Peterson and Randall Peterson (beneficiaries) request a preliminary distribution of \$200,000 each to Randall Peterson, Shawn Peterson, Kimberly Trebing, and Larry Peterson.
6. Petitioners, allege distribution will not affect creditors, harm the estate or any interested person as there are ample funds, and there is an estate real property for sale with an anticipated net of \$450,000.
7. Proof of service filed 09/28/18; however, there is no notice of hearing. JTD
8. ~Proposed Order: 09/26/18

**RECOMMENDATION:**

Court's discretion.

(cs)

Future Hearings:

11/16/18 Hearing Re: Settlement Conference

11/16/18 Motion Re: Application for Order of Immediate Removal of Personal Representative

11/16/18 Petition for Removal of Admin and Revocation of Letters of Admin; Surcharge & Removal Etc

11/16/18 Hearing Re: Letters of Administration (Successor)

11/16/18 Second Account & Report of Kimberly P Trebing

Superior Court of Calif, County of San Bernardino

Page: 18 late add-on

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH MISC.

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DATE: 10/15/18 TIME: 9:30 DEPT: S36P  
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CASE#: EAP PS1800105

CASE NAME: TOLBERT VS. TOLBERT

**SEE ALSO 19**

HEARING:

Hearing Re: Elder Abuse Restraining Order

COUNSEL:

ROBERT E TOLBERT

(PP )...PRO/PER WALTER MOORE - GAL

SHARON M TOLBERT

(RP )...PRO/PER

**XREF: SMCFS1805894** TOLBERT-V-TOLBERT

GENERAL INFORMATION

Temporary orders made on **8/14/18** are vacated

At **10/05/18** hearing court referred Public Guardian for possible appointment/filing of conservatorship.

At **10/05/18** hearing court requested SMCFS1805984 to be transferred here to be heard with this case.

THIS CASE SET FOR HEARING ON Possibility of Conservatorship

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

Proof of service to Sharon M. Tolbert, respondent, filed on 08/22/18.

Response by Sharon M. Tolbert filed on 08/31/18.

Superior Court of Calif, County of San Bernardino

Page: 19 late add-on

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH MISC.

-----  
DATE: 10/15/18 TIME: 9:30 DEPT: S36P  
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CASE#: SMC FS1805894

CASE NAME: TOLBERT VS. TOLBERT

**SEE ALSO 18**

HEARING:

Small Claims Hearing

COUNSEL:

ROBERT E TOLBERT (SCP)...

SHARON M TOLBERT (SCD)...

**XREF: EAPPS1800105** TOLBERT VS. TOLBERT

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Superior Court of Calif, County of San Bernardino

Page: 1

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

**PROBATE**

-----  
DATE: 10/15/18      TIME: 8:30      DEPT: S37P  
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CASE#: PRO PS1400394

CASE NAME: Charlene Rae Rands

HEARING:

SECOND AND FINAL Account and Report of STEVEN GUTTERY and  
Petition for allowance of fees filed.

COUNSEL:

STEVEN GUTTERY	(PET)...LAYNE A BARTHOLOMEW
CHARLENE RAE RANDS	(DEC)...
LILA KOEGLE	(PET)...DAVID E JACOBS

**CCP170.6 filed as to Judge CYNTHIA LUDVIGSEN,**

#### GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Second and Final Account and Petition for Fees, by  
Successor Administrator Steven Guttery, [Administrator WWA/Petitioner]

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

1. Accounting period 11/19/16 – 06/18/18
2. Assets on hand \$382,726.88 cash .
3. Bond set at \$200,000.00
4. Prior administrator distributed \$51,640.00 to herself without prior court authority, [Acct 08/30/18, LF p. 47]. This has resulted in insufficient residuary funds to pay an allowed creditor claim by Neelam Salhotra of \$115,000.00.
5. Petitioner indicates the will does not contain a residuary clause and should be distributed by intestacy to sole heir Lila Koegle. However, decedent was not survived by issue and decedent's spouse predeceased on 11/08/11. Therefore, a portion of Decedent's estate may be attributable to predeceased spouse and would pass to his niece and nephew.
6. Petitioner has been unable to determine if any of decedent's estate is attributable to the predeceased spouse as it appears estate assets comprise of earned income after spouse died. Per Pr.C. §6402.5(c) the claimant heir bears the burden of proof to show the exact personal property be disposed of to the heir.
7. Petitioner requests an order to satisfy outstanding claim by Neelam Salhotra and proposes if Lila E. Koegle (mother/prior administrator) is sole residuary heir, to use

a portion of petitioner's funds devised to him to satisfy the creditor's claim and will consent to waive statutory fees to avoid a surcharge.

8. Attorney requests statutory fees of \$13,015.00. Calculated
9. Attorney requests extraordinary fees of \$2,205.00 for services rendered in connection with the spousal property petition to clear title to one of the estate's property. Billed at \$350/hour for attorney and \$100 for paralegal time for a total of 7.48 hours'. Itemized [LF, p. 49-50]. **JTD.**
10. Attorney requests reimbursement for expenses of \$86.00 for filing fees. [LF,p.49-50]. **JTD.**
11. **Need** notice of proposed action as to real property located at 7874 Balsa Road, Yucca Valley.
12. **Need** findings re: all taxes have been paid, or reserve made for taxes.
13. **Notice given.**
14. No proposed Order: Submit after hearing.

#### RECOMMENDATION

Need to clear note 11-12. Court's discretion. If approved, set Accounting/Status Review for **10/28/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(cs)

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

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DATE: 10/15/18 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1700318

CASE NAME: MTR OF BARBARA A KOLAR  
HEARING: Petition for final distribution on waiver of Account and Report  
of ROBERT KOLAR and Petition for allowance of fees filed.

COUNSEL:

ROBERT KOLAR (PET)...PRO/PER  
BARBARA A KOLAR (DEC)...

GENERAL INFORMATION:

THIS CASE SET FOR HEARING ON Petition for Final Distribution on Waiver of Account,  
by son, Robert Kolar Administrator WW/A [Petitioner]

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

1. All heirs waive accounting.
2. Assets on Hand \$289,805.79 consisting of \$289,555.79 cash and \$250 in personal property.
3. Petitioner does not request statutory fees.
4. Allowance of claims filed 10/09/18; however, Allowances were rejected as Creditor's Claim is not attached and section 2 is incomplete. **Need** corrected creditor's claims
  - a. Creditor's claim filed by Discover for \$10,777.56
  - b. Ascension Point Recovery Services, LLC on behalf of Citibank for \$1,389.56.
5. Proposed Order filed 08/13/18 proposes distribution to Anselmo T. Escobedo as trustee of the Special Needs Trust of beneficiary Deborah Summers. **Verified Supp. 10/09/18 indicates verification attached as to trustee's role as trustee of Deborah Summers SNT; however, there is no attachment. JTD**
6. Notice given.
7. ~Proposed Order 10/09/18

RECOMMENDATION

Need to clear note 4. Court's discretion re note 5. If approved, set hearing on the filing of receipts and final discharge for **10/28/19**.

(cs)

Future Hearing: 12/27/18 Accounting Review

Superior Court of Calif, County of San Bernardino

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

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DATE: 10/15/18 TIME: 8:30 DEPT: S37P  
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CASE#: PRO PS1800768

CASE NAME: Jimmy Fuller

HEARING:

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

COUNSEL:

CARLTON MARC FULLER (PET)...LAW OFFICES OF MARY E. COCHRAN  
JIMMY FULLER (DEC)...

#### GENERAL INFORMATION

Special administration granted on 08/22/18, bond amount to be addressed at next hearing.

THIS CASE SET FOR HEARING ON Petition for Letters of Administration with full authority under IAEA by son, Carlton Fuller [Administrator/Petitioner].

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

1. Petitioner requests \$6,000 bond. Net estate value \$235,000.00. The court may for good cause require that a bond be given, either before or after issuance of letters. Prob. Code §8481(b). Suggest bond of \$235,000
2. Duties and Liabilities filed 08/14/18 do not list telephone number at section 2. **Need** corrected form.
3. ~Proposed Form Order: 08/14/18

#### RECOMMENDATION

RFA. Court's discretion re bond. If approved, set Accounting/Status Review for **12/23/19**. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

(cs)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

**MOTION**

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DATE: 10/15/18    TIME: 8:35    DEPT: S37P  
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CASE#: PRO PS1800099

CASE NAME: EUGENE PHILLIPS AKA EUGENE PHILLIPS JR.

HEARING:

Motion Re: to file a late claim in probate court Filed by  
Petitioner ELIE GOOCH

COUNSEL:

EMANY ROSIA GREEN	(PET)...PAUL HORN
EUGENE PHILLIPS	(DEC)...
ELIE GOOCH	(PET)...ARON C MOVROYDIS
DIANE LEE HUNTSMAN	(PET)...MAATAFALE LAW GROUP

Waiver of Court Fees and Costs filed by ELIE GOOCH is GRANTED

Currently under review by Legal Research.  
(LR)

**Notice**

Notice of hearing and proof of service filed 08/29/18; however, proof of service, section 2 re address of server is incomplete. **Need** complete proof of service.

(CS)

Future Hearing: 10/16/18 Petition for Order to Confirm Assets to Revocable Trust/or to Determine  
Title to Real Property

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

**CONSERVATORSHIPS**

-----  
DATE: 10/15/18      TIME: 9:30      DEPT: S37P  
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CASE#: CON PS0900087

CASE NAME: MIRIAM MENDOZA

HEARING:

Hearing Re: COURT INVESTIGATOR'S REPORT

COUNSEL:

THELMA ESQUIVEL

(CP )...PRO/PER

JOSE MENDOZA

(CP )...PRO/PER

MIRIAM MENDOZA

(CTP)...DONNASUE ORTIZ

GENERAL INFORMATION

Continued from **06/04/18** at request of Court for report of counsel to be filed. Notice to be given by Ms. Ortiz.

**Continued from 08/27/18**

THIS CASE SET FOR HEARING ON Court Investigator's Report

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

1. Matter set by Court on 03/09/18 after review of Court Investigator's report filed 02/27/18.
2. Court appointed Counsel Donnaue Ortiz for Conservatee to evaluate if conservatee needs a more secure placement, should home visits be terminated and if diagnosis of schizophrenia is accurate.
3. Report of Counsel filed 08/24/18.

RECOMMENDATION:

Court's discretion.

(ww/cs)

Superior Court of Calif, County of San Bernardino

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

-----  
DATE: 10/15/18 TIME: 9:30 DEPT: S37P  
-----

CASE#: CON PS1100157

CASE NAME: HENRY J. GILBERT III

HEARING:

Hearing Re: COURT INVESTIGATOR REPORT FILED 6/1/18

COUNSEL:

HENRY J GILBERT	(CPE)...CYNTHIA A DUNNING
HENRY J GILBERT III	(CEP)...EDWARD B FISCHEL
KENITRA S PARKER	(CP )...PRO/PER

Waiver of Court Fees and Costs filed by KENITRA S PARKER is GRANTED

#### GENERAL INFORMATION

**Continue from 07/09/18 Public Guardian requests time to investigate this matter before suspending conservator and appointing the Public Guardian. Conservator shows the court a copy of an email from Sylvia Light stating that the account at the care from is current. The Court request conservator file a notice of change of address merely to ensure the court and the Court Investigator have current information even though conservator has not moved. The conservator asserts that the court investigator report is wrong. The Court orders that conservatee not be moved from his current placement without further order of the Court. The Court appoints Donnasue Ortiz as GAL**

THIS CASE SET FOR HEARING ON Court Investigator Report filed 06/01/18.

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

1. Matter set by Court after review of Confidential Interoffice Memo filed by the Court Investigator on 06/01/18.
2. Report and Recommendation filed 09/14/18 by Edward Fischel Court appointed attorney.

RECOMMENDATION

Court's discretion.

(ww/cs)

Superior Court of Calif, County of San Bernardino

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

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DATE: 10/15/18 TIME: 9:30 DEPT: S37P  
-----

CASE#: CON PS1400167

CASE NAME: MTR BRIAN MCGINNIS

**SEE ALSO 8**

HEARING:

Conservatorship Compliance Review Hearing on SUPPLEMENTAL  
PETITION FOR CONSERVATORSHIP of GLORIA DYANN THOMAS

COUNSEL:

THERESA MCGINNIS	(CPE)...SAMUEL CROWE & ASSOCIATES
PETER MCGINNIS	(CPE)...SAMUEL CROWE & ASSOCIATES
BRIAN MCGINNIS	(CEP/PCE)...LENITA A SKORETZ
GLORIA DYANN THOMAS	(PCR)...BRIAN G THORNE
G. DYANN THOMAS	(OBJ)...PRO/PER

GENERAL INFORMATION

Continued from **03/10/16, 10/13/16, 01/12/17, 04/20/17, 06/29/17 and 09/07/17**. Citation issued to Conservator Gloria Thomas.

Continued from **12/07/17** Court cites Gloria Thomas to be present at next hearing, should she failed to appear a bench warrant may be issued for her arrest. Citation issued to Gloria Dyann Thomas and OSC re why she failed to appear/file documents and accounting.

Continued from **03/19/18**.

**Continued from 06/11/18 at request of Court to clear probate notes. The case is referred to legal aid for legal assistance.**

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

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

1. Gloria Tomas, sister, appointed conservator of the person and estate on 09/10/15, \$0 bond.
2. Determination of Conservatee's Appropriate Level of Care form GC-355 and Care Plan filed 01/20/15.
3. Notification of Conservatee's rights per Pr.C.§1830(c) filed 10/02/18 .
4. Ex parte petition to dispense with accounting filed 10/02/18 covering the period of 01/28/15-06/07/18 is rejected. **Need** completed proof of service (page 2) of Ex Parte Petition.
5. Final Inventory & Appraisal per Pr.C.§2610 filed 10/02/18; however, missing date of appointment of conservator at caption and missing financial statements to support balance. **Need** same.



6. **Need** Proof of service of Inventory & Appraisal to include Instructions for Objection per Pr.C.§2610.
7. 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.
8. Declaration of unsuccessful service of citation for Gloria Thomas filed.

#### RECOMMENDATION

Need to clear notes 4-6.

(lc/ww/lc/cs/ww/cs)

Superior Court of Calif, County of San Bernardino

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

-----  
DATE: 10/15/18 TIME: 9:30 DEPT: S37P  
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CASE#: CON PS1400167

CASE NAME: MTR BRIAN MCGINNIS

**SEE ALSO 7**

HEARING:

Accounting Review by \*\*\*

COUNSEL:

THERESA MCGINNIS	(CPE)...SAMUEL CROWE & ASSOCIATES
PETER MCGINNIS	(CPE)...SAMUEL CROWE & ASSOCIATES
BRIAN MCGINNIS	(CEP/PCE)...LENITA A SKORETZ
GLORIA DYANN THOMAS	(PCR)...BRIAN G THORNE
G. DYANN THOMAS	(OBJ)...PRO/PER

See notes on matter #7.

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

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DATE: 10/15/18 TIME: 9:30 DEPT: S37P  
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CASE#: CON PS1400317

CASE NAME: MTR OF KNUD ANDERSEN

HEARING:

SECOND Account and Report of JENS ANDERSEN and Petition for allowance of fees filed.

COUNSEL:

JENS ANDERSEN	(CPE)...MATTHEW E SHEASBY
KNUD ANDERSEN	(CEP)...E JOAN NELMS
KNUD ANDERSEN	(PET)...JAMES B CHURCH

GENERAL INFORMATION

Conservatee passed Away on 08/08/17

THIS CASE SET FOR HEARING ON Second Account and Post Death Account and Petition for Allowance of Fees by **Jens Andersen, son/Petitioner**

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

1. Accounting period 06/01/16 – 02/21/18 (Pre and Post death account periods).
2. Assets on hand \$514,934.74 of which \$46,280.65 is cash.
3. Bond set at \$507,000.00.
4. Petitioner paid Arnie Muderspach, Lis Lund-Nielsen, Elsie Muderspach, Adrienne Jackson, American Companion Care, Bide-A-Bode, L&L Live and Parent Care, Management services for caregiver services. **Need** verified declaration that payment was received for the dates services were provided per local rule 20-1406(c).
5. Petitioner indicates Saticoy property promissory note payout were placed in CD account with Bank of America. Petitioner alleges that Bank of America keeps records of the current, starting, and roll over balances for the CD account and statement cannot be provided. **Need** statement to support the end of the account balance.
6. Question the reimbursements of \$4,807.19 [LFp.32] to Anelise Andersen and newspaper subscription to the Sun of \$478.46[LFp24]? **Need** verified supplement
7. Attorney requests total fees of \$30,325.40 of which he requests the court order payment of \$7,128.07 at this time. **Need** itemization.

8. Petitioner requests approval for payment of court approved attorney fees of \$56,098.43. **Need** further clarification regarding fees.
9. Petitioner requests the Court confirm \$23,197.33 in unauthorized attorney's fees collected by CKB Vienna to CK Vienna, or in the alternative expunge these fees.  
**JTD**
10. Court order Bank of America unfreeze Conservatee's bank of America account xx2386.
11. Petitioner requests the court approve distribution of estate's assets to the Administrator of Conservatee's Estate.
12. Proposed Order: 08/23/18 attorney's fees are not consistent with accounting report and the request for costs reimbursement has not been requested.

#### RECOMMENDATION

Need to clear notes 4-8. Court's discretion. If approved, set hearing re final discharge for **10/28/19**.

(cs)

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

-----  
DATE: 10/15/18 TIME: 9:30 DEPT: S37P  
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CASE#: CON PS1600168

CASE NAME: MTR OF JESSE CHARLES WHITE  
HEARING: Conservatorship Compliance Review Hearing on PETITION FOR  
CONSERVATORSHIP of LINDA CHARLENE WHITE

COUNSEL:

LINDA CHARLENE WHITE (PET)...PRO/PER  
JERRY ALLEN WHITE (PET)...PRO/PER  
JESSE CHARLES WHITE (PCE)...MITCHELL I ROTH

GENERAL INFORMATION:

**Continue from 06/11/18 to clear probate notes. Notice to be given by Mr. Roth**

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. Jerry and Linda White, paternal grandparents/adoptive parents were appointed as temporary conservators of the person only on 11/17/16, no bond.
2. Linda White, paternal grandmother/adoptive mother, appointed general conservator of the person on 11/06/17, no bond.
3. Jerry White, paternal grandfather/adoptive father, appointed conservator of the person and estate on 11/06/17, \$25,000.00 bond.
  - a. Bond filed on 03/06/18.
  - b. **Need** general letters by Linda as to the conservatorship of the person.
  - c. **Need** general letters by Jerry as to the conservatorship of the estate.
4. **Need** Notification of Conservatee's rights per Pr.C.§1830(c).
5. **Need** Determination of Conservatee's Appropriate Level of Care form GC-355.
6. **Need** Care Plan in accord with Pr.C.§2352.5.
7. **Need** Final Inventory & Appraisal per Pr.C.§2610.
8. **Need** proof of service of Inventory & Appraisal including Instructions for Objection per Pr.C.§2610.
9. 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

Need to clear notes 3-9.

(ww/cs)

Future Hearing: 11/19/18 Accounting Review

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

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DATE: 10/15/18 TIME: 9:30 DEPT: S37P  
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CASE#: CON PS1600177

CASE NAME: ARNETTA BROOKS

**SEE ALSO 11A**

HEARING:

Accounting Review by \*\*\*

COUNSEL:

ALESIA SONYA DIGGS (PET)...PRO/PER  
ARNETTA BROOKS (CEP)...MITCHELL I ROTH

#### GENERAL INFORMATION

Continued from **11/27/17**. Court determines Norvella Brooks is the successor trustee of the estate and takes jurisdiction over the 210 Arnetta Brooks Revocable Trust. A new probate case is to be opened with this trust and be set to trail this matter. Court order a copy of the \$375 bond taken out with Bond Services and a copy of the escrow settlement statement be filed and served by 12/01/17. Counsel agree to accept service by email or fax. Court determines accounting on the conservatorship is dependent upon the accounting of the trust. Ms. Koretz reports a deceased sister has a will that will be probated in San Francisco. The Court sets receipt of bond of \$375,000 in the trust matter. Said bond was filed prior to the setting of the bond hearing. Bond hearing not set. Accounting in trust matter to be set to trail this hearing.

Continued from **03/19/18**. Reason: ill/family members ill. Petitioner advised to clear probate notes.

**Continue from 06/11/18 Patrick Dana gives an oral report to the court. The court orders bank statements and checks from the time Roderick Brooks began as conservator/trustee from the accounts that the mortgage payments were made to and from be given to Mr. Dana directly. The court orders that the car which is the property of the conservatee be returned by close of business Friday, 6/15/18. Norvella Brooks is ordered to notify counsel when the car is returned. The Court orders that the nephew who is in possession of the car and who has approximately \$17,000 in bridge tolls make a plan to pay the tolls. Those tolls are not to be paid from the estate/trust. The court orders that any and all information including deeds of burial plots and contacts for burial be provided by 6/12/18. The court orders that escrow statements and any other documents regarding the sale of the home in the trustee's possession be filed and served by 6/15/18. The Court admonishes the parties that regardless of any hard feelings between family members, the parties have an obligation to the estate/trust to cooperate in exchanging documents and**

**securing the assets of the estate/trust. The Court sets matter for mediation and orders mediation briefs filed two weeks in advance of mediation. The representatives of Darlene Brooks and Robert Brooks who have passed away are to be present at mediation. Status of mediation set for 08/15/18 at 09:30 in department s37p. Notice to be given by Norvella Brooks.**

THIS CASE SET FOR HEARING ON Accounting review by Alesia Diggs

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

1. Alesia Diggs, appointed temporary conservator of the person and estate on 07/07/16, no bond. Thereafter appointed general conservator of the person and estate on 09/19/16, \$20,000 bond.
  - a. Bond filed on 09/19/16.
  - b. **Need** general order and letters.
2. **Need** copy of the escrow settlement statement as directed by Court on 11/27/17.
3. **Need** to file a probate for trust matter as directed by Court on 11/27/17.
4. **Need** Inventory and Appraisal per Pr.C. §2610.
5. **Need** proof of service of Inventory and Appraisal including Instructions for Objection per Pr.C. § 2610.
6. **Need** Notice of death of conservatee per Pr.C. §2361.
7. **Need** 1<sup>st</sup> and Final to include pre and post death periods beginning with 07/07/16.
8. **Declaration of Alesia Diggs re Norvella Brooks having possession of vehicle, proof of sale of real property, bank statements for the period of 01/11-06/16.**
9. Trustee Bond in the amount of \$375,000 filed 11/27/17.
10. Report of Counsel Roth filed on 05/11/18.

#### RECOMMENDATION

Need to clear notes 1-7. Inquire status of accounting. When an accounting is not filed as required, the court shall take action as specified in Pr.C. § 2620.2.

(cs/ww/cs)

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

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DATE: 10/15/18 TIME: 9:30 DEPT: S37P  
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CASE#: CON PS1600177

CASE NAME: ARNETTA BROOKS

**SEE ALSO 11**

HEARING:

Hearing Re: Confirmation of Settlement

COUNSEL:

ALESIA SONYA DIGGS

(PET)...PRO/PER

ARNETTA BROOKS

(CEP)...MITCHELL I ROTH

GENERAL INFORMATION:

THIS CASE SET FOR HEARING ON *Confirmation Settlement*

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

1. Matter was set on 09/19/18 during status of mediation hearing, wherein, parties reached a settlement – reach into the record.
2. Attorney Skoretz to prepare and submit settlement agreement.
3. **Need** status of settlement agreement.

RECOMMENDATION:

Court's discretion.

(cs)



Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

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DATE: 10/15/18 TIME: 9:30 DEPT: S37P  
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CASE#: CON PS1600339

CASE NAME: PATRICK BOYD DAHL

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR  
CONSERVATORSHIP of DAVID K DAHL

COUNSEL:

DAVID K DAHL

(PET)...PRO/PER

MARLENE P DAHL

(PET)...PRO/PER

PATRICK BOYD DAHL

(CEE)...JAMES B CHURCH

GENERAL INFORMATION:

Continued from **10/25/17**.

Continued from **12/27/17** at request of Court. Counsel will assist petitioner in preparing compliance documents. Counsel reports a petition adding a granddaughter as co-conservator may be filed.

Continued from **03/19/18**. Reason: family having medical issues

**Continue from 06/11/18 at request of court to clear probate notes**

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. David and Marlene Dahl, parents, appointed limited co- conservators of the person only on 03/22/17.
2. **Need** Notification of Conservatee's rights per Pr.C.§1830(c).
3. **Need** Determination of Conservatee's Appropriate Level of Care form GC-355.
4. **Need** Care Plan in accord with Pr.C.§2352.5.

RECOMMENDATION:

Need to clear notes 2-4.

(ww/lh/cs/ww/cs)

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

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DATE: 10/15/18 TIME: 9:30 DEPT: S37P  
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CASE#: CON PS1700077

CASE NAME: MTR OF DAVID CASTILLO

HEARING:

Conservatorship Compliance Review Hearing on PETITION FOR  
CONSERVATORSHIP of ELIAS CASTILLO

COUNSEL:

ELIAS CASTILLO (CP)...PRO/PER  
DAVID CASTILLO (CTP)...CRAIG M PARKER

GENERAL INFORMATION:

**Continue from 05/21/18 Public Guardian is assisting to find new placement for conservatee. Current conservator will remain. Public Guardian has also determined that IRC has denied request for services for conservatee. Notice to be given by Mr. Parker.**

THIS CASE SET FOR HEARING ON Compliance Review.

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

1. Elias Castillo, father, appointed conservator of the person only on 10/16/17, no bond.
  - a. Public Guardian appointed as temporary successor conservator of the person only, no bond on 02/22/18. Does court wish to vacate orders. JTD
2. Notification of Conservatee's rights per Pr.C. §1830(c) filed 11/16/17 and Supplemental filed 05/30/18.
3. Determination of Conservatee's Appropriate Level of Care form GC-355 and Care Plan in accord with Pr.C. §2352.5 filed 11/16/17.

RECOMMENDATION

Court's discretion re note 1a.

(ww/cs)

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

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DATE: 10/15/18 TIME: 9:30 DEPT: S37P  
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CASE#: CON PS1700428

CASE NAME: RIGOBERTO LOPEZ SANCHEZ

HEARING:  
Petition for Appointment of Conservator

COUNSEL:

ROSA SANCHEZ LOPEZ (CP)...PRO/PER  
RIGOBERTO LOPEZ SANCHEZ (CTP)...CANDICE A GARCIA-RODRIGO

GENERAL INFORMATION

Continued from **12/27/17** to clear notes, report of counsel and for IRC report  
Continued from **03/19/18**. The Court excuses listing father on list of required contacts and accepts declaration of due diligence as to father. Counsel has been given the correct phone number of petitioner so she will be able to contact her client. The case is referred to Legal Aid for legal assistance.

**Continued from 06/11/18 at requests of Court to give notice to Maria Lopez. Court accepts capacity declaration as submitted to the court. The Court does not accept due diligence declaration as to Maria Lopez.**

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

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

1. No bond- person only
2. Petitioner seeks orders related to powers per Pr. C. §2351.5 to fix residence, access confidential records, limit right to contract. **JTD**
3. Petitioner seeks civil rights not be limited without court order. **JTD**
4. Petitioner seeks medical powers. Capacity Declaration filed 03/23/18; however, Doctor failed to date signature on last page but did date signature on 1<sup>st</sup> page. **JTD**.
5. Proposed conservatee is developmentally disabled. Report of Counsel Garcia-Rodrigo filed 03/08/18 and Second report filed on 04/04/18.
6. Proposed conservatee is developmentally disabled. IRC report filed 03/15/18.
7. Citation with proof of service filed on 03/15/18; however, service date was only 5 days' prior to the hearing. **JTD**.
8. Certificate of Completion of the Conservatorship Training Class filed 02/01/18.

9. CI Report filed 12/15/17.
10. ~Proposed Form Order: 11/22/17

**RECOMMENDATION**

Court's discretion. If approved, set hearing for Compliance Review for **05/20/19** 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/cs/ww/cs)

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

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DATE: 10/15/18 TIME: 9:30 DEPT: S37P  
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CASE#: CON PS1800128

CASE NAME: Jesus Estella Lopez Rodriguez

**SEE ALSO 15A**

HEARING:

Petition for Appointment of Conservator

COUNSEL:

JOSE MANUEL ROSAS (CP )...  
VICTORINA RODRIGUEZ ROSAS (CP )...  
JESUS ESTELLA LOPEZ RODRIGUEZ (CTP)...EDWARD B FISCHEL

GENERAL INFORMATION

**Continued from 06/11/18 at request of Court to clear probate notes. Referred to Court Investigator for investigation and report. Court investigator notified. The Court requests IRC provide a report to the court. Clerk's office to notify IRC. The Court orders Mr. Fischel personally interview family and prepare a report. Case is referred to legal aid for legal assistance.**

THIS CASE SET FOR HEARING ON Petition for Appointment of Limited Conservator person only by Jose and Victorina Rosas, step-father and mother

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

1. No bond- person only
2. Petitioner seeks medical powers. Capacity Declaration filed 04/30/18.
3. Proposed conservatee is developmentally disabled. Report of Edward Fischel appointed counsel filed 06/06/18. **Supplemental report filed 10/05/18**
4. Proposed conservatee is developmentally disabled. **Need** IRC report.
5. Petitioners request Pr. C. § 2351.5 powers to secure habilitation or treatment, training, education, medical, psychological services, social/vocational opportunities, authority to fix the residence/dwelling; authority to access confidential records/documents/reports & other info regarding the proposed conservatee, including those in the possession of the Regional Center, authority to control the right of conservatee to contract, authority to make & consent to medical decisions for the conservatee.
6. Petitioner seeks civil rights not be limited without court order.

7. List of Required Contacts (Local form SB-12224) is missing Matias Lopez, biological father and John Lopez, brother. **JTD**.
8. Request to Excuse Notice with Due Diligence Declaration filed 07/19/18 as to father, Matias Lopez. **JTD**
9. **Need** Certificates of Completion of the Conservatorship Training.
10. **Court Investigator's Notice of No Report filed 09/28/18. Notice of no report filed 05/30/18. Need** CI report.
11. ~Proposed Form Order: 04/30/18

#### RECOMMENDATION

Need CI and IRC reports, and to clear notes 9. If approved, set hearing for Compliance Review for **05/20/19** 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.

(ww/cs)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

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DATE: 10/15/18      TIME: 9:30      DEPT: S37P  
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CASE#: CON PS1800128

CASE NAME: Jesus Estella Lopez Rodriguez

**SEE ALSO 15**

HEARING:

OSC re: Dismissal

COUNSEL:

JOSE MANUEL ROSAS (CP )...

VICTORINA RODRIGUEZ ROSAS (CP )...

JESUS ESTELLA LOPEZ RODRIGUEZ (CTP)...EDWARD B FISCHER

GENERAL INFORMATION:

THIS CASE SET FOR HEARING ON OSC re: Dismissal on

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

1. Matter set on 10/01/18, wherein, the court read and considered the Notice of No Report by Court Investigator filed 09/28/18.

RECOMMENDATION:

Court's discretion.

(cs)

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

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DATE: 10/15/18 TIME: 9:30 DEPT: S37P  
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CASE#: CON PS1800129

CASE NAME: MTR OF RONALD BENJAMIN TAFOYA

HEARING:  
Petition for Appointment of Conservator

COUNSEL:

JAMES CASTANEDA (CPE)...PRO/PER  
RONALD BENJAMIN TAFOYA (CEP)...WALTER T. MOORE

GENERAL INFORMATION

James Castaneda appointed as temporary conservator of the person and estate on 05/07/18, \$50,000.00 bond. Attorney Walter Moore appointed for proposed conservatee. **Continued from 06/11/18 at request of Court to clear probate notes. Petitioner admonished to work with the Court Investigator for report to be prepared. Referred to Court Investigator for investigations and report. Court Investigator notified. The case is referred to legal aid for legal assistance.**

THIS CASE SET FOR HEARING ON Petition for Appointment of Conservator person and estate by James Castaneda, friend

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

1. Bond of \$50,000.00 ordered on 05/07/18. Ok.
2. Petitioner seeks medical powers. Capacity Declaration filed 04/30/18.
3. Petitioner seeks dementia powers. Attorney Walter Moore appointed as counsel. **Need** report of Counsel.
4. Section 4 indicates that proposed conservatee is receiving or entitled to receive benefits from the VA; however, estimated amount of monthly benefit payable was not provided. Court to Inquire. [LF pg. 5]
5. Section 11 lists no relatives; however, petitioner indicates in attachment 3f(1) and 3(f)2 that proposed conservatee has a brother, sister with whom he is estranged from and 2 sons with whom he does not have any contact or relationship with. Does Court wish for a verified supplement to be filed with these relatives listed? **JTD**
6. Court to see Confidential Screening form.
7. Court to see Confidential Supplemental form. [LF. pg 4]
8. **Need** List of Required Contacts (Local form SB-12224).



9. **Need** Court Investigator Referral Report (Local form SB-360)
10. **Need** Notification of Court of Conservatorship Address. (Local form SB-14522)
11. **Need** return of citation.
12. **Need** Certificate of Completion of the Conservatorship Training Class.
13. **Need** Notice of Hearing and proof of service.
14. **CI reports filed 05/30/18. Court ordered Special Report filed 10/02/18.**
15. No Form Order Provided.

#### RECOMMENDATION

Need Report of Counsel and to clear notes 8-13. Bond \$50,000.00. If approved, set hearing for Compliance Review for **05/20/19** 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; Inventory & Appraisal, and Proof of Service if 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 **12/23/19** Any accounting to be filed 30 days in advance.

(ww/cs)

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

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DATE: 10/15/18 TIME: 9:30 DEPT: S37P  
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CASE#: CON PS1800138

CASE NAME: JAMES ARMOUR HARWELL III

HEARING:

Petition for Appointment of Conservator

COUNSEL:

ANN HARWELL BROOKS (CPE)...MARK H MCGUIRE  
JAMES ARMOUR HARWELL III (CEP)...PRO/PER  
ELISABETH LONGO (TP )...

GENERAL INFORMATION

Anne Brooks appointed as temporary conservator of the estate only on 05/14/18,  
\$50,000.00 bond. Bond filed 05/17/18.

**Continued from 06/11/18 at request of Court to clear probate notes. Application to publish to be filed. Counsel reports this petition is for conservatorship of the estate only.**

THIS CASE SET FOR HEARING ON Petition for Appointment of Conservator ~~person and~~  
estate by Anne Brooks, sister

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

1. Petitioner seeks bond of \$10,000.00 but then indicates that a minimum bond of \$20,000 be given and will increase bond once she has access to the accounts.
  - a. **Supp. 06/07/18 requests bond of \$150,000. Asset value appears to be \$162,474.33. Suggest bond of 180,000**
  - b. **Supp. filed 10/04/18 indicates a draft inventory with estimated estate assets of approximately \$250,000 and request bond of \$250,000. Court to clarify assets on hand in order to determine appropriate bond. JTD.**
2. Attachment 3f(1) & (2) make reference to Confidential Supplement Form GC-312. [LF pg. 10] **JTD**
3. Section 8 of petition does not list Brian S. Brooks, brother. **Need** verified supplement.
4. **Need** return of citation.

- a. Supp. filed 06/07/18 indicates conservatee is missing somewhere in Mexico and Petitioner is unable to locate him for the purposes of notice and citation.  
**JTD.**

5. Certificate(s) of Completion of the Conservatorship Training filed 06/04/18.
6. Notice of no Report by CI report filed 05/30/18.
  - a. Court to see sup filed 06/07/18 [LF p. 5]
7. ~Proposed Form Order: 05/07/18

#### RECOMMENDATION

Need to clear notes 3. Bond in the amount of \$50,000.00 is filed. If approved set hearing re Accounting Review for **12/23/19**. Any accounting to be filed 30 days in advance.

(ww/cs)

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

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DATE: 10/15/18 TIME: 9:30 DEPT: S37P  
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CASE#: CON PS1800190

CASE NAME: BRANDON TAZ BULMAN

HEARING:

Petition for (Amended) For Appointment of Probate Conservator of  
the Person Limited

COUNSEL:

STEPHANIE BULMAN	(CP )...PRO/PER
BRANDON TAZ BULMAN	(CTP)...ROSE C ROSADO
PAUL BULMAN	(OBJ)...PRO/PER

Waiver of Court Fees and Costs filed by BRANDON TAZ BULMAN is GRANTED

GENERAL INFORMATION

Temporary orders denied on 06/28/18.

THIS CASE SET FOR HEARING ON **[Amended 08/28/18]** Petition for Appointment of  
Limited Conservator, of the person only, by Stephanie Bulman, [mother/Petitioner]

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

1. Petition for appointment of conservator, by Stephanie Bulman, was continued to 12/17/18, wherein attorney Rose Rosado was appointed, notice to IRC and report was needed.
2. This Amended petition appears to supplement Petition for Appointment of Conservatorship. Does Court wish to trail matter to 12/17/18? **JTD**
3. Request to Excuse Notice with Due Diligence Declaration filed 07/20/18 as to John Brannon (father). **JTD**
1. Petitioner seeks powers and duties under section 2351-2358 to fix residence, have access to all confidential records, limit right to contract, authority to make and consent to all medical decisions
4. Petitioner seeks civil rights not be limited without court order.
5. Section 3g indicates conservatorship or equivalent proceedings have been commenced in Laramie, Wyoming by step-father [LFp. 5]. Stipulated dismissal was reached. [Declaration 08/28/18, LFP.3].
6. Proposed conservatee is developmentally disabled. **Need** report of Rose Rosado, court appointment of counsel.
7. Proposed conservatee is developmentally disabled. **Need** IRC report.

8. Petition is incomplete as to section 1g re medical powers; however section 9 re medical treatment is completed and indicates Capacity Declaration will be filed.  
**Need** Capacity Declaration .
9. **Need** notice of hearing and proof of service as to amended petition to include IRC per Pr.C. §1461.4.
10. **Need** Return of Citation.
11. **Objection filed 06/28/18 by Paul Bulman, presumed father.**
12. **Several Declarations filed 07/24/18 in support of Objections of Paul Bulman.**
13. Certificate of Completion of the Conservatorship Training Class for Stephanie Bulman filed 07/06/18.
14. Declaration of Petitioner filed 08/28/18 re restraining orders.
15. Court Investigator report filed 07/24/18
16. ~Proposed Form Order: 06/21/18

#### RECOMMENDATION

Matter is contested.

Need to clear notes 8-10. If approved, set hearing for Compliance Review for **05/20/19** 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.

(cs)

Future Hearing: 12/17/18 Petition for Appointment of Conservator

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

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DATE: 10/15/18 TIME: 9:30 DEPT: S37P  
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CASE#: CON PS1400051

CASE NAME: Shawn P Hughes

HEARING:

Petition for ORDER REFERRING CONSERVATEE FOR AN ASSESSMENT BY  
THE MENTAL HEALTH INVESTIGATOR OF SB

COUNSEL:

ARTHUR A CAPPILLA

(CPE)...J. DAVID HORSPOOL

SHAWN P HUGHES

(CEP)...EDWARD B FISCHER

BARBARA E BOWERSOCK

(TP )...BARBARA E BOWERSOCK

GENERAL INFORMATION:

Continued from **04/04/17 and 07/24/17** at request of counsel.

Continued from **10/16/17** to be heard by Judge Reichert.

Continued from **04/23/18** at request of counsel to be heard after hearing in criminal matter.

Continued from **07/16/18** Ramona Verduzco requests a continuance for a representative from Department Of Behavioral Health to be present at the next hearing date.- position paper to be filed by 4pm August 20, 2018.

**Continued from 09/17/18 County Counsel reports criminal matter has jurisdiction and Dept. of Behavioral Health has no authority to act in this matter without a referral by the criminal court.**

THIS CASE IS SET FOR HEARING ON Petition for Order Referring Conservatee for an Assessment by the Mental Health Investigator of San Bernardino County [Welfare & Inst. Code § 5650.5].

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

1. Petitioner, Arthur A. Capilla, is the conservator of the person and estate of Shawn Hughes. Petitioner was subsequently appointed as the LPS Conservator of the person, but that conservatorship proceeding was terminated. Both the probate conservatorship and the LPS conservatorship proceedings were pending in Riverside County, when, on 02/7/14, the probate conservatorship was transferred to San Bernardino County.
2. Petitioner alleges the LPS conservatorship was to have been transferred at the same time, but, due to a clerical error, it was not transferred to San Bernardino

County until 03/10/14, after it was terminated by operation of law. Petition indicates there is currently no pending LPS proceeding for Shawn Hughes.

3. Petition indicates that on 06/22/13, Shawn Hughes was arrested in the related case and on 11/14/13, Shawn was found mentally incompetent. On 03/20/15, Shawn was found mentally competent to stand trial and the criminal proceedings were reinstated.
4. Petitioner states that on 02/07/17, Petitioner was informed that Shawn was going to be readmitted to Patton State Hospital for further treatment for his mental capacity.
5. Petitioner proffers Welfare & Inst. Code § 5650.5 as authority for this Court to re-establish the LPS Conservatorship and requests this matter be referred to the Mental Health Investigator of the County of San Bernardino, or to such other person or entity that has been designated by the Director of the San Bernardino County Department of Behavioral Health, for an assessment by the local mental health system to determine if the conservatee has a treatable mental illness, including whether the conservatee is gravely disabled as result of a mental disorder and is unwilling to accept, or is incapable of accepting, treatment voluntarily; and directing that the assessment be filed with this Court within 30 days from the date of the referral.
6. **Confidential Assessment filed 04/04/17.**
7. **Report of Court-Appointed Attorney, Edward B. Fischel, filed 06/20/17.**
8. Notice given.
9. ~Proposed Order 02/22/17.

RECOMMENDATION:

Court's discretion.

(nb/cs)