

1. 23PR0148 ESTATE OF BARKLEY
Petition for Final Distribution

Letters Testamentary were issued on August 30, 2023, granting Petitioner full authority under the Independent Administration of Estates Act.

A Final Inventory and Appraisal was filed on February 13, 2024. Waivers of Account were executed by all of the heirs entitled to distributions under the estate.

Proof of Service of Notice of the hearing on the Petition was filed on May 28, 2024. No one has filed a request for special notice in this proceeding.

The proposed distribution of the estate includes complete distribution to Lisa C. Facino, as Trustee of the Donna D. Bird Revocable Trust, to then be distributed according to the terms of the Trust.

The Petition complies with Local Rule 10.07.12 in containing a statement regarding California and federal income and estate taxes.

The Petition requests:

1. The administration of the estate be brought to a close;
2. The First and Final Report be approved;
3. All acts and proceedings of the Executor be confirmed and approved;
4. The Executor be authorized to pay statutory attorney fees in the amount of \$23,247.50, plus \$1,509.76 for costs advanced to the estate;
5. The Executor be authorized to pay herself \$23,247.50 in statutory compensation;
6. Approval of distribution of the estate pursuant to the Petition for Final Distribution; and,
7. Distribution of the estate in Petitioner's hands and any other property of the estate not now known or later discovered be distributed to the beneficiaries as set forth in the Petition.

TENTATIVE RULING #1:

ABSENT OBJECTION THE PETITION IS GRANTED AS REQUESTED. ANY PERSON WHO HAS AN OBJECTION MAY MAKE IT ANY TIME, EVEN ORALLY AT THE HEARING (PROBATE CODE § 1043).

A STATUS OF ADMINISTRATION HEARING IS SET FOR 8:30 A.M. ON MONDAY, JULY 7, 2025, IN DEPARTMENT NINE.

IF A PARTY OR PARTIES WISH TO APPEAR BY ZOOM, PLEASE CONTACT THE COURT AT (530) 621-5867 AND MEETING INFORMATION WILL BE PROVIDED.

2. 24PR0134 ESTATE OF JOHNSON
Petition for Letters of Administration

Letters of Special Administration were issued on May 20, 2024, with an expiration date of July 29, 2024. Petitioner has not filed a Petition for Letters of Administration.

Decedent died intestate on April 20, 2024, survived by spouse and an adult daughter. Petitioner is decedent's husband.

The Petition requests full authority under the Independent Administration of Estates Act.

Waivers of bond have been filed with the court by the heirs.

A Duties/Liabilities statement (DE 147/DE 147s) was filed on May 16, 2024 and May 17, 2024.

There is no proof of service of notice of the Petition on file with the court, as required by Probate Code § 8110. If the estate consists solely of community property, proof of service of notice of the hearing would not be required because Petitioner is the surviving spouse.

There is no proof of publication on file with the court, as required by Probate Code §§ 8120, 8121.

TENTATIVE RULING #2:

MATTER IS CONTINUED TO MONDAY, AUGUST 5, 2024 AT 8:30 AM IN DEPARTMENT NINE.

A STATUS OF ADMINISTRATION HEARING IS SET FOR 8:30 A.M. ON MONDAY, JULY 7, 2025, IN DEPARTMENT NINE.

IF A PARTY OR PARTIES WISH TO APPEAR BY ZOOM, PLEASE CONTACT THE COURT AT (530) 621-5867 AND MEETING INFORMATION WILL BE PROVIDED.

**3. 24PR0119 ESTATE OF PEVC
Petition for Letters of Administration**

Decedent died intestate on May 30, 2001, survived by spouse and an adult daughter. Petitioner is decedent's daughter.

The Petition requests full authority under the Independent Administration of Estates Act.

Waiver of bond has been filed with the court by the heirs.

A Duties/Liabilities Statement (DE 147) was filed on April 29, 2024, but there is no DE-147s form on file with the court, as required by Local Rules of El Dorado County Superior Court, Rule 10.02.10.

There is no proof of service of notice of the Petition on file with the court, as required by Probate Code § 8110.

Proof of publication was filed on May 28, 2024.

TENTATIVE RULING #3:

MATTER IS CONTINUED TO MONDAY, AUGUST 5, 2024 AT 8:30 AM IN DEPARTMENT NINE.

A STATUS OF ADMINISTRATION HEARING IS SET FOR 8:30 A.M. ON MONDAY, JULY 7, 2025, IN DEPARTMENT NINE.

IF A PARTY OR PARTIES WISH TO APPEAR BY ZOOM, PLEASE CONTACT THE COURT AT (530) 621-5867 AND MEETING INFORMATION WILL BE PROVIDED.

**4. 24PR0120 ESTATE OF KNIGHT
Petition for Letters Testamentary**

Decedent died testate on January 29, 2023, survived by adult children. Petitioner is decedent's daughter.

The Petition requests full authority under the Independent Administration of Estates Act.

Proposed Executor is named as Executor in the Will.

The Will was not lodged with the court within 30 days of decedent's death, but is attached as an exhibit to the Petition and admitted to probate.

The Will waives bond.

A Duties/Liabilities statement (DE 147/DE 147s) was filed on June 20, 2024.

Proof of service of notice of the hearing on the Petition was filed on June 20, 2024.

There is no proof of publication on file with the court, as required by Probate Code §§ 8120, 8121.

TENTATIVE RULING #4:

ABSENT OBJECTION THE PETITION IS GRANTED AS REQUESTED, CONTINGENT ON FILING OF PROOF OF PUBLICATION. ANY PERSON WHO HAS AN OBJECTION MAY MAKE IT ANY TIME, EVEN ORALLY AT THE HEARING (PROBATE CODE § 1043).

A STATUS OF ADMINISTRATION HEARING IS SET FOR 8:30 A.M. ON MONDAY, JULY 7, 2025, IN DEPARTMENT NINE.

IF A PARTY OR PARTIES WISH TO APPEAR BY ZOOM, PLEASE CONTACT THE COURT AT (530) 621-5867 AND MEETING INFORMATION WILL BE PROVIDED.

5. 23PR0226 MATTER OF GALUSHA
Petition for Final Distribution

Letters Testamentary were issued on December 15, 2023, granting Petitioner full authority under the Independent Administration of Estates Act.

A Final Inventory and Appraisal was filed on February 26, 2024.

Waiver of Account was executed by the sole heir entitled to distributions under the estate.

Proof of Service of Notice of the hearing on the Petition was filed on May 16, 2024. No one has filed a request for special notice in this proceeding.

The proposed distribution of the estate includes complete distribution to decedent's daughter, Petitioner.

Petition complies Local Rule 10.07.12 by containing a statement regarding California and federal estate and income taxes.

The Petition requests:

1. The report and waiver of account be approved;
2. All acts of Petitioner be confirmed and approved;
3. The Administrator be authorized to pay herself \$7,770.12 in statutory compensation;
4. Approval of distribution of the estate to the persons entitled to it pursuant to the Petition for Final Distribution; and,
5. Distribution of the estate in Petitioner's hands and any other property of the estate not now known or later discovered be distributed to the beneficiaries as set forth in the Petition.

TENTATIVE RULING #5:

ABSENT OBJECTION THE PETITION IS GRANTED AS REQUESTED. ANY PERSON WHO HAS AN OBJECTION MAY MAKE IT ANY TIME, EVEN ORALLY AT THE HEARING (PROBATE CODE § 1043).

A STATUS OF ADMINISTRATION HEARING IS SET FOR 8:30 A.M. ON MONDAY, JULY 7, 2025, IN DEPARTMENT NINE.

IF A PARTY OR PARTIES WISH TO APPEAR BY ZOOM, PLEASE CONTACT THE COURT AT (530) 621-5867 AND MEETING INFORMATION WILL BE PROVIDED.

6. 24PR0136 THOMAS REVOCABLE TRUST
Petition to Confirm Validity of Trust, Trustee and Trust Assets

The settlor passed away on February 14, 2024. She established a Trust on April 18, 2013 and the Schedule A to that Trust lists two properties: 6118 Pony Express Trail and 6122 Pony Express Trail. No Will has been discovered, but the Trust clearly directs transfer into the Trust.

Petitioner previously submitted requests to the Court to properly title both properties into the Trust, and there is a Court Order granting this request dated August 25, 2021. The settlor became ill shortly thereafter and Petitioner inadvertently failed to re-title the properties.

Probate Code §850(a)(3)(B) authorizes a trustee to bring a petition “where the trustee has a claim to real or personal property...” Petitioner, as successor Trustee, has identified the two real property parcels as proper Trust assets. As stated, the properties were included in the Schedule A of the Trust and the Court previously ordered the properties to be re-titled in the name of the trust. Petitioner is requesting that the Court confirm that decedent’s 50% interest in the real property at 6118 Pony Express Trail and 75% interest in the real property located at 6122 Property Express Trail. Petitioner currently owns the properties with his wife, and the decedent.

Petitioner is also requesting an order determining that the Barbara A. Thomas Revocable Living Trust of 2013 is valid and that John M. Thomas is the current acting trustee of the Trust.

Petitioner and his brother are the surviving issue of decedent. The Trust names John M. Thomas as the successor Trustee. Petitioner’s brother is disinherited under the terms of the Trust.

Proof of Service of the hearing was filed on May 15, 2024, showing electronic service on Petitioner’s brother. There are Consents filed by Petitioner, his brother, and Petitioner’s wife, consenting to the Petition.

At the May 16, 2024 hearing, the Order was approved contingent upon stipulation submitted by all the parties. There is no Stipulation, but all parties did sign and file Consents.

TENTATIVE RULING #6:

ABSENT OBJECTION THE PETITION IS GRANTED AS REQUESTED. ANY PERSON WHO HAS AN OBJECTION MAY MAKE IT ANY TIME, EVEN ORALLY AT THE HEARING (PROBATE CODE § 1043).

IF A PARTY OR PARTIES WISH TO APPEAR BY ZOOM, PLEASE CONTACT THE COURT AT (530) 621-5867 AND MEETING INFORMATION WILL BE PROVIDED.