

December 16, 2024
Dept. 9
Probate Tentative Rulings

1.	PP20200066	CONSERVATORSHIP OF GRISHAM
Status Conference re Mediation		

Case was heard on September 16, 2024, at which time the parties updated the Court regarding mediation and a new, related person injury matter involving Petitioner. The hearing was continued to December 16, 2024.

TENTATIVE RULING #1:

APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, DECEMBER 16, 2024, 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.

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2.	23PR0242	ESTATE OF TERRELL
Status		

Letters of Administration were issued on January 25, 2024.

An Inventory and Appraisal was filed on September 19, 2024.

There is no Petition for Final Distribution on file with the court.

TENTATIVE RULING #2:

A STATUS OF ADMINISTRATION HEARING IS SET FOR 8:30 A.M. ON MONDAY, DECEMBER 15, 2025, IN DEPARTMENT NINE.

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3.	23PR0236	ESTATE OF MILLER
Final Distribution		

Letters of Administration were issued on December 11, 2023, granting Petitioner full authority under the Independent Administration of Estates Act.

A Final Inventory and Appraisal was filed on April 5, 2024. At the time the inventory and appraisal is filed, you must also file a change of ownership statement with the county recorder or assessor in each county where the decedent owned real property at the time of death, as provided in section 480 of the California Revenue and Taxation Code. It is unclear whether this was completed.

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 November 14, 2024. No one has filed a request for special notice in this proceeding.

The proposed distribution of the estate includes equal distribution amongst Gary Richard Miller, Gary William Miller, and Darla Miller.

The Petition requests:

1. The administration of the estate be brought to a close;
2. The Waiver of Accounting of Petitioner as Personal Representative be allowed;
3. All acts and proceedings of the Personal Representative be confirmed and approved;
4. All creditor claims not properly filed with the court and served on the estate be barred;
5. The Personal Representative be authorized to pay statutory attorney fees in the amount of \$4,348.62;
6. That waiver of statutory compensation to the Personal Representative be approved;
7. Approval of distribution of the estate to the persons entitled to it pursuant to the Petition for Final Distribution;
8. 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 #3:

APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, DECEMBER 16, 2024, IN DEPARTMENT NINE.

A STATUS OF ADMINISTRATION HEARING IS SET FOR 8:30 A.M. ON MONDAY, DECEMBER 15, 2025, IN DEPARTMENT NINE.

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4.	22PR0124	ESTATE OF COLOMBO
Status		

Receipts of Distribution have been filed.

There is no ex parte Petition for Final Discharge (Judicial Council Form DE-295) on file with the court.

TENTATIVE RULING #4:

AN ORDER FOR FINAL DISTRIBUTION HAVING BEEN ENTERED BY THE COURT ON OCTOBER 21, 2024, THE MATTER IS CONTINUED TO 8:30 A.M. ON MONDAY, OCTOBER 20, 2025, IN DEPARTMENT NINE, BY WHICH TIME THE COURT EXPECTS AN EX PARTE PETITION FOR FINAL DISCHARGE (JUDICIAL COUNCIL FORM DE-295) TO BE FILED WITH THE COURT.

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

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5.	24PR0295	ESTATE OF MUSHOLT
Petition to Determine Succession		

Decedent died on March 27, 2023, as a resident of Dobbins, California. The decedent died intestate. It seems this Petition was meant to be filed in a different County.

TENTATIVE RULING #5:

HEARING DROPPED FROM CALENDAR AND CASE DISMISSED FOR LACK OF JURISDICTION.

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6.	24PR0288	ESTATE OF ANDERSON
Letters of Administration		

Decedent died intestate on July 26, 2024, survived by a wife, who is the Petitioner.

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/DE 147s) was filed on October 30, 2024.

Proof of service of notice of the hearing on the Petition was filed on November 4, 2024.

Proof of publication was filed on November 20, 2024.

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)

A STATUS OF ADMINISTRATION HEARING IS SET FOR 8:30 A.M. ON MONDAY, DECEMBER 15, 2025, IN DEPARTMENT NINE.

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7.	PP20210046	ESTATE OF FINNIGAN
Status		

An Order for Final Distribution was entered on January 5, 2023.

There are no Receipts of Distribution on file with the court.

There is no ex parte Petition for Final Discharge (Judicial Council Form DE-295) on file with the court.

TENTATIVE RULING #7:

APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, DECEMBER 16, 2024, 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.

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8.	24PR0292	ESTATE OF REMENAK
Letters of Administration		

See related case, Estate of Remenak 24PR0293 (#10)

Decedent died intestate on April 12, 2023, survived by a husband (since deceased), and two adult sons. Petitioner is decedent's son.

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/DE 147s) was filed on November 1, 2024.

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 November 27, 2024.

TENTATIVE RULING #8:

HEARING CONTINUED TO MONDAY, JANUARY 27, 2025, AT 8:30 AM IN DEPARTMENT NINE TO ALLOW FOR THE PETITIONER TO CURE THE ABOVE-MENTIONED DEFECT.

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9.	24PR0258	ESTATE OF SHURPF AKA COSTA
Status		

A Petition for Letters Testamentary was filed. Several deficiencies were identified by the Court – no DE-147S on file, no proof of service of notice of the Petition, no proof of publication.

Case was called on November 4, 2024, and there was no appearance made by any party.

No additional documents have been filed.

TENTATIVE RULING #9:

APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, DECEMBER 16, 2024, IN DEPARTMENT NINE.

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10.	24PR0293	ESTATE OF REMENAK
Letters of Administration		

Decedent died intestate on April 9, 2024, survived by two adult sons. Petitioner is decedent's son.

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/DE 147s) was filed on November 1, 2024.

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 November 27, 2024.

TENTATIVE RULING #10:

HEARING CONTINUED TO MONDAY, JANUARY 27, 2025, AT 8:30 AM IN DEPARTMENT NINE TO ALLOW FOR THE PETITIONER TO CURE THE ABOVE-MENTIONED DEFECT.

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11.	22PR0298	ESTATE OF WILHELM
Status		

Letters of Administration were issued on December 28, 2022.

There is no Inventory and Appraisal on file with the court. No inventory and appraisal was filed within four months after letters were issued, as required by Probate Code § 8800(b).

Appearances are required or the Court will set this case for an Order to Show Cause hearing regarding potential sanctions.

TENTATIVE RULING #11:

APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, DECEMBER 16, 2024, IN DEPARTMENT NINE.

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12.	23PR0216	ESTATE OF WESTSMITH
Status		

Letters Testamentary were issued on May 21, 2024.

There is no Inventory and Appraisal on file with the court. Probate Code § 8800(b) requires that an Inventory and Appraisal be filed within four months of the issuance of letters.

TENTATIVE RULING #12:

APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, DECEMBER 16, 2024, IN DEPARTMENT NINE.

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13.	23PR0248	ESTATE OF TIMOTHY JAMES MARTIN
Status		

Letters Testamentary were issued on January 22, 2024.

There is no Inventory and Appraisal on file with the court. Probate Code § 8800(b) requires that an Inventory and Appraisal be filed within four months of the issuance of letters.

TENTATIVE RULING #13:

APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, DECEMBER 16, 2024, 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.

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14.	24PR0291	ESTATE OF FIDDLER
Letters of Administration		

Decedent died intestate on October 10, 2024, survived by his mother and father. Petitioner is decedent's mother. The Petition was filed on October 31, 2024.

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

Bond to be fixed at \$520,000.00 and furnished by an admitted surety insurer or as otherwise provided by law.

A Duties/Liabilities statement (DE 147/DE 147s) was filed on October 31, 2024.

Proof of service of notice of the hearing on the Petition was filed on November 7, 2024.

Proof of publication was filed on November 27, 2024.

A competing Petition was filed on November 12, 2024, by Kristin Miguel (professional fiduciary), who was nominated to serve as administrator by decedent's father. That Petition requests full authority under the Independent Administration of Estates Act with bond to be fixed at \$330,000.00 and furnished by an admitted surety insurer or as otherwise provided by law. A Duties/Liabilities statement (DE 147/DE 147s) was filed on November 12, 2024. That Petition is set for hearing on December 23, 2024.

TENTATIVE RULING #14:

HEARING CONTINUED TO DECEMBER 23, 2024, AT 8:30 AM 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.

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15.	24PR0296	ESTATE OF WILLIAM SCOTT MARTIN
Letters Testamentary		

Decedent died testate on September 8, 2024, survived by one adult daughter, who is the Petitioner.

The Petition requests full authority under the Independent Administration of Estates Act. Petitioner was named as Executors in the Will.

The Will was lodged with the court on November 1, 2024, and is admitted to probate.

The Will waives bond.

A Duties/Liabilities statement (DE 147/DE 147s) was filed on November 1, 2024.

Proof of service of notice of the hearing on the Petition was filed on November 4, 2024.

Proof of publication was filed on November 26, 2024.

TENTATIVE RULING #15:

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, DECEMBER 15, 2025, IN DEPARTMENT NINE.

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16.	24PR0309	MATTER OF MENDES
Letters Testamentary		

Decedent died testate on September 20, 2024, survived by two adult children. Petitioner is decedent's son.

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

The Will was lodged with the court on November 15, 2024. It is a holographic will, that names no Executor. The Will has not yet been admitted to probate.

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

A Duties/Liabilities statement (DE 147/DE 147s) was filed on November 14, 2024.

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 December 6, 2024.

TENTATIVE RULING #16:

HEARING CONTINUED TO MONDAY, JANUARY 27, 2025, AT 8:30 AM IN DEPARTMENT NINE TO ALLOW FOR THE PETITIONER TO CURE THE ABOVE-MENTIONED DEFECT.

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17.	24PR0161	BONSER REVOCABLE TRUST
Status		

Case was heard on December 2, 2024, and continued to December 16, 2024. Court expects an update regarding settlement efforts.

TENTATIVE RULING #17:

APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, DECEMBER 16, 2024, IN DEPARTMENT NINE.

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18.	PP20210130	MATTER OF SADDLE ROAD TRUST
Status		

Case was heard on September 16, 2024, and counsel requested a 90-day continuance for status.

TENTATIVE RULING #18:

APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, DECEMBER 16, 2024, IN DEPARTMENT NINE.

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19.	22PR0096	MATTHEW LITTRELL IRREVOCABLE SPECIAL NEEDS TRUST
Accounting		

The 5th Accounting and Report was approved on March 25, 2024, and the case is set for a hearing on the 6th Accounting and Report on March 16, 2026. Today's hearing is dropped from calendar.

TENTATIVE RULING #19:

- 1. HEARING DROPPED FROM CALENDAR.**
- 2. CASE REMAINS SET FOR AN ACCOUNTING HEARING ON THE 6TH ACCOUNT AND REPORT ON MARCH 16, 2026, AT 8:30 AM 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.