

February 10, 2025  
Dept. 9  
Probate Tentative Rulings

<b>1.</b>	<b>22PR0201</b>	<b>ESTATE OF PLANT</b>
<b>Status on Mediation/Trial Setting</b>		

<b>12.</b>	<b>22PR0202</b>	<b>ESTATE OF UNRUH</b>
<b>Status of Mediation/Trial Setting</b>		

**TENTATIVE RULINGS #1 AND #12:**

**APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, FEBRUARY 10, 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.**

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2.	25PR0001	ESTATE OF CUNNINGHAM
Letters of Administration		

Decedent died intestate on November 28, 2024, survived by one adult son. Petitioner is decedent's brother. According to Attachment 3g(2)(a) decedent's son does not wish to serve as Administrator and supports his uncle's appointment. 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 January 2, 2025.

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 January 24, 2025.

**TENTATIVE RULING #2:**

**ABSENT OBJECTION THE PETITION IS GRANTED AS REQUESTED, CONDITIONAL UPON RECEIPT OF PROOF OF SERVICE. 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, FEBRUARY 19, 2026, 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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3.	23PR0023	ESTATE OF CAVANA
Petition for Final Distribution		

Letters Testamentary were issued on June 20, 2023, granting Petitioner full authority under the Independent Administration of Estates Act.

A Final Inventory and Appraisal was filed on September 11, 2024. Waivers of Account were executed by all the heirs entitled to distributions under the Trust. Proof of Service of Notice of the hearing on the Petition was filed on January 30, 2025. No one has filed a request for special notice in this proceeding.

The proposed distribution of the estate includes full distribution to the Daniel M. Cavanagh, as Trustee of the Cloyd Doan Cavana Revocable Living Trust of 2015.

The Petition requests:

1. The administration of the estate be brought to a close without the requirement of an accounting;
2. All reported acts and proceedings of the Executor be confirmed and approved;
3. The Administrator be authorized to pay statutory attorney fees in the amount of \$10,975.10, plus \$1,270.06 for costs advanced to the estate;
4. The Petitioner be authorized to retain \$2,500.00 in closing expenses and to pay liabilities, and to deliver the unused part to the beneficiaries of the estate without further court order after closing expenses have been paid; 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 #3:**

**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)**

**THE HEARING CURRENTLY SET FOR MAY 19, 2025, IS DROPPED FROM CALENDAR.**

**AN ORDER FOR FINAL DISTRIBUTION HAVING BEEN ENTERED BY THE COURT ON FEBRUARY 10, 2025, THE MATTER IS CONTINUED TO 8:30 A.M. ON MONDAY, FEBRUARY 9, 2026, IN DEPARTMENT NINE, BY WHICH TIME THE COURT EXPECTS RECEIPTS AND 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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<b>4.</b>	<b>23PR0110</b>	<b>ESTATE OF SKINKLE</b>
<b>Petition for Final Distribution</b>		

At the hearing on August 12, 2024, counsel requested a date be put on calendar for the Petition for Final Distribution and November 4, 2024, was selected. On that date, there was no Petition for Final Distribution on file. The hearing was continued to February 10, 2025, and there is still no Petition on file. This hearing is dropped from calendar and a hearing for the Petition for Final Distribution will not be set until the Petition is in fact filed.

**TENTATIVE RULING #4:**

**HEARING DROPPED FROM CALENDAR.**

**A STATUS OF ADMINISTRATION HEARING IS SET FOR 8:30 A.M. ON MONDAY, AUGUST 11, 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.**

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5.	24PR0345	ESTATE OF MARKER
Letters of Administration		

Decedent died intestate on October 19, 2023, survived by one adult son, 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. It also appears that the sole heir is the Petitioner. A Duties/Liabilities statement (DE 147/DE 147s) was filed on December 27, 2024.

Pursuant to Probate Code § 1201, proof of service of notice of the hearing is not required because Petitioner is the only beneficiary of the estate.

Proof of publication was filed on January 24, 2025.

**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, FEBRUARY 19, 2026, 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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6.	24PR0156	ESTATE OF HOFFMAN
Petition for Final Distribution		

Letters of Administration were issued on July 26, 2024, granting Petitioners full authority under the Independent Administration of Estates Act. A Final Inventory and Appraisal was filed on August 12, 2024.

Waivers of Account were executed by all the heirs entitled to distributions under the estate. Proof of Service of Notice of the hearing on the Petition was filed on December 27, 2024. No one has filed a request for special notice in this proceeding.

The proposed distribution of the estate includes equal distribution between Keith Hoffman and Robert Hoffman.

The Petition requests:

1. The administration of the estate be brought to a close without the requirement of an accounting;
2. The First and Final Report filed with the Petition be approved;
3. All acts and proceedings of the Petitioners be confirmed and approved;
4. The Petitioners be authorized to pay statutory attorney fees in the amount of \$\$7,662.14, plus \$1,350.81 for costs advanced to the estate;
5. Approval of distribution of the estate to the persons entitled to it pursuant to the Petition for Final Distribution.

**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).**

**THE HEARING CURRENTLY SET FOR JULY 28, 2025, IS DROPPED FROM CALENDAR.**

**AN ORDER FOR FINAL DISTRIBUTION HAVING BEEN ENTERED BY THE COURT ON FEBRUARY 10, 2025, THE MATTER IS CONTINUED TO 8:30 A.M. ON MONDAY, FEBRUARY 9, 2026, IN DEPARTMENT NINE, BY WHICH TIME THE COURT EXPECTS RECEIPTS AND 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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<b>7.</b>	<b>23PR0058</b>	<b>ESTATE OF CAMPBELL</b>
<b>Petition for Final Distribution</b>		

Letters of Administration were issued on September 7, 2023, granting Petitioner full authority under the Independent Administration of Estates Act. A Final Inventory and Appraisal was filed on December 12, 2024.

Waivers of Account were executed by all the heirs entitled to distributions under the estate. Proof of Service of Notice of the hearing on the Petition was filed on January 30, 2025. No one has filed a request for special notice in this proceeding.

The proposed distribution of the estate includes 1/4 to H. Keith de Noble; 1/4 to Deborah de Noble aka Deborah de Noble Wilson; 1/4 to Timothy de Noble; 1/8 to Phillip D. Flanner III; and, 1/8 to Michael Flanner.

The Petition requests:

1. All reports acts and transactions of the Petitioner be confirmed and approved;
2. The Account, Report and Petition of Petitioner be allowed and approved;
3. The Petitioner be authorized to pay statutory attorney fees in the amount of \$13,939.85 to be divided as stated in the Petition, plus \$2,477.42 for costs advanced to the estate;
4. The Petitioner's payment of \$16,489.38 to himself as reimbursement for costs advanced on behalf of the estate is approved;
5. The Petitioner be authorized to retain \$3,285.00 in closing expenses for costs payable to El Dorado County Assessor's Office;
6. The Petitioner is authorized and directed to pay for any costs payable to the El Dorado County Assessor's Office;
7. The Petitioner is authorized and directed to withhold \$5,000.00 for any unexpected costs that arise;
8. The Petitioner is authorized and directed to distribute the residue of the Estate, now on hand or later discovered, as stated in the Petition.

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**TENTATIVE RULING #7:**

**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).**

**THE HEARING CURRENTLY SET FOR JULY 28, 2025, IS DROPPED FROM CALENDAR.**

**AN ORDER FOR FINAL DISTRIBUTION HAVING BEEN ENTERED BY THE COURT FEBRUARY 10, 2025, THE MATTER IS CONTINUED TO 8:30 A.M. ON MONDAY, FEBRUARY 9, 2026, IN DEPARTMENT NINE, BY WHICH TIME THE COURT EXPECTS RECEIPTS AND AN EX PARTE PETITION FOR FINAL DISCHARGE (JUDICIAL COUNCIL FORM DE-295) TO BE FILED WITH THE COURT.**

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8.	24PR0134	ESTATE OF JOHNSON
Spousal Property Petition		

Petitioner is the surviving spouse and personal representative of decedent, who died intestate April 20, 2024, survived by Petitioner and one adult daughter. A petition to administer the estate has been filed.

Probate Code § 100(a) provides that “[u]pon the death of a person who is married or in a registered domestic partnership, one-half of the community property belongs to the surviving spouse and the other one-half belongs to the decedent.”

Probate Code § 6401(a) states: “As to community property, the intestate share of the surviving spouse is the one-half of the community property that belongs to the decedent under Section 100.”

Probate Code § 13650 authorizes a surviving spouse to file a petition requesting an order that administration of all or part of an estate is not necessary because all or part of the estate is property passing to the surviving spouse.

The Petition in this case identifies residential real property, bank accounts, and a promissory note, that are the subject of the Petition.

There is no Notice of Hearing filed, and notice is required to those who stand to inherit under the estate. While Petitioner is the surviving spouse and the Petition alleges that the real and personal property at issue are community property, decedent was survived by a daughter. If there is an argument that any of the property was separate property, then decedent’s daughter would stand to inherit.

**TENTATIVE RULING #8:**

**APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, FEBRUARY 10, 2025, IN DEPARTMENT NINE.**

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<b>9.</b>	<b>24PR0032</b>	<b>ESTATE OF ALESSE</b>
<b>Compliance of Settlement</b>		

**TENTATIVE RULING #9:**

**APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, FEBRUARY 10, 2025, IN DEPARTMENT NINE.**

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<b>10.</b>	<b>24PR0054</b>	<b>ESTATE OF TARA</b>
<b>Petition for Final Distribution</b>		

Letters of Administration were issued on July 25, 2024, granting Petitioner full authority under the Independent Administration of Estates Act. A Final Inventory and Appraisal was filed on December 11, 2024.

Pursuant to Probate Code §6402, the Decedent's estate is subject to equal distribution between Tiatra Jubran and Krishnia McDaniel. However, both have previously assigned their entire interests in the Estate to Kristopher Dyas. (Attachments to Petition for Letters). Petitioner as sole beneficiary waives an accounting. There is no Notice of Hearing as Petitioner is the sole heir.

The Petition requests:

1. All acts and transactions of the Petitioner be confirmed and approved;
2. The Account, Report and Petition of Petitioner be allowed and approved;
3. The Petitioner be authorized to pay statutory attorney fees in the amount of \$7,000.00, plus \$2,359.35 for costs advanced to the estate;
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 #10:**

**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).**

**THE HEARING CURRENTLY SET FOR JUNE 2, 2025, IS DROPPED FROM CALENDAR.**

**AN ORDER FOR FINAL DISTRIBUTION HAVING BEEN ENTERED BY THE COURT ON FEBRUARY 10, 2025, THE MATTER IS CONTINUED TO 8:30 A.M. ON MONDAY, FEBRUARY 9, 2026, IN DEPARTMENT NINE, BY WHICH TIME THE COURT EXPECTS RECEIPTS AND AN EX PARTE PETITION FOR FINAL DISCHARGE (JUDICIAL COUNCIL FORM DE-295) TO BE FILED WITH THE COURT.**

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<b>11.</b>	<b>24PR0051</b>	<b>ESTATE OF EASTERBROOK</b>
<b>Petition for Final Distribution</b>		

Letters of Administration were issued on June 12, 2024, granting Petitioner full authority under the Independent Administration of Estates Act. A Final Inventory and Appraisal was filed on November 5, 2024.

Proof of Service of Notice of the hearing on the Petition was filed on December 27, 2024. No one has filed a request for special notice in this proceeding.

The proposed distribution of the estate includes 1/3 to Petitioner, and the remaining 2/3 to be divided equally amongst Petitioner's minor children Rylee Easterbrook, Reagan Easterbrook, William Evan Easterbrook and Willson Easterbrook. Petitions for Appointment for Guardian Ad Litem were filed on September 24, 2024. The funds distributed to the minors will be placed in blocked accounts at US Bank located at 3075 Sacramento Street in Placerville.

The Petition requests:

1. The administration of the estate be brought to a close and the First and Final Account and Report filed with the Petition be allowed and approved;
2. All reported acts and proceedings of the Administrator be confirmed and approved;
3. The Administrator be authorized to pay reduced statutory attorney fees in the amount of \$7,307.63 and \$2,391.50 for compensation for extraordinary services;
4. The Administrator be authorized to pay herself \$9,155.51 in statutory compensation; and,
5. Approval of distribution of the estate to the persons entitled to it pursuant to the Petition for Final Distribution.

**TENTATIVE RULING #11:**

**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).**

**AN ORDER FOR FINAL DISTRIBUTION HAVING BEEN ENTERED BY THE COURT ON FEBRUARY 10, 2025, THE MATTER IS CONTINUED TO 8:30 A.M. ON MONDAY, FEBRUARY 9, 2026, IN DEPARTMENT NINE, BY WHICH TIME THE COURT EXPECTS RECEIPTS AND AN EX PARTE PETITION FOR FINAL DISCHARGE (JUDICIAL COUNCIL FORM DE-295) TO BE FILED WITH THE COURT.**

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<b>12.</b>	<b>22PR0202</b>	<b>ESTATE OF UNRUH</b>
<b>Status of Mediation/Trial Setting</b>		

**See above, No. 1.**

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<b>13.</b>	<b>24PR0084</b>	<b>VISMAN FAMILY REVOCABLE TRUST</b>
<b>Review Hearing</b>		

**TENTATIVE RULING #13:**

**APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, FEBRUARY 10, 2025, IN DEPARTMENT NINE.**

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<b>14.</b>	<b>24PR0336</b>	<b>MATTER OF YORK-NORDERHAUG</b>
<b>Petition</b>		

Petitioner, Donna Lee Abreu (“Conservator” or “Petitioner”) was appointed Conservator of the Estate of Barbara Jean York-Norderhaug (“Barbara” or “Conservatee”) in the state of Hawaii. Notice of Intent to Register the Conservatorship (“Notice”) pursuant to Probate Code § 2014 was served on the relatives of the Conservatee on October 31, 2024. All required documents were attached to the Notice, which was filed with this Court on November 18, 2024.

This Court has jurisdiction, based on the allegations in the Petition of injury to Barbaa occurring in El Dorado County and the Respondents, Mary D. Bond (“Mary”) and Thomas Bond (“Thomas”), reside in El Dorado County. California Code of Civil Procedure (“CCP”) § 395(a). Additionally, the real property sought to be recovered by Petitioner is in El Dorado County. CCP § 392(a).

According to the Petition, starting in 2016, Barbara had medical conditions resulting in her needing assistance with her activities of daily living; Mary started acting as a caregiver and managed Barbara’s finances. Petitioner alleges that Mary convinced Barbara to sell several pieces of real property and then buy a property located at 5055 Arlington Way in El Dorado Hills (“the Property”). When the Property was purchased, title was put into Thomas and Mary’s names as joint tenants. Petitioner alleges that Barbara should have been included on the title. Mary moved Barbara into the Property, and allegedly took possession of Barbara’s social security and pension benefits.

In 2018, Petitioner alleges that Mary moved Barbara to an assisted living facility, and that by 2020, Barbara’s health and mental capacity were declining and Petitioner felt that Barbara was not receiving adequate care. Donna and Barbara agreed that Donna would take care of Barbara, and she moved to Hawaii to live with Donna. Petitioner alleges that Barbara was unaware that Mary used Barbara’s funds to purchase the Property and asked that the money be returned. Petitioner alleges that Mary stated she would return the money to Barbara.

The Petition states that Mary possesses a document allegedly signed by Barbara. That document was not attached to the Petition. The Petition alleges financial elder abuse and requests an order transferring the Property to the Conservator with imposition of a constructive trust, along with attorney’s fees and damages. There is no medical report showing Barbara’s condition when the property was purchased. There is no evidence that Barbara’s funds were used to purchase the property, aside from statements by Petitioner.

Thomas and Mary were both personally served.

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**TENTATIVE RULING #14:**

**APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, FEBRUARY 10, 2025, IN DEPARTMENT NINE.**

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<b>15.</b>	<b>24PR0309</b>	<b>MATTER OF MENDES</b>
<b>Petition For Letters and Objection</b>		

Decedent died testate on September 20, 2024, survived by two adult children. Petitioner is decedent's son, Gene Barry Mendes. 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, but not his sibling. Bond would be required.

A Duties/Liabilities statement (DE 147/DE 147s) was filed on November 14, 2024. Proof of Service of the Petition was filed on December 16, 2024, showing the Petition was mailed on November 18, 2024. Proof of publication was filed on December 6, 2024.

Subsequent to the filing of the Petition, decedent's daughter, Rene Senna ("Respondent"), responded and objected to her brother's appointment. Respondent does not waive bond and objects to the validity of the holographic will included with the Petition. Respondent requests an evidentiary hearing.

**TENTATIVE RULING #15:**

**APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, FEBRUARY 10, 2025, IN DEPARTMENT NINE.**

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