

**Marin Superior Court
Probate Calendar Tentative Rulings**

**February 6, 2012
and
February 7, 2012**

**DECEDENT ESTATES / TRUSTS
DEPARTMENT H, COURTROOM H
JUDGE VERNA A. ADAMS
at 8:30 am**

and

**CONSERVATORSHIPS / GUARDIANSHIPS
DEPARTMENT A, COURTROOM A
COMMISSIONER HARVEY E. GOLDFINE
at 9:00 am**

Probate tentative rulings will be posted by noon on the court day preceding the probate calendar.

Ex parte applications for temporary conservatorships are to be scheduled by taking the filed paperwork to the court investigators in Room 116.

Ex parte applications for all other probate matters are to be scheduled by contacting the probate examiner.

Probate Examiner:
Tel: (415) 444-7315
Fax: (415) 444-7270
e-mail: dean_ross@marincourt.org

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DECEDENT ESTATES / TRUSTS
DEPARTMENT H, COURTROOM H
JUDGE VERNA A. ADAMS
February 6, 2012 at 8:30 am

#1. PR 075643, "JOHN B. DOE", SPECIAL NEEDS TRUST

THIRD ACCOUNT AND REPORT OF TRUSTEE OF SPECIAL NEEDS TRUST FOR THE BENEFIT OF JOHN B. JOE AND PETITION FOR ITS SETTLEMENT AND FOR APPROVAL OF TRUSTEE'S FEES AND ATTORNEYS' FEES filed for "John C. Doe"

TENTATIVE RULING

Continued to March 21, 2012 for further review.

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#2. PR 1002351, ANDREW N. PALLAS, ESTATE OF

PETITION FOR PROBATE filed for Theodore N. Pallas

TENTATIVE RULING

If no objections are raised then the matter is pre-granted and no appearance is necessary. The Final Distribution or Status Report shall be filed by May 6, 2012.

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#3. PR 1002420, MADELYN RYERSON, TRUST OF

PETITION FOR ORDER APPOINTING SUCCESSOR TRUSTEE filed for Kim Schwarcz

TENTATIVE RULING

If no objections are raised then the matter is pre-granted and no appearance is necessary. The relief requested has not subjected this trust to continuing court supervision. Case is disposed.

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#4. PR 1002453, HAROLD R. McCULLOUGH, ESTATE OF

FIRST AND FINAL ACCOUNT AND REPORT OF EXECUTOR AND PETITION FOR ITS SETTLEMENT AND FOR FINAL filed for Kim Schwarcz

TENTATIVE RULING

Continued to March 21, 2012 for further review.

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#5. PR 1004430, PRISCILLA BARBARA JACKSON, ESTATE OF

FOR FINAL DISTRIBUTION ON WAIVER OF ACCOUNT AND AGREEMENT FOR DISTRIBUTION AND FOR ORDER FIXING AND ALLOWING COMPENSATION FOR ALL SERVICES RENDERED BY PETITIONER'S ATTORNEY filed for John M. Umphrey

TENTATIVE RULING

Continued to Feb 21, 2012 by request of petitioner.

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#6. PR 1004607, BARBARA BUTNER, ESTATE OF

PETITION FOR FINAL DISTRIBUTION ON WAIVER OF ACCOUNTING (AND FOR ALLOWANCE OF STATUTORY COMMISSIONS) filed for Cynthia L. Lewis

TENTATIVE RULING

Continued to Feb 21, 2012 for waiver of accounting by all beneficiaries and for proposed order.

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#7. PR 1102432, PHYLLIS MCDOUGALL WOODWARD, ESTATE OF

PETITION TO DISCHARGE PROBATE PROCEEDINGS AND TO DISCHARGE PERSONAL REPRESENTATIVE - NO PROPERTY SUBJECT TO ADMINISTRATION filed for W. Philip Woodward

TENTATIVE RULING

If no objections are raised then the matter is pre-granted and no appearance is necessary. Case is disposed.

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#8. PR 1102509, RHONDA CASAUDOUMECQ, ESTATE OF

PETITION FOR FINAL DISTRIBUTION ON WAIVER OF DETAIL ACCOUNT AND FOR ALLOWANCE OF COMPENSATION TO ATTORNEY filed for Cynthia Snorf and Clyde Ostler

TENTATIVE RULING

If no objections are raised then the matter is pre-granted and no appearance is necessary. Case is disposed.

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#9. PR 1103067, GORDON DAMON SMITH, ESTATE OF

PETITION FOR PRELIMINARY DISTRIBUTION AND FOR ALLOWANCE ON ACCOUNT OF COMPENSATION TO EXECUTOR AND TO ATTORNEY filed for Vincente Buckley

TENTATIVE RULING

If no objections are raised then the matter is pre-granted and no appearance is necessary. Executor and counsel are each entitled to an advance on statutory fees of \$18,542 (MCR 5.85 A).

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#10. PR 1103875, RICHARD T. EARLE AND DOREEN RUTH EARLE, IN RE

PETITION FOR AUTHORITY TO LIST FOR SALE AND SELL COMMUNITY PROPERTY filed for Richard T. Earle

TENTATIVE RULING

Continued to March 26, 2012 by request of petitioner.

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#11. PR 1105779, JACK BLUE, TRUST OF

PETITION TO APPOINT A SUCCESSOR TRUSTEE filed for Marjorie A. Blue

TENTATIVE RULING

Continued to Feb 27, 2010.

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#12. PR 1105790, LEONARD SCHLAIN, TRUST OF

PETITION FOR APPOINTMENT OF SUCCESSOR TRUSTEE AND TO BRING TRUST UNDER COURT SUPERVISION filed for Debra J. Dolch

TENTATIVE RULING

If no objections are raised then the matter is pre-granted and no appearance is necessary. The relief requested has not subjected this trust to continuing court supervision. Case is disposed.

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#13. PR 1105830, LISELOTTE SCHON GRIESHABER, ESTATE OF

PETITION FOR PROBATE filed for Elizabeth MacQuarrie

TENTATIVE RULING

Appearance is required.

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#14. PR 1106293, SUSAN JANE ROWAN, ESTATE OF

PETITION FOR PROBATE filed for Citizens Business Bank

TENTATIVE RULING

If no objections are raised then the matter is pre-granted and no appearance is necessary. The Inventory and Appraisal shall be filed by June 6, 2012. The Final Distribution or Status Report shall be filed by February 6, 2013.

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DECEDENT ESTATES / TRUSTS
DEPARTMENT H, COURTROOM H
JUDGE VERNA A. ADAMS
February 7, 2012 at 8:30 am

#1. PR 34777, RAYMOND OSCAR McDONNELL, ESTATE OF

PETITION FOR PARTITION BY SALE OF UNDIVIDED INTERESTS IN ESTATE'S REAL PROPERTY filed by Elizabeth Alta McDonnell

TENTATIVE RULING

Appearance is required.

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CONSERVATORSHIPS / GUARDIANSHIPS
DEPARTMENT A, COURTROOM A
COMMISSIONER HARVEY E. GOLDFINE
February 6, 2012 at 9:00 am

#1. PR 002570, GENE SZEMANSKI, CONSERVATORSHIP OF THE PERSON AND ESTATE

ORDER TO SHOW CAUSE WHY THE CONSERVATOR SHOULD NOT BE SANCTIONED FOR FAILURE TO MAKE STATUTORY FILINGS

TENTATIVE RULING

Order to Show Cause is discharged and is off calendar as accounting has been filed.

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#2. PR 041513, CHARLES M. BERVEN, CONSERVATORSHIP OF THE ESTATE

FOURTH ACCOUNTING AND CONSERVATORSHIP REPORT AND PETITION FOR ALLOWANCE OF CONSERVATOR'S COMMISSION AND ATTORNEY'S FEES filed for the Public Guardian

TENTATIVE RULING

If no objections are raised then the matter is pre-granted and no appearance is necessary. The next accounting shall be filed by May 12, 2013.

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#3. PR 050581, PAUL V. SAUL, CONSERVATORSHIP OF THE PERSON AND ESTATE

THIRD ACCOUNTING AND CONSERVATORSHIP REPORT AND PETITION FOR ALLOWANCE OF CONSERVATOR'S COMMISSION AND ATTORNEY FEES filed for County Counsel

TENTATIVE RULING

If no objections are raised then the matter is pre-granted and no appearance is necessary. Accountings are waived hereafter as long as conservatee's estate remains exempt as a small estate under §2628.

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#4. PR 091826, KARL FRANCIS ZIEGLER, CONSERVATORSHIP OF THE PERSON AND ESTATE

FINAL REPORT OF COURT APPOINTED ATTORNEY AND PETITION FOR ORDER ALLOWING ATTORNEY'S FEES AND COSTS AND DISCHARGING ATTORNEY FOR CONSERVATEE filed for Karl Francis Ziegler

TENTATIVE RULING
Appearance is required.

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#5. PR 1101356, REED DOUGLAS FESHBACH, LIMITED CONSERVATORSHIP OF THE PERSON AND ESTATE

REVIEW FOR CONFIRMATION OF FILING INVENTORY AND APPRAISAL

TENTATIVE RULING
Inventory and Appraisal has been filed. No appearance is necessary. Co-Conservators may appear to address bond.

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#6. PR 1105585, TIMOTHY ALLEN GASKIN, TRUST OF

PETITION FOR ORDER MODIFYING TRUST filed for Frances Davis

TENTATIVE RULING
Appearance is required to address issues of contingent beneficiaries and the review by Department of Health Care Services.

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#7. PR 1105765, PILAR FERNANDEZ ZOLLNER, CONSERVATORSHIP OF THE PERSON OF

EVIDENTIARY HEARING ON PLACEMENT

TENTATIVE RULING
Continued to April 2, 2012 by agreement.

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#8. PR 1106228, ASIAMAIRE ELAINE BROWN, GUARDIANSHIP OF THE ESTATE
PETITION FOR APPOINTMENT OF GUARDIAN OF MINOR filed for Janelle Marie Dent

TENTATIVE RULING

If the petitioner submits the Order To Deposit Money Into Blocked Account (MC-355) and no objections are raised then the matter is pre-granted and no appearance is necessary. Bond is not required. Status Hearing is set for April 16, 2012 for confirmation of filing Receipt and Acknowledgment of Order for the Deposit of Money Into Blocked Account (MC-356). Status hearing is set for June 4, 2012 for confirmation of filing the Inventory and Appraisal.

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#9. PR 1106231, SUZANNE A. BORDEN, CONSERVATORSHIP OF THE PERSON

PETITION FOR THE APPOINTMENT OF PROBATE CONSERVATOR OF THE PERSON
filed for Tina McMillan

TENTATIVE RULING

If no objections are raised then the petition is pre-granted and no appearance is necessary.

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#10. PR 1106252, PRINCESELLA AGBONKONKON, GUARDIANSHIP OF THE
PERSON

PETITION FOR APPOINTMENT OF GUARDIAN OF THE PERSON filed by Veronica Hop

TENTATIVE RULING

Appearance is required. Petitioner shall submit proposed order.

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#11. PR 1105807, DAVID CHASE FRANKLIN, CONSERVATORSHIP OF THE PERSON
AND ESTATE

AMENDED PETITION FOR THE APPOINTMENT OF PROBATE CONSERVATOR OF
THE PERSON AND ESTATE filed for Neshama Franklin

TENTATIVE RULING

If no objections are raised then the petition is pre-granted and no appearance is necessary. Bond shall be set at \$31,000. Status hearing is set for May 7, 2012 for confirmation of filing Inventory & Appraisal.

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CONSERVATORSHIPS / GUARDIANSHIPS
DEPARTMENT A, COURTROOM A
COMMISSIONER HARVEY E. GOLDFINE
February 7, 2012 at 9:00 am

#1. PR 1105012, PAUL GEORGE CAMERA, ESTATE OF

1) PETITION FOR PROBATE filed for Thomas Kennedy

2) PETITION FOR PROBATE filed for Barbara A. Camera

TENTATIVE RULING

Appearance is required.