

PROBATE NOTES: Friday, August 19, 2016

These notes are not updated based on subsequent filings once they are posted.

PR11330 **Estate of Maryann Brown**

Hearing type: Further hearing re petition for probate of will and letters testamentary
Petitioner: Robert E. Oakes
Petitioner's counsel: Robert E. Oakes

The following issues continue to need to be resolved before the Court can rule on the petition filed on July 6, 2016:

1. Item 8 of the petition is missing information about the decedent's predeceased child and her issue.
2. A copy of the will is not attached to the petition.
3. The petitioner must re-file the Duties and Liabilities of Personal Representative form, as the forms he attempted to file on May 31, 2016, were stricken on July 1, 2016.
4. The Notice of Petition to Administer Estate must be *timely* served on *all persons* entitled to notice pursuant to Probate Code section 8110 and local rule 5.13.0. The notice filed on August 5, 2016, cannot have been timely served, as there are only 14 days between the filing date and the upcoming hearing, and there is a statutory minimum requirement of at least 15 days' notice. Moreover, it appears from the service list on that notice that the petitioner was not planning to serve the issue of the decedent's predeceased child. Local rule 5.13.0 requires that all persons named in the will be noticed.

The Court notes that these issues also were identified in the probate notes for the August 5, 2016, hearing.

PR11332 **Estate of Sheila J. Fritz**

Hearing type: Amended petition for probate of will and letters testamentary
Petitioner: Karen Marie Boatright
Petitioner's counsel: Tamara M. Polley

The Court has reviewed the amended petition filed on July 19, 2016. As it corrects the defects identified in the probate notes for the July 15, 2016, hearing, the amended petition is recommended for approval. Appearance not required. A review hearing re inventory and appraisal will be set for December 23, 2016, at 8:30 a.m. A review hearing pursuant to Probate Code section 12200 will be set for August 25, 2017, at 8:30 a.m.

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PR10723 **Guardianship of Philip Montano, et al.**

Hearing type: Review re Confidential Guardianship Status Reports
Guardians: Donald and Tina Dutra
Guardians' counsel: None

As of August 11, 2016, the reports had not been filed. Appearance required if they are not filed prior to the hearing.

PR10890 **Guardianship of Andrew Bennett, et al.**

Hearing type: Further review re Confidential Guardianship Status Reports
Guardian: Karen Ashley
Guardian's counsel: None

Appearance required pursuant to the minute order dated July 22, 2016.

PR11199 **Guardianship of Clarice M. Hill**

Hearing type: Review re Confidential Guardianship Status Report
Guardian: Christopher W. Kee
Guardian's counsel: None

As of August 11, 2016, the report had not been filed. Appearance required if it is not filed prior to the hearing.