

1. ESTATE OF JACKSON PP-20210165

Status of Administration

This matter was continued from July 27, 2022, and December 7, 2022, due to several defects with Gayle Bigler's petitioning papers. To date, the defects have not been corrected. There is still no proof of service of the notice of hearing and a copy of the petition on alternate executor Craig Jackson in the court's file. Petitioner also needs to file an executed copy of the mandatory Duties and Liabilities form (Judicial Council Form DE-147), as well as the Confidential Supplement to Duties and Liabilities of Personal Representative (Judicial Council Form DE-147S). (El Dorado County Superior Court Local Rules, Rule 10.02.10.) Lastly, there is no Proof of Publication in the court's file.

TENTATIVE RULING # 1: APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, MARCH 20, 2023, IN DEPARTMENT NINE. IF A PARTY WISHES TO APPEAR BY ZOOM, PLEASE CONTACT THE COURT AT (530) 621-5867 AND MEETING INFORMATION WILL BE PROVIDED.

2. ESTATE OF RODRIGUEZ 22PR0279

Spousal Property Petition

TENTATIVE RULING # 2: ABSENT OBJECTION, PETITION IS GRANTED AS REQUESTED.

3. ESTATE OF FRITZINGER 22PR0248

Petition to Administer Estate

Pages 2 and 4 of the petition are missing. The Local Rules also require that petitioner submit the Confidential Supplement to Duties and Liabilities of Personal Representative (Judicial Council Form DE-147S). (El Dorado County Superior Court Local Rules, Rule 10.02.10.) Further, there is no notice of hearing or proof of service of notice in the court's file.

TENTATIVE RULING # 3: APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, MARCH 20, 2023, IN DEPARTMENT NINE. IF A PARTY WISHES TO APPEAR BY ZOOM, PLEASE CONTACT THE COURT AT (530) 621-5867 AND MEETING INFORMATION WILL BE PROVIDED.

4. ESTATE OF WHEAT 22PR0251

Petition for Probate

There is no evidence that decedent's original will has been lodged with the court. (Prob. Code, § 8200(a)(1).) To date, Proof of Publication is not in the court's file.

TENTATIVE RULING # 4: APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, MARCH 20, 2023, IN DEPARTMENT NINE. IF A PARTY WISHES TO APPEAR BY ZOOM, PLEASE CONTACT THE COURT AT (530) 621-5867 AND MEETING INFORMATION WILL BE PROVIDED.

5. ESTATE OF RIFE 22PR0270

Petition for Probate

Petitioner did not complete item numbers 2(d) and 3(e) of the petition concerning bond. Petitioner also needs to file the mandatory Duties and Liabilities of Personal Representative (Judicial Council Form DE-147). Further, the Local Rules require that petitioner submit the Confidential Supplement to Duties and Liabilities of Personal Representative (Judicial Council Form DE-147S). (El Dorado County Superior Court Local Rules, Rule 10.02.10.)

TENTATIVE RULING # 5: APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, MARCH 20, 2023, IN DEPARTMENT NINE. IF A PARTY WISHES TO APPEAR BY ZOOM, PLEASE CONTACT THE COURT AT (530) 621-5867 AND MEETING INFORMATION WILL BE PROVIDED.

6. ESTATE OF PODANY 22PR0237

Petition to Declare, Adjudge, and Decree Personal Property as Belonging to Decedent

TENTATIVE RULING # 6: ABSENT OBJECTION, PETITION IS GRANTED AS REQUESTED.

7. ESTATE OF JENKINS 22PR0267

Petition for Probate

Marquiel Archibald, the sole surviving heir of decedent, petitions to be appointed administrator of decedent's estate. The petition and an executed statement of duties and liabilities were filed on September 28, 2022. Proof of publication was filed on February 14, 2023. The petition states that all adult heirs have waived bond. However, no Waiver of Bond by Heir or Beneficiary (Form DE-111(A-3e)) was filed with the petition. Further, notice of the hearing was sent to Kevin J. Woods in Lancaster, California, although that person's relationship to the decedent is not specified in the petition. This issue needs to be clarified.

TENTATIVE RULING # 7: APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, MARCH 20, 2023, IN DEPARTMENT NINE. IF A PARTY WISHES TO APPEAR BY ZOOM, PLEASE CONTACT THE COURT AT (530) 621-5867 AND MEETING INFORMATION WILL BE PROVIDED.

8. ESTATE OF WILKINSON 22PR0292

Petition for Probate

TENTATIVE RULING # 8: ABSENT OBJECTION, PETITION IS GRANTED AS REQUESTED. THE COURT SETS A HEARING RE: STATUS OF ADMINISTRATION AT 8:30 A.M. ON MONDAY, MARCH 18, 2024, IN DEPARTMENT NINE.

9. ESTATE OF HELWIG 22PR0073

Petition for Final Distribution on Waiver of Account

TENTATIVE RULING # 9: ABSENT OBJECTION, PETITION IS GRANTED AS REQUESTED.

10. ESTATE OF LORENE STURGESS 22PR0014

Status of Administration (See Related Item No. 13)

TENTATIVE RULING # 10: APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, MARCH 20, 2023, IN DEPARTMENT NINE. IF A PARTY WISHES TO APPEAR BY ZOOM, PLEASE CONTACT THE COURT AT (530) 621-5867 AND MEETING INFORMATION WILL BE PROVIDED.

11. ESTATE OF SPALDING 22PR0257

Petition for Probate

Michael David Conner, the named representative and primary beneficiary under the will, petitions to be appointed administrator of the estate. The petition, an executed statement of duties and liabilities and a copy of the decedent's will were filed on September 22, 2022. Proof of publication was filed on October 31, 2022. The will waives the requirement of a bond.

Notice of the hearing was sent to both beneficiaries named in the will. However, that notice referenced the hearing scheduled for February 22, 2023, in Department Eight. Subsequently, the February 22 hearing was continued and the matter was reassigned to Department Nine. The court sent notice of the continuation to petitioner and his counsel. But, there is no indication in the record that the contingent beneficiary was notified of the continued hearing date. As such, the court cannot conclude that notice was given as required by law. The hearing on this matter will therefore be continued. The court directs petitioner to serve the contingent beneficiary with an amended notice of hearing.

TENTATIVE RULING # 11: MATTER IS CONTINUED TO 8:30 A.M. ON MONDAY, APRIL 17, 2023, IN DEPARTMENT NINE TO ALLOW NOTICE OF HEARING TO BE SENT TO ALL NAMED BENEFICIARIES.

12. ESTATE OF SANTELIO 22PR0005

Petition for Settlement of Final Account and for Final Distribution

TENTATIVE RULING # 12: ABSENT OBJECTION, THE FINAL ACCOUNT IS ALLOWED, SETTLED, APPROVED, AND CONFIRMED. FEES ARE ALLOWED AS REQUESTED. FINAL DISTRIBUTION IS ORDERED AS REQUESTED.

13. ESTATE OF ROBERT STURGESS PP-20210179

Status of Administration (See Related Item No. 10)

This matter was continued from December 14, 2022. On February 14, 2023, the court approved the parties' settlement agreement ex parte. To date, there is still no Final Inventory and Appraisal or final account and petition for order of final distribution in the court's file.

TENTATIVE RULING # 13: APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, MARCH 20, 2023, IN DEPARTMENT NINE. IF A PARTY WISHES TO APPEAR BY ZOOM, PLEASE CONTACT THE COURT AT (530) 621-5867 AND MEETING INFORMATION WILL BE PROVIDED.

14. ESTATE OF WALZ PP-20110054

(1) Inventory and Appraisal

(2) Status of Administration

This matter was continued from December 7, 2022.

The petition for issuance of Letters of Administration to a successor personal representative was granted on March 16, 2016. The Letters of Administration were issued on July 27, 2016. At the hearing on October 13, 2021, the court granted counsel's request for a continuance. The hearing was continued to December 15, 2021. At the hearing on December 15, 2021, the court continued the hearing to February 9, 2022. At the hearing on February 9, 2022 the personal representative's counsel stated he would be filing a motion to withdraw. The hearing was continued to March 23, 2022. At the March 23, 2022, hearing the court continued the hearing to July 27, 2022. At the hearing on July 27, 2022, counsel for the personal representative stated he would be filing a final accounting.

To date, there is still no motion to withdraw as counsel of record for the personal representative, no Final Inventory and Appraisal, and no Final Account and Request for Order of Final Distribution in the court's file.

TENTATIVE RULING # 14: APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, MARCH 20, 2023, IN DEPARTMENT NINE. IF A PARTY WISHES TO APPEAR BY ZOOM, PLEASE CONTACT THE COURT AT (530) 621-5867 AND MEETING INFORMATION WILL BE PROVIDED.

15. ESTATE OF MARSHALL 22PR0189

Inventory and Appraisal

TENTATIVE RULING # 15: THE FINAL INVENTORY AND APPRAISAL HAVING BEEN FILED ON JANUARY 3, 2023, MATTER IS DROPPED FROM THE CALENDAR.

16. ESTATE OF DORMISHEV PP-20210107

(1) Status of Settlement

(2) Petition to Administer Estate

This matter was continued from March 6, 2023.

TENTATIVE RULING # 16: APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, MARCH 20, 2023, IN DEPARTMENT NINE. IF A PARTY WISHES TO APPEAR BY ZOOM, PLEASE CONTACT THE COURT AT (530) 621-5867 AND MEETING INFORMATION WILL BE PROVIDED.

17. MATTER OF THE McLEES FAMILY TRUST 22PR0155

**Petition for Instructions Regarding Funding of Trust Asset and Net Income Distributions
Pursuant to Terms of Trust**

This matter was continued from August 31, 2022.

On January 3, 2023, respondents filed a response to the petition.

Because this is a contested matter, appearances are required to set dates for an evidentiary hearing, Issues Conference, and Mandatory Settlement Conference.

TENTATIVE RULING # 17: APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, MARCH 20, 2023, IN DEPARTMENT NINE. IF A PARTY WISHES TO APPEAR BY ZOOM, PLEASE CONTACT THE COURT AT (530) 621-5867 AND MEETING INFORMATION WILL BE PROVIDED.

18. MATTER OF THE JOSEPH AND WANDA ROWLINGS REVOCABLE TRUST 22PR0236

Petition for Order Regarding Disposition of Property Claimed by Another

TENTATIVE RULING # 18: ABSENT OBJECTION, PETITION IS GRANTED AS REQUESTED.