

March 9, 2026
Dept. 9
Probate Tentative Rulings

1.	25PR0206	THE DARLENE ANDRESEN TRUST
Petition for Instructions		

Jeffrey Andresen (“Trustee”), as Trustee of the Darlene Andresen Trust (“Trust”), petitions the Court to confirm termination of right to occupy, for possession of real property, to surcharge beneficiary for property-related expenses, including legal fees, and for instructions on administering trust. The settlor is deceased, and gifted Teresa Andresen (“Daughter”) the conditional opportunity to occupy the Trust’s home in El Dorado Hills. The Trust terminates her right to occupy upon, “the inability of [Daughter] to pay all expenses related to the Residence.” The gift appears in the Trust’s restatement, dated January 13, 2015 (“2015 Restatement”). A copy of the 2015 Restatement, which is the operable trust document, is attached to Trustee’s Petition as Exhibit C. Upon termination, Daughter is to vacate, and the trustee is to sell the home and distribute the net sale proceeds to the remainder beneficiaries (1/3 Daughter, 1/3 to settlor’s son (the Trustee), and 1/3 to the children of a predeceased son).

Trustee contends that Daughter has not paid expenses or made necessary repairs (e.g., removal of a dead tree next to the home) and consequently, Trustee has had to use a line of credit since the settlor’s February 2025 death to make the payments (e.g., property taxes, insurance, mortgage). Trustee argues that Daughter’s inability to pay during the entire post-death administration of this Trust—which currently spans six months and counting—sufficiently triggers the Trust’s requirement that she (and her partner who also resides there) vacate so that the home can be sold and the proceeds distributed to the several beneficiaries of the Trust.

Trustee seeks an order confirming that Daughter’s right to occupy has terminated because the Trust lacks sufficient funds to pay its required expenses, and Daughter has failed to maintain the Residence.

Trustee requests a deadline for the occupants of the Residence to vacate, and (if needed) a writ of possession. The Court has the express authority under Probate Code § 850 to restore possession of trust-owned real and personal property to the trustee. (Probate Code § 850(a)(3)(B)). Section 850 acts like an unlawful detainer action for trust-owned property, and allows the Court to issue any “appropriate relief” to restore possession. (Probate Code § 856). This relief, which may include a writ of possession, may be made against any person (beneficiaries and non-beneficiaries) who are in possession of trust-owned property. (Probate Code § 850(a)(3)(B)). There are no due process violations when compared to an unlawful detainer action because a petition under Section 850 likewise requires personal service, and it actually affords more notice to the occupants (a minimum 30 day service requirement). (Probate Code § 851).

Through surcharge, Trustee seeks reimbursement from Daughter for the expenses paid by the Trust to maintain the Residence and to bring this Petition. Trustee has paid those expenses using the line of credit (\$6,128.63 through July 28, 2025). Trustee argues that these

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expenses, and any future expenses relating to the Residence that are incurred during Daughter's occupancy, should be charged to Daughter's share of the Trust. The Trust grants Trustee the express authority to hire attorneys and pay them reasonable compensation. (2015 Restatement, Article VII(K)). The Trust also expressly grants Trustee the power to commence litigation related to the Trust. (2015 Restatement, Article VII (R)). Here, Trustee hired an estate litigation attorney and has paid that attorney to attempt resolution and prosecute this petition. Trustee argues this litigation expense should be charged against Daughter's share of the Trust.

At the hearing of September 29, 2025, the Court continued the matter to allow an opportunity for Objections to the Petition to be filed by November 3, 2025.

On October 30, 2025, Respondent/Daughter filed an *ex parte* application requesting that the Court appoint her an attorney, which was denied.

On November 6, 2025, Respondent/Daughter filed an *ex parte* application requesting that the Court order a copy of the Will and Trust be provided to her, which was denied. The Trust document and subsequent amendments are attached to the Trustee's Petition, filed on July 31, 2025.

On November 21, 2025, Respondent/Daughter filed an Objection to the Trustee's July 31, 2025, Petition, as well as a Petition for removal of the Trustee. There is no service list attached to the proof of service on file with the Court for either the Objection or the Respondent/Daughter's Petition. In addition to Trustee and Respondent/Daughter, there are two additional beneficiaries of the Trust who are entitled to notice.

On December 23, 2025, the Trustee filed a response to the Petition and a hearing was held on December 29, 2025, at which the parties requested a continuance.

TENTATIVE RULING #1: APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, MARCH 9, 2026, IN DEPARTMENT NINE.

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2.	26PR0018	ESTATE OF ADDY
Spousal Property		

Petitioner is the surviving spouse of decedent, who died testate on September 14, 2020, survived by Petitioner and three children. Decedent's Will is attached to the Petition as Attachment 7. The Will grants decedent's entire estate to the trustee of the Addy Family Trust. Petitioner is named as the Executor of the Will. The Trust is not attached to the Petition.

No petition to administer the estate has been filed.

Also attached to the Petition is a Community Property Agreement between decedent and her husband, executed on October 10, 1995, confirming that all assets are held as community property. According to the Will, the Trust was executed on the same date as the Will and the Community Property Agreement.

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 § 13500 provides that "when a spouse dies . . . testate and by his or her will devises all or a part of his or her property to the surviving spouse, the property passes to the survivor . . . , and no administration is necessary."

In this case, however, the Will devises all of decedent's property to the trustee of the Trust. Accordingly, one half of the assets belongs to Petitioner as his community property, and the other half is devised to Petitioner as trustee of the Addy Family Trust.

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 Court finds that half of the assets listed in the Petition are the property of Petitioner by virtue of his community property interest that existed prior to the death of the decedent. The other half, that which was the community property of the decedent, passes to Petitioner as trustee of the Trust.

Proof of service of notice of the hearing to decedent's adult children was filed on February 18, 2026.

TENTATIVE RULING #2: THE PETITION IS DENIED.

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3.	PP20210042	MATTER OF THE SUSAN R. BERNAL FAMILY TRUST
Trust Petition		

There are two Trusts involved in this matter. One is the Mike C. and Susan B. Bernal Trust, dated June 21, 2000 (the "2000 Trust"), and the Susan R. Bernal Family Trust, dated April 13, 2017 (the "2017 Trust"). Settlor Susan Bernal is the subject of a Conservatorship, and Petitioner has served as settlor's conservator since October, 2023, and as guardian ad litem for this litigation.

In the course of this action to determine which of these Trusts was the operative instrument, the parties to the litigation entered into a settlement agreement following mediation ("Settlement Agreement"), attached to the Petition as Exhibit A. The matter was dismissed with prejudice at the request of the parties, but the Settlement Agreement provides for the Court to retain jurisdiction for the purpose of enforcing the Settlement Agreement until its terms are fully performed. Settlement Agreement, para. 8.

The Settlement Agreement recognized the 2000 Trust as the operative Trust, and Lucia Bernal, plaintiff in the settled action, agreed to transfer all of the assets of the 2017 Trust to the 2000 Trust. Settlement Agreement, para. 4(d). The parties further agreed that title to the settlor's real property in San Jose is held by the 2000 Trust, and agree to execute any documents required to "ensure marketable title" to the real property. Settlement Agreement, para. 7. However, title to the real property has not yet been transferred from the 2017 Trust to the 2000 Trust.

The parties further agreed that the plaintiff would resign as Trustee in favor of Petitioner's appointment as Trustee. However, Petitioner notes that the Settlement Agreement does not confer upon her the authority to appoint herself as Trustee of the 2000 Trust. Petitioner points to various provisions of the 2000 Trust that provide procedures to appoint a Trustee including:

- Paragraph 13.4 of the 2000 Trust allows a majority of Income beneficiaries to appoint a Successor Trustee when the position is vacant;
- Paragraph 13.5 allows the Surviving Settlor to appoint a Trustee when one is removed;
- Paragraph 13.8 allows a "majority in interest" of the then-living beneficiaries to choose the Trustee.

However, the Surviving Settlor and sole Interest beneficiary of the Trust is Susan R. Bernal and, as a Conservatee she is unable to appoint a successor Trustee. Petitioner Kathryn E. Cain is the Guardian Ad Litem and Conservator of Susan R. Bernal, but no express provision of the Trust permits her to appoint herself as the successor Trustee, and such an

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appointment could be challenged by third parties. Accordingly, Petitioner seeks a judicial Order to legally appoint a Trustee that would not be questioned by third parties.

The Petition requests an Order from the Court confirming and enforcing the Settlement Agreement as follows:

1. Confirming, ratifying and approving the terms and conditions of the Settlement Agreement executed by the family members of Susan Bernal and Petitioner;
2. Declaring that certain real property in the County of Santa Clara is the property of the Trust;
3. Appointing Kathryn Cain as the trustee of the Mike C. and Susan R. Bernal Trust, dated June 21, 2000;

There is no proof of service of notice of the Petition on file with the Court. There is a notice list attached as Exhibit D to the Petition, but no proof of service indicating service to the people and organization on that list.

TENTATIVE RULING #3: APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, MARCH 9, 2026, IN DEPARTMENT NINE.

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4.	PP20190137	LIA FARRELL TRUST
7 th & Final Accounting and Report of Trustees		

Petitioner seeks approval of this Seventh Account and Report of Trustees for the Lia Farrell Trust (“Trust”). The Trust was created by Court Order on July 5, 2017, for the benefit of Lia Farrell during her lifetime, and its assets were to be divided among her adult children and step-children following her death. Lia Farrell died on April 17, 2024. Petitioners, co-trustees of the Lia Farrell Trust, request the Court’s approval of the final accounting and report of distribution. The Petition requests:

1. Settling and allowing the Account.
2. Approval of attorneys’ fees in the amount of \$4,063.68, which amount includes \$37.68 in costs advanced on behalf of the Trustees.
3. Approval of distribution to decedent’s adult children and step-children as detailed in the Petition, Exhibit D.
4. An Order declaring that Court supervision is not required for the remainder of the of Trust, as the reason for Court supervision of the Trust’s administration for the benefit of Lia Farrell no longer applies following her death.
5. Authorizing Trustees to reserve \$30,000 for closing expenses and as a reserve for any further Trust liabilities, with any remaining to be distributed as described to the beneficiaries.
6. That the requirement of a bond, currently set at \$778,343, be extinguished concurrently with the extinguishment of Court supervision.
7. Petitioners represent that following final distribution as described in the Petition, they will file receipts and an Ex Parte Petition for Final Discharge and Order.

Proof of service of notice of the Petition was filed on February 6, 2026. The Petition is unopposed.

TENTATIVE RULING #4: 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).

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5.	25PR0093	IN THE MATTER OF JEANNE C. MCKAY
Final Distribution		

Letters of Administration were issued on July 18, 2025, granting Petitioner full authority under the Independent Administration of Estates Act.

A Final Inventory and Appraisal was filed on December 22, 2025. 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.

Waivers of Account were executed by both of the heirs entitled to distributions under the estate.

Proof of service of notice of the Petition was filed on February 24, 2026. No one has filed a request for special notice in this proceeding.

The proposed distribution of the estate is in equal shares to each of the two surviving heirs.

The Petition complies with Local Rule 10.07.12.

The Petition requests:

1. All acts, transactions and proceedings of the Administrator be ratified, confirmed and approved;
2. The Administrator be authorized to pay statutory attorney fees in the amount of \$25,891.82;
3. The Administrator be authorized to pay herself \$25,891.82 in statutory compensation;
4. Approval of distribution of the estate to the persons entitled to it pursuant to the Petition for Final Distribution;
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;
6. **Upon filing of receipts and the Ex Parte Petition for Discharge, Petitioner may be discharged and released from all liability that may be incurred thereafter.**

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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, MARCH 8, 2027, IN DEPARTMENT NINE. PETITIONER OR COUNSEL ARE ORDERED TO PERSONALLY APPEAR, OR FILE A STATUS UPDATE WITH THE COURT AT LEAST TWO WEEKS BEFORE THAT HEARING.

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6.	22PR0319	ESTATE OF DEFAZIO
Status of Administration		

Letters of Administration were issued on June 22, 2023, with an expiration on December 31, 2023, and were reissued without expiration on March 11, 2024. At the prior Status of Administration hearing the Administrator indicated that the Inventory and Appraisal is pending. Nothing new has been filed since that hearing.

Probate Code § 8800(b) requires an inventory and appraisal to be filed within four months after letters are first issued, or within such further time as is reasonable under the circumstances of the particular case that the Court may allow.

TENTATIVE RULING #6: APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, MARCH 9, 2026, IN DEPARTMENT NINE.

A STATUS OF ADMINISTRATION HEARING IS SET FOR 8:30 A.M. ON MONDAY, MARCH 8, 2027, IN DEPARTMENT NINE. PETITIONER OR COUNSEL ARE ORDERED TO PERSONALLY APPEAR, OR FILE A STATUS UPDATE WITH THE COURT AT LEAST TWO WEEKS BEFORE THAT HEARING.

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7.	22PR0073	ESTATE OF HELWIG
Status of Administration		

TENTATIVE RULING #7: AN ORDER FOR FINAL DISCHARGE HAVING BEEN ENTERED BY THE COURT MARCH 4, 2026, THE MATTER IS DROPPED FROM CALENDAR.

8.	24PR0112	IN THE MATTER OF PATSY DIGIURCO REVOCABLE LIVING TRUST
Petition for Instructions/Removal of Trustee		

Petitioner Dani Henter, is one of two beneficiaries of the Patsy Digiurco Revocable Living Trust of 2017 (“Trust”) and has standing under Probate Code § 17200(a) to bring this petition. The Trust was established on November 7, 2017, by Patsy Sue Digiurco (“Decedent”) and became irrevocable at her death on February 22, 2023. The successor trustee of the Trust, Amber Peters, was appointed by Order of this Court on July 3, 2024, because the named trustee predeceased the Decedent.

On August 21, 2025, Petitioner Dani Henter filed a Petition for Instructions (“Petition I”) requesting the Court to intervene in a dispute regarding the estate’s personal property. After a hearing on September 29, 2025, the Court suspended Amber Peters as trustee.

The Trust, at 6.03(B), provides for an equal distribution of all Trust assets to Tarra DiGiurco and Dani Henter. Petitioner alleges that Tarra had taken possession of the Trust real property and made unilateral decisions regarding removal and disposal of tangible personal property that was located inside the property. Petition I, Exhibits C through I consist of correspondence related to and listing the missing property. Petition I requests instructions and full and final distribution as to these assets.

After the October 20, 2025, hearing, on October 31, 2025, the Court appointed Jodie Moreno as successor trustee and ordered Amber Peters to transfer all trust assets to Jodie Moreno within 30 days.

Jodie Moreno, the current trustee of the Trust, filed a Petition for Instructions on January 26, 2026 (“Petition II”). She reports that the prior trustee, Amber Peters, has failed to cooperate in transferring Trust assets, in violation of the Court’s Order.

The Trustee reports that as to cash assets, the value of payments and charges attributable to Ms. Digiurco (\$166,276) are more than was available to distribute to Ms. Henter (\$44,600). Further, Petition II alleges that the division of personal property, valued between \$30,000 and \$55,000, the original dispute that led to this action, has not been resolved. Petition II attaches Exhibit G, representing a list of items which, according to the Petition, Ms. DiGiurco concedes are in her possession.

Although the trustee can adjust the cash distributions in order to compensate for past unequal distributions and the value of the personal property that has been retained by Ms. DiGiurco, there is insufficient cash remaining in the Trust estate to fully compensate Ms. Henter for the value of the personal property retained by Ms. DiGiurco.

Petition II alleges that Ms. Digiurco is “holding hostage trust assets” including items of financial and sentimental value, and refuses to compensate the Trust for past overpayments of

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her share. Petition II requests the Court's instructions as to how to proceed to allow equal distribution of Trust assets in accordance with the terms of the Trust. Specifically, Petition II requests and Order

- Imposing sanctions in an amount deemed fit by the court against previous trustee Amber Peters, made payable to the trust, for her failure to abide by this Court's order to turn over records to the current Trustee after her removal;
- Imposing sanctions against Ms. Peters, made payable to the trust, for her failure to properly track distributions she made during her term as trustee, leaving this trust with a significant imbalance;
- Instructing Beneficiary Ms. DiGiurco to return to the trust cash that was erroneously distributed to her in the amount of \$60,000 or any other amount deemed fit by the court;
- Instructing Beneficiary Ms. DiGiurco, at her own expense, return and have delivered ALL trust property in her possession, to a Storage Unit that the Trustee will obtain from Placerville Storage within 14 days;
- Instructing Beneficiary Ms. DiGiurco to make copies, at her own expense, of all family photos owned and in her possession to be turned over to the Trustee within 30 days, so that they can be distributed to Beneficiary Ms. Henter as they have sentimental value to her and she is entitled to such items;
- Instructing the Trustee to place values, distribute (without dispute) all tangible trust property in a manner that allows for equalization of distributions to attempt to balance the imbalance in this trust, in any manner necessary.

Petition II has all of the elements of a petition pursuant to Probate Code § 850, which permits a trustee who has a claim to property, the title to or possession of which is held by another, to file a petition requesting that the court make an order pursuant to Probate Code § 856 authorizing and directing the person having title to or possession of real property to execute a conveyance or transfer to a person entitled thereto, or granting other appropriate relief. Probate Code § 851 requires the Petitioner to serve notice of the hearing and a copy of the Petition at least 30 days prior to the hearing to each person claiming an interest in or having title to or possession of the property. When the matter concerns a decedent estate, notice shall also be given to any heir or devisee whose interest may be affected by the Petition in accordance with Probate Code § 1200.

All the requirements of a Section 850 petition are met in this case. Notice of the hearing and a copy of the Petition were mailed at least 30 days prior to the hearing, to each person claiming an interest in or having title to or possession of the property, as well as any heir or devisee whose interest may be affected by the Petition. The notice and Petition were served electronically on January 29, 2026, and filed on February 5, 2026.

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Probate Code § 857 provides that in the event that the court issues such an Order:

(a) The order is prima facie evidence of the correctness of the proceedings and of the authority of the personal representative or other fiduciary or other person to make the conveyance or transfer.

(b) After entry of an order that the personal representative, other fiduciary, or other person execute a conveyance or transfer, the person entitled thereunder has the right to the possession of the property, and the right to hold the property, according to the terms of the order as if the property had been conveyed or transferred in accordance with the terms of the order.

* * *

Pursuant to Probate Code §850 and Estate of Heggstad 16 Cal.App. 4th 943, 947-950 (1993), the Court finds sufficient evidence that the personal property that is listed in Petition II, Exhibit G is part of the Trust.

Appearances are required to set a date for hearing on whether the Court should order Tarra DiGiurco to transfer personal property and/or funds to the trustee for distribution in accordance with the terms of the Trust. The Court will set the same date for hearing on civil contempt as to Amber Peters for violation of this Court's Order of October 31, 2025.

TENTATIVE RULING #8: APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, MARCH 9, 2026, IN DEPARTMENT NINE.

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9.	26PR0011	ESTATE OF BOND
Spousal Property		

Petitioner is the surviving spouse of decedent, who died intestate October 29, 2025. Decedent had no parents, siblings or children who would be intestate heirs. Petitioner is decedent's spouse and sole heir. No 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 § 13500 provides that "when a spouse dies intestate leaving property that passes to the surviving spouse under Section 6401, . . . the property passes to the survivor . . . , and no administration is necessary."

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 that is the subject of the Petition.

Notice of the hearing on the Petition is sufficient per Probate Code § 1201, as there are no potential heirs or any other party with a potential interest in the property.

TENTATIVE RULING #9: 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).

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10.	23PR0110	ESTATE OF SKINKLE
Status of Administration		

TENTATIVE RULING #10: AN ORDER FOR FINAL DISTRIBUTION HAVING BEEN ENTERED BY THE COURT ON MARCH 10, 2025, THE MATTER IS CONTINUED TO 8:30 A.M. ON MONDAY, MARCH 8, 2027, 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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11.	24PR0206	ESTATE OF MAKIN
OSC – Removal or Suspension		

There were no appearances at the prior Status of Administration hearing, and the matter was set for a hearing on removal or suspension of the Administrator.

Nothing has been filed with the Court since the Letters of Administration were issued on January 10, 2025.

TENTATIVE RULING #11: APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, MARCH 9, 2026, IN DEPARTMENT NINE.

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12.	22PR0235	ESTATE OF PEAK
Status of Administration		

An Inventory and Appraisal was filed on March 7, 2025. There has been nothing new filed since the last Status of Administration hearing.

TENTATIVE RULING #12: APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, MARCH 9, 2026, IN DEPARTMENT NINE.

A STATUS OF ADMINISTRATION HEARING IS SET FOR 8:30 A.M. ON MONDAY, MARCH 8, 2027, IN DEPARTMENT NINE. PETITIONER OR COUNSEL ARE ORDERED TO PERSONALLY APPEAR, OR FILE A STATUS UPDATE WITH THE COURT AT LEAST TWO WEEKS BEFORE THAT HEARING.

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13.	23PR0304	ESTATE OF RATY
Final Distribution		

Letters of Administration were issued on January 29, 2024, granting Petitioner full authority under the Independent Administration of Estates Act.

A Final Inventory and Appraisal was filed on June 10, 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.

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 February 13, 2026. No one has an operative request for special notice in this proceeding.

The proposed distribution of the estate is in equal shares to each of seven heirs.

The Petition complies with Local Rule 10.07.12.

The Petition requests:

1. The administration of the estate be brought to a close without the requirement of an accounting;
2. All acts, transactions and proceedings of the Administrator be ratified, confirmed and approved;
3. The Administrator be authorized to pay statutory attorney fees in the amount of \$9,004.61;
4. The Administrator be authorized to pay herself \$9,004.61 in statutory compensation;
5. Approval of distribution of the estate to the persons entitled to it pursuant to the Petition for Final Distribution;
6. 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;
7. **Upon filing of receipts and the Ex Parte Petition for Discharge, Petitioner may be discharged and released from all liability that may be incurred thereafter.**

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TENTATIVE RULING #13: 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).

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14.	26PR0004	IN THE MATTER OF ANGELA A. SAVNIK
Spousal Property		

Petitioner is the surviving spouse of decedent, who died testate on April 14, 2022, survived by Petitioner and three adult children. Decedent's Will is attached to the Petition. The Will grants decedent's entire estate to Petitioner, confirms Petitioner's interest in their shared community property, and appoints Petitioner executor of the estate. No 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 § 13500 provides that "when a spouse dies . . . testate and by his or her will devises all or a part of his or her property to the surviving spouse, the property passes to the survivor . . . , and no administration is necessary."

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 two residential real properties and states that the property that are titled to Petitioner and decedent as joint tenants.

Notice of the hearing on the Petition was served on decedent's three children and proof of service was filed with the court on January 15, 2026.

TENTATIVE RULING #14: 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).

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15.	24PR0313	IN THE MATTER OF JAMES CLIFFORD SCOBEL
OSC-Removal or Suspension		

There were no appearances at the prior Status of Administration hearing, and the matter was set for a hearing on removal or suspension of the Administrator.

Nothing has been filed with the Court since the Inventory and Appraisal was filed on April 1, 2025.

TENTATIVE RULING #15: APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, MARCH 9, 2026, IN DEPARTMENT NINE.