

July 21, 2025
Dept. 9
Probate Tentative Rulings

1./9.	25PR0146/24PR0260	ESTATE OF NEUNER
Letters Testamentary		

Decedent died testate on March 30, 2024, survived by one adult daughter, two adult grandchildren, and one minor grandchild. The Petition requests full authority under the Independent Administration of Estates Act.

The Will was lodged with the court on September 23, 2024, and is admitted to probate. The initial Executor was decedent's spouse Donald, who was issued Letters on November 18, 2024. However, Donald has passed away. The current Petitioner is named as Successor Executor in the Will. The Will waives bond.

A Duties/Liabilities statement (DE 147/DE 147s) was filed on May 28, 2025.

Proof of service of notice of the hearing on the Petition was filed on June 9, 2025.

Proof of publication was filed on October 15, 2024, at the time the original Petition for Letters Testamentary was filed.

TENTATIVE RULING #1:

IT APPEARS CASE NO. 25PR0146 WAS CREATED DUE TO CLERICAL ERROR AND IS HEREBY DISMISSED.

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, JULY 20, 2026, 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.

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.	23PR0084	ESTATE OF SMITH
Status/Final Distribution		

Letters Testamentary were issued on July 24, 2023, granting Petitioner full authority under the Independent Administration of Estates Act.

The Petition states a Final Inventory and Appraisal was filed on August 28, 2023, however, that I&A does not indicate it is the Final. Additionally, it is unclear whether the I&A complies with California Revenue and Taxation Code § 480. 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 the heirs entitled to distributions under the estate.

Proof of Service of Notice of the hearing on the Petition was not filed. No one has filed a request for special notice in this proceeding.

The proposed distribution of the estate includes equal division amongst Damon Butts and Jessica M. Markland, personal representative of the Estate of Tyler Butts.

The Petition requests:

1. The administration of the estate be brought to a close;
2. The waivers of account be settled, allowed, and approved;
3. All acts and proceedings of the Executor be confirmed and approved;
4. The assets of the estate in Petitioner's hands and any of the property of the Decedent or estate not known or yet discovered shall be distributed as stated in the Petition;
5. The Petitioner be authorized to pay statutory attorney fees in the amount of \$15,900.00;
6. The Petitioner be authorized to pay himself \$15,900.00 in statutory compensation; and,
7. **Upon filing of receipts and the Ex Parte Petitioner for Discharge, Petition may be discharged and released from all liability that may be incurred thereafter.**

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TENTATIVE RULING #2:

HEARING CONTINUED TO MONDAY, AUGUST 11, 2025, AT 8:30 AM IN DEPARTMENT NINE TO ALLOW PETITIONER TO CURE THE DEFICIENCIES ABOVE.

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.	25PR0156	MATTER OF BYRNES
Petition		

Petitioner filed a Petition to Establish Fact, Time, and Place of Birth to confirm the birth of her son in order to obtain a birth certificate for him. Unfortunately, all of Petitioner's supporting documents failed to attach to the Petition and are not within the Court's files.

TENTATIVE RULING #3:

APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, JULY 21, 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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4.	PP20180237	ESTATE OF KOCMICH
OSC		

Letters of Administration were issued on February 6, 2019. On July 26, 2022, the Administrator Austyn Copley filed a status report stating that the Administrator was waiting for a communication from the I.R.S. and when that was received a final accounting could be prepared. The status report stated that “[d]isbursements are ready to be made and Estate finalized once confirmation is made from IRS.”

That was the last filing in this case. There were no appearances at the hearing on May 6, 2024 or May 5, 2025.

TENTATIVE RULING #4:

APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, JULY 21, 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.	25PR0154	ESTATE OF DIEHL
Letters Testamentary		

Decedent died testate on October 4, 2024, survived by four adult children, and predeceased by one child. Petitioners are decedent's children.

The Petition requests full authority under the Independent Administration of Estates Act.

A Proof of Holographic Instrument was filed, but no purported Will was attached, nor was a written summary of the document. The Petition requests that bond be required, but there is only a bond waiver filed by Jeff Hursell and not the remaining three adult children.

A Duties/Liabilities statement was filed on July 8, 2025 signed by both Co-Executors. There is a DE-147S for Jeff Hursell filed July 15, 2025, but no DE-147S for Penny Cook.

Proof of service of notice of the hearing on the Petition was filed on July 15, 2025.

There is no proof of publication on file with the court, as required by Probate Code §§ 8120, 8121.

TENTATIVE RULING #5:

HEARING CONTINUED TO MONDAY, AUGUST 18, 2025, AT 8:30 AM IN DEPARTMENT NINE TO ALLOW PETITIONERS TIME TO CURE THE DEFICIENCIES ABOVE.

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.	25PR0140	ESTATE OF KITAURA
Spousal Property Petition		

In the tentative ruling for the June 30, 2025 hearing, the court indicated its intent to grant the motion upon receipt of the will. At the hearing, there appeared to be confusion as to whether the court was requiring that the will be the original. After that hearing, counsel for the personal representative sent the court a letter indicating his belief that an original will need not be filed; rather, a copy would suffice. Upon review of the law, the court agrees that a copy would suffice, however the court cannot find that a copy of the will was submitted to the court. Upon receipt of the copy of the will, the court will approve the petition absent objection.

TENTATIVE RULING #6:

APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, JULY 21, 2025, IN DEPARTMENT NINE.

ABSENT OBJECTION THE PETITION IS GRANTED AS REQUESTED UPON RECEIPT BY THE COURT OF A COPY OF THE WILL. 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, JULY 20, 2026, 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.

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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7.	24PR0296	ESTATE OF MARTIN
Final Distribution		

Letters Testamentary were issued on December 16, 2024, granting Petitioner full authority under the Independent Administration of Estates Act.

A Final Inventory and Appraisal was filed on June 2, 2025.

Waiver of Account was executed by the heir entitled to distributions under the estate.

Proof of Service of Notice of the hearing on the Petition was filed on June 13, 2025. No one has filed a request for special notice in this proceeding.

The proposed distribution of the estate includes full distribution to Petitioner.

The Petition requests:

1. The administration of the estate be brought to a close;
2. The Waiver of Accounting filed with the Petition be allowed;
3. All acts and proceedings of the Petitioner be confirmed and approved;
4. All creditor claims not properly filed with the court and served on the estate be barred;
5. The Petitioner be authorized to pay statutory attorney fees in the amount of \$9,768.65;
6. That waiver of statutory compensation to the Petitioner be approved;
7. Approval of distribution of the estate to the persons entitled to it pursuant to the Petition for Final Distribution;
8. Upon filing of the Ex Parte Petition for Discharge, Petitioner may be discharged and released from all liability that may be incurred thereafter.

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).

A STATUS OF ADMINISTRATION HEARING IS SET FOR 8:30 A.M. ON MONDAY, JULY 20, 2026, 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.

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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8.	24PR0222	ESTATE OF KODELJA
Final Distribution		

Letters of Administration with Will Annexed were issued on September 30, 2024, granting Petitioner full authority under the Independent Administration of Estates Act.

A Final Inventory and Appraisal was filed on May 14, 2025.

The proposed distribution of the estate includes full distribution to Petitioner. Waiver of Account was executed by the heir entitled to distributions under the estate.

Proof of Service of Notice of the hearing on the Petition was filed on June 16, 2025. No one has filed a request for special notice in this proceeding.

The Petition does not contain a statement regarding estate taxes. Per Local Rule 10.07.12 Petitions for final distribution must include a report of the following:

1. That no federal or California estate taxes are payable or that they have been paid;
2. That income taxes and all other taxes (e.g. supplemental real property taxes or personal property taxes, if any, have been paid or otherwise provided for.

If estate taxes are payable or paid: 1) the petition shall set forth whether said taxes were prorated pursuant to Probate Code section 20100, et seq., or the provisions of the will; and 2) the petition must reflect whether or not there are non-probate assets includable in the gross estate for estate tax purposes.

The Petition requests:

1. The administration of the estate be brought to a close without an account;
2. All acts and proceedings of the Administrator be confirmed and approved;
3. The Petitioner be authorized to pay statutory attorney fees in the amount of \$12,080.05;
4. The Administrator be authorized to pay himself \$6,220.18 in statutory compensation;
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 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 #8:

APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, JULY 21, 2025, IN DEPARTMENT NINE.

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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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10.	PP20210130	SADDLE ROAD TRUST
Status		

The Court expects appearances by Daryl Lander, counsel for Petitioner, as well as Nicholas Yonano, counsel for Respondent. Mr. Lander has not been present at the last two hearings, and Mr. Yonano failed to appear at the last hearing.

TENTATIVE RULING #10:

APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, JULY 21, 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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11.	25PR0138	ESTATE OF BRADY
Letters of Administration		

Decedent died intestate on August 19, 2024, survived by one adult son. Petitioner is decedent's long-term partner, who is nominated by Decedent's son to serve as Administrator.

The Petition requests full authority under the Independent Administration of Estates Act.

Waiver of bond has been filed with the court by the heir.

A Duties/Liabilities statement (DE 147/DE 147s) was filed on May 20, 2025.

Proof of service of notice of the hearing on the Petition was filed on May 22, 2025.

Proof of publication was filed on June 13, 2025.

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).

A STATUS OF ADMINISTRATION HEARING IS SET FOR 8:30 A.M. ON MONDAY, JULY 20, 2026, 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.

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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12.	25PR0155	ESTATE OF DEUBEL
Letters Testamentary		

Decedent died testate on January 24, 2025, survived by four adult daughters, eight adult grandchildren, one minor grandchild, and one brother. Petitioner is one of decedent's daughters.

The Petition requests full authority under the Independent Administration of Estates Act.

The Will was lodged with the court on February 24, 2025, and is admitted to probate.

George Deubel and Petitioner were named as Co-Executors in the Will, but George is deceased. Pursuant to the ~~10/09/2025~~ Will, Petitioner is to serve as sole Executor.

The Will waives bond.

A Duties/Liabilities statement (DE 147/DE 147s) was filed on June 5, 2025.

Proof of service of notice of the hearing on the Petition was filed on June 17, 2025.

Proof of publication was filed on July 2, 2025.

TENTATIVE RULING #12:

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, JULY 20, 2026, 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.

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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13.	24PR0050	ESTATE OF SARGENT
Status		

Letters of Administration issued on May 13, 2024. A Final Inventory and Appraisal was filed on October 17, 2024.

Petitioners are pro per.

Appearances were ordered for the hearing on May 12, 2025, and there were no appearances.

TENTATIVE RULING #13:

APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, JULY 21, 2025, IN DEPARTMENT NINE OR CASE WILL BE SET FOR AN OSC HEARING.

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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14.	24PR0059	ESTATE OF BORGES
Final Distribution		

Letters of Administration were issued on April 22, 2024, granting Petitioner full authority under the Independent Administration of Estates Act.

A Final Inventory and Appraisal was filed on May 29, 2025.

Proof of Service of Notice of the hearing on the Petition was filed on June 3, 2025. No one has filed a request for special notice in this proceeding.

The proposed distribution of the estate includes equal distribution between Petitioner and Kendra Louise Ramacher.

The Petition requests:

1. The administration of the estate be brought to a close;
2. The First and Final Account filed with the Petition be settled, allowed and approved;
3. All acts and proceedings of the Administrator be ratified and approved;
4. The Administrator be authorized to pay statutory attorney fees in the amount of \$12,898.80, plus \$2,207.83 for costs advanced to the estate;
5. The Administrator be authorized to retain \$10,000.00 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;
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. That waiver of statutory compensation to the personal representative be approved;
8. **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 #14:

APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, JULY 21, 2025, IN DEPARTMENT NINE TO ADDRESS THE NEED FOR A RESERVE OF \$10,000.00.

A STATUS OF ADMINISTRATION HEARING IS SET FOR 8:30 A.M. ON MONDAY, JULY 20, 2026, 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.

IF A PARTY OR PARTIES WISH TO APPEAR BY ZOOM, PLEASE CONTACT THE COURT AT (530) 621-5867 AND MEETING INFORMATION WILL BE PROVIDED.