

August 11, 2025
Dept. 9
Probate Tentative Rulings

1.	24PR0172	ESTATE OF PHILEBAR
Final Distribution		

Letters of Administration were issued on August 12, 2024, granting Petitioner full authority under the Independent Administration of Estates Act. A Final Inventory and Appraisal was filed on January 7, 2025.

Proof of Service of Notice of the hearing on the Petition was filed on June 27, 2025. No one has filed a request for special notice in this proceeding.

The proposed distribution of the estate includes full distribution to Kristi Judd.

The Petition requests:

1. Notice of the Petition has been given as required by law;
2. The allegations of the Petition are true;
3. All acts and transactions of the Administrator be ratified, confirmed and approved;
4. The First and Final Account filed with the Petition be settled, allowed and approved;
5. The Administrator be authorized to pay statutory attorney fees in the amount of \$13,656.56 plus \$1,674.84 for costs advanced on behalf of the estate;
6. The Administrator be authorized to pay herself \$13,656.56 in statutory compensation;
7. The Administrator be authorized to retain \$2,500.00 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;
8. Approval of distribution of the estate to the persons entitled to it pursuant to the Petition for Final Distribution;
9. 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;
10. **Upon filing of receipts and the Ex Parte Petition for Discharge, Petition may be discharged and released from all liability that may be incurred thereafter.**

TENTATIVE RULING #1:

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, AUGUST 10, 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.	25PR0003	MARION B. HUBBARD LIVING TRUST
Accounting & Objection		

TENTATIVE RULING #2:

APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, AUGUST 11, 2025, IN DEPARTMENT NINE.

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3.	23PR0084	ESTATE OF SMITH
Final Distribution		

Letters Testamentary were issued on July 24, 2023, granting Petitioner full authority under the Independent Administration of Estates Act. A Final Inventory and Appraisal, in compliance with Revenue and Taxation Code § 480 was filed on July 29, 2025.

Waivers of Account were executed by all the heirs entitled to distributions under the estate. Proof of Service of the Notice of Hearing was filed on July 29, 2025. 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.**

TENTATIVE RULING #3:

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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4.	25PR0027	MATTER OF CHAVERS
Status		

TENTATIVE RULING #4:

APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, AUGUST 11, 2025, IN DEPARTMENT NINE.

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5.	25PR0168	ESTATE OF SHERER
Letters Testamentary		

Decedent died intestate on March 3, 2025, survived by three adult daughters. Petitioner is decedent's daughter.

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

The Will was lodged with the Court on March 26, 2025 (25WL0058) and is hereby admitted to probate. Petitioner is named as Executor in the Will and the Will waives bond.

There is no Duties/Liabilities statement (DE 147/DE 147s) on file with the court, as required by Probate Code § 8404.

There is no proof of service of notice of the Petition on file with the court, as required by Probate Code § 8110.

Proof of publication was filed on July 14, 2025.

TENTATIVE RULING #5:

APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, AUGUST 11, 2025, IN DEPARTMENT NINE.

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6.	25PR0169	JAMES R. GILLETT REVOCABLE TRUST
Petition to Confirm Trust Property		

Petitioner is the presently acting Trustee of The James R. Gillett Revocable Living Trust established September 23, 2024 (the "Trust"). James R. Gillett, as Grantor, created the Trust and a Pour-Over Will giving all assets to the Trust. The Grantor died on March 19, 6 2025.

This Petition concerns the matter of Investment Account held at Wells Fargo Advisors, held in the name of Grantor as James R. Gillett. The Investment Account Number is XXXX-0478. The Schedule A to the Trust includes "Bank accounts, Wells Fargo held Stocks" as a Trust asset under item 3.

Probate Code § 850 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.

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.

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 mailed on July 3, 2025 and filed on July 3, 2025.

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Pursuant to Probate Code §850 and *Estate of Heggstad* (1993) 16 Cal.App. 4th 943, 947-950, the Court finds sufficient evidence that decedent intended the above-mentioned assets be part of the Trust.

TENTATIVE RULING #6:

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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7.	PP20190231	ESTATE OF WRIGHT
Status		

See related case, Estate of Wright (PP20190232), no. 8.

An Order for Final Distribution was entered by the Court on April 15, 2024. Petitioner has not filed any Receipts nor an Ex Parte Petition for Discharge (DE-295).

TENTATIVE RULING #7:

APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, AUGUST 11, 2025, IN DEPARTMENT NINE.

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8.	PP20190232	ESTATE OF WRIGHT
Status		

An Order for Final Distribution was entered by the Court on August 12, 2024. Petitioner has not filed any Receipts nor an Ex Parte Petition for Discharge (DE-295).

TENTATIVE RULING #8:

APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, AUGUST 11, 2025, IN DEPARTMENT NINE.

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9.	24PR0065	ESTATE OF HAYNES
OSC		

Letters issued on May 20, 2024. In violation of Probate Code § 8800, no Inventory and Appraisal has been filed.

There was no appearance at the hearing on May 19, 2025.

TENTATIVE RULING #9:

APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, AUGUST 11, 2025, IN DEPARTMENT NINE.

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10.	23PR0173	ESTATE OF HILL
Status		

TENTATIVE RULING #10:

AN ORDER FOR FINAL DISCHARGE HAVING BEEN ENTERED BY THE COURT ON SEPTEMBER 17, 2024, THE MATTER IS DROPPED FROM CALENDAR.

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.	23PR0165	ESTATE OF HENDERSON
OSC		

TENTATIVE RULING #11:

**AN ORDER FOR FINAL DISCHARGE HAVING BEEN ENTERED BY THE COURT ON JULY 21, 2025,
THE MATTER IS DROPPED FROM CALENDAR.**

**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.	25PR0162	ESTATE OF MOGLIA
Letters of Administration		

Decedent died intestate on April 4, 2025, survived by two adult children, one of whom is incarcerated. Petitioner is decedent's child.

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

There is no selection regarding bond on the Petition.

A Duties/Liabilities statement (DE 147/DE 147s) was filed on June 10, 2025.

Proof of service of notice of the hearing on the Petition was filed on June 13, 2025.

Proof of publication was filed on July 3, 2025.

TENTATIVE RULING #12:

APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, AUGUST 11, 2025, IN DEPARTMENT NINE.

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13.	23PR0082	ESTATE OF MORTON
OSC		

TENTATIVE RULING #13:

AN ORDER FOR FINAL DISCHARGE HAVING BEEN ENTERED BY THE COURT ON JULY 18, 2025, THE MATTER IS DROPPED FROM CALENDAR.

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.	23PR0314	ESTATE OF FISK
Final Distribution & OSC		

This case was previously heard on May 19, 2025. Petitioner filed a Declaration on May 29, 2025, confirming that § 480 of the California Revenue and Taxation Code has been complied with.

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.	23PR0068	ESTATE OF TANIZAWA
OSC		

Letters of Administration were issued on June 26, 2023.

There were no appearances at the hearings on June 24, 2024 or June 23, 2025.

A Final Inventory and Appraisal was filed July 10, 2025.

TENTATIVE RULING #15:

APPEARANCES ARE REQUIRED AT 8:30 A.M. ON MONDAY, AUGUST 11, 2025, IN DEPARTMENT NINE.

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