

CONSERVATORSHIP CALENDAR NOTES

October 16, 2020

10:00 AM, Department 40
Placer County Superior Court

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For current local court COVID-19 information, visit:
<http://www.placer.courts.ca.gov/general-covid-19.shtml>

Telephonic remote appearances are strongly encouraged. See Local Rule 10.28 concerning remote appearances.

Local Rule 10.27, "eDelivery," requires electronic filing of documents by attorneys and represented parties. *Due to potential delays in processing new filings, it is recommended all papers be filed at the earliest opportunity.*

These calendar notes are provided pursuant to Local Rule 80.1.4 for the conservatorship calendar set for hearing **October 16, 2020, 10:00 AM, in Department 40**, Commissioner Glenn M. Holley, presiding. Pursuant to Local Rule 80.1.4, these calendar notes are **not** a tentative ruling on the merits of any matter before the court.

Updated notes may be posted at any time. Notes will generally be updated the court day prior to the hearing. Staff may respond to limited questions concerning calendar notes; however, court staff may not give legal advice to parties or attorneys. Messages may be left for the Office of Legal Research at (916) 408-6119.

1. S-PR-0009691 Kelsey, Anna Fey - In Re Conservatorship of

Appearance is required for hearing on first and final conservatorship account.

Clarification is needed as to attorney fees. Allegations in ¶ 14 indicate both that fees are for 39.1 hours and for 33.5 hours. Calculation at 6:8-10 appears to be incorrectly calculated.

Clarification is needed as to how fees are to be paid. Estate has insufficient cash to pay fees and claims. Petitioner should clarify how fees are to be paid.

Missing financial account statements, Prob.C. § 2620(c).

☎ Remote telephonic appearances are strongly encouraged.

2. S-PR-0010135 Valdez, Marc Luigi Tibon - In Re Conservatorship of

Petition for attorney fees is recommended for approval as prayed.

3. S-PR-0010394 Priso-Ndangue, Olga Cecile; In re conservatorship of

Appearance is required for hearing on petition to accept transfer of Oregon guardianship as California conservatorship of the person.

Missing notice of hearing. Missing service of notice of hearing.

Missing confidential conservator screening form (GC-314) for proposed conservator. Missing duties form (GC-348). Missing copy of Oregon order of appointment / findings supporting Oregon guardianship.

Note: investigation report has not yet been filed; investigation report is required before final hearing to accept transfer.

Clarification as to incomplete allegations of the petition (petitioner does not request any California orders, ¶ 6c; petitioner alleges respondent suffers from major neurocognitive disorder but requests no orders relating thereto, ¶ 8a / 8b). Note that if major neurocognitive disorder powers are requested, appointment of counsel is required.

☎ Remote telephonic appearances are strongly encouraged.

4. S-PR-0010424 Daly, Virginia Louise - In Re Conservatorship of

Appearance is required for continued hearing on petition for appointment of conservator of the person and estate.

Missing 15 days' service of notice of hearing with copy of the petition to sister of respondent. Clarification is needed: petitioner filed a C.R.C. 7.52 declaration indicating no contact information is available, but alleges that petitioner contacted respondent's sister who does not oppose guardianship.

Missing grounds for appointment of conservator of the person (petition, ¶ 5c(1)); missing grounds for appointment of conservator of the estate (petition, ¶ 5c(2)).

Grounds are required in the petition, Prob.C. § 1821(a). Information in the confidential supplemental filings is to be provided in addition to the grounds stated in the petition.

Missing private fiduciary proposed compensation, Prob.C. § 1821(c)(1).

Capacity declaration was executed by Dr. Tran who has not seen respondent in approximately two years. Current evaluation / capacity declaration should be required.

Missing investigation report.

☎ Remote telephonic appearances are strongly encouraged.

5. S-PR-0010436 Adams, Ashlyn Jaymee - In Re Conservatorship of

Appearance is required for continued hearing on petition for appointment of conservator of the person and estate.

Missing 15 days' personal service of citation with copy of the petition to respondent. Note: citation issued October 14 cannot be timely served for an October 16 hearing.

Missing notice of hearing. Missing 15 days' service of notice of hearing with copy of the petition to all second-degree relatives of respondent. Missing identification of all second-degree relatives of respondent (¶ 11). Missing 30 days' service of notice of hearing with copy of the petition to Alta California Regional Center.

Clarification is needed: petitioner filed multiple versions of pp. 2-3; the signed petition appears to allege that petitioner Roy Adams is the mother of respondent; the repeated pages which follow petitioner's signature appear to indicate that petitioner is the father of respondent.

Missing grounds for appointment of conservator of the person (petition, ¶ 5c(1)); missing grounds for appointment of conservator of the estate (petition, ¶ 5c(2)). Grounds are required in the petition, Prob.C. § 1821(a). Information in the confidential supplemental filings is to be provided in addition to the grounds stated in the petition.

Missing required allegations concerning respondent's estate (¶ 3e). Court cannot determine the sufficiency of the requested bond.

Missing Attachment 2 to form GC-312.

Missing capacity declaration.

Missing Attachment 1f (see ¶ 1f).

Missing Attachment 5f (see ¶ 5f).

Missing investigation report.

If petitioner does not appear, it is recommended this matter be dropped from the court's calendar.

 Remote telephonic appearances are strongly encouraged.

6. S-PR-0010484 Martinez, Rosalie - In Re the Conservatorship of

Appearance is required for hearing on petition to accept transfer of New Mexico guardianship / conservatorship as California conservatorship of the person.

Missing notice of hearing. Missing service of notice of hearing.

Missing confidential conservator screening form (GC-314) for proposed conservator. Missing duties form (GC-348). Missing copy of New Mexico order of appointment, including the findings supporting New Mexico guardianship / conservatorship.

Clarification is needed: the New Mexico provisional order to transfer refers to joint guardians and a conservator, typically indicating that fiduciaries have been

appointed in New Mexico for both the person and the estate. This petition seeks appointment of a conservator of the person only. No allegations concerning the estate or any fiduciary for the estate were included in the petition.

Note: investigation report has not yet been filed; investigation report is required before final hearing to accept transfer.

☎ Remote telephonic appearances are strongly encouraged.

7. S-PR-0010486 Aim High 1997 Rev Trust, et al.; In re the

Note: this trust matter was scheduled on the conservatorship calendar in error. Any continued hearing should be scheduled on the probate calendar.

Petition to appoint successor trustee of Aim High 1997 Rev Trust, Hay 2015 Liv Trust, and Donald R Hay 2016 Fam Trust is recommended for approval as prayed.

8. S-PR-0010487 Hinrich, Sarah Grace-Marie - In Re Conservatorship of

Appearance is required for hearing on petition for appointment of joint conservators of the person.

Clarification is needed: petitioners do not pray for medical decisional authority (¶1g), but grounds in support are alleged (¶ 9).

☎ Remote telephonic appearances are strongly encouraged.