

Superior Court of California County of Yuba

Probate Notes for June 15, 2020

The 9:00 Calendar will be heard in Department 4 and the 11:00 Calendar will be heard in Department 1

The probate notes represent staff's recommendations to the Court, and are not tentative rulings. If the probate notes indicate that a petition should be granted, no appearance is required at the hearing. The matter will be deemed submitted on the papers. If the Court does not follow staff recommendation, appropriate instructions will be issued.

Frequently, the only defect to a probate petition is the absence of the Proof of Publication, in such instance, if the Proof of Publication is filed by 12:00 p.m. on the Friday before the hearing, the recommendation will be deemed to have been changed to a recommendation that the petition be granted.

If the moving party would like to continue the matter to cure defects showing in the probate notes, he or she may do so by sending an email to probate@yubacourts.org no later than 12:00 the Friday before the hearing. The email is to state the case name and number, and indicate a Monday date to which the continuance is requested. If such an email request is timely made, no appearance is required at the hearing and the matter will be continued unless the probate notes indicate that the Court has directed otherwise.

9:00 Calendar

Case Name: Estate of Eugene Crowley

Case #: CV PB 1926

Motion for: Report of Sale and Petition to Confirm Sale of real property

Recommended Ruling:

Grant

Case Name: Estate of Julia Schmidt

Case #: PR PB 20 51

Motion for: Petition to administer estate

Recommended Ruling:

Grant.

Case Name: Estate of Rebecca Garza
Case #: PRPB 20 44
Motion for: Petition to administer estate
Date Motion filed: 5/5/20

Recommended Ruling:
Grant

Case Name: Estate of Gerald Braxton
Case #: CV PB 19 133
Motion for: Petition for Order establishing estate's ownership in property and directing transfer of property

Recommended Ruling:
Grant

Case Name: Estate of Lillian Jasmine
Case #: PR PB 20 31
Motion for: Petition to administer estate

Recommended Ruling:

Proof of publication for a hearing date when the court was closed is insufficient. Probate Code 8120 and 8122 require notice by publication. Notice by publication must be accomplished for the actual hearing date.

Case Name: Conservatorship of Anna Williams
Case #: CV PC 18 99
Motion for: 1st Account and report of conservator and petition for its settlement, for increase in bond, for allowance of fees to conservator and his attorneys and for reimbursement of costs

Recommended Ruling:
Grant

Case Name: David Halcomb Revocable Trust
Case #: PRPB 20 35

Motion for: Petition for Order Confirming Successor Trustee and Trust Assets
Date Motion filed: 3/18/20

Recommended Ruling:

Grant

Case Name: Kennedy Trust

Case #: PR PB 20 40

Motion for: Petition for an Order to Confirm Assets to Trust

Date Motion filed: 5/1/20

Recommended Ruling:

Grant.