

TENTATIVE RULINGS

FOR: November 29, 2018

The Court may exercise its discretion to **disregard** a late filed paper in law and motion matters. (Cal. Rules of Court, rule 3.1300(d).)

Unlawful Detainer Cases – Pursuant to the restrictions in Code of Civil Procedure section 1161.2, no tentative rulings are posted for unlawful detainer cases and appearances are required.

Court Reporting Services – The Court does not provide official court reporters in proceedings for which such services are not legally mandated. Parties are responsible for either making the appropriate request in advance or arranging for their own private court reporter. Go to <http://napacountybar.org/court-reporting-services/> for information about local private court reporters. Attorneys or parties must confer with each other to avoid having more than one court reporter present for the same hearing.

**PROBATE CALENDAR – Hon. Victoria Wood, Dept. JAR (Historic Courthouse)
at 2:00 p.m.**

Conservatorship of Peter Francis Rieder

17PR000101

FIRST ACCOUNT AND REPORT OF CONSERVATOR; PETITION FOR ALLOWANCE OF FEES TO CONSERVATOR OF PERSON AND ESTATE AND ATTORNEY FOR CONSERVATOR

TENTATIVE RULING: GRANT petition, including fees as prayed. After a review of the matter, the Court finds the conservator is acting in the best interest of the conservatee. The accounting and review hearing scheduled for August 28, 2019, is taken off-calendar. The matter is set for a biennial review hearing and an accounting in two years on November 20, 2020, at 8:30 a.m. in Dept. B. All accounting documents must be filed at least 30 days prior to the hearing, including the Determination of Conservatee’s Appropriate Level of Care (GC-335). The court investigator shall prepare a biennial investigator report for the next hearing date. The clerk is directed to send notice to the parties.

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In The Matter of The Scruggs Family Irrevocable Trust

17PR000190

(1) SECOND AMENDED PETITION FOR INSTRUCTIONS

APPEARANCE REQUIRED

(2) ACCOUNTINGS OF TRUST

APPEARANCE REQUIRED

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Conservatorship of Eleanor Leake

18PR000033

PETITION FOR APPOINTMENT OF SUCCESSOR PROBATE CONSERVATOR OF THE ESTATE

APPEARANCE REQUIRED. The conservatee need not appear.

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Estate of Mitchel C. Efishoff

18PR000097

FIRST AND FINAL ACCOUNT AND REPORT OF EXECUTOR AND PETITION FOR SETTLEMENT, FOR ALLOWANCE OF COMPENSATION TO ATTORNEY FOR ORDINARY SERVICES, PETITION TO DETERMINE OWNERSHIP OF ESTATE PROPERTY, AND FOR FINAL DISTRIBUTION

TENTATIVE RULING: Judge Wood discloses that Cathy Zeller is a neighbor. Judge Wood still is able to be fair and impartial in this matter. The matter is continued to January 15, 2019, at 8:30 a.m. in Dept. B to provide proper notice under Probate Code section 851.

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In the Matter of the Roy Dean Enderlin 2000 Trust

18PR000240

PETITION FOR ORDER CONFIRMING SUCCESSOR TRUSTEE AND TRUST ASSETS

TENTATIVE RULING: GRANT petition. Petitioner did not comply with the notice requirements under Probate Code section 851, subdivision (c). However, since petitioner is the only person entitled to notice, the Court overlooks the deficiency.

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Conservatorship of Iva Gieffels

26-31961

REVIEW HEARING

TENTATIVE RULING: The matter is continued to January 25, 2019, at 8:30 a.m. in Dept. B to allow the conservator to file: (1) Notice of Conservatee's Rights (Judicial Council form GC-341); and (2) Determination of Conservatee's Appropriate Level of Care (Judicial Council form GC-355).