

Probate Notes for June 16, 2020

Probate notes are a recommendation as to the outcome of the petition. Unlike tentative rulings, they do not automatically become adopted as the order of the court. Unless an appearance at the hearing is otherwise required by law, if petitioner submits a proposed order prior to the hearing and the recommendation is to grant the petition, no appearance is necessary. If you are scheduled to appear and there is no probate note issued in your case, you should appear as scheduled. If you wish to continue a matter, you must contact the civil division at (530) 406-6704, at least two (2) court days before your hearing.

Please Note: The following probate matters will be heard at **9:00 a.m.** in department Nine.

NOTICE: Effective May 4, 2020, all court appearances are by Zoom or Conference call. Yolo Superior Court Virtual Courtroom and conference call information is posted on the Yolo Court's Website at www.yolo.courts.ca.gov.

**CASE: Estate of Mandelaris
CVPB-2020-69**

Petitioner is directed to lodge with the Court (1) a copy of the Richard A. Mandelaris and Darlene K. Mandelaris Trust Dated November 13, 1990 and (2) the decedent's original will dated July 9, 2019. (Prob. Code, § 8200.)

**CASE: Conservatorship of Williams
CVPC-2020-53**

The Court notes the following deficiencies:

- (1) Proof that the citation and petition *with the correct hearing date* were served on the proposed conservatee at least 15 days before the hearing has not been filed with the Court. (Prob. Code, § 1824.)
- (2) Proof that the *Notice of Hearing* (form GC-020) *with the correct hearing date* and a copy of the petition were served on the required parties, has not been filed with the Court. (Prob. Code, § 1822.)
- (3) The *Capacity Declaration* (form GC-335) filed with the Court indicates that proposed conservatee has dementia, but the petition does not request dementia powers and the dementia attachment to the *Capacity Declaration* is not filed with the Court. (form GC-313.)
- (4) If dementia powers are requested, proposed conservatee must be represented by counsel. (Prob. Code, § 2356.5, subd. (f)(1).)
- (5) The *Capacity Declaration* (form GC-335) filed with the Court indicates that proposed conservatee has no ability to provide informed consent to any medical procedure, but the petition does not seek exclusive authority to consent for medical treatment. (Petition, section 1(g).)
- (6) Petitioner has failed to complete paragraph 1(c) or to attach information regarding the required bond.

- (7) Petitioner has failed to attach attachments 2 and 3 to the Confidential Supplemental Information Form (form GC-312).
- (8) Proposed conservatee's address is not included. (Petition, section 2.)
- (9) An acknowledgment of receipt of the *Duties of Conservator and Acknowledgement of Receipt of Handbook* form has not been filed with the Court. (Prob. Code, § 1834; Cal. Rules of Court, rule 7.1051.)