

## Probate Notes for October 6, 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.

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**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](http://www.yolo.courts.ca.gov).

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

**CASE:**           **In re: Vel Haynes Mendel Testamentary Trust**  
                      **Case No. CV P2 2020-160**

Petitioner is directed to provide a full copy of decedent Vel Haynes Mendel's will which created the Vel Haynes Mendel Testamentary Trust for the Court to confirm that petitioner is a beneficiary with standing to bring the instant petition and that all beneficiaries have been provided notice as required (Prob. Code, §§ 17200, subd. (a), 17203, 1215.)

Petitioner is directed to address the bond requirement that applies when the Court appoints a trustee who is not named in the trust instrument. (Prob. Code, § 15602.)

Parties are **DIRECTED TO APPEAR**.

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

**CASE:            Limited Conservatorship of Cuevas (In the matter of Cuevas)**  
**Case No. PR 2020-159**

The Court notes the following deficiencies:

1. Proof that the citation and petition 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) and a copy of the petition were served on the ALTA Regional Center at least 30 days before the hearing has not been filed with the Court. (Prob. Code, §§ 1822, subd. (e), 1827.5.)
3. A confidential written report of the regional center's findings and recommendations must be filed with the Court. (Prob. Code, § 1827.5.) The regional center's report must also be mailed, at least five days prior to the hearing, to the proposed conservatee and the petitioner, or attorney of the petitioner. (*Ibid.*)
4. Petitioner failed to file a proposed Order Appointing Court Investigator (form GC-330). (Petition, ¶ 13.)

It is recommended to appoint legal counsel for the proposed limited conservatee. (Prob. Code, § 1471, subd. (c).)

Parties are **DIRECTED TO APPEAR**.