

JUDGE VIRGINIA M. GEORGE

Date: 10/19/21

Dept.: 30

Room: 201

GENERAL HEARINGS - CIVIL

1. MSN21-1510 PETITION OF ANNA GORMAN
9:00 HEARING ON OSC RE: NAME CHANGE FILED BY ANNA GORMAN

2. MSN21-1520 PETITION OF GIFFORD HAZARD LUS
9:00 HEARING ON OSC RE: NAME CHANGE FILED BY GIFFORD HAZARD
LUSTOSA-TEEPLA

3. MSN21-1521 PETITION OF MIRIAM RACHEL SNOW
9:00 HEARING ON OSC RE: NAME CHANGE FILED BY MIRIAM RACHEL SNOW LEUNG

4. MSP19-00623 ESTATE OF JOSEPH HARDY
9:00 HEARING RE: PETITION TO DETERMINE ENTITLEMENT TO DISTRIBUTION
FILED ON 07/07/21 BY JOAN EUNICE DUNCAN PRESETTI

5. MSP19-01212 ESTATE OF NANCY R. WESTBROOK
9:00 HEARING RE: PETITION FOR ORDER COMPELLING PERSONAL
REPRESENTATIVE FILED ON 03/18/21 BY LAURA E EVANS

- WA MSP20-00844 RE THE EUGENIA ALMEIDA DECLARA
9:00 HEARING RE: PTN FOR APPROVA OF 1ST & FINAL ACCT& REPORT FILED ON
02/04/21 BY ELIZABETH A REMIGIO

- WB MSP20-00844 RE THE EUGENIA ALMEIDA DECLARA
9:00 HEARING RE: PTN TO COMPEL T'SEE TO PROVIDE COPY, TO ACCT, FOR
SUSPENSION FILED ON 07/29/20 BY DAVID ALMEIDA, JOHN ALMEIDA,
THOMAS ALMEIDA

8. MSP20-01532 ESTATE OF GREGORY WENDELL WOOD
9:00 HEARING RE: PETITION FOR ORDER CONFIRMING ESTATE ASSETS FILED ON
07/12/21 BY RHONDA IRENE DAY

9. MSP21-00013 MATTER OF CHARLEY JOHNSON REVO
9:00 HEARING RE: TRUST CONTEST OF THE SECOND AMENDMENT, UNDUE
INFLUENCE, FINANCIAL ELDER ABUSE FILED ON 01/06/21 BY BYRON
ROBINSON

JUDGE VIRGINIA M. GEORGE

Date: 10/19/21

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GENERAL HEARINGS - CIVIL

10. MSP21-00322 RE BEVERLY R. WESTBROOK LIVING
9:00 HEARING RE: PETITION TO COMPEL SALE OF THE REAL PROPERTY, TO
COMPEL AN ACCOUNTING FILED ON 03/18/21 BY LAURA E EVANS
11. MSP21-00650 ESTATE OF CHRISTINE NARDICO
9:00 HEARING RE: PTN FOR LTRS OF ADMIN, W/IAEA FILED ON 03/22/21 BY
GINA NARDICO
12. MSP21-00694 RE ANNA A. CREASON DECLARATION
9:00 HEARING RE: PETITION TO CONFIRM JANE L. CREASON AS TRUSTEE AND
TERMINATE TRUST FILED ON 06/30/21 BY JANE L CREASON
13. MSP21-00794 CONS. OF CARMEN MUELA
9:00 HEARING RE: PTN FOR APPT OF CONS OF PERSON & ESTATE FILED ON
05/26/21 BY MARIA FERNANDEZ, ESAU FERNANDEZ MUELA
14. MSP21-01004 ESTATE OF: THE MARY K. CURTIN
9:00 HEARING RE: PETITION FOR ORDER APPOINTING SUCCESSOR TRUSTEE
FILED ON 07/09/21 BY ANGELA CURTIN RHEE
15. MSP21-01034 ESTATE OF TERRY KENT NISHIMURA
9:00 HEARING RE: SPOUSAL PROPERTY PETITION FILED ON 06/25/21 BY
HELENA MAZZARIELLO
16. MSP21-01051 ESTATE OF LYNN ANN MEISCH
9:00 HEARING RE: PTN FOR PROB OF LOST WILL LETTERS OF ADMINISTRATION
W/WILL ANNEXED FILED ON 07/08/21 BY RICHARD A MEISCH
17. MSP21-01053 RE ISHWARBHAI PATEL LIVING TRU
9:00 HEARING RE: PTN FOR INSTRUCTIONS TO TRUSTEE MODIFYING TRUST
PROVISIONS FILED ON 06/29/21 BY ASHWIN PATEL
18. MSP21-01093 ESTATE OF BARBARA BARBOUR
9:00 HEARING RE: SPOUSAL PROPERTY PETITION FILED ON 07/08/21 BY
MICHELLE MCBEE

CONTRA COSTA SUPERIOR COURT
725 COURT STREET; DEPT. 30
MARTINEZ, CALIFORNIA
JUDGE VIRGINIA M. GEORGE
PROBATE CALENDAR AND TENTATIVE RULINGS
DATE: 10/19-21

PROBATE EXAMINER NOTES-SUBJECT TO REVISION
AFTER REVIEW BY THE JUDGE

Counsel and parties are encouraged to appear remotely either through CourtCall or Zoom videoconferencing, unless otherwise ordered by the Court. Department 30 is open for in person appearances.

Please note the following contact information for your reference:

CourtCall: (888) 882-6878

Zoom videoconferencing for Department 30, Judge George:
<http://www.cc-courts.org/zoom/dept30.aspx>

IF YOU HAVE MATTERS IN BOTH
DEPARTMENT 30 AND DEPARTMENT 15,
PLEASE NOTIFY THE BAILIFFS
THE MORNING OF YOUR APPEARANCE.

THANK YOU.

1. **TIME: 9:00**
PETITION OF ANNA GORMAN
RE: OSC RE: NAME CHANGE
FILED BY ANNA GORMAN

CASE # MSN21-1510

Petition Approved
Proposed Order Submitted
No Appearance Required

Parties:
ANNA GORMAN

Attorneys:

2. **TIME: 9:00**
PETITION OF GIFFORD HAZARD LUSTOSA-TEEPL
RE: OSC RE: NAME CHANGE
FILED BY GIFFORD HAZARD LUSTOSA-TEEPL

CASE # MSN21-1520

Petition Approved
Proposed Order Submitted
No Appearance Required

GIFFORD HAZARD LUSTOSA-TEEPL
MARIA GABRIELA LUSTOSA-TEEPL

3. TIME: 9:00
PETITION OF MIRIAM RACHEL SNOW LEUNG
RE: OSC RE: NAME CHANGE
FILED BY MIRIAM RACHEL SNOW LEUNG

CASE # MSN21-1521

Petition Approved
Proposed Order Submitted
No Appearance Required

MIRIAM RACHEL SNOW LEUNG

4. TIME: 9:00
ESTATE OF JOSEPH HARDY
RE: PET'N TO DETERMINE ENTITLEMENT TO DISTRIBUTION
FILED ON 07/07/21 BY JOAN EUNICE DUNCAN PRESETTI

CASE # MSP19-00623

Need:
Proof of mailing to Administrator, Noupane S Temple.

JOAN EUNICE DUNCAN PRESETTI QIANLI YANG
JOSEPH MICHAEL HARDY
NOUPANE S. TEMPLE ROBERT J. SILVERMAN

5. TIME: 9:00

CASE # MSP19-01212

ESTATE OF NANCY R. WESTBROOK

RE: PET'N FOR ORDER COMPELLING PERSONAL REP TO ACCOUNT

FILED ON 03/18/21 BY LAURA E EVANS

-- See also Line # 10 --

Need appearances to report status.

Notes:

- A. Letters of Administration issued to Laura Evans 08-04-2021.
- B. Petition requests suspension and surcharge of personal representative, and is not so captioned. (See CRC § 7.102.)
- C. Response of Personal Representative filed 5-26-2021.

JULIE A EVANS
LAURA E EVANS
NANCY R WESTBROOK

NATHAN D. PASTOR
CRAIG L. JUDSON

6.A. (- 6.B.) TIME: 9:00
RE THE EUGENIA ALMEIDA DECLARATION OF TRUST
RE: PET'N FOR APPROVA OF 1ST & FINAL ACCT& REPORT
FILED ON 02/04/21 BY ELIZABETH A REMIGIO

CASE # MSP20-00844

Need:

1. Appearances to report status, including mediation
2. Proposed Order

Notes:

- A. Objections filed by Thomas Almeida 4-9-2021.
- B. Reply filed 5-5-2021.

DAVID ALMEIDA
ELIZABETH A REMIGIO
JOHN ALMEIDA
THE EUGENIA ALMEIDA DECLARATIO
THOMAS ALMEIDA
JAMES P CILLEY
KONSTANTINE A DEMIRIS

6.B. TIME: 9:00
RE THE EUGENIA ALMEIDA DECLARATION OF TRUST
RE: PET'N TO COMPEL T'SEE TO PROVIDE COPY, TO ACCT, FOR SUSPENSION
FILED ON 07/29/20 BY DAVID ALMEIDA, JOHN ALMEIDA, THOMAS ALMEIDA

CASE # MSP20-00844

Need:

1. Appearances to report status, including mediation
2. Proposed Order

Notes:

- A. Elizabeth A. Remigio's Opposition and Answer filed 11-16-2020.
- B. Response to Opposition filed 3-4-2021.

8. TIME: 9:00

CASE # MSP20-01532

ESTATE OF GREGORY WENDELL WOOD
RE: PET'N FOR ORDER CONFIRMING ESTATE ASSETS
FILED ON 07/12/21 BY RHONDA IRENE DAY

Need:

1. Petition verified. PrC § 1021. CCP § 2015.5. CRC 7.103
2. Verified declaration by petitioner to state names, current addresses and relationships of all persons entitled to receive notice. LR 7.112
3. Proposed Order

GREGORY WENDELL WOOD
RHONDA IRENE DAY

PETER A HASS

9. TIME: 9:00

CASE # MSP21-00013

MATTER OF CHARLEY JOHNSON REVOCABLE TRUST
RE: TRUST CONTEST OF THE SECOND AMENDMENT, UNDUE INFLUENCE,
FINANCIAL ELDER ABUSE
FILED ON 01/06/21 BY BYRON ROBINSON

Need:

1. Appearances to report status, including mediation set 10-05-21
2. Proposed Order

Note: Objection filed by Elizabeth De La Campa on 06-16-21

BYRON ROBINSON
CHARLEY JOHNSON REVOCABLE TRUS
ELIZABETH DE LE CAMPA

MATTHEW S TOTH
CHRISTOPHER J SCHWEICKERT

10. TIME: 9:00

CASE # MSP21-00322

RE BEVERLY R. WESTBROOK LIVING TRUST

RE: PET'N TO COMPEL SALE OF THE REAL PROPERTY, TO COMPEL AN
ACCOUNTING

FILED ON 03/18/21 BY LAURA E EVANS

-- See also Line # 5 --

Need appearances to report status

BEVERLY R. WESTBROOK LIVING TR

JULIE A EVANS

LAURA E EVANS

CRAIG L. JUDSON

11. TIME: 9:00
ESTATE OF CHRISTINE NARDICO
RE: PET'N FOR LTRS OF ADMIN, W/IAEA
FILED ON 03/22/21 BY GINA NARDICO

CASE # MSP21-00650

Petitioner, sister, still must do the following:

Have a copy of petition mailed to all persons entitled to receive notice and file a Proof of Service with court. PrC § 8100; LR 7.151(e)

File a verified declaration to include names and dates of death of decedent's parents. LR 7.151(d)

Submit a completed proposed Order for Probate Form DE-140 and Letters DE-150

Notes:

- A. At 7-29-21 hearing, Court ordered Catherine Nordico to file objections by 8-31-21.
Nothing has been filed
- B. If granted, bond will be fixed at \$280,000.00.

CHRISTINE NARDICO
GINA NARDICO

RE ANNA A. CREASON DECLARATION OF TRUST

RE: PET'N TO CONFIRM JANE L. CREASON AS TRUSTEE AND TERMINATE TRUST
FILED ON 06/30/21 BY JANE L CREASON

Jane Creason, petitioner, still must do the following:

1. File a verified declaration to confirm the date the Petition was verified. Petition verification was not dated. (CCP § 2015.5)
2. File a verified declaration by petitioner to state names, current addresses and relationships of all persons entitled to receive notice. LR 7.112
3. File proof of mailing to anyone added by verified declaration, not already served.
4. File copies of all trust instruments, including original trust dated in 1988 and all. Ct. must conclude that the trust was properly restated (i.e. that restatement is operative), which cannot be done without review of prior documents
5. Submit a Proposed Order.

JANE L CREASON
THE ANNA A. CREASON DECLARATIO

CONS. OF CARMEN MUELA

RE: PET'N FOR APPT OF CONS OF PERSON & ESTATE

FILED ON 05/26/21 BY MARIA FERNANDEZ, ESAU FERNANDEZ MUELA

Need:

1. Verified declaration by petitioner to estimate value of estate so court has sufficient facts to fix bond. If estate value is \$0 as indicated, no estate powers will be granted
2. Verified declaration by petitioner to include additional grandchildren of proposed conservatee in Item # 11, if any. PrC § 1821
3. Proof of mailing to anyone added by verified declaration, not already served
4. Capacity Declaration (Judicial Council Form GC-335) to show whether proposed conservatee lacks capacity to give informed medical consent. PrC § 1890
5. Verified declaration by petitioner to include PrC § 2590 powers with need for each power stated. LR 7.427
6. Proof of mailing Notice of Hearing with PrC § 2590 powers specifically listed. PrC § 2592(b)
7. Verified declaration by petitioner to clarify that you have attended the orientation class for unlicensed conservators pursuant to LR 7.416
8. Order Appointing Probate Conservator Form GC-340 (adopted 1-15-16)

The Court is waiting for these items:

1. Report of Court appointed counsel, Kurt Rifbjerg
2. Carmen Muela to appear or doctor's declaration stating inability to appear

Notes:

- A. Petition states proposed conservatee has dementia; however, no powers are requested.
- B. Amended Petition filed 10-5-21 is set for hearing 11-24-21. Court will continue this matter to be heard at that time

CARMEN MUELA
ESAU FERNANDEZ MUELA
MARIA FERNANDEZ

KURT RIFBJERG
AARON R FELDMAN
AARON R FELDMAN

14. TIME: 9:00

CASE # MSP21-01004

ESTATE OF: THE MARY K. CURTIN TRUST
RE: PET'N FOR ORDER APPOINTING SUCCESSOR TRUSTEE
FILED ON 07/09/21 BY ANGELA CURTIN RHEE

Need:

Waivers of bond by all beneficiaries or Court will set bond in the amount of \$40,000.00

ANGELA CURTIN RHEE
MARY K. CURTIN
THE MARY K. CURTIN TRUST

ELIZABETH E TRUTNER

15. TIME: 9:00

CASE # MSP21-01034

ESTATE OF TERRY KENT NISHIMURA
RE: SPOUSAL PROPERTY PETITION
FILED ON 06/25/21 BY HELENA MAZZARIELLO

Petition Approved
Proposed Order Submitted
No Appearance Required

HELENA MAZZARIELLO
TERRY KENT NISHIMURA

16. TIME: 9:00

CASE # MSP21-01051

ESTATE OF LYNN ANN MEISCH

RE: PET'N FOR PROB OF LOST WILL LETTERS OF ADMINISTRATION W/WILL
ANNEXED

FILED ON 07/08/21 BY RICHARD A MEISCH

Need:

1. Proof of Publication. PrC § 8120
2. Verified declaration by petitioner to state names, current addresses and relationships of all persons entitled to receive notice. LR 7.112. List attached to petition has no relationships, is missing numerous addresses and lacks ages of minors
3. Proof of mailing Notice of Petition to Administer Estate and copy of petition to all heirs and beneficiaries. PrC § 8110; LR 7.151(e)
4. Bond in the amount of \$1,543,000.00 for full authority. Will does not waive bond for petitioner and petitioner resides out of state
5. Proposed Order

LYNN ANN MEISCH
RICHARD A MEISCH

LEE L KASTER

17. TIME: 9:00

CASE # MSP21-01053

RE ISHWARBHAI PATEL LIVING TRUST

RE: PET'N FOR INSTRUCTIONS TO TRUSTEE MODIFYING TRUST PROVISIONS

FILED ON 06/29/21 BY ASHWIN PATEL

Need:

1. Proposed Order

ASHWIN PATEL
ISHWARBHAI PATEL LIVING TRUST

JOSHUA D BRYSK

18. TIME: 9:00
ESTATE OF BARBARA BARBOUR
RE: SPOUSAL PROPERTY PETITION
FILED ON 07/08/21 BY MICHELLE McBEE

CASE # MSP21-01093

Need:

1. Verified declaration by petitioner to clarify intent of petition. Box 1.b. is checked, confirmation of property belonging to surviving spouse, however, box 7.a. is check that petitioner requests property to be passed to surviving spouse.
2. Petition verified. Petition verification was not dated. (CCP § 2015.5)
3. Proof of mailing to Attorney Mona Nia, who requested special notice filed 7-26-21
4. Verified declaration to state the relationship of the parties listed at item 9
5. Verified declaration by petitioner to complete petition item # 5.a.(2)
6. Proposed Order

Attachment 7.a. appears to lists 100% of property in listed accounts. The court can only confirm ½ interest in community property as belonging to the surviving spouse and determine ½ interest as passing to the surviving spouse.

BARBARA BARBOUR
MICHELLE McBEE

SUTTER C SELLECK