

SUPERIOR COURT OF CALIFORNIA, CONTRA COSTA COUNTY
PR - MARTINEZ-WAKEFIELD TAYLOR COURTHOUSE
COURT CALENDAR FOR JANUARY 28, 2025
DEPARTMENT 38
JUDICIAL OFFICER: BARBARA C. HINTON

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

**Unless the Court directs otherwise, appearances by counsel and parties in
Department 38 may be made as follows:**

- **In Person**
- **Remotely through Zoom Videoconferencing**

Zoom videoconferencing for Department 38, Judge Hinton:

<https://www.zoomgov.com/j/1615175497?pwd=aXQ0em5MT0VGdG5rZ0dHSFFiN1ZRZz09>

IF YOU HAVE MATTERS IN BOTH
DEPARTMENT 30 AND DEPARTMENT 38,
PLEASE NOTIFY THE BAILIFFS
THE MORNING OF YOUR APPEARANCE.

THANK YOU.

SUPERIOR COURT OF CALIFORNIA, CONTRA COSTA COUNTY
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1A.

9:00 AM

MSP21-01649 IN RE: THE TRUST OF PANG MAN

HEARING ON PETITION IN RE: KIM C MAN DO PTN FOR ORDERS COMPELLING RETURN OF TRUST PROPERTY FROM RESPONDENT JENNY ONO & DOES 1-10; FINDING DEFT ONO ACTED IN BAD FAITH & ORDERING ONO TO PAY DOUBLE DAMAGES, ONO TO PAY ATTY FEES & COST FILED ON 04/19/22 BY CHING MAN

Need:

1. Appearances to report status, including discovery and settlement
2. Proposed Order

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1B. MSP21-01649 IN RE: THE TRUST OF PANG MAN

9:00 AM HEARING ON PETITION IN RE: TO ENFORCE NONMARITAL PROPERTY RIGHTS, VALIDATE TRUST FILED ON 10/26/21 BY JENNY ONO

Need:

1. Appearances to report status, including discovery and settlement
2. Verified declaration by petitioner showing diligent efforts made to locate and serve Linda Man CRC 7.52
3. Proposed Order

Note: Objection filed by Ching Man, Trustee of the Pang L Man Trust, 02/24/22.

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3. **P22-01979** **ESTATE OF: ELROY BOOKER**
9:00 AM HEARING IN RE: FIRST AND FINAL REPORT AND ACCOUNT, PETITION FOR SETTLEMENT, ALLOW FEES
FILED ON 10/23/24 BY VERA LABAT

Need:

1. Proof of mailing to Consular of United Kingdom. PrC § 8113
2. Proof of mailing to Tre McCarty individually not c/o someone or proof of written instructions to that effect. CRC § 7.51(d)
3. Evidence of Kaila Spencer's authority to waive accounting on behalf of Tre McCarty. Need evidence of Kaila Spencer's appointment as guardian of Tre McCarty's estate.
4. Accounting that complies with PrC § 1060 *et seq.*, unless Kaila Spencer is guardian of Tre McCarty's estate. Accounting must begin with date of death values (\$651,700.00). Need date of each receipt and payee and purpose of each disbursement. Need itemized expenses re: sale of real property; reference to escrow closing statement is insufficient and is not attached as indicated at Schedule D. Summary of Account should not include "unpaid estate liabilities" of \$33,537.20. Need schedule of assets on hand at end of account period.
5. Verified declaration by petitioner to clarify whether vehicles were sold to heirs. It is unclear whether they are on hand for distribution.
6. Verified declaration by petitioner to modify plan of distribution in light of Assignment of Inheritance by Leotis Morris Jr. filed 12-27-2024
7. Verified declaration by petitioner to show calculation of statutory fee base as required by CRC § 7.705. Specifically, must state any loss on sale as relates to maximum statutory fees allowable. Loss on sale at Schedule E totals \$27,225; loss reported in statutory fee calculation at ¶ 17 is \$43,420.21.
8. Itemized receipt schedule if receipts are to be included in statutory fee calculation, including dates. CRC § 7.550(b)(6)
9. Verified declaration by petitioner to specify whether all charges for bond premiums have been paid. LR 7.317
10. Revised, proposed Order as needed in resolution of above

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4A.

9:00 AM

P23-00554

ESTATE OF: RALPH COOPER, SR.

HEARING ON PETITION IN RE: FOR LETTERS OF ADMINISTRATION WITH IAEA FILED ON ~~4/03/24~~
04/03/2023 BY ASURLENE COOPER

Need appearances to report status, including discovery and mediation

Notes:

- a) Will executed 03/24/2021 has been lodged into this case.
- b) Letters of Special Administration issued to petitioner expire 09-19-2024.
- c) Objection filed by Tiffany Cooper 08-04-2023.

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4B.

9:00 AM

P23-00554

ESTATE OF: RALPH COOPER, SR.

HEARING ON PETITION IN RE: FOR PROBATE OF WILL & FOR LETTERS TESTAMENTARY WITH IAEA
FILED ON 09/26/23 BY TIFFANY COOPER

Need:

1. Appearances to report status
2. Verified declaration to include date of death of Dexter A. Cooper. LR 7.151(d)

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4C.

9:00 AM

P23-00554

ESTATE OF: RALPH COOPER, SR.

HEARING IN RE: PETITION FOR ISSUANCE OF CITATION FILED 01/31/24 BY TIFFANY COOPER

Need:

1. Appearances
2. Proof of service in the manner provided in CCP § 415.10 (30 days personal service) or CCP § 415.30 (30 days proof of mailing with Notice and Acknowledgment of Receipt) on each person having title to or possession of, the property. PrC § 851(a)(2)

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7. **P23-01467** **MATTER OF: THE MELVIN KAHN REVOCABLE TRUST DATED APRIL 13, 2019**
9:00 AM HEARING IN RE: STATUS/TRIAL SETTING - ORDER INSTRUCTING TRUSTEE RE DISTRIBUTIONS,
CHARGING KENNETH KAHN'S SHARE WITH EXPENSES AND BACK RENT FILED ON 08/15/23 BY SYLVIA
KAHN

Need:

1. Appearances to report status, including trial setting, pursuant to Stipulation and Order filed 11-19-2024
2. Proposed Order

Notes: Response filed by Kenneth Kahn on 12/22/23.

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**8A. P23-01667 MATTER OF: ANNIE FONG LIVING TRUST DATED MARCH 1, 2021, AMENDED AND
RESTATED MAY 12, 2023**

9:00 AM HEARING IN RE: NOTICE OF DEMURRER AND DEMURRER TO FIRST AMENDED PETITION OF
MATTHEW LOW; MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT THEREOF;
DECLARATION OF GUY E. NOYES IN SUPPORT THEREOF FILED ON 8/19/2024 BY RON WONG

Drop.

Note: Request for Dismissal submitted to Department 38 for approval.

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8B. P23-01667 MATTER OF: ANNIE FONG LIVING TRUST DATED MARCH 1, 2021, AMENDED AND RESTATED MAY 12, 2023

9:00 AM HEARING IN RE: FIRST AMENDED PETITION FOR ESTABLISHMENT CLAIM TO PROPERTY, DOUBLE DAMAGES, ATTORNEY FEES FILED ON 09/27/23 BY MATTHEW LOW

Need:

1. Appearances to report status, including mediation
2. Petition verified. PrC § 1021. CCP § 2015.5. CRC 7.103
3. Verified declaration to include addresses for Jo Ann Jung and Patricia Lee so court can confirm mailing
4. Proposed Order

Notes:

- a. Response and Objection of Kimberly Low filed 6-27-2024.
- b. Request for Dismissal as to Respondent Ron Wong submitted to Dept. 38 for approval.

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10.

9:00 AM

P23-01927

ESTATE OF: DAVID BRITTMAN

HEARING IN RE: FIRST AND FINAL REPORT OF EXECUTOR ON WAIVER OF ACCOUNT; PETITION FOR FINAL DISTRIBUTION; FOR PAYMENT OF FEES TO EXECUTOR, FOR PAYMENT OF ATTORNEY FEES AND FOR REIMBURSEMENT FOR COSTS ADVANCED BY ATTORNEY FILED ON 9/17/2024 BY SUSAN SCOLLINI

Need:

1. Verified declaration by petitioner to include trustee of trust as a person entitled to receive notice. LR 7.112
2. Proof of mailing to anyone added by verified declaration, not already served
3. Itemized receipt schedule if receipts are to be included in statutory fee calculation. CRC § 7.550(b)(6)
4. Revised, proposed Order to include name of trustee of trust and as needed in resolution of above. A judgment, decree or order must be complete in itself. LR 7.110

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11.

9:00 AM

P23-01999

ESTATE OF: VIDA BLUE

HEARING IN RE: PETITION FOR ORDER UNDER PROBATE CODE SECTION 850 (A)(2)(D); 1)
AUTHORIZING AND DIRECTING CONVEYANCE OR TRANSFER OF PERSONAL PROPERTY TO ESTATE; 2)
CLAIM FOR CONCEALMENT UNDER PROBATE CODE SECTION 859 3) FRAUD 4) ACCOUNTING 4)
IMPOSITION OF INVOLUNTARY TRUST UNDER CIVIL CODE SECTION 2224 6) BREACH OF CONTRACT 7)
NEGLIGENCE FILED ON 9/17/2024 BY SALLIE MOITOZA

Drop.

Notes:

1. Letters of Administration issued to Sallie Moitoza 11-18-2024.
2. First Amended Petition filed by Sallie Moitoza 11-4-2024 is set for hearing 3-13-2025.

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12.

9:00 AM

P23-02234

MATTER OF: THE KAUZER REVOCABLE TRUST, DATED JULY 30, 1986

HEARING ON PETITION IN RE: FOR ORDER: FOR REMOVAL; SUSPENSION, INSTRUCTIONS TO SELL REAL PROPERTY; INSTRUCTION TO REIMBURSE; RETURN OF TRUST PROPERTY; ATTORNEY'S FEES; BARRING RESPONDENT FROM USING TRUST FUNDS LITIGATION; FOR SURCHARGE FILED ON 12/07/23 BY MARK KAUZER AND MICHAEL KAUZER

Need:

1. Appearances to report status
2. Proposed Order

Notes:

1. Response and Objection filed by Richard Kauzer 6-11-2024.
2. Verified Petition for Instructions on Non-Pro Rata Distributions of Trust Property filed by Richard Kauzer 10-31-2024 is set for hearing 3-11-2025.
3. Order denying application to suspend co-trustees filed 12-19-2024.

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13.

9:00 AM

P24-00161

ESTATE OF: GEOFF DISCH

HEARING IN RE: FIRST AND FINAL ACCOUNT AND REPORT OF EXECUTOR AND PETITION FOR ITS SETTLEMENT ON WAIVER OF ACCOUNT AND CONSENT OF BENEFICIARIES FOR ALLOWANCE OF STATUTORY COMPENSATION TO ATTORNEY AND FOR FINAL DISTRIBUTION FILED ON 7/18/2024 BY JENNIFER BARNES

Need:

1. Revised, proposed Order to reflect distribution to trustee of trust as indicated in Declaration filed 11-25-2024

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14.

P24-01342

ESTATE OF: JUDI-ANN CHONG

9:00 AM

HEARING IN RE: PETITION FOR LETTERS OF ADMINISTRATION FILED ON 08/06/24 BY JAMES CHONG

Petitioner, brother, still must do the following:

1. Appear at the hearing
2. File a verified declaration to address Item # 3.c. (decedent's residence at time of death)
3. File Proof of Publication. PrC § 8120
4. Have a Notice of Petition to Administer Estate Form DE-121 and 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)
5. File a verified declaration by petitioner to complete petition item # 5.a.(2)(a) or 5.a.(2)(b) (whether decedent was divorced or never married or whether spouse is deceased)
6. File a verified declaration by petitioner to address petition Item # 5.a.(3) or 5.a.(4) (whether decedent is survived by a registered domestic partner)
7. File a verified declaration by petitioner to address petition Item # 5.a.(7) or 5.a.(8) (whether decedent is survived by issue of a predeceased child)
8. File a verified declaration to include names and dates of death of decedent's parents. LR 7.151(d)
9. File a verified declaration to clarify whether decedent had any predeceased siblings and if so, to include their names and dates of death, and issue of same. PrC § 8002

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15. 9:00 AM	P24-01667 HEARING IN RE: PETITION FOR ORDER APPOINTING SUCCESSOR TRUSTEE FILED BY GILBERT K WEISMAN AND DEBORAH C DONOVAN ON 9/19/24 Need: Proposed Order	MATTER OF: THE HELENE RYAN SPECIAL NEEDS TRUST
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16.

9:00 AM

P24-01805

ESTATE OF EVAN EPSTEIN

HEARING IN RE: PETITION FOR PROBATE OF WILL AND FOR LETTERS TESTAMENTARY FILED BY
KATELYN EPSTEIN ON 10/11/24

Petitioner, spouse, still must do the following:

1. Appear at the hearing
2. File a verified declaration by petitioner to address petition Item # 5.a.(3) or 5.a.(4) (whether decedent is survived by a registered domestic partner)
3. File a verified declaration by petitioner to address petition Item # 5.a.(7) or 5.a.(8) (whether decedent is survived by issue of a predeceased child)
4. File a verified declaration to include trustee of trust, trust beneficiaries, Alison Cohen and Christine Sallee in Item # 8. PrC § 8002
5. File a verified declaration to include relationships of persons listed in Item # 8. PrC § 8002
6. Have a Notice of Petition to Administer Estate Form DE-121 and copy of petition mailed to Drew Epstein, Aaron Epstein and anyone added by verified declaration not already served, and file a Proof of Service with court. PrC § 8100; LR 7.151(e)
7. File a verified declaration by petitioner to include Attachment 3.f.(2) (copy of will), not attached as indicated. PrC § 8002