



SUPERIOR COURT OF SAN MATEO COUNTY

10/25/2024

Probate - Probate

11:57 AM

Courtroom 2D

Page 1

Hearing Date: 11/05/2024 - 09:00 AM

Judge: Brown, Gilbert

Clerk: Warren, Allie

Reporter: Conde, Wendy

***** Effective October 21, 2024, the probate calendar will be heard at the Southern Branch of the Superior Court of California, County of San Mateo in Courtroom 2D.**

The Southern Branch is located at 400 County Center Redwood City, CA 94063***

Probate

Department 44

Courtroom 2D

Hon. Gilbert T. Brown

November 5, 2024 - 9:00 AM

If an appearance by Zoom is allowed, parties must appear through Zoom Video.

Zoom Audio is only to be used if Zoom Video is unavailable.

Please check in with the clerk by 8:45 AM.

Zoom Video/Audio Information	Zoom Phone-Audio Only Information Please Tentative Ruling: You must join by dialing in from a telephone; credentials will not work from a tablet or PC
<u>Click on this link to join the Zoom meeting (no meeting ID or passcode required):</u> Meeting ID: 161 809 3162 PASSWORD: 355238	Phone number: 1 (669) 254-5252 Meeting ID: 160 401 3224 PASSWORD: 653706

If a tentative ruling contains "APPEARANCE ORDERED (Zoom allowed/not allowed)", failure to appear may cause the Petition to be denied or Opposition stricken. If Zoom is not allowed, an in-person appearance is required.

If a tentative ruling contains "APPEARANCE OPTIONAL", failure to appear is a waiver of oral argument and the Court may issue orders differing from the tentative ruling. Zoom is allowed for all optional appearances.

If a tentative ruling contains "NO APPEARANCE", an appearance is not required, as the matter has been pre-approved, continued, or dropped, as described.

You must notify the probate clerk at dept1@sanmateocourt.org if you wish to be heard in response to the tentative ruling. Any interested party who wishes to be heard in opposition to a petition must notify all other parties of the intent to appear. Both notifications must be completed no later than 4:30 p.m. on the court day immediately preceding the day of the hearing. Unless notification has been given as provided above, the tentative ruling shall become the rulings of the Court.



SUPERIOR COURT OF SAN MATEO COUNTY

**Probate - Probate
Courtroom 2D**

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10/25/2024

11:57 AM

Page 2

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16-PRO-00299	THE FRANK ROGER BACON, JR. TESTAMENTARY TRUST	petition for instructions regarding reimbursement
Line 1	Petitioner: BACON, THEA B. (RADDIE, TERESE M.) Petitioner: BRODKA, MARK (WOLF, JONATHAN D) Petitioner: DOLCH, DEBRA J. (DESMARAIS, MICHAEL G.) Petitioner: MARSHALL, RUSS (WOLF, JONATHAN D) Petitioner: MUFG UNION BANK, N.A. (WOLF, JONATHAN D) Petitioner: U.S BANK, N.A. (WOLF, JONATHAN D) Petitioner: Valentine, Kimberley (WOLF, JONATHAN D) Decedent: BACON, FRANK ROGER, JR Interested Party: SYKES, JAMES (THIRKELL, EDWARD D. BONINO, MARK G. ELLINGSON, STEPHEN P.) Respondent: Dolch, Debra (CUNNINGHAM, RYAN D.) Other: Sykes, James (BINDER, HEINZ)	Trial Setting Conference

Tentative Ruling:

APPEARANCE OPTIONAL

CONTINUED to May 13, 2025 for trial setting. Status Reports due 10 days before the next hearing.

19-PRO-00741	Conservatorship of SHARON QUIROGA	
Line 2	Proposed Conservatee: QUIROGA, SHARON Petitioner: GIRALDO, HERCILIA J. (Pro Se) Petitioner: QUIROGA-GIRALDO, MADELENE (Pro Se) Petitioner: TELLEZ-GIRALDO, FABIAN R. (Pro Se) Conservatee: QUIROGA, SHARON Proposed Conservator: GIRALDO, HERCILIA J. (Pro Se) Proposed Conservator: QUIROGA-GIRALDO, MADELENE (Pro Se) Proposed Conservator: TELLEZ-GIRALDO, FABIAN R. (Pro Se) Conservator: GIRALDO, HERCILIA J. (Pro Se) Father: QUIROGA, CARLOS	Conservatorship Review - Biennial

Tentative Ruling:

NO APPEARANCE

The Conservatorship shall continue and be reviewed in two (2) years; The assessment amount of \$850 for the cost of the Court's investigation is ordered and deferred until the Court determines sufficient funds exist. The Conservators are directed to file a Post-Move (GC-080) form.



SUPERIOR COURT OF SAN MATEO COUNTY

**Probate - Probate
Courtroom 2D**

Hearing Date: 11/05/2024 - 09:00 AM

10/25/2024

11:57 AM

Page 3

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19-PRO-00749	Conservatorship of NICCOLO BRUCE RODIO	
Line 3	Proposed Conservatee: RODIO, NICCOLO BRUCE (DAYE, ROBERT E.) Petitioner: RODIO, ANTHONY (LINGYS, JULIA E.) Petitioner: STREETT, BARBARA (LINGYS, JULIA E.) Proposed Conservator: RODIO, ANTHONY (LINGYS, JULIA E.) Proposed Conservator: STREETT, BARBARA (LINGYS, JULIA E.) Conservatee: RODIO, NICCOLO BRUCE (DAYE, ROBERT E.) Conservator: RODIO, ANTHONY (LINGYS, JULIA E.) Conservator: STREETT, BARBARA (LINGYS, JULIA E.) Father: RODIO, ANTHONY (LINGYS, JULIA E.) Mother: STREETT, BARBARA (LINGYS, JULIA E.)	Conservatorship Review - Biennial
<p>Tentative Ruling:</p> <p>NO APPEARANCE</p> <p>The Conservatorship shall continue and be reviewed in two (2) years; The assessment amount of \$850 for the cost of the Court's investigation is ordered and deferred until the Court determines sufficient funds exist. The private defender is discharged.</p>		

19-PRO-00802	CONSERVATORSHIP OF JEREMY TIMOTHY TORRES	
Line 4	Proposed Conservatee: TORRES, JEREMY TIMOTHY Petitioner: TORRES, JENNIFER (MARTIN, TIMOTHY D.) Petitioner: TORRES, TIMOTHY (MARTIN, TIMOTHY D.) Proposed Conservator: TORRES, JENNIFER (MARTIN, TIMOTHY D.) Proposed Conservator: TORRES, TIMOTHY (MARTIN, TIMOTHY D.) Conservatee: TORRES, JEREMY TIMOTHY Conservator: TORRES, JENNIFER (MARTIN, TIMOTHY D.) Conservator: TORRES, TIMOTHY (MARTIN, TIMOTHY D.) Father: TORRES, TIMOTHY (MARTIN, TIMOTHY D.) Mother: TORRES, JENNIFER (MARTIN, TIMOTHY D.)	Conservatorship Review - Biennial
<p>Tentative Ruling:</p> <p>NO APPEARANCE</p> <p>The Conservatorship shall continue and be reviewed in two (2) years; The assessment amount of \$850 for the cost of the Court's investigation is ordered and deferred until the Court determines sufficient funds exist.</p>		



SUPERIOR COURT OF SAN MATEO COUNTY

**Probate - Probate
Courtroom 2D**

Hearing Date: 11/05/2024 - 09:00 AM

10/25/2024

11:57 AM

Page 4

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21-PRO-00846	IN RE THE MATTER OF THE GRACE YU TRUST	RESPONDENT AND CROSS- PETITIONER GREGORY J. YU'S NOTICE OF MOTION AND MOTION FOR SUMMARY ADJUDICATION ON HIS FOURTH CAUSE OF ACTION FOR ORDER AND REMOVAL OF CO-TRUSTEES OF THE GRACE YU IRREVOCABLE AND LIVING TRUSTS; MEMORANDUM OF POINTS AND AUTH
Line 5	Petitioner: YU, GREGORY (BUSCH, FRANK H.) Petitioner: Yu, Mason K. (LOEW, JEFFREY R.) Decedent: YU, GRACE Supplemental Petitioner: Mendoza, Mae-Lin (DOYLE, JOHN F.) Supplemental Respondent: YU, GREGORY J. (BUSCH, FRANK H.) Supplemental Respondent: Yu, Mason K., JR (LOEW, JEFFREY R.) Respondent: Mendoza, Mae-Lin (CUMMINS, JAMES R.) Respondent: Mendoza, Roy (CUMMINS, JAMES R.) Respondent: Yu, Amy (CUMMINS, JAMES R.) Respondent: Yu, Bennett (CUMMINS, JAMES R.) Supplemental Respondent: Yu, Bennett (CUMMINS, JAMES R.)	Motion for Summary Adjudication of Issues

Tentative Ruling:

APPEARANCE OPTIONAL

Matter CONTINUED to May 15, 2025 for status. Moving Party is ordered to Reply to the Objection within 30 days.



SUPERIOR COURT OF SAN MATEO COUNTY

**Probate - Probate
Courtroom 2D**

Hearing Date: 11/05/2024 - 09:00 AM

10/25/2024

11:57 AM

Page 5

Judge: Brown, Gilbert

Clerk: Warren, Allie

Reporter: Conde, Wendy

21-PRO-00939	Estate of Jacques Chadwick Leedekerken	FINAL REPORT AND PETITION FOR (1) APPROVAL OF FIRST AND FINAL ACCOUNT (2) FOR ALLOWANCE OF STATUTORY COMPENSATION FOR ORDINARY SERVICES, (3) For REIMBURSEMENT OF COSTS ADVANCED; AND (4) FOR FINAL DISTRIBUTION; PROPOSED ORDER,
Line 6	Petitioner: LEEDEKERKEN, WILLIAM DENNIS (LEDGERWOOD, HEATHER) Decedent: Leedekerken, Jacques Chadwick Interested Party: STATE OF CALIFORNIA FRANCHISE TAX BOARD Personal Representative: Leedekerken, William Dennis Proposed Personal Representative: Leedekerken, William Dennis Claimant: STATE OF CALIFORNIA FRANCHISE TAX BOARD	Petition for Final Distribution
<p>Tentative Ruling:</p> <p>NO APPEARANCE</p> <p>Petition GRANTED absent cogent objection.</p>		



SUPERIOR COURT OF SAN MATEO COUNTY

**Probate - Probate
Courtroom 2D**

Hearing Date: 11/05/2024 - 09:00 AM

10/25/2024

11:57 AM

Page 6

Judge: Brown, Gilbert

Clerk: Warren, Allie

Reporter: Conde, Wendy

21-PRO-01384-G	Estate of Farah Anton Massis	ADMINISTRATOR'S PETITION FOR INSTRUCTIONS TO PROCEED WITH THE SALE OF BUSINESS ASSETS PURSUANT TO NOTICE OF PROPOSED ACTION
Line 7	<p>Petitioner: Solimar Antadillas, as Guardian Ad Litem for Anthony Antadillas (Pro Se) Decedent: Massis, Farah Anton Interested Party: INTERNAL REVENUE SERVICE Interested Party: MASSIS, MAJED (GASAWAY, ERIKA J) Interested Party: MASSIS, NIMER (JEN, IVAN) Interested Party: NUSHWAT, JENNIFER (JEN, IVAN) Interested Party: Zirion, Josselyn (FELDMAN, DANIEL BYERS) Objector: MASSIS, MAJED (GASAWAY, ERIKA J) Personal Representative: Newman, Richard M. (MARTIN, ALEXANDRA R.) Respondent: El Tesoro Taqueria Inc. (MARTIN, ALEXANDRA R.) Respondent: EITesoro and Grill, Inc. (MARTIN, ALEXANDRA R.) Respondent: Newman, Richard M. (MARTIN, ALEXANDRA R.) Respondent: Newman, Richard M. Proposed Personal Representative: Newman, Richard M. (MARTIN, ALEXANDRA R.) Claimant: JPMORGAN CHASE BANK, N.A. (PARKER, KATIE) Claimant: Zirion, Josselyn (FELDMAN, DANIEL BYERS)</p>	Petition Hearing
<p>Tentative Ruling:</p> <p>APPEARANCE OPTIONAL</p> <p>The court intends to GRANT the petition and authorize him to proceed with the sale.</p>		



SUPERIOR COURT OF SAN MATEO COUNTY

**Probate - Probate
Courtroom 2D**

Hearing Date: 11/05/2024 - 09:00 AM

10/25/2024

11:57 AM

Page 7

Judge: Brown, Gilbert

Clerk: Warren, Allie

Reporter: Conde, Wendy

23-PRO-00505	IN THE MATTER OF: THE DAU FAMILY TRUST AGREEMENT DATED DECEMBER 30, 2004, AS AMENDED AND RESTATED SEPTEMBER 9, 2013	PETITION TO APPROVE ACCOUNTING AND TO RATIFY ACTS OF TRUSTEE
Line 8	Petitioner: Carmichael , Sally Dau (WINTERS, AMY S.) Decedent: DAU, LEE ANN Beneficiary: Dau, Susan (CHAGONJIAN, BETH F.) Beneficiary: Dau, Susan (CHAMBLISS, DENISE E)	Petition Hearing

Tentative Ruling:

APPEARANCE REQUIRED (Zoom allowed)

Parties to appear to confirm that the objections to the accounting have been resolved, as the written correspondence cited to in the Status Report was not attached and there has been no withdrawal of the objections.

23-PRO-00787	IN RE THE MATTER OF: THE LILY YAEKO ISOBE REVOCABLE LIVING TRUST, DATED JANUARY 8, 1986, AS AMENDED	PETITION: (1) TO REMOVE TRUSTEE AND APPOINT SUCCESSOR TRUSTEE; AND (2) FOR SURCHARGE AGAINST TRUSTEE
Line 9	Petitioner: Isobe, Sheryl Lynn (MATLOUBIAN, DANIEL J.) Respondent: Isobe, Terence Wynn (KIM, MOON H.) Decedent: ISOBE, LILY YAEKO	Petition Hearing

Tentative Ruling:

APPEARANCE OPTIONAL

Matter CONTINUED to March 4, 2025, to be heard with the pending Petition.



SUPERIOR COURT OF SAN MATEO COUNTY

**Probate - Probate
Courtroom 2D**

Hearing Date: 11/05/2024 - 09:00 AM

10/25/2024

11:57 AM

Page 8

Judge: Brown, Gilbert

Clerk: Warren, Allie

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24-PRO-00585	In re the Matter of the FELIX FAMILY TRUST dated November 5, 1998	PETITION FOR ORDER: (1) COMPELLING TRUSTEE TO PROVIDE COPY OF TRUST; (2) S USPENDING TRUSTEE; (3) APPOINTING INTERIM TRUSTEE; (4) REMOVING TRUSTEE; (5) FOR ACCOUNTING AND SURCHARGE; AND (6) FOR ATTORNEYS' FEES AND COSTS
Line 10	Petitioner: Felix, Curtis (LEE, JAMAY) Decedent: FELIX, MERCEDES Decedent: FELIX, RICHARD	Petition Hearing
<p>Tentative Ruling:</p> <p>NO APPEARANCE</p> <p>CONTINUED to May 9, 2025 at request of Petitioner.</p>		

24-PRO-00608	Guardianship of Nathan Gael Pineda Hernandez	
Line 11, 12	Petitioner: Hernandez Valdez, Miguel Angel (ELDER, STEPHANIE) Ward: Pineda Hernandez, Nathan Gael Proposed Guardian: Hernandez Valdez, Miguel Angel (ELDER, STEPHANIE)	Petition for Special Immigrant Juvenile Findings Appointment of Guardian for Person of the Minor
<p>Tentative Ruling:</p> <p>APPEARANCE ORDERED (Zoom not allowed)</p> <p>The court intends to GRANT both petitions, make findings of abandonment and make the following orders:</p> <p>1. Miguel Angel Hernandez Valdez is appointed as guardian of the person of Nathan Gael Pineda Hernandez.</p>		



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**Probate - Probate
Courtroom 2D**

Hearing Date: 11/05/2024 - 09:00 AM

10/25/2024

11:57 AM

Page 9

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2. The assessment of \$850 for the cost of the investigation is waived on the basis of hardship.
3. The guardian shall immediately notify the Court in writing of any significant change in circumstances impacting their ability to continue as the minor’s guardian, including, but not limited to:
 - a) Changes in the guardian’s address and/or telephone numbers.
 - b) If the minor is no longer residing in the guardian’s home, why the minor moved and the name, relationship, address and telephone number of the person with whom the minor resides.
 - c) Any significant physical or mental health issues of the guardian or minor impacting the ability of the guardian to continue in their capacity as guardian.
 - d) Any significant change, traumatic event, or major disruption impacting the minor or guardian’s ability to continue in their capacity as guardian.
 - e) The guardian’s inability to continue their duties and obligations as the child’s guardian.
4. Formal orders are required.

24-PRO-01191	Estate of Hunter Bergner	
Line 13	Petitioner: Law & Mediation Offices of Barbara J. Kuehn, APC (SMOOT, PAUL J.) Decedent: Bergner, Hunter Proposed Personal Representative: Kuehn, Barbara J	Letters of Administration Hearing with ATA

Tentative Ruling:

APPEARANCE OPTIONAL

Petition DENIED without prejudice for failure to file proof of publication. If the aforementioned documents have been filed before the hearing, Counsel may appear in-person with a copy to request that the Court reconsider its tentative ruling.



SUPERIOR COURT OF SAN MATEO COUNTY

**Probate - Probate
Courtroom 2D**

Hearing Date: 11/05/2024 - 09:00 AM

10/25/2024

11:57 AM

Page 10

Judge: Brown, Gilbert

Clerk: Warren, Allie

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24-PRO-01203	Estate of Stanley Alan Johnson	
Line 14	Petitioner: Johnson, Josh (ABBOTT, DOUGLAS J.) Decedent: Johnson, Stanley Alan Proposed Personal Representative: Johnson, Josh	Letters of Administration Hearing with ATA
Tentative Ruling: NO APPEARANCE Petition GRANTED absent cogent objection.		

Hearings Total: 14