

# Superior Court of California County of Yuba

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## Probate Notes for September 3, 2024

The 9:00 Calendar will be heard in Department 4.

The probate notes represent staff's recommendations to the Court, and are not tentative rulings. If the probate notes indicate that a petition should be granted, no appearance is required at the hearing. The matter will be deemed submitted on the papers. If the Court does not follow staff recommendation, appropriate instructions will be issued.

Frequently, the only defect to a probate petition is the absence of the Proof of Publication, in such instance, if the Proof of Publication is filed by 12:00 p.m. on the Friday before the hearing, the recommendation will be deemed to have been changed to a recommendation that the petition be granted.

If the moving party would like to continue the matter to cure defects showing in the probate notes, he or she may do so by sending an email to [probate@yubacourts.org](mailto:probate@yubacourts.org) no later than 2:00 the Friday before the hearing. The email is to state the case name and number, and indicate a Monday date to which the continuance is requested. If such an email request is timely made, no appearance is required at the hearing and the matter will be continued unless the probate notes indicate that the Court has directed otherwise.

### 9:00 Calendar

**Case Name:** Estate of Timothy R. Knight

**Case #:** PRPB 24 13

**Motion for:** Report of personal representative; petition for distribution on waiver of account and for statutory atty fees

#### **Recommended Ruling:**

Grant

**Case Name:** Estate of Melody Kay Hansen

**Case #:** PR PB 23 30

**Motion for:** 1<sup>st</sup> & last report of administrator, request for waiver of accounting and for final distribution

#### **Recommended Ruling:**

Appearance required.

**Case Name:** Estate of Richard Frost  
**Case #:** PR PB 24 95  
**Motion for:** Petition to administer estate

**Recommended Ruling:**

Grant, if proof of publication is filed.

**Case Name:** Estate of Margaret E. Stelmok  
**Case #:** PR PB 24 96  
**Motion for:** Petition to administer estate

**Recommended Ruling:**

Grant

**Case Name:** Matter of Marty Scarberry Sr. Trust, Cheryl Scarberry vs Maurice Scarberry  
**Case #:** PR PB 23 80  
**Motion for:** Petition and Amended petition of Cheryl Scarberry, Trustee under PC 850 based on the Trustee's claim to real property an interest in which is held by another for declaratory relief and for atty's fees and costs

**Recommended Ruling:**

Appearance required.