

Probate Notes for January 25, 2016

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.

Please note: The Yolo Superior Court is now located at 1000 Main Street, in Woodland. The following probate matters will be heard in **Department Eleven at 9:00 a.m.**

CASE: Estate of Bailey
Case No. CV PB 15-229

The Court notes the following deficiencies:

1. The petition does not state the decedent's date of death, as required. (Prob. Code, § 8000 et seq, Petition, ¶ 3(a).)
2. Petitioner fails to state information about the bond as required by paragraph 2(d) of the petition. To the extent petitioner seeks to have the bond waived, petitioner failed to file written bond waivers from each heir at law. (Prob. Code, § 8481.) Specifically, bond waivers have not been filed by Joseph Busbea, Larue Rose, and Cecil Bailey.
3. The *Duties and Liabilities of Personal Representative* form must be filed with the Court (Judicial Council of California Form DE-147).
4. Proof of publication must be filed prior to the hearing. (Prob. Code, § 8120 et seq.)