

## Probate Notes for March 29, 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.**

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**CASE:            Conservatorship of Hoyt**  
**Case No. CV PC 12-139**

The Court notes the following deficiency: The conservator failed to file the required accounting as ordered by the Court on August 11, 2015. (Prob. Code, § 2620.)

**CASE:            In re the Yvonne Lemaitre Revocable Trust**  
**Case No. CV P2 16-17**

It is recommended to **DENY** the petition for an order instructing the petitioner and trustee, Susan Grey, regarding the trustee's notification to heirs. (Prob. Code, §§ 17200, subd (b)(6), 16061.7.) Petitioner seeks instruction as to whether her efforts, taken in identifying the deceased settlor's heirs at law, have been reasonably diligent and comply with Probate Code section 16061.7. (Petition, p. 5:17-20.) Petitioner asserts that "Probate Code Section 16061.7 does not provide instruction to the Trustee if the heir at law cannot be identified or located for notification purposes." (Petition, p. 6:19-20.) Petitioner is directed to Probate Code section 16061.7(d). The statute provides direct guidance on this point. Accordingly, the request for instruction is not necessary.