

## Probate Notes for August 13, 2019

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 following probate matters will be heard in **Department Twelve at 9:00 a.m.**

---

**CASE:           Estate of Harrison**  
**Case No. CV PB 19-137**

It is recommended to grant the petition for letters of administration, and for full authority under the Independent Administration of Estates Act. (Prob. Code, § 8000 et seq.)

**CASE:           Estate of Reisner**  
**Case No. CV PB 19-122**

It is recommended to deny petitioner Marianna Galiano D'Angelo's petition for letters of administration and for authorization to administer under the Independent Administration of Estates Act. (Prob. Code, § 8000 et seq.) Petitioner has not established that she is decedent's stepchild who would have been adopted by decedent but for a legal barrier. (Prob. Code, § 6454.) Therefore, other individuals have priority of appointment over petitioner as a creditor. (Prob. Code, §§ 8461, 8465; *Estate of Garrett* (2008) 159 Cal.App.4th 864, 867.)

It is recommended to deny petitioner Stephan Szydlowski's petition for letters of administration and for authorization to administer under the Independent Administration of Estates Act. (Prob. Code, § 8000 et seq.) Based on the information in the petition, Paul Collander and David Collander are eligible to be appointed as administrators and have a higher priority of appointment than the nominated administrator. (Prob. Code, §§ 8461, 8465.) Unless these individuals waive appointment or fail to claim appointment as administrators, the Court cannot appoint a person with a lower priority than another as administrator. (*Estate of Garrett* (2008) 159 Cal.App.4th 864, 867; Prob. Code, § 8468.)