

**SUPERIOR COURT, STATE OF CALIFORNIA
COUNTY OF SANTA CLARA**

Department 2, Honorable Lori E. Pegg, Presiding
Audrey Nakamoto, Courtroom Clerk

191 North First Street, San Jose, CA 95113
Telephone 408-882-2120

**ADVANCE CASE STATUS REPORT (“ACSR”)
(Local Probate Rule 1)**

ADMINISTRATION OF ESTATES CALENDAR – Department 2

DATE: Monday, September 30, 2024

TIME: 9:01am

*****NOTICE*****

**APPEARANCES MAY BE IN PERSON OR REMOTE THROUGH
MICROSOFT TEAMS**

**To find the appropriate remote appearance links please go to:
<https://santaclara.courts.ca.gov/online-services/remote-hearings>**

“PREAPPROVED” matters are those reviewed and found satisfactory. Personal appearance by the petitioning party is not required. Pre-approved matters to which objections are made may be continued. Orders for preapproved matters will be signed upon calling of the calendar and may be picked up for filing at that time.

“PROBATE EXAMINER NOTES” - If a matter is not preapproved, then the Probate Examiner will list procedural defects. Parties may file additional documents to correct procedural deficiencies, and the Court, in its discretion, may consider such filings in making its order. The Court may order a matter off calendar, grant it subject to additional filings, or order a continuance.

TROUBLESHOOTING

If you do not see the appropriate ACSR, then it has either not been posted yet or your web browser cache (temporary internet files) is accessing a prior calendar. “REFRESH” or “QUIT” your browser and reopen it, or adjust your internet settings to see only the current version of the web page. Your browser may access old information from old cookies even after the current calendar has been posted.

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LINE #	CASE #	CASE TITLE	ACSR/Examiner notes
LINE 1	24PR197552	<i>Estate of Paul Heckler</i>	Click line #1 or scroll below to line #1 for probate examiner notes.
LINE 2	24PR197677	<i>Estate of Phuong Sa Ly</i>	Click line #2 or scroll below to line #2 for probate examiner notes.
LINE 3	24PR197871	<i>Estate of Rafael Casillas</i>	Click line #3 or scroll below to line #3 for probate examiner notes.
LINE 4	24PR197873	<i>Estate of Timothy Alden Murphy</i>	Click line #4 or scroll below to line #4 for probate examiner notes.
LINE 5	24PR197876	<i>Estate of Anthony J. Illich</i>	Click line #5 or scroll below to line #5 for probate examiner notes.
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LINE 27			
LINE 28			
LINE 29			
LINE 30			

Calendar line 1

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24PR197552 Estate of Paul Heckler

1. The Proof of Publication is not Filed and is not pending in E-Filing. Probate Code §8120
2. Petition Caption is incomplete. Petition only mark box requesting appointment as administrator but did not select box for Independent Administration of Estate Act. But the Petition requests full authority. CRC Rule 7.102
3. No selection was made in petition item #2d regarding bond. Petitioner is in Pro Per, but a bond of \$2,200,000.00 is needed. Prob. Code §8480 and §8487
4. Petition item #5(a) does not mark either (3) registered domestic partner or (4) no registered domestic partner. Or (7) issue of predeceased child or (8) no issue of a predeceased child.
5. There is a Proof of Service of the Notice of Petition, but it indicates that the person who mailed the Notice is in Boulder, Colorado. Defer to Judge.

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24PR197677 Estate of Phuong Sa Ly

1. The Proposed Order for Probate (DE-140) is not in the File and is not pending in E-File.

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Calendar line 3

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24PR197871 Estate of Rafael Casillas

1. Petition item #3e(3) states that all heirs at law are adults and have waived bond. Instruction states to “Affix waivers as Attachment 3(e)(3). The mandatory judicial bond waivers (Form DE-142) are not attached to the petition or filed separately.
2. Petition #8 – Instructions request listing “all persons named or checked in items 2, 5, 6, and 7.” Missing proposed representative listed in petition item #2.
3. The Proposed Order is pending in e-filing. Missing proposed cover sheet EFS-020.

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24PR197873 Estate of Timothy Alden Murphy

1. Petition #3f(2) – Box that the Will and all Codicils are self-proving is selected.
 - a. Witnesses to the 6/16/2023 Will do not certify or declare their written statement to be true under penalty of perjury. Code Civ. Proc. §§2015.5

No proof of subscribing witness on file (Judicial Council form DE-131). Probate C §8220

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Calendar line 5

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24PR197876 Estate of Anthony J. Ilich

1. Petition #8 – Instructions request listing “all persons named or checked in items 2, 5, 6, and 7.” Missing proposed representative listed in petition item #2.
2. Proposed Order #2c(1) states decedent died intestate, but there is a will.

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