

ATTORNEY OR PARTY WITHOUT ATTORNEY: STATE BAR NO.: NAME: Shelby T. Phillips, Esq. 318651A FIRM NAME: William M. Nassar & Associates STREET ADDRESS: 1461 Ford St Ste 203 CITY: Redlands STATE: CA ZIP CODE: 92373 TELEPHONE NO.: (909) 307-2000 FAX NO.: (909) 307-2055 E-MAIL ADDRESS: sphillips@nassarlaw.com ATTORNEY FOR (name): Josephine A. Ratekin	<b>FOR COURT USE ONLY</b>  <b>FILED</b> SUPERIOR COURT OF CALIFORNIA COUNTY OF SAN BERNARDINO  <b>NOV 16 2023</b>  By: <u>[Signature]</u> L. CARMACK, Deputy
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF San Bernardino</b> STREET ADDRESS: 17780 Arrow Blvd MAILING ADDRESS: 17780 Arrow Blvd CITY AND ZIP CODE: Fontana, CA 92335 BRANCH NAME: Fontana Limited Access District	ESTATE OF (name): Antonio Margarito Guerrero, aka Antonio M. Guerrero, aka Antonio Guerrero <div style="text-align: right;"><b>DECEDENT</b></div>
<b>PETITION FOR</b> <input type="checkbox"/> Probate of <input type="checkbox"/> Lost Will and for Letters Testamentary <input type="checkbox"/> Probate of <input type="checkbox"/> Lost Will and for Letters of Administration with Will Annexed <input checked="" type="checkbox"/> Letters of Administration <input type="checkbox"/> Letters of Special Administration <input type="checkbox"/> with general powers <input checked="" type="checkbox"/> Authorization to Administer Under the Independent Administration of Estates Act <input type="checkbox"/> with limited authority	CASE NUMBER: <b>PRONA 2300262</b>  HEARING DATE AND TIME: <b>8-16-24 9:00 AM</b> <div style="float: right; text-align: center;"> <b>DEPT. #3</b>  <b>112</b> </div>

1. Publication will be in (specify name of newspaper): CITY NEWS GROUP  
 a. ☐ Publication requested.  
 b. ☒ Publication to be arranged.
2. Petitioner (name each): JOSEPHINE RATEKIN for all purposes and is subject to CCP 170.6(2)  
 NOTICE: This Case is assigned to Dept. **PR2**

## requests that

- a. ☐ decedent's will and codicils, if any, be admitted to probate.
- b. (name): JOSEPHINE RATEKIN be appointed
- (1) ☐ executor  
 (2) ☐ administrator with will annexed  
 (3) ☒ administrator  
 (4) ☐ special administrator ☐ with general powers  
 and Letters issue upon qualification.
- c. ☒ full ☐ limited authority be granted to administer under the Independent Administration of Estates Act.
- d. (1) ☒ bond not be required for the reasons stated in item 3e.  
 (2) ☐ \$ bond be fixed. The bond will be furnished by an admitted surety insurer or as otherwise provided by law. (Specify reasons in Attachment 2 if the amount is different from the maximum required by Prob. Code, § 8482.)  
 (3) ☐ \$ in deposits in a blocked account be allowed. Receipts will be filed.  
 (Specify institution and location):

Attached hereto as "Exhibit A" is a true and correct copy of the decedent's death certificate.

3. a. Decedent died on (date): 9/17/2023 at (place): Yucca Vall  
 (1) ☒ a resident of the county named above.  
 (2) ☐ a nonresident of California and left an estate in the county named above located at (specify location permitting publication in the newspaper named in item 1):
- b. ☐ Decedent was a citizen of a country other than the United States (specify country):
- c. Street address, city, and county of decedent's residence at time of death (specify):  
 423 DELGADA AVE, YUCCA VALLEY, SAN BERNARDINO COUNTY, CALIFORNIA 92284

## ESTATE OF (name):

Antonio Margarito Guerrero, aka Antonio M. Guerrero, aka Antonio Guerrero

CASE NUMBER:

DECEDENT

## 3. d. Character and estimated value of the property of the estate (complete in all cases):

- |                                               |     |               |
|-----------------------------------------------|-----|---------------|
| (1) Personal property:                        | \$  | 0.00          |
| (2) Annual gross income from                  |     |               |
| (a) real property:                            | \$  | 0.00          |
| (b) personal property:                        | \$  | 0.00          |
| (3) Subtotal (add (1) and (2)):               | \$  | 0.00          |
| (4) Gross fair market value of real property: | \$  | 330,000.00    |
| (5) (Less) Encumbrances:                      | (\$ | 55,000.00)    |
| (6) Net value of real property:               | \$  | 275,000.00    |
| (7) Total (add (3) and (6)):                  |     | \$ 275,000.00 |

- e. (1) ☐ Will waives bond. ☐ Special administrator is the named executor, and the will waives bond.  
 (2) ☐ All beneficiaries are adults and have waived bond, and the will does not require a bond. (Affix waiver as Attachment 3e(2).)  
 (3) ☒ All heirs at law are adults and have waived bond. (Affix waiver as Attachment 3e(3).)  
 (4) ☐ Sole personal representative is a corporate fiduciary or an exempt government agency.

- f. (1) ☒ Decedent died intestate.  
 (2) ☐ Copy of decedent's will dated: ☐ codicil dated (specify for each):

are affixed as Attachment 3f(2). (Include typed copies of handwritten documents and English translations of foreign-language documents.)

- ☐ The will and all codicils are self-proving (Prob. Code, § 8220).  
 (3) ☐ The original of the will and/or codicil identified above has been lost. (Affix a copy of the lost will or codicil or a written statement of the testamentary words or their substance in Attachment 3f(3), and state reasons in that attachment why the presumption in Prob. Code, § 6124 does not apply.)

## g. Appointment of personal representative (check all applicable boxes):

- (1) Appointment of executor or administrator with will annexed:  
 (a) ☐ Proposed executor is named as executor in the will and consents to act.  
 (b) ☐ No executor is named in the will.  
 (c) ☐ Proposed personal representative is a nominee of a person entitled to Letters. (Affix nomination as Attachment 3g(1)(c).)  
 (d) ☐ Other named executors will not act because of ☐ death ☐ declination  
☐ other reasons (specify):

☐ Continued in Attachment 3g(1)(d).

- (2) Appointment of administrator:  
 (a) ☒ Petitioner is a person entitled to Letters. (If necessary, explain priority in Attachment 3g(2)(a).)  
 (b) ☐ Petitioner is a nominee of a person entitled to Letters. (Affix nomination as Attachment 3g(2)(b).)  
 (c) ☒ Petitioner is related to the decedent as (specify): Sister of Decedent  
 (3) ☐ Appointment of special administrator requested. (Specify grounds and requested powers in Attachment 3g(3).)  
 (4) ☐ Proposed personal representative would be a successor personal representative.

## h. Proposed personal representative is a

- (1) ☒ resident of California.  
 (2) ☐ nonresident of California (specify permanent address):

- (3) ☒ resident of the United States.  
 (4) ☐ nonresident of the United States.

ESTATE OF (name): Antonio Margarito Guerrero, aka Antonio M. Guerrero, aka Antonio Guerrero

CASE NUMBER:

DECEDENT

4. ☐ Decedent's will does not preclude administration of this estate under the Independent Administration of Estates Act.
5. a. Decedent was survived by (check items (1) or (2), and (3) or (4), and (5) or (6), and (7) or (8))
- (1) ☐ spouse.
  - (2) ☒ no spouse as follows:
    - (a) ☒ divorced or never married.
    - (b) ☐ spouse deceased.
  - (3) ☐ registered domestic partner.
  - (4) ☒ no registered domestic partner. (See Fam. Code, § 297.5(c); Prob. Code, §§ 37(b), 6401(c), and 6402.)
  - (5) ☐ child as follows:
    - (a) ☐ natural or adopted.
    - (b) ☐ natural adopted by a third party.
  - (6) ☒ no child.
  - (7) ☐ issue of a predeceased child.
  - (8) ☒ no issue of a predeceased child.
- b. Decedent ☐ was ☒ was not survived by a stepchild or foster child or children who would have been adopted by decedent but for a legal barrier. (See Prob. Code, § 6454.)
6. (Complete if decedent was survived by (1) a spouse or registered domestic partner but no issue (only a or b apply), or (2) no spouse, registered domestic partner, or issue. (Check the first box that applies):
- a. ☐ Decedent was survived by a parent or parents who are listed in item 8.
  - b. ☒ Decedent was survived by issue of deceased parents, all of whom are listed in item 8.
  - c. ☐ Decedent was survived by a grandparent or grandparents who are listed in item 8.
  - d. ☐ Decedent was survived by issue of grandparents, all of whom are listed in item 8.
  - e. ☐ Decedent was survived by issue of a predeceased spouse, all of whom are listed in item 8.
  - f. ☐ Decedent was survived by next of kin, all of whom are listed in item 8.
  - g. ☐ Decedent was survived by parents of a predeceased spouse or issue of those parents, if both are predeceased, all of whom are listed in item 8.
  - h. ☐ Decedent was survived by no known next of kin.
7. (Complete only if no spouse or issue survived decedent.)
- a. ☒ Decedent had no predeceased spouse.
  - b. ☐ Decedent had a predeceased spouse who
    - (1) ☐ died not more than 15 years before decedent and who owned an interest in real property that passed to decedent,
    - (2) ☐ died not more than five years before decedent and who owned personal property valued at \$10,000 or more that passed to decedent, (If you checked (1) or (2), check only the first box that applies):
      - (a) ☐ Decedent was survived by issue of a predeceased spouse, all of whom are listed in item 8.
      - (b) ☐ Decedent was survived by a parent or parents of the predeceased spouse who are listed in item 8.
      - (c) ☐ Decedent was survived by issue of a parent of the predeceased spouse, all of whom are listed in item 8.
      - (d) ☐ Decedent was survived by next of kin of the decedent, all of whom are listed in item 8.
      - (e) ☐ Decedent was survived by next of kin of the predeceased spouse, all of whom are listed in item 8.
    - (3) ☐ neither (1) nor (2) apply.
8. Listed on the next page are the names, relationships to decedent, ages, and addresses, so far as known to or reasonably ascertainable by petitioner, of (1) all persons mentioned in decedent's will or any codicil, whether living or deceased; (2) all persons named or checked in items 2, 5, 6, and 7; and (3) all beneficiaries of a trust named in decedent's will or any codicil in which the trustee and personal representative are the same person.

ESTATE OF (name): Antonio Margarito Guerrero, aka Antonio M. Guerrero, aka Antonio Guerrero

CASE NUMBER:

DECEDENT

8. Name and relationship to decedent

Josephine A. Ratekin  
Sister

Age

Adult

Address

1108 W. Bowman Rd  
French Camp, CA 95231

Mary Patricia Alvarez  
Sister

Adult

4350 Cherokee Rd Space #25  
Stockton, CA 95215

Manuela Romero  
Sister

Adult

1452 N. Williams St Space #17  
Stockton, CA 95205

Efren Guerrero  
Brother

Adult

315 Oro Ave  
Stockton, CA 95215

Diego Guerrero  
Brother

Adult

2525 W. Andrews Ave Apt 280  
Fresno, CA 93705

Maria Angelita Calderon  
Sister

Adult

2205 E. Linden St #38  
Caldwell, ID 83605

☐ Continued on Attachment 8.

9. Number of pages attached: 4

Date: 11-14-2023

Shelby T. Phillips, Esq.

(TYPE OR PRINT NAME OF ATTORNEY)

*Shelby T. Phillips*  
(SIGNATURE OF ATTORNEY)\*

\*(Signatures of all petitioners are also required. All petitioners must sign, but the petition may be verified by any one of them (Prob. Code, §§ 1020, 1021; Cal. Rules of Court, rule 7.103).)

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 11/13/2023

Josephine A. Ratekin

(TYPE OR PRINT NAME OF PETITIONER)

*Josephine Ratekin*  
(SIGNATURE OF PETITIONER) CRC 2.305(d)

(TYPE OR PRINT NAME OF PETITIONER)

(SIGNATURE OF PETITIONER)

Signatures of additional petitioners follow last attachment.



ATTORNEY OR PARTY WITHOUT ATTORNEY: NAME: Shelby T. Phillips, Esq. 318651 FIRM NAME: William M. Nassar & Associates STREET ADDRESS: 1461 Ford St Ste 203 CITY: Redlands TELEPHONE NO.: (909) 307-2000 E-MAIL ADDRESS: sphillips@nassarlaw.com ATTORNEY FOR (name): Josephine Ratekin	STATE BAR NO.: STATE: CA ZIP CODE: 92373 FAX NO.: (909) 307-2055	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF San Bernardino STREET ADDRESS: 17780 Arrow Blvd MAILING ADDRESS: 17780 Arrow Blvd CITY AND ZIP CODE: Fontana, CA 92335 BRANCH NAME: Fontana Limited Access District		
ESTATE OF (Name): Antonio Margarito Guerrero, aka Antonio M. Guerrero, aka Antonio Guerrero, DECEDENT		
WAIVER OF BOND BY HEIR OR BENEFICIARY <input checked="" type="checkbox"/> Attachment 3e to Petition for Probate*		CASE NUMBER:

**NOTICE: READ PARAGRAPHS A-G BEFORE YOU SIGN**

- A. A bond is a form of insurance to replace assets that may be mismanaged or stolen by the executor or administrator (the estate's personal representative). The cost of the bond is paid from the assets of the estate.
- B. A bond may not be required if the decedent's will admitted to probate waives a bond and the court approves.
- C. If the decedent's will does not waive bond, or if the decedent died without a will, the law ordinarily requires the personal representative to give a bond approved and ordered by the court. However, all persons eligible to receive a share of the estate may waive the requirement of a bond. If they all waive bond and the court approves, the personal representative will NOT have to give a bond.
- D. If bond is not ordered by the court, and the estate suffers loss because the personal representative fails to properly perform the duties of the office, the loss or some part of it may not be recoverable from the personal representative. If so, your share of the estate may be partially or entirely lost.
- E. You may waive the requirement of a bond by signing this form and delivering it to the petitioner for appointment of a personal representative or to the petitioner's attorney. Your waiver cannot be withdrawn after the court appoints the personal representative without requiring a bond. However, if you sign a waiver of bond, you may later petition the court to require a bond.
- F. A guardian ad litem or other legal representative with specific authority under law to waive bond must sign for a minor, an incapacitated person, an unascertained beneficiary, or a designated class of persons who are not ascertained or not yet in being. See Judicial Council forms DE-350 and DE-351 and Probate Code section 1003.
- G. If you do not understand this form, do not sign it until you have asked a lawyer (who is independent of the lawyer for the proposed personal representative) to explain it to you.

**WAIVER**

- I have read and understand paragraphs A through G above.
- I understand that before signing this form, I am free to consult with a lawyer of my choice concerning the possible consequences to me of waiving bond.
- I understand that I do not have to waive bond to allow the estate administration to begin or proceed, or to receive my share of the estate.
- I WAIVE the posting of bond in this estate by (name of personal representative): Josephine Ratekin

Date: 11/13/2023

JOSEPHINE RATEKIN

(TYPE OR PRINT NAME OF BENEFICIARY (AND AUTHORIZED SIGNER, IF BENEFICIARY IS NOT AN INDIVIDUAL))

(SIGNATURE) *Josephine Ratekin* CRC 2.305(d)

\*(This form may be filed as an independent form (as form DE-142) OR as Attachment 3e(2) (will) or Attachment 3e(3) (intestacy) to the Petition for Probate (form DE-111) (as form DE-111(A-3e).)

Form Adopted for Mandatory Use  
Judicial Council of California  
DE-142/DE-111(A-3e) [Rev. July 1, 2017]

**WAIVER OF BOND BY HEIR OR BENEFICIARY**  
(Probate—Decedents Estates)

Probate Code, § 8481  
www.courts.ca.gov

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CEB Essential  
Forms

WMN - Guerrero, Antonio

SHORT TITLE: Estate of Antonio Guerrero	CASE NUMBER:
--------------------------------------------	--------------

ATTACHMENT (Number): 3g(2)(a)

(This Attachment may be used with any Judicial Council form.)

JOSEPHINE RATEKIN is a sister of ANTONIO GUERRERO, Decedent herein. Filed concurrently with this petition are ASSIGNMENTS OF INTEREST IN ESTATES signed by each remaining sibling of the decedent, assigning all interest as heirs, to JOSEPHINE RATEKIN. As such, Petitioner, JOSEPHINE RATEKIN, is the sole intestate heir of the Estate of ANTONIO GUERRERO, and is a person entitled to Letters of Administration.

(If the item that this Attachment concerns is made under penalty of perjury, all statements in this Attachment are made under penalty of perjury.)

Page 1 of 1  
(Add pages as required)

# **EXHIBIT A**

# STATE OF CALIFORNIA

## CERTIFICATION OF VITAL RECORD

# COUNTY of SAN BERNARDINO

DEPARTMENT OF PUBLIC HEALTH  
351 N. MT. VIEW AVENUE, SAN BERNARDINO, CALIFORNIA 92415-0010

3052023211395

### CERTIFICATE OF DEATH

3202338011450

1. NAME OF DECEDENT - FIRST (Given)		2. MIDDLE		3. LAST (Family)	
ANTONIO		MARGARITO		GUERRERO	
4. DATE OF BIRTH mm/dd/yyyy					
05/09/1957		6. AGE Yrs.		66	
5. PLACE OF BIRTH					
CA					
7. DATE OF DEATH mm/dd/yyyy		8. HOUR (24 Hours)		9. MINUTE	
09/17/2023 FND		1821 FND			
10. SEX		11. MARITAL STATUS (at time of death)			
M		DIVORCED			
12. RACE		13. DECEASED'S RACE - Up to 2 races may be listed (see instruction on back)			
MEXICAN		MEXICAN			
14. DECEASED'S OCCUPATION - Type of work for most of life. DO NOT USE RETIRED		15. KIND OF BUSINESS OR INDUSTRY (e.g., grocery store, road construction, employment agency, etc.)		16. YEARS IN OCCUPATION	
SERGEANT		MILITARY		30	
17. DECEASED'S RESIDENCE (street and number, or location)					
423 DELGADA AVENUE					
18. CITY		19. COUNTY		20. STATE-FOREIGN COUNTRY	
YUCCA VALLEY		SAN BERNARDINO		CA	
21. INFORMANT'S NAME, RELATIONSHIP					
JOSEPHINE AUGUSTINE RATEKIN, SISTER					
22. ADDRESS OF INFORMANT (street and number, or location)					
1108 WEST BOWMAN ROAD, FRENCH CAMP, CA 95231					
23. NAME OF SURVIVING SPOUSE/SPOUSE-DECEASED		24. MIDDLE		25. LAST (BIRTH NAME)	
MARGARITO					
26. NAME OF FATHER-IN-LAW		27. MIDDLE		28. LAST	
GUERRERO				MEX, MX	
29. NAME OF MOTHER-IN-LAW		30. MIDDLE		31. LAST (BIRTH NAME)	
FELIX				AZ	
32. DATE OF DEATH mm/dd/yyyy		33. PLACE OF FINAL DISPOSITION			
09/28/2023		RESIDENCE OF JOSEPHINE AGUSTINE RATEKIN			
		1108 WEST BOWMAN ROAD, FRENCH CAMP, CA 95231			
34. TYPE OF DISPOSITION		35. SIGNATURE OF DISBURSER		36. LICENSE NUMBER	
CREMATE/RESIDENCE		NOT EMBALMED			
37. NAME OF FUNERAL ESTABLISHMENT		38. LICENSE NUMBER		39. SIGNATURE OF LOCAL REGISTRAR	
ROSE MORTUARY AND CREMATION		FD1568		MICHAEL A. SEQUEIRA, MD	
40. DATE OF DEATH mm/dd/yyyy		41. SIGNATURE OF LOCAL REGISTRAR		42. DATE mm/dd/yyyy	
09/28/2023				09/28/2023	
43. PLACE OF DEATH					
FOUND AT RESIDENCE					
44. COUNTY		45. FACILITY ADDRESS OR LOCATION WHERE FOUND (street and number, or location)		46. CITY	
SAN BERNARDINO		423 DELGADA AVENUE		YUCCA VALLEY	
47. CAUSE OF DEATH					
PENDING					
48. OTHER SIGNIFICANT CONDITIONS CONTRIBUTING TO DEATH BUT NOT RESULTING IN THE UNDERLYING CAUSE GIVEN IN 47					
NO					
49. WAS OPERATION PERFORMED FOR ANY CONDITION IN ITEM 47 OR 48? (If yes, list type of operation and date.)					
NO					
50. SIGNATURE OF PHYSICIAN		51. SIGNATURE AND TITLE OF CORONER		52. LICENSE NUMBER	
		SHAWN MORGAN		117	
53. TYPE ATTENDING PHYSICIAN'S NAME, ADDRESS, ZIP CODE		54. TYPE NAME, TITLE OF CORONER / DEPUTY CORONER			
		SHAWN MORGAN, CORONER			
55. DATE mm/dd/yyyy		56. DATE mm/dd/yyyy			
09/28/2023		09/28/2023			
57. MANNER OF DEATH		58. PLACED AS WORK		59. INJURY DATE mm/dd/yyyy	
Natural		YES			
60. PLACE OF INJURY (e.g., home, construction site, wooded area, etc.)		61. DESCRIBE HOW INJURY OCCURRED (events which resulted in injury)			
62. LOCATION OF INJURY (street and number, or location, and city, and state)		63. SIGNATURE OF CORONER / DEPUTY CORONER			
		SHAWN MORGAN			
64. DATE mm/dd/yyyy		65. DATE mm/dd/yyyy			
09/28/2023		09/28/2023			
66. STATE REGISTRAR		67. FAX AUTHZ		68. CENSUS TRACT	
A					

### CERTIFIED COPY OF VITAL RECORD

STATE OF CALIFORNIA

COUNTY OF SAN BERNARDINO

SS

DATE ISSUED

SEP 29 2023

This is a true and exact reproduction of the document officially registered and placed on file in the VITAL RECORDS SECTION, SAN BERNARDINO DEPARTMENT OF PUBLIC HEALTH.

*Michael A. Sequeira MD*  
MICHAEL A. SEQUEIRA, M.D.  
COUNTY HEALTH OFFICER  
REGISTRAR OF VITAL STATISTICS

This copy not valid unless prepared on engraved border displaying the date, seal and signature of Registrar.

ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE



\* 003286585 \*

