

— RICHARD G. ANDERSON 041246
ANDERSON & LEBLANC, A.P.L.C.
1365 WEST FOOTHILL BLVD., SUITE 2
UPLAND, CA 91786
TELEPHONE NO.: (909) 949-2226 FAX NO. (Optional): (909) 985-7553
E-MAIL ADDRESS (Optional): andersonlaw@live.com
ATTORNEY FOR (Name): PETITIONER

PROBATION 17

- NOTE:** If this notice is published, print the caption, beginning with the words NOTICE OF PETITION TO ADMINISTER ESTATE, and do not print the information from the form above the caption. The caption and the decedent's name must be printed in at least 8-point type and the text in at least 7-point type. Print the case number as part of the caption. Print items preceded by a box only if the box is checked. Do not print the italicized instructions in parentheses, the paragraph numbers, the mailing information, or the material on page 2.

ESTATE OF (Name): SUSAN MAGYAR	CASE NUMBER: PROSE2300571
DECEDENT	

PROOF OF SERVICE BY MAIL

- I am over the age of 18 and not a party to this cause. I am a resident of or employed in the county where the mailing occurred.
- My residence or business address is (specify):
1365 WEST FOOTHILL BOULEVARD, SUITE 2, UPLAND, CALIFORNIA, 91786
- I served the foregoing *Notice of Petition to Administer Estate* on each person named below by enclosing a copy in an envelope addressed as shown below AND
 - ☒ depositing the sealed envelope with the United States Postal Service on the date and at the place shown in item 4, with the postage fully prepaid.
 - ☐ placing the envelope for collection and mailing on the date and at the place shown in item 4 following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service, in a sealed envelope with postage fully prepaid.

4. a. Date mailed: May 10, 2023 b. Place mailed (city, state): UPLAND, CALIFORNIA

5. ☒ I served, with the *Notice of Petition to Administer Estate*, a copy of the petition or other document referred to in the notice.

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

Date: May 10, 2023

ROBERTA M. MUSSER

(TYPE OR PRINT NAME OF PERSON COMPLETING THIS FORM)

Roberta M. Musser

(SIGNATURE OF PERSON COMPLETING THIS FORM)

NAME AND ADDRESS OF EACH PERSON TO WHOM NOTICE WAS MAILED

	Name of person served	Address (number, street, city, state, and zip code)
1.	SUSAN GRAFF	1402 WEST LEMONWOOD DRIVE UPLAND, CA 91786
2.	THOMAS VERACE	7414 LAYTON AVENUE RANCHO CUCAMONGA, CA 91730
3.		
4.		
5.		
6.		

☐ Continued on an attachment. (You may use form DE-121(MA) to show additional persons served.)

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available upon request if at least 5 days notice is provided. Contact the clerk's office for *Request for Accommodations by Persons With Disabilities and Order* (form MC-410). (Civil Code section 54.8.)



ATTORNEY OR PARTY WITHOUT ATTORNEY: NAME: RICHARD G. ANDERSON 041246 FIRM NAME: ANDERSON & LEBLANC, A.P.L.C. STREET ADDRESS: 1365 WEST FOOTHILL BLVD., SUITE 2 CITY: UPLAND TELEPHONE NO.: (909) 949-2226 E-MAIL ADDRESS: andersonlaw@live.com ATTORNEY FOR (name): PETITIONER		STATE BAR NO.: 041246 STATE: CA ZIP CODE: 91786 FAX NO.: (909) 985-7553	
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN BERNARDINO STREET ADDRESS: 247 WEST THIRD STREET MAILING ADDRESS: 247 WEST THIRD STREET CITY AND ZIP CODE: SAN BERNARDINO, CA 92415-0210 BRANCH NAME: SAN BERNARDINO PROBATE		ESTATE OF (name): SUSAN MAGYAR	
PETITION FOR ☒ Probate of ☐ Lost Will and for Letters Testamentary ☐ Probate of ☐ Lost Will and for Letters of Administration with Will Annexed ☐ Letters of Administration ☐ Letters of Special Administration ☐ with general powers ☒ Authorization to Administer Under the Independent Administration of Estates Act ☐ with limited authority		DECEDENT	

FOR COURT USE ONLY	
FILED SUPERIOR COURT OF CALIFORNIA COUNTY OF SAN BERNARDINO SAN BERNARDINO DISTRICT	
MAY 03 2023	
BY <u>Betsy Dighw</u> DEPUTY	
CASE NUMBER: PROSB2300571	
HEARING DATE AND TIME: JUN 22 2023 9:00AM	DEPT.: 835

DOUGLAS MANN

1. Publication will be in (specify name of newspaper): CITY NEWS GROUP
 a. ☐ Publication requested.
 b. ☒ Publication to be arranged.
2. Petitioner (name each): SUSIE GRAFF AND THOMAS VERSACE

requests that

- a. ☒ decedent's will and codicils, if any, be admitted to probate.
- b. (name): SUSIE GRAFF AND THOMAS VERSACE
- (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):

be appointed

3. a. Decedent died on (date): MAY 24, 2021 at (place): Upland, California
 (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):
 1402 WEST LEMONWOOD DRIVE, CITY OF UPLAND, COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, 91786

ESTATE OF (name):
SUSAN MAGYAR

CASE NUMBER:

PROB230074

DECEDENT

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

- (1) Personal property: \$ 171,375.69
 (2) Annual gross income from
 (a) real property: \$
 (b) personal property: \$
 (3) Subtotal (add (1) and (2)): \$ 171,375.69
 (4) Gross fair market value of real property: \$
 (5) (Less) Encumbrances: (\$)
 (6) Net value of real property: \$ 0.00
 (7) Total (add (3) and (6)): \$ 171,375.69

- 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: AUGUST 23, 2012 ☐ 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):
 (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): SUSAN MAGYAR

CASE NUMBER:

PROSB2300571

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): SUSAN MAGYAR

CASE NUMBER:

PR08B2300571

DECEDENT

8. Name and relationship to decedent
 SUSIE GRAFF - DAUGHTER
 NAMED CO-EXECUTOR

Age
 Adult 1402 WEST LEMONWOOD DRIVE
 UPLAND, CA 91786

THOMAS VERSACE - GRANDSON
 NAMED CO-EXECUTOR

Age
 Adult 7414 LAYTON AVENUE
 RANCHO CUCAMONGA, CA 91730

☐ Continued on Attachment 8.

9. Number of pages attached: 5

Date: 4/24/2023

RICHARD G. ANDERSON

(TYPE OR PRINT NAME 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: 4-24-2023

SUSIE GRAFF

(TYPE OR PRINT NAME OF PETITIONER)

THOMAS VERSACE

(TYPE OR PRINT NAME OF PETITIONER)

Signatures of additional petitioners follow last attachment.

(SIGNATURE OF ATTORNEY)*

(SIGNATURE OF PETITIONER)

(SIGNATURE OF PETITIONER)