

RULE 1 ADMINISTRATION AND GENERAL POLICIES

A.-G.

(No changes)

H. ADVANCE CASE STATUS REPORTS

~~It is the goal of The Probate Division to~~ **will** post Advance Case Status Reports (“ACSRs”) for ~~decedents’ estates, trusts and conservatorship accounting matters cases on~~ **the General Probate and Administration of Estates calendars** on the court website (www.scscourt.org) ~~at least two days before the matters are scheduled to be heard.~~ **generally two court days before the hearing, and no later than 5:00 p.m. on the court day before the scheduled hearing.** The most common notations for each case will be “Pre-Approved”, “Continued”, “Parties to Appear”, and/or a list procedural deficiencies **Probate Examiner notes listing procedural deficiencies. If a party does not have access to the internet, the ASCRs may be accessed by calling Court Services at (408) 882-2515. ASCRs will not be posted for cases on the Conservatorship or Guardianship appointment calendars.**

(1) PRE-APPROVED MATTERS

Pre-approved matters are those that have been reviewed and found satisfactory by the Court before the date set for hearing. Personal appearance by the petitioning party is not required on pre-approved matters. Pre-approved matters to which objections are made may be continued. Orders for pre-approved matters will be signed upon the calling of the probate calendar. Parties may pick up their orders at that time.

(2) PROBATE EXAMINER NOTES; CORRECTING PROCEDURAL DEFECTS

If a matter is not pre-approved, the ASCRs will include Probate Examiner notes listing procedural deficiencies. Parties may file additional submissions to correct procedural deficiencies, and the Court, in its discretion, may consider such filings in making its order. The Probate Examiner cannot discuss in detail or advise parties of corrective action that may be taken. The court may order a matter off calendar, grant subject to additional filings, order a continuance or take any other action within its discretion.

~~Parties are strongly encouraged to file additional submissions to correct procedural defects before 12:00 p.m. one court day before the matter is set for hearing. Late submissions may not be considered by the Court.~~

~~I. APPOINTMENTS WITH PROBATE STAFF~~

~~If in any matter a party believes a conference with the Probate Examiner or the Probate Staff Attorney would be appropriate, an appointment should be made with the Probate Examiner’s office.~~

J.-L. *(Current subdivisions J. -L. are re lettered I.-K., no other changes)*