

Matter of Camacho

Case No. 25CV02274 /
22PR00447

Hearing Date:
Matter of Assumption of Jurisdiction over
Law Practice of Gerardo Camacho

November 19, 2025

The Estate of Gerardo Camacho
Case No. 22PR00447

TENTATIVE RULING

The parties are instructed to appear at the hearing. Appearance by Zoom Videoconference is optional and does not require the filing of Judicial Council form RA-010, Notice of Remote Appearance. (See [Remote Appearance \(Zoom\) Information | Superior Court of California | County of Santa Barbara.](#))

Appearance required.

In Case No. 22PR00447, County Counsel must address whether the Mechanics Bank account ending in #6711 with \$55,000.70 was decedent's client trust account and if so, whether it was appropriate to marshal the account as part of his estate.

In Case No. 25CV02274, the State Bar petitioner is directed to address the procedures for collection and management of a deceased attorney's client trust account, as well as its plan for moving forward and the deficiencies noted in the previous tentative have not been addressed.

From the previous orders on October 15, 2025:

The following deficiencies must be rectified:

1. Submission of an OSC for issuance by the court pursuant to Business & Professions Code section 6180.4;
2. Proof of personal service of the OSC on the personal representative of the Estate of Gerardo Camacho (Case No. 22PR00447) pursuant to Business & Professions Code section 6180.4;
3. The court orders that the OSC be served on Karin Wagner at Comstock & Wagner by personal service as a person having custody and control of the files and records of the law practice pursuant to the declarations of investigator Victoria Tate and attorney Matthew Lippert.
4. A supplemental declaration must be submitted that supports whether there is any reliable evidence that establishes that client files may be stored at 301 S. Miller Street, Suite 116, Santa Maria, CA 93454, considering Camacho

died nearly four years ago and public records indicate that attorney Heather Weare is the present occupant.

5. The court orders that the OSC be personally served on Attorney Heather Weare as the present occupant of 301 S. Miller Street, Suite 116, Santa Maria, CA 93454 pursuant to the California State Bar Attorney Search. ([Heather Marie Weare # 207006 - Attorney Licensee Search](#), last accessed 10/7/25.)

The court denies the request to make interim orders without notice pursuant to Business and Professions Code section 6180.8. Given the delay already experienced in filing this petition, no substantial injury will result.