

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA
SIXTH APPELLATE DISTRICT

In re JUDY BRAKEBILL JONES, a.k.a.
JUDY LEE JONES and JUDY LEE
BRAKEBILL JONES LASHER

Appeal No. H054014
Monterey County Case No.
25PR000590

ERIC BRAKEBILL JONES,
Petitioner.

v.
SUPERIOR COURT OF CALIFORNIA,
COUNTY OF MONTEREY,
Respondent.

HEIDI JONES BLANCHARD, Real Party in Interest.

APPELLANT'S VERIFIED PETITION FOR WRIT OF ERROR CORAM VOBIS;
OR, IN THE ALTERNATIVE, MOTION FOR SUMMARY REVERSAL

INTRODUCTION

PETITIONER/APPELLANT ERIC BRAKEBILL JONES ("Appellant") submits this Verified Petition for Writ of Error Coram Vobis, or in the alternative, Motion for Summary Reversal.

This petition is necessitated by the "Tacit Admission by Default" of Respondent HEIDI JONES BLANCHARD ("Respondent"). As of January 23, 2026, Respondent has defaulted on the mandatory filing fee for this appeal.

This is not a clerical error. Respondent's default constitutes a constructive abandonment of the defense in the face of the extrinsic fraud exposed herein.

STATEMENT OF FACTS: CHRONOLOGY OF EXTRINSIC FRAUD

1. The Admission (June 27, 2025): On June 27, 2025, Respondent's counsel admitted in writing (Exhibit A) to holding \$10,985.39 in estate assets. This admission was concealed from the court in subsequent filings.
2. EVIDENCE OF SCIENTER (The Knowledge-Filing Gap): Respondent's claim that assets were "Unknown" in the November 24, 2025 Petition is demonstrably false based on her counsel's own correspondence. On August 18, 2025 (Exhibit E), Respondent's counsel (Jacqueline Nicora) emailed Appellant's counsel specifically requesting to distribute "\$10,650.00" in estate proceeds. This confirms that the firm possessed precise knowledge of the asset's value and existence three months prior to filing the verified petition (Exhibit B) denying knowledge of the same.

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2 **LEGAL ARGUMENT**

3 I. WRIT OF ERROR CORAM VOBIS IS THE PROPER REMEDY FOR
4 EXTRINSIC FRAUD. Extrinsic fraud occurs when a party is kept in ignorance or
5 fraudulently prevented from fully participating in the proceeding. (In re Marriage
6 of Modnick (1983) 33 Cal.3d 897.) The fiduciary's concealment of the \$10,985.39
asset constitutes extrinsic fraud because it prevented Appellant from knowing the
asset existed to litigate it.

7 II. SUMMARY REVERSAL IS REQUIRED. The Court has inherent power to
8 summarily reverse a judgment to prevent a miscarriage of justice. (In re Clark
9 (1993) 5 Cal.4th 750.) Respondent's default is a confession of error.

10 **CONCLUSION**

11 WHEREFORE, Appellant prays for:

12 Judicial Notice of Respondent's Default (Jan 23, 2026);
13 Issuance of a Writ of Error Coram Vobis vacating the lower court order; OR
14 Summary Reversal of the judgment.

15 I, ERIC B. JONES, declare under penalty of perjury under the laws of the State of
16 California that the foregoing is true and correct. Executed on January 28, 2026, at
17 Monterey, California.

18 ERIC B. JONES, Appellant In Pro Per

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