



# Guardianship Calendar

## Second/Final Check

Superior Court of California  
County of San Bernardino  
Probate Department

### **Probate Notes for Calendar Date: 02/20/18**

The notes on the following pages were updated approximately three court days prior to the hearing to reflect newly-filed documents. Documents filed now after that update typically will not be reviewed except on the date of hearing at the judge's discretion.

### **Destruction of Filed Documents:**

Shredding/destruction of all court documents filed and imaged before January 2011 will begin soon. All filed/imaged documents are shredded one year after filing pursuant to court policy. Any filed original documents not retrieved timely will be permanently lost. (Wills and codicils lodged into the will vault will not be affected.)

### **Contacting the Probate Examiners:**

Probate Examiners' email address: ProbateNotes@sb-court.org

Emails must have the case identification information and hearing time/date in the subject line. No attachments will be opened. Probate Examiners can only respond to inquiries regarding the meaning of comments in the notes. Please do not email to notify that documents have been filed, to request a confirmation whether documents have been received, or to request the clearing of notes. No legal or procedural advice may be given by examiners in response to your email.

nb0206/0214

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT **GUARDIANSHIPS**

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DATE: 02/20/18 TIME: 11:00 DEPT: S35G  
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CASE#: GAR PS1600193

CASE NAME: MADISON KNAPP AND BRANDON KNAPP

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

BRANDON KNAPP

(MIN)...

HEIDI M. JANZ

(GP )...CORNELL L HATCHER

MADISON KNAPP

(MIN)...

SCOTT KNAPP

(PET)...MARIE I BRAUN

**XREF: KD067906 *Dissolution action re parents***

GENERAL INFORMATION:

Heidi Janz (maternal aunt) was appointed temporary guardian of the person of Brandon Knapp (now 15), pursuant to stipulation and order filed 09/29/16; all future hearings were dismissed at that time.

**Continued from 07/31/17.** Matter continued to be heard with petition for termination.  
**Continued from 08/08/17 and 10/31/17. Objection by Scott Knapp, father, filed 06/03/16 is withdrawn pursuant to visitation order. Temporary letters to continue in full force and effect. Visitation orders remain in effect until further order of the Court. Referred to Court Investigator for investigation and report.**

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, of the person only, by Heidi Janz (maternal aunt), minor: Brandon 16

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Mother is deceased.
2. Questionnaire filed 10/03/17 is not dated at signature on last page. JTD.
3. **Confidential Guardian Screening form filed 10/23/17. However, need Attachment 4.**
4. Petitioner indicates mother and father have joint legal custody of the minor children under case KD067906.
5. Court to see petition LF. p 8 and 10.
6. **CI Special Report filed..**

Revised second check notes post two court days prior to the hearing. Documents filed at least seven days prior to the hearing will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at [ProbateNotes@sb-court.org](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - no legal or procedural advice will be given.

7. **Amended Guardianship Questionnaire incomplete at pages 2 & 3. Need verified supplement.**
8. ~Proposed Form Order/Letters 10/31/17.

**RECOMMENDATION:**

Need to clear notes 3 & 7 then Court's discretion.

(cs/lh/nb)

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CIVPRO San Bernardino District  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: STANFORD E. REICHERT

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DATE: 02/20/18 TIME: 11:00 DEPT: S35G  
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CASE#: GAR PS1700452

CASE NAME: VINCENT ANTHONY & CRYSTAL RENEE ALVAREZ

**SEE ALSO 3**

HEARING:  
Hearing Re: RECEIPT OF CI REPORT

COUNSEL:  
CRYSTAL RENEE ALVAREZ (MIN)...  
MARIA DE LOS ANGEL GUEVARA (GP )...PRO/PER  
VINCENT ANTHONY ALVAREZ (MIN)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Receipt of CI Report

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Matter set on court's motion on 10/30/17, wherein, matter was referred to Court Investigator for investigation and report. **CI Report filed.**
2. Notice by Judicial Assistant.

RECOMMENDATION:

None.  
(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: STANFORD E. REICHERT

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DATE: 02/20/18 TIME: 11:00 DEPT: S35G  
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CASE#: GAR PS1700452

CASE NAME: VINCENT ANTHONY & CRYSTAL RENEE ALVAREZ

**SEE ALSO 2**

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

CRYSTAL RENEE ALVAREZ	(MIN)...
MARIA DE LOS ANGEL GUEVARA	(GP )...PRO/PER
VINCENT ANTHONY ALVAREZ	(MIN)...

**X-ref matter: CSWS1003608** (family)

GENERAL INFORMATION

Ex parte orders granted 08/29/17. Maria De Los Angeles Guevara appointed temporary guardian of minor.

Continued from **10/17/17** to clear note re notice/service to maternal grandfather. Court deems the UCCJEA filed on 08/22/17 to be dated 08/22/17 All temporary orders to remain in full force and effect.

**Continued from 01/02/18. No appearance. Notice by Judicial Assistant.**

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by Maria De Los Angeles Guevara, minors Vincent (8) and Crystal (7)

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Minors currently reside with Leo Alvarez, father.
2. Leo Alvarez (father) and Heather Lee Cook (mother) signed Consent and Waiver.
3. Need Notice of Hearing and Proof of Service as to Eric Scott Cook (mgf). **Due Diligence Declaration. filed 10/17/17. JTD.**
4. **CI report filed.**
5. Petitioner seeks broad medical/dental powers. Recommend order to reflect that requested medical/dental powers are subject to PC 2353(b).
6. ~Proposed form Order: 08/22/17

RECOMMENDATION

Court's discretion.

(lh/nb)

**Revised second check notes post two court days prior to the hearing.** Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at [ProbateNotes@sb-court.org](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - **no legal or procedural advice will be given.**

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

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DATE: 02/20/18      TIME: 11:00      DEPT: S35G  
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CASE#: GAR PS1700531

CASE NAME: MTR OF SOPHITIA MARIE CALDWELL

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

HOWARD A CALDWELL      (GP )...LAW OFFICE OF CECILIA I ONUNKW  
NAOMI E CALDWELL      (GP )...LAW OFFICE OF CECILIA I ONUNKW  
SOPHITIA MARIE CALDWELL      (MIN)...

GENERAL INFORMATION:

**Continued from 11/13/17. Counsel states that all of the siblings of the minor are under the age of 12 years old. Court dispenses with notice to maternal grandfather; court clears probate note re UCCJEA on the record. Referred to Court Investigator for investigation and report.**

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, person only, by Howard and Naomi Caldwell (paternal grandparents), minor: Sophitia, 14 (DOB 06/14/03)

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Bryan Caldwell and Dawn Gomez-Comstock (mother and father) signed Nomination, Consent and Waivers.
2. Court to review Confidential Guardian Screening form by petitioners. [LF, p. 3/4].
3. **CI report filed.**
4. **Ex Parte Orders granted on 12/07/17.**
5. ~Proposed form Order submitted: 10/10/17

RECOMMENDATION:

Court's discretion.

(cs/nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH **GUARDIANSHIPS**

-----  
DATE: 02/20/18 TIME: 11:00 DEPT: S36G  
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CASE#: GAR PS1600228

CASE NAME: ARIYAH M. MONTOYA & AUDRINAH A. MONTOYA

HEARING:

Motion Re: Appointment of a Psychological Evaluator Filed by  
Petitioner RONALD J MONTOYA

COUNSEL:

ARIYAH M. MONTOYA	(MIN)...
AUDRINAH A. MONTOYA	(MIN)...
NIKOLAUS P. IVANOFF	(PET)...HOLSTROM BLOCK & PARKE
RONALD J MONTOYA	(OBJ)...JOHN

No notes – Judge to decide.  
(nb)

Future Hearing:

03/08/18 Readiness calendar

03/08/18 Hearing re: Petition for guardianship

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PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: JAMES MICHAEL WELCH

-----  
DATE: 02/20/18 TIME: 11:00 DEPT: S36G  
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CASE#: GAR PS1700496

CASE NAME: MTR OF IRIS MARCELA CANJURA ORELLANA

**SEE ALSO 3**

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

ALBA BEATRIZ ORELLANA (GP)...PRO/PER  
IRIS MARICELA ORELLANA (MIN)...CENTRAL AMERICAN RESOURCE

GENERAL INFORMATION

**Continued from 10/24/17 on courts motion. Interpreter Coordinator notified that SPANISH interpreter is needed at next hearing. Referred to Court Investigator for investigation and report.**

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by Iris Orellana (minor, age 16), appointing Alba Orellana (maternal aunt)

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Petitioner Iris Orellana (minors) seeks appointment of guardian to Alba Orellana (maternal aunt).
2. Julio Grande (father) and Iris Verania Orellana (mother) signed Consent and Waiver.
3. Need Notice of Hearing and proof of mailed service as to Cesar Pleitez (brother), Wendy Pleitez (sister), Romeo Orellana (brother), or file Due Diligence Declarations.
  - a. **Notices to Cesar and Romeo do not give 15 days' service. Need proper service.**
4. Declaration of Iris Orellana filed 09/21/17 indicates minor resides in Pomona, CA. **Need verified supplement clarifying minor's current address.**
5. **CI report filed 02/05/18.**
6. **Notice given to DCFS. Question whether there is an open DCFS case? Court to inquire.**
7. ~Proposed form Order: 10/24/17

Revised second check notes post two court days prior to the hearing. Documents filed at least seven days prior to the hearing will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at [ProbateNotes@sb-court.org](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - no legal or procedural advice will be given.



## RECOMMENDATION

Need to clear notes 3-4 then Court's discretion re note 7.

(lh/nb)

**Revised second check notes post two court days prior to the hearing.** Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at [ProbateNotes@sb-court.org](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - **no legal or procedural advice will be given.**

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San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

-----  
DATE: 02/20/18 TIME: 11:00 DEPT: S36G  
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CASE#: GAR PS1700496

CASE NAME: MTR OF IRIS MARCELA CANJURA ORELLANA

**SEE ALSO 2**

HEARING:

Confidential Hearing re: Petition for Special Immigrant Juvenile Findings

COUNSEL:

ALBA BEATRIZ ORELLANA (GP)...PRO/PER

IRIS MARICELA ORELLANA (MIN)...CENTRAL AMERICAN RESOURCE

GENERAL INFORMATION

**Continued from 10/24/17 on courts motion. Interpreter Coordinator notified that SPANISH interpreter is needed at next hearing.**

THIS CASE IS SET FOR HEARING ON Request for findings re: special immigrant juvenile status (**Iris Orellana, minor, is 16 and will attain 18 on 07/16/19**)

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED-

1. Petitioner, **Iris Canjura Orellana**, a minor **16**, requests that the court issue an order finding that minor is eligible for special immigrant juvenile status under the Special Immigrant Juvenile Status Statute (SIJS), 8 U.S.C., § 1101(a)(27)(J), which provides in relevant part as follows:
  - a. "The term 'special immigrant' means ... an immigrant who is present in the U.S.-
    - i. who has been declared dependent on a juvenile court located in the United States or whom such a court has legally committed to, or placed under the custody of, an agency or department of a State, or an individual or entity appointed by a State or juvenile court located in the United States, and whose reunification with 1 or both of the immigrant's parents is not viable due to abuse, neglect, abandonment, or a similar basis found under State law;
    - ii. for whom it has been determined in administrative or judicial proceedings that it would not be in the alien's best interest to be returned to the alien's or parent's previous country of nationality or country of last habitual residence; and

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- iii. in whose case the Secretary of Homeland Security consents to the grant of special immigrant juvenile status...”
2. The specific findings required under the statutory scheme would be: (1) that petitioner is an immigrant placed under the custody of an individual appointed by a state court (probate guardianship); (2) that petitioner’s reunification with one or both parents is not viable due to abandonment; and (3) it is not in the petitioner’s best interest to be returned to his/her home country.
3. Once the above findings are made, petitioner may then begin the process with the Bureau of Citizenship and Immigration Services to obtain legal permanent residence status. In other words, the findings requested are a prerequisite to filing a petition for a “green card.”
4. State Superior Courts have jurisdiction to make factual findings of eligibility under SIJS See *N.O. v. Super. Ct. of Calif., County of Alameda*, No. A122430 at 2-3 (Cal. Ct. App. 9/25/08). Thus, under the federal legislation, any superior court judge would have jurisdiction to hear the SIJS petition
5. Minor offers a declaration in support of the requested findings stating, inter alia, the following:
  - a. Minor was born on **07/16/01** in El Salvador and lived there with minor’s mother until **04/18/17**.
  - b. Minor was abused and neglected by minor’s parents. Minor was abandoned by her father at the age of 3 when he left El Salvador to the United States, and minor’s mother abandoned her to live with an abusive boyfriend.
  - c. Minor was forced to move to the United States to live in safe environment.
  - d. Minor does not believe she can return to minor’s parents because she does not have anyone to support her in El Salvador as her grandparents are no longer able to support her, and she does not have a relationship with either parent.
6. Per the statutory scheme, this petition is to proceed only if guardianship of the minor is granted pursuant to the accompanying petition.
7. **Notices to siblings Cesar, Wendy and Romeo do not give 15 days’ notice. Need proper and complete service to include mother and father.**

#### RECOMMENDATION

COURT TO REACH ONLY IF ACCOMPANYING GUARDIANSHIP PETITION IS FIRST GRANTED. Court’s discretion re factual findings that would support this petition.

(lh/nb)

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CIVPRO San Bernardino District  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: JAMES MICHAEL WELCH

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DATE: 02/20/18 TIME: 11:00 DEPT: S36G  
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CASE#: GAR PS1800005

CASE NAME: SILVIA ESTHER AGUILAR

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

CHRISTINE A PERKINS	(PET)...PRO/PER
JEFFREY C PERKINS	(PET)...PRO/PER
SILVIA ESTHER AGUILAR	(MIN)...

**X-REF: FAMSS 1605544**

**GENERAL INFORMATION:**

Ex parte orders denied 01/16/18. Ongoing family law case. Due to allegations, matter referred to Dept. of Children and Family Services for investigation in compliance with WIC §§328, 329.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by maternal step-grandfather, Jeffrey C. Perkins and maternal grandmother, Christine A. Perkins ["Petitioners"], minor now 3.

**THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:**

1. Minor currently resides with father, Luis F. Aguilar.
2. Need Notice of Hearing and proof of mailed service on maternal grandfather, Robert C. Sanchez and unknown paternal grandparents or file Due Diligence Declaration(s).
  - a. Section 4a to proof of service affixed to notice filed on 01/09/18 is blank. Need proper service.
  - b. Petitioners request an Order Dispensing with Notice as to paternal grandparents as father has refused to provide information to petitioners. Due Diligences filed as to paternal grandparents. JTD.
3. Petition indicates minor has Indian ancestry. Notification of rights under Indian Child Welfare Act (ICWA) must be served. Notification of Rights under Indian Child Welfare Act (ICWA) must be served.

**Revised second check notes post two court days prior to the hearing.** Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at [ProbateNotes@sb-court.org](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - **no legal or procedural advice will be given.**

- a. ICWA-030 form is to be completed by the petitioner to the best of their ability and must be signed and dated. As petitioner is not represented by an attorney, service will be done by the clerk of the court **once the form is completed and submitted by petitioner**. The ICWA-030 and a copy of the petition with attachments must be served on the parents, Indian Custodian (if applicable) and the Tribe and/or Bureau of Indian Affairs. **Signed, return receipt card received (dated 01/23/18).**
  - b. Notice must be given as to all subsequent hearings unless or until such time as it is determined that the act does not apply to the case.
  - c. If no response is received from the tribe within a reasonable time (not less than 60 days) from the tribe, the court may determine that the act does not apply.
  - d. If the tribe intervenes service of the ICWA-30 form is no longer required and subsequent notices will be in the standard form contained in the Probate Code for service of notice.
  - e. Notice in the manner described above must be served in addition to all notices required by the Probate Code.
  - f. **No proceeding shall be held until at least 10 days after receipt of notice by the parent, Indian custodian, the tribe or the Bureau of Indian Affairs per Pr.C.§1460.2(e).**
4. Need Parental Notification of Indian Status (form ICWA-020).
  5. If a Court Investigator and/or DCFS is appointed, then the investigator must consult with the Indian child's tribe per Pr.C.§1513(h).
  6. UCCJEA incomplete as to related family law case. JTD.
  7. DCFS Investigative Narrative filed 01/30/18.
  8. Upon referral to Court Investigator by the Court, requires Court Investigator Report.
  9. ~Proposed Form Order/Letters 01/05/18.

**RECOMMENDATION:**

Need to clear notes 2, 4 & 6 then Court's discretion.

(nb)

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CIVPRO San Bernardino District  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: JAMES MICHAEL WELCH

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DATE: 02/20/18 TIME: 11:00 DEPT: S36G  
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CASE#: GAR PS1800015

CASE NAME: MTR OF ARYANNA SMITH ET AL  
HEARING:  
Hearing re: Petition for Appointment of Guardian

COUNSEL:

ABIGAIL SMITH	(MIN)...
ARYANNA SMITH	(MIN)...
ISABEL BERNABE	(GP )...PRO/PER
SEBASTIEN SMITH	(MIN)...

GENERAL INFORMATION:

Ex parte orders denied 01/18/18.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by maternal grandmother Isabel Bernabe ["Petitioner"], minor Ariyana Smith (13); Sebastian (10) & Abigail (6).

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Father and minor Ariyana signed waiver and consents.
2. Need Notice of Hearing and proof of personal service on mother.
3. Need Notice of Hearing and proof of mailed service on maternal grandfather, Joel Chavez or file Due Diligence Declaration.
4. UCCJEA incomplete as to the minor's residence while living with mother in Victorville. Judge to determine if sufficient.
5. Upon referral to Court Investigator by the Court, requires Court Investigator Report.
6. Petitioner requests authority to seek such medical, dental, psychiatric and psychological treatment/therapy as needed. JTD.
7. Petitioner requests authority to apply for and receive such public benefits, Social Security and SSI benefits minors may be entitled to receive. JTD.
8. ~Proposed Form Order/Letters 01/11/18.

RECOMMENDATION:

Need to clear notes then Court's discretion.

(nb)

**Revised second check notes post two court days prior to the hearing.** Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at [ProbateNotes@sb-court.org](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - **no legal or procedural advice will be given.**

Superior Court of Calif, County of San Bernardino

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PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

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DATE: 02/20/18      TIME: 11:00      DEPT: S36G  
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CASE#: GAR PS1800016

CASE NAME: MTF OF JARED ROBERT BOUCHARD

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

JARED ROBERT BOUCHARD      (MIN)...  
TINA M SLATER                      (GP )...PRO/PER

**X-REF: JA 194515**

GENERAL INFORMATION:

Ex parte orders denied 01/18/18.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by sister, Tina M. Slater ["Petitioner"], minor now 13.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Mother and Father are deceased.
2. Consents and Waivers signed by siblings 12 or older.
3. Petition's caption is incomplete. Court to confirm petition is for guardianship of the person, only.
4. Petition indicates petitioner intends to adopt minor
5. Upon referral to Court Investigator by the Court, requires Court Investigator Report.
6. ~Proposed Form Order/Letters 01/11/18.

RECOMMENDATION:

Court's discretion.

(nb)

CIVPRO San Bernardino District  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: JAMES MICHAEL WELCH

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DATE: 02/20/18 TIME: 11:00 DEPT: S36G  
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CASE#: GAR SS1500495

CASE NAME: NATHAN EVAN AND MARVIN FLORES

HEARING:

Hearing re: Petition for Termination of Guardianship

COUNSEL:

CHRISTOPHER DEMPSEY	(GP )...PRO/PER
EDDY F FLORES	(GP )...PRO/PER
EVAN FLORES	(MIN)...
MARVIN A FLORES	(MIN)...
NATHAN FLORES	(MIN)...
TERESA M FLORES	(GP )...PRO/PER
YESSICA DEMPSEY	(GP )...PRO/PER

**-REF FAMVS1701700** (*Eddy Fernando Flores –N- Marvin Alexander Flores*)

GENERAL INFORMATION:

Continued from **07/10/17**. Counsel represents Ruth Flores is awaiting acceptance into the military. Court waives notice to parents as they are present and served with petition. Court notes guardianship of Marvin ended as he turned 18. Court excuses notice to sibling Miliy and Elisha as under 12.

**Continued from 11/20/17 and 01/02/18.**

THIS CASE SET FOR HEARING ON Termination of Guardianship, by Teresa and Eddy Flores (paternal grandparents), minors: Nathan, 13 (DOB 07/24/03); Evan, 11 (DOB 12/17/05); and *Marvin, 18 (DOB 07/05/99)*

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Teresa and Eddy Flores (paternal grandparents) appointed co-guardians of the person, of minors on 09/09/15.
2. Guardians are petitioning for termination of guardianship on the basis that minors should be reunited with parents. Also guardian, Teresa Flores' health is not well and may need surgery.
3. Guardianship of minor Marvin has ended by order of operation as he turned 18 on 07/05/17.



4. Request to Excuse Notice with Due Diligence Declaration filed 06/23/17 as to minor Nathan. **JTD**
5. Notice of Hearing and Proof of Service by Mail as to Marvin Flores (father) and Griselda Zavala (maternal grandmother); however, proof signed by guardian Eddy. Mailing must be completed by a person who is not a party to the cause. **JTD**
6. Notice of Hearing and Proof of Service by Mail as to Jacob Austin (relation unknown) filed 11/01/17; however proof signed by guardians Teresa Flores. Mailing must be completed by a person who is not a party to the cause. **JTD**
  - a. Attached green cards are signed by a person other than Jacob.
  - b. Court to inquire who Jacob Austin is.
7. Petitioners/Guardians request reasonable visitation with the minors after termination of the guardianship.
8. Court to see attachment 8 of petition. [LF pg. 4].
9. Court to see UCCJEA Declaration filed 11/01/17 as it indicates that the residence of both minors from June 2017 to present is unknown.
10. Case was transferred from San Diego County. On 02/25/16 Court ordered that Guardians needed to submit order and letters. No order or letters submitted. Does Court wish that the orders and letters be submitted for filing? **JTD**
11. ~Proposed form Order: 06/06/17

RECOMMENDATION:  
Court's discretion.

(cs/ww/nb)

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PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: TARA REILLY **GUARDIANSHIPS**

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DATE: 02/20/18 TIME: 11:00 DEPT: S37G  
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CASE#: GAR MS1200029

CASE NAME: MATTER OF TAVA J RIDLEY AND AIYANA BENT  
**SEE ALSO 1A**

HEARING:

Third Account and Report of BOBBIE BENT and Petition for allowance of fees filed.

COUNSEL:

AIYANA BENT	(MIN)...
BOBBIE BENT	(PET)...PRO/PER
TAVA J RIDLEY	(MIN)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Third Account Current by Guardian of the Estate, Bobbie Bent ["Petitioner"] re: minor Aiyana Bent.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Accounting period 11/01/15 to 11/30/17.
2. Property on Hand at Beginning of Account period should be \$222,364.16.
3. Assets on Hand \$222,409.88 consisting of cash held in a blocked account.
4. Total Charges and Total Credits should match.
5. Petitioner waives compensation.
6. Petitioner has not used mandatory Summary of Account (GC-400/405). Court may wish to direct petitioner to use mandatory form(s) on future accountings
7. Need Notice of Hearing with proof of service.
8. Proposed Order 01/05/18 has empty spaces before signature line.

RECOMMENDATION:

Need to clear notes then Court's discretion  
(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

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DATE: 02/20/18      TIME: 11:00      DEPT: S37G  
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CASE#: GAR MS1200029

CASE NAME: MATTER OF TAVA J RIDLEY AND AIYANA BENT

**SEE ALSO 1**

HEARING:

Hearing re Final Discharge

COUNSEL:

AIYANA BENT

(MIN)...

BOBBIE BENT

(PET)...PRO/PER

TAVA J RIDLEY

(MIN)...

GENERAL INFORMATION:

Continued from **06/15/17**. No appearance. Bobbie Bent ordered to be present.

Continued from **08/24/17** for Petitioner to be served. Bobbie Bent is cited to appear at next hearing. Should she fail to appear a bench warrant may be issued for her arrest.

**Continued from 10/16/17 at request of court.**

THIS CASE IS SET FOR HEARING ON Hearing re Final Discharge re Tava, 19.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Matter set on 06/09/16 at hearing re Petition for Withdrawal of Funds from Blocked Account wherein Court granted petition for withdrawal of funds from blocked account for Tava Ridley. Parties agreed to vacate the Third and Final Account set on 06/21/16 as former minor waives the accounting.
2. Order approving accounting and final distribution entered on 06/09/16.
3. Ex Parte Petition for Final Discharge 02/13/18 is incomplete above signature line.
4. Proof of service of Citation filed 09/25/17.

RECOMMENDATION:

Court's discretion

(lh/ww/cs/nb)

**Revised second check notes post two court days prior to the hearing.** Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at [ProbateNotes@sb-court.org](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - **no legal or procedural advice will be given.**

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: TARA REILLY

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DATE: 02/20/18 TIME: 11:00 DEPT: S37G  
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CASE#: GAR PS1700158

CASE NAME: LILLIAN NGUYEN

**SEE ALSO 3**

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

LILLIAN NGUYEN (MIN)...PRO/PER  
MABLE KUENNIGER (PET)...PRO/PER

**XREF: GARSS800050** ( Savanna Lanee Espinosa)

GENERAL INFORMATION:

Temporary Orders granted on 04/10/17. Mable Kuenniger is appointed Temporary Guardian of the person of Lilian Nguyen.

**Continued from 05/10/17.** Father deemed by appearance. Petitioner to have mother sign a waiver of notice and consent to guardianship. Father to provide petitioner with address information for his parents so petitioner can serve paternal grandparents.

Notice needs to be given to Savannah, and a Declaration of Due Diligence to be filed as to maternal grandfather. Referred to Court Investigator for report.

Continued from **09/20/17**. Court orders this case and **GARSS800050** be heard together as related actions. Court Investigator reports petitioner has not cooperated in preparation of report. It is further reported Matthew (alleged substance abuser) is residing in the home. Temporary orders made on 04/10/17 are vacated. Letters revoked Mitchell Roth appointed GAL as to Savanna Espinosa and Lillian Nguyen. GAL to speak with DCFS social worked and make a report to DCFS if appropriate.

Continued from **10/25/17** for report/meet with minors. Mother is doing well and has no objection to visitations. Mother to have supervised visitation by Jennifer Harper up to 12 hours a week arranged by all parties/supervisor.

Continued from 12/07/17. Trial set. Mitchell Roth to prepare order requesting release of Matthew's probation report. **Court Investigator recommends deny guardianship. Continued from 01/11/18 on courts motion.**

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, of the person only, by Mable Kuenniger (maternal grandmother), minor: Lilian, 3

Revised second check notes post two court days prior to the hearing. Documents filed at least seven days prior to the hearing will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at [ProbateNotes@sb-court.org](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - no legal or procedural advice will be given.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Jennifer Ellis, mother, signed Nomination, Consent and Waiver filed 08/04/17.
2. Notice of Hearing and proof of service filed as to Peter Nguyen, father, and Savanna, sibling; and Mr. and Mrs. John Nguyen on 09/07/17.
  - a. Notice does not list what type of petition was filed in section 1. **Need** corrected notice.
  - b. **Need** individual service as to paternal grandparents.
3. **Need** Due Diligence Declaration as to maternal grandfather.
4. **Need** verified supplement. Child Information Attachment is incomplete as to section 2 re names and addresses of all relatives, including minor Savanna.
5. **Need** GAL report
6. CI Report filed 09/13/17 and addendum filed 11/16/17.
7. ~Proposed form Order: 04/03/17

RECOMMENDATION:

Need to clear notes 2-5.

(cs/lh/lc/nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

-----  
DATE: 02/20/18      TIME: 11:00      DEPT: S37G  
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CASE#: GAR PS1700158

CASE NAME: LILLIAN NGUYEN

**SEE ALSO 2**

HEARING:

Trial Setting Conference

COUNSEL:

LILLIAN NGUYEN                      (MIN)...PRO/PER

MABLE KUENNIGER                    (PET)...PRO/PER

Request for Waiver of Court Fees and Costs filed by LILLIAN NGUYEN is GRANTED

**XREF: GARSS800050** ( Savanna Lanee Espinosa)

No notes – TSC

(nb)

**Revised second check notes post two court days prior to the hearing.** Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at [ProbateNotes@sb-court.org](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - **no legal or procedural advice will be given.**

Superior Court of Calif, County of San Bernardino  
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CIVPRO San Bernardino District  
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HONORABLE: TARA REILLY

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DATE: 02/20/18 TIME: 11:00 DEPT: S37G  
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CASE#: GAR PS1700477

CASE NAME: LEIAH DIXON

HEARING:  
Hearing re: Petition for Appointment of Guardian

COUNSEL:  
JIMMY DIXON (PET)...PRO/PER  
LEIAH DIXON (MIN)...

#### GENERAL INFORMATION

Ex Parte orders granted 10/30/17.

**Continued from 10/30/17. Copy of birth certificate shown to the Court. The Court waives notice to father and paternal grandparents. The Court requires no further notice to Debra Johnson as she was present at a previous hearing. Referred to Court Investigator for investigation and report.**

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian of the person only by Jimmy Dixon, (maternal grandfather) for minor: Leah (1)

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Due Diligence Declarations filed 10/02/17 as to Jasmin Dixon (mother). JTD
- 2. Court Investigator report filed.**
3. ~Proposed Form Order/Letters: 09/11/17

#### RECOMMENDATION

Court's discretion re note 1.

(ww/nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

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DATE: 02/20/18      TIME: 11:00      DEPT: S37G  
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CASE#: GAR PS1700478

CASE NAME: YUXUAN MA

**SEE ALSO 5**

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

WENYING DU

(PG )...

YUXUAN MA

(MIN)...

YUXUAN MA

(PET)...MAICHAEL A ROHR

GENERAL INFORMATION:

**Continued from 10/30/17. The Court is informed that the parents reside in China and refers matter for a limited report. Referred to Court Investigator for investigation and report.**

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, of the person only, by Yuxuan Ma (minor) for Wenying Du (maternal grandmother), as to minor: Yuxuan, 19 (DOB 10/14/98)

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Yuxuan Ma, minor signed Consent and Waiver.
2. Child Information Attachment, section 1(f) re person with legal custody is incomplete. Need verified supplement.
3. **CI report filed.**
4. Petition for Special Immigrant Juvenile Findings filed. See notes next on matter.
5. No proposed order. Submit order after hearing.

RECOMMENDATION:

Need to clear note 2, then Court's discretion.

(cs/nb)



Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

-----  
DATE: 02/20/18      TIME: 11:00      DEPT: S37G  
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CASE#: GAR PS1700478

CASE NAME: YUXUAN MA

**SEE ALSO 4**

HEARING:

Petition for SPECIAL IMMIGRANT JUVENILE FINDINGS

COUNSEL:

WENYING DU

(PG )...

YUXUAN MA

(MIN)...

YUXUAN MA

(PET)...MAICHAEL A ROHR

GENERAL INFORMATION

**Continued from 10/30/17.**

THIS CASE IS SET FOR HEARING ON Request for findings re: special immigrant juvenile status (minor is 19 and will attain 21 on 10/14/19)

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED

- 1 Petitioner, **Yuxuan Ma**, minor , requests that the court issue an order finding that she is eligible for special immigrant juvenile status under the Special Immigrant Juvenile Status Statute (SIJS), 8 U.S.C., § 1101(a)(27)(J), which provides in relevant part as follows:
  - a. "The term 'special immigrant' means ... an immigrant who is present in the U.S. –
    - i. who has been declared dependent on a juvenile court located in the United States or whom such a court has legally committed to, or placed under the custody of, an agency or department of a State, or an individual or entity appointed by a State or juvenile court located in the United States, and whose reunification with 1 or both of the immigrant's parents is not viable due to abuse, neglect, abandonment, or a similar basis found under State law;
    - ii. for whom it has been determined in administrative or judicial proceedings that it would not be in the alien's best interest to be returned to the alien's or parent's previous country of nationality or country of last habitual residence; and

**Revised second check notes post two court days prior to the hearing.** Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at [ProbateNotes@sb-court.org](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - **no legal or procedural advice will be given.**

- iii. in whose case the Secretary of Homeland Security consents to the grant of special immigrant juvenile status...”
2. The specific findings required under the statutory scheme would be: (1) that petitioner is an immigrant placed under the custody of an individual appointed by a state court (probate guardianship); (2) that petitioner’s reunification with one or both parents is not viable due to abandonment; and (3) it is not in the petitioner’s best interest to be returned to his/her home country.
3. Once the above findings are made, petitioner may then begin the process with the Bureau of Citizenship and Immigration Services to obtain legal permanent residence status. In other words, the findings requested are a prerequisite to filing a petition for a “green card.”
4. State Superior Courts have jurisdiction to make factual findings of eligibility under SIJS See *N.O. v. Super. Ct. of Calif., County of Alameda*, No. A122430 at 2-3 (Cal. Ct. App. 9/25/08). Thus, under the federal legislation, any superior court judge would have jurisdiction to hear the SIJS petition.
5. Petitioner offer declarations in support of the requested findings stating, inter alia, the following:
  - a. Minor was born on 10/14/98, in China and lived there with minor’s parents until September 2013.
  - b. Minor was abandoned by minor’s parents (see documents for specifics).
  - c. Minor does not believe she can return to minor’s parents because she has lost all communication with her mother and father despite attempts to reach them.

## RECOMMENDATION

Court to reach only if accompanying guardianship petition is first granted, then Court’s discretion re factual findings that would support this petition.

(/nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

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DATE: 02/20/18      TIME: 11:00      DEPT: S37G  
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CASE#: GAR PS1700597

CASE NAME: MTR OF VICTOR MANUEL HERNANDEZ VILLALTA

**SEE ALSO 7**

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

PRINCESSA MICHELLE MORENO      (GP )...PRO/PER

VICTOR MANUEL HERNANDEZ VILLAL      (MIN)...VIOLETA DELGADO

GENERAL INFORMATION

**Continued from 01/11/18 at request of counsel. Notice to be given by Ms. Delgado.**

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardians, person only by Victor Manuel Hernandez Villalta, age 20, for Princessa Moreno, cousin.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Petitioner is over the age of 18 and there is no required accompanying SIJS petition. Petitioner will turn 21 02/25/18.
2. Proposed guardian Princessa Moreno is listed as cousin. If Princessa is further than 1<sup>st</sup> cousin, then she is considered a non-relative per Pr.C. § 1513(g).
3. Mother is deceased.
4. **Need** notice of hearing and proof of service for Victorino Mejia, father, either by a) international registered mail, return receipt; b) service by agent (typically an attorney in El Salvador); c) service by Letters Rogatory; or (d) service via the El Salvador Ministry of Foreign Affairs. CCP section 413.10(c); Pr. C. §1511; In re Alyssa F. (2003) 112 Cal. App. 4th 846, 885, fn. 10; Convention on the "Service Abroad of Judicial and Extrajudicial Documents" in Civil or Commercial Matters, Nov. 15, 1965, 20 U.S.T. 361, T.I.A.S. No. 6638 (Hague Service Convention).
5. **Need** notice of hearing and proof of mailed service [GC-020] or due diligence declaration on
  - a. maternal grandmother Adlea Villalta
  - b. Unknown paternal grandparents
  - c. Siblings Santos, Juan, Xiomara, Miriam, Juan, Mariella, Dogoberto, Henry, Alexis, Andres, Bairo and Mario if 12 or older.

**Revised second check notes post two court days prior to the hearing.** Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at [ProbateNotes@sb-court.org](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - **no legal or procedural advice will be given.**

6. ~Proposed Form Order:

**RECOMMENDATION**

Court may wish to deny petition as there is no SIJS petition and petitioner's 21<sup>st</sup> birthday is approaching.

(lc/nb)

Superior Court of Calif, County of San Bernardino  
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PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: TARA REILLY

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DATE: 02/20/18 TIME: 11:00 DEPT: S37G  
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CASE#: GAR PS1700597

CASE NAME: MTR OF VICTOR MANUEL HERNANDEZ VILLALTA  
**SEE ALSO 6**

HEARING:  
Confidential Hearing re: Petition for Special Immigrant Juvenile Findings

COUNSEL:  
PRINCESSA MICHELLE MORENO (GP )...PRO/PER  
VICTOR MANUEL HERNANDEZ VILLAL (MIN)...VIOLETA DELGADO

#### GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Request for Findings re: Special Immigrant Juvenile Status by Victor Manuel Hernandez Villalta, age 20, (will attain age 21 on 02/25/18).

#### THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED

1. Petitioner, Victor Manuel Hernandez Villalta, age 20, requests that the court issue an order finding that minor is eligible for special immigrant juvenile status under the Special Immigrant Juvenile Status Statute (SIJS), 8 U.S.C., § 1101(a)(27)(J), which provides in relevant part as follows:
  - a. "The term 'special immigrant' means ... an immigrant who is present in the U.S. –
    - i. who has been declared dependent on a juvenile court located in the United States or whom such a court has legally committed to, or placed under the custody of, an agency or department of a State, or an individual or entity appointed by a State or juvenile court located in the United States, and whose reunification with 1 or both of the immigrant's parents is not viable due to abuse, neglect, abandonment, or a similar basis found under State law;
    - ii. for whom it has been determined in administrative or judicial proceedings that it would not be in the alien's best interest to be returned to the alien's or parent's previous country of nationality or country of last habitual residence; and
    - iii. in whose case the Secretary of Homeland Security consents to the grant of special immigrant juvenile status..."

**Revised second check notes post two court days prior to the hearing.** Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at [ProbateNotes@sb-court.org](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - **no legal or procedural advice will be given.**

2. The specific findings required under the statutory scheme would be: (1) that petitioner is an immigrant placed under the custody of an individual appointed by a state court (probate guardianship); (2) that petitioner's reunification with one or both parents is not viable due to abandonment; and (3) it is not in the petitioner's best interest to be returned to his/her home country.
3. Once the above findings are made, petitioner may then begin the process with the Bureau of Citizenship and Immigration Services to obtain legal permanent residence status. In other words, the findings requested are a prerequisite to filing a petition for a "green card."
4. State Superior Courts have jurisdiction to make factual findings of eligibility under SIJS See *N.O. v. Super. Ct. of Calif.*, County of Alameda, No. A122430 at 2-3 (Cal. Ct. App. 9/25/08). Thus, under the federal legislation, any superior court judge would have jurisdiction to hear the SIJS petition.
5. Petitioner offers a declaration in support of the requested findings stating, inter alia, the following:
  - a. Petitioner was born on 02/25/97, in El Salvador and lived there with his mother until the murder of his mother in March 2012.
  - b. Minor was abused and neglected by minor's parents (see documents for specifics).
  - c. Petitioner does not believe he/she can return to his father because petitioner believes he would be harmed and killed by gang members if he were to return to El Salvador.
6. Petitioner will be 21 years old 02/25/18 The underlying guardianship petition will become moot if not granted by that time. If guardianship is not granted then petitioner is not eligible for a finding of SIJS status.
7. Per the statutory scheme, this petition is to proceed only if guardianship of the petitioner is granted pursuant to the accompanying petition.
8. Need Notice of Hearing with proof of service to father, Victorino Hernandez Mejia ["Victorino"], siblings 12 years or older, maternal grandmother, Adela Villalta, unknown maternal grandfather and unknown paternal grandparents or file Due Diligence Declarations.
9. ~Proposed Form Order 01/05/18.

## RECOMMENDATION

Need notice. Court to reach only if accompanying guardianship petition is first granted then Court's discretion re factual findings that would support this petition.

(nb)

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

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DATE: 02/20/18      TIME: 11:00      DEPT: S37G  
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CASE#: GAR PS1800009

CASE NAME: ABIGAIL ANICA

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

ABIGAIL ANICA                      (MIN)...PRO/PER

ARMANDO ANICA                    (GP )...PRO/PER

GENERAL INFORMATION:

Temporary Letters Issued 01/11/18.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by brother, Armando Anica ["Petitioner"], minor now 14.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Need Notice of Hearing and proof of personal service on minor 12 or older, mother Maria Magdaleno and father, Alfredo Anica.
2. Need Notice of Hearing and proof of mailed service on caregiver, Susan Flores, siblings, Andrea Anica and Junio Loera, if 12 or older, unknown maternal grandparents and unknown paternal grandparents or file Due Diligence Declaration(s).
3. Petitioner is brother of minor and indicates he is currently in the military. Court may wish to inquire if California will remain petitioner's residence for military purposes. If so court may wish to make specific orders to allow minor to live at different locations during active military duty. Alternatively, petitioner will need to seek guardianship in the other state and termination in this state.
4. Petition indicates petitioner intends to adopt minor.
5. Petitioner alleges father and mother agree with guardianship. However, no consents are filed.
6. Upon referral to Court Investigator by the Court, requires Court Investigator Report.
7. ~Proposed Form Order/Letters 01/08/18.

RECOMMENDATION:

Need to clear notes 1-2 then Court's discretion.

(nb)

**Revised second check notes post two court days prior to the hearing.** Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at [ProbateNotes@sb-court.org](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - **no legal or procedural advice will be given.**

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San Bernardino Superior Court

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

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DATE: 02/20/18      TIME: 11:00      DEPT: S37G  
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CASE#: GAR SS1300287

CASE NAME: Nathan D Gomez, et al

HEARING:

Petition for appointment for guardian of the person

COUNSEL:

DARRIN H GOMEZ	(GP )...PRO/PER
ELAINE GOMEZ	(GP )...PRO/PER
JUSTIN GOMEZ	(MIN)...
KRISTIN M GOMEZ	(MIN)...
MAGDA A SANCHEZ	(GP )...PRO/PER
NATHAN D GOMEZ	(MIN)...

GENERAL INFORMATION:

Order Appointing Elaine Gomez and Darrin H. Gomez (pgp's), Guardian of the Person entered 12/03/13.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Successor Guardian, person only, by maternal grandmother, Magda A. Sanchez ["Petitioner"], minor Kristin now 11.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Caption should indicate this as a Successor Guardian Petition.
2. Need Notice of Hearing and proof of personal service on co-guardians/paternal grandparents Elaine Gomez and Darrin H. Gomez, mother, Maria M. Godino and father, Devin Gomez.
3. Need Notice of Hearing and proof of mailed service on siblings 12 or older, if any, maternal grandfather, Javier Godino or file Due Diligence Declaration(s).
4. Court to review Section 4 to Child Information Attachment [LF, p. 8].
5. Upon referral to Court Investigator by the Court, requires Court Investigator Report.
6. Petitioner requests authority to seek such medical, dental, psychiatric and psychological treatment/therapy as needed. JTD.

**Revised second check notes post two court days prior to the hearing.** Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at [ProbateNotes@sb-court.org](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - **no legal or procedural advice will be given.**



7. Petitioner requests authority to apply for and receive such public benefits, Social Security and SSI benefits minors may be entitled to receive. JTD.
8. ~Proposed Form Order/Letters 01/08/18.

**RECOMMENDATION:**

There is currently no vacancy. Need proper petition or resignation of current co-guardians. Thereafter, need to clear notes 1-3 then Court's discretion.

(nb)

CIVPRO San Bernardino District  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: TARA REILLY

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DATE: 02/20/18 TIME: 11:00 DEPT: S37G  
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CASE#: GAR SS1300561

CASE NAME: Aydin C. Marquez

**SEE ALSO 11**

HEARING:

Petition for AMENDED ORDERS AND LETTERS FOR ADDITIONAL CONDITION FOR GUARDIAN TO TAKE ACTION ETC

COUNSEL:

AYDIN C. MARQUEZ	(MIN)...
CARRIE A. MARQUEZ	(GP )...PRO/PER
DANE GRAY MCVANN	(FAT)...MITCHELL I ROTH
EDWARD P. MARQUEZ	(GP )...PRO/PER

GENERAL INFORMATION:

Continued from **09/12/17**. Petitioner reports she is having issues dealing with DCSS. Petitioner has guardianship of the person but not yet of the estate. Petition for guardianship of the estate to be filed. The Court grants petition for temporary guardianship of the estate.

**Continued from 11/21/17. Notice by Judicial Assistant.**

THIS CASE IS SET FOR HEARING ON Petition for Amended Orders and Letters for Additional Condition for Guardian to Take Action to Obtain Child Support [Pr. C. § 2358].

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Guardian of the person, Carrie Marquez, alleges she has been unable to pursue child support through the Department of Child Support Services ["DCSS"] as DCSS has required that Guardianship of the Estate be acquired in order for Guardian to be authorized to take possession of money without a specific court order.
2. Petitioner requests a court order specifically authorizing the pursuit; collection; and possession of child support monies, and accordingly, amended orders and letters reflecting such authorization.
3. Need Notice of Hearing and Proof of Service to DCSS.
4. **Letters of Temporary Guardianship-estate only, issued 09/12/17.**
5. ~Proposed Order is pre-dated 08/02/17 at signature line.

Revised second check notes post two court days prior to the hearing. Documents filed at least seven days prior to the hearing will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at [ProbateNotes@sb-court.org](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - no legal or procedural advice will be given.

RECOMMENDATION: Trail to 03/13/18.  
Need notice then Court's discretion.  
(lh/nb)

FUTURE HEARING DATES:  
03/13/18 Hearing re: Petition for Appointment of Guardian

**Revised second check notes post two court days prior to the hearing.** Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at [ProbateNotes@sb-court.org](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - **no legal or procedural advice will be given.**

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HONORABLE: TARA REILLY

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DATE: 02/20/18 TIME: 11:00 DEPT: S37G  
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CASE#: GAR SS1300561

CASE NAME: Aydin C. Marquez

**SEE ALSO 10**

HEARING:

Petition for Appointment of Guardian of the Estate

COUNSEL:

CARRIE A. MARQUEZ	(GP )...PRO/PER
AYDIN C. MARQUEZ	(MIN)...
CARRIE A. MARQUEZ	(GP )...PRO/PER
DANE GRAY MCVANN	(FAT)...MITCHELL I ROTH
EDWARD P. MARQUEZ	(GP )...PRO/PER

GENERAL INFORMATION:

Temporary Letters Issued 09/12/17.

**Continued from 11/21/17. It coming to the Court's attention that father, Dane Gray Mcvann, is on active duty in the Military appoints counsel under the Soldiers and Sailors Act. Attorney Mitchell I Roth is appointed for father. Notice by Judicial Assistant.**

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, estate only, by Co-Guardian of the Person, Carrie Marquez ["Petitioner"-maternal step-grandmother], minor now 9.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Proof of mailed service filed as to mother (Nichole Marquez) and father (Dane McVann). However, personal service is required per Pr.C. §1511. Need proper service.
2. Notice filed 11/09/17 does not give 15 days' notice and includes individuals not included in petition. Need proper service.
3. Child Information Attachment [LF, pgs.7-10] is incomplete. Need completion of same.
4. **Need report by court-appointed counsel, Mitchell I Roth.**
5. Petition indicates petitioner intends to adopt minor.
6. Petitioner requests authority to apply for and receive Child Support minor may be entitled to receive. JTD.
7. **Amended Petition for Appointment filed 01/29/18.**

Revised second check notes post two court days prior to the hearing. Documents filed at least seven days prior to the hearing will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at [ProbateNotes@sb-court.org](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - no legal or procedural advice will be given.

8. ~Proposed Form Order/Letters 11/08/17 & 11/09/17.

RECOMMENDATION: Trail to 03/13/18  
Need to clear notes 1-4 then Court's discretion.  
(nb)

FUTURE HEARING DATES:  
03/13/18 Hearing re: Petition for Appointment of Guardian

**Revised second check notes post two court days prior to the hearing.** Documents filed at least **seven days prior to the hearing** will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at [ProbateNotes@sb-court.org](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - **no legal or procedural advice will be given.**

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

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DATE: 02/20/18      TIME: 11:00      DEPT: S37G  
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CASE#: GAR SS800050

CASE NAME: IN THE MATTER RE SAVANNA LANE E ESPINOSA

HEARING:

Hearing Re: REVIEW OF GUARDIANSHIP

COUNSEL:

MABEL DIANE KUENNIGER      (PET)...PRO/PER

SAVANNA LANE E ESPINOSA      (MIN)...

**XREF: GARPS1700158** (Lilian Nguyen)1

GENERAL INFORMATION

Continued from 10/25/17. Mother to have supervised visitation by Jennifer Harper up to 12 hours a week arranged by all parties/supervisor.

**Continued from 12/07/17 and 01/11/18 to trail GARPS1700158. Notice to be given by Mr. Roth.**

THIS CASE IS SET FOR HEARING ON Review of Guardianship of Savanna Espinosa (age 13).

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Mabel Kuenniger, maternal grandmother, appointed guardian on 04/21/08, person only.
2. Matter set on 09/20/17 when case was ordered to be heard with **GARPS1700158** as related actions. Mitchell Roth appointed GAL for both Savanna Espinosa and Lilian Nguyen (related matter/same maternal grandmother), who was ordered to speak with DCFS and provide them a report if appropriate.
3. **Need** GAL Report.

RECOMMENDATION

Inquire status.

(lh/lc/nb)