



## Guardianship Calendar

## First Check

Superior Court of California  
County of San Bernardino  
Probate Department

### **Probate Notes for Calendar Date: 02/28/18**

All corrections/supplements addressing the notes should be filed by **02/21/18**

. Later-filed documents might not be reviewed prior to the hearing and could result in a continuance of your case. Updates to these notes *typically* will be posted three court days prior to the hearing.

### **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](mailto: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.

### **Contacting the Research Attorneys:**

Email service is not available for cases referred to Legal Research. Legal Research Attorneys do not respond to emails.

02/07/18lh

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

**GUARDIANSHIPS**

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DATE: 02/28/18 TIME: 11:00 DEPT: S35G  
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CASE#: GAR PS1600351

CASE NAME: MTR OF PAOLA YARELI GARCIA BARAJAS

**SEE ALSO 2**

HEARING:

Hearing Re: AMENDED PETITION FOR SPECIAL IMMIGRANT JUVENILE FI

COUNSEL:

CRISTAL BERNICE ZAGAL LAGUERRE ZAGAL (GP )...CATALINA L GRACIA  
PAOLA YARELI GARCIA BARAJAS (MIN)...

GENERAL INFORMATION:

**Continued from 06/14/17.** Matter continued at request of DCFS. Court dispenses with notice to mother and father of Paula Barajas.

**Continued from 07/19/17, 10/25/17 and 12/20/17** for receipt of DCFS report.

THIS CASE IS SET FOR HEARING ON Amended Request for findings re: special immigrant juvenile status, **minor, Paola is 20 (DOB 12/22/96)**

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

1. Petitioner, Cristal Laguerre, a friend of minor, 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

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**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.**

- 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...”
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. Minor was born on 12/22/96, in Mexico and lived there with minor’s paternal grandmother.
    - b. Minor was abandoned and neglected by her parents leaving her to live with paternal grandmother and did not provide any food or money to help take care of her. Due to her grandmother’s failing health, she can no longer support Paola. Minor believes reunification with parents is not viable because they abandoned her.
    - c. Minor traveled to the United States but was apprehended by Immigration officials and later was released. Now minor is currently in deportation proceedings in immigration court and is at risk of being deported back to Mexico.
    - d. Minor’s declaration request to be placed in the sole custody of proposed guardian.
  6. Minor is age 20 (DOB 12/22/96). If guardianship is not granted then minor is not eligible for a finding of SIJS status.
  7. Report by DCFS filed 06/06/17 regarding request for continuance to 07/19/17;  
**Report by DCFS filed 07/14/17; report of no report filed 10/20/17. Need DCFS report.**
  8. Proposed Special Immigrant Juvenile Findings filed 07/20/16

**RECOMMENDATION:**

Need to clear note 7. Court to reach only if accompanying guardianship is first granted, then Court’s discretion re factual findings that would support this petition.

(lh/cs/lh)

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PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: STANFORD E. REICHERT

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DATE: 02/28/18 TIME: 11:00 DEPT: S35G  
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CASE#: GAR PS1600351

CASE NAME: MTR OF PAOLA YARELI GARCIA BARAJAS

**SEE ALSO 1**

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

CRISTAL BERNICE ZAGAL LAGUERRE ZAGAL (GP )...CATALINA L GRACIA  
PAOLA YARELI GARCIA BARAJAS (MIN)...

GENERAL INFORMATION:

Continued from **09/07/16**

Continued from **11/09/16** at request of counsel to clear probate notes.

Continued from **02/22/17** minor consents to petition. Referred to DCFS.

Continued from **06/14/17**. DCFS requests the Court continue hearing for the report to be prepared for Court.

**Continued from 07/19/17.** Matter is continued for DCFS to provide report to the Court.

**Continued from 10/25/17** for receipt of DCFS report. Court directs Counsel for client to cooperate with the investigation by DCFS. Clerk's office to notify DCFS of Order for report to Court.

**Continued from 12/20/17. Matter continued for receipt of DCFS report. Clerk's office to notify DCFS of request for completed report.**

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by Cristal Laguerre (non-relative), minor Paola 20 (DOB 12/22/96).

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

1. **Court excused notice to mother and father.**
2. Report by DCFS filed 06/06/17 regarding continuance request to 07/19/17.  
Report by DCFS filed 07/14/17 requesting continuance to 08/23/17. **Report of No Report by DCFS filed on 10/20/17. Need DCFS report.**
3. ~Proposed Form Order/Letters: 07/20/16

RECOMMENDATION:

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

(lh/sa/cs/lh)

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DATE: 02/28/18 TIME: 11:00 DEPT: S35G  
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CASE#: GAR PS1600632

CASE NAME: MTR OF ELVIN CHARLES O'CONNER

HEARING:

Petition for fix residence outside The State of California

COUNSEL:

SEAN PATRICK O'CONNER (GP)...PRO/PER  
AMBER HOPE O'CONNER (GP)...PRO/PER  
ELVIN CHARLES O'CONNER (MIN)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition to Fix Residence out of California by Sean Patrick O'Conner and Amber Hope O'Conner, co-guardians; minor Elvin (7)

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

1. Court appointed Sean Patrick O'Conner and Amber Hope O'Conner as co-guardians of the person of Elvin O'Conner on 06/05/17.
2. Petitioners/guardians request the Court authorize the residence for minor to be fixed outside the State of California to Fort Campbell, Kentucky as Sean O'Conner received Army orders on 01/10/18. Copy of orders attached to petition. [Petition, 01/17/18, LFpg4].
3. Petitioner alleges the expected duration of the out-of-state move is more than 4 months and the guardianship of the person will be commenced in the place of the new residence.
4. **Need** Notice of Hearing with proof of mailed service, along with the petition Michelle O'Conner (mother), Charles O'Conner (father), and Judy Marie Cress (mgm).
5. ~Proposed Form Order 01/17/18

RECOMMENDATION

Need notice then Court's discretion. If approved, suggest Court order petitioner to seek guardianship in Kentucky and show proof by **05/30/18**. Should petitioner fail to show proof of guardianship in Kentucky, Court may wish to order termination of guardianship in CA. (lh)

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DATE: 02/28/18 TIME: 11:00 DEPT: S35G  
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CASE#: GAR PS1700420

CASE NAME: OLIVIA JOLENE REED

**SEE ALSO 5 6**

HEARING:

Hearing Re: RECEIPT OF NEW FCS REPORT

COUNSEL:

BARBARA REED	(PET)...PRO/PER
OLIVIA JOLENE REED	(MIN)...
GAYLE REED	(MOT)...PRO/PER

See notes on next matter #5.

(lh)

Future Hearings: 3/26/18-3/27/18: Court Trial

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HONORABLE: STANFORD E. REICHERT

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DATE: 02/28/18 TIME: 11:00 DEPT: S35G  
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CASE#: GAR PS1700420

CASE NAME: OLIVIA JOLENE REED

**SEE ALSO 4 6**

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

BARBARA REED (PET)...PRO/PER  
OLIVIA JOLENE REED (MIN)...  
GAYLE REED (MOT)...PRO/PER

#### GENERAL INFORMATION

Ex parte orders granted. Barbara Reed appointed Temporary Guardian of the person. Mother Gayle Reed personally present in Court with temporary petition. Mother objects to guardianship. Mother to file written objections by 4PM on 10/03/17. If objections are not filed, they will be deemed waived permanently.

**Continued from 09/13/17.** Court dispensed with notice to father, mother and paternal grandfather. Referred to Court Investigator for investigation and report. Referred to Family Court Services.

**Continued from 01/17/18. Mother/objector is admonished that if her address or phone number has changed, she is to file promptly the Notice of Change of Address with the Court. Matter re-referred to Family Court Services. Matter is set contested. Exchange deadline set for 4PM on 02/28/18. Court made pretrial orders; parties state they understand Court's order.**

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by Barbara Reed (mgm), minor Olivia (13)

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

1. Proof of Personal Service of Notice as to minor Olivia filed 09/11/17; however, only 5 days' notice given. **Need proper service** to include at least 15 days' notice per Pr. C. §1511.
2. FCS report filed 10/27/17. **Need FCS Report.**
3. CI report filed 01/08/18.
4. **Objection by Gayle Reed (mother) filed 10/02/17.**
5. ~Proposed form Order: 08/08/17

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## RECOMMENDATION

Matter is contested.

Need to clear notes #1-2.

(lh)

Future Hearings: 3/26/18-3/27/18: Court Trial



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San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

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DATE: 02/28/18      TIME: 11:00      DEPT: S35G  
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CASE#: GAR PS1700420

CASE NAME: OLIVIA JOLENE REED

**SEE ALSO 4 5**

HEARING:

Readiness Calendar

COUNSEL:

BARBARA REED                      (PET)...PRO/PER

OLIVIA JOLENE REED              (MIN)...

GAYLE REED                        (MOT)...PRO/PER

Readiness—no notes—JTD

Future Hearings: 3/26/18-3/27/18: Court Trial

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HONORABLE: STANFORD E. REICHERT

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DATE: 02/28/18 TIME: 11:00 DEPT: S35G  
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CASE#: GAR PS1700613

CASE NAME: KEVIN LLOYD BEST III

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

CHANDRA BEST (GP)...PRO/PER  
KEVIN LLOYD BEST III (MIN)...PRO/PER

#### GENERAL INFORMATION

Court granted ex parte orders on 11/29/17. Court appointed Chandra Best as temporary guardian of the person.

**Continued from 12/20/17. Court noted father is present in Court. Petitioner stated there are proceedings at Juvenile Court. Social worker to be present at Court next hearing date to provide the Court status of Juvenile case on 02/28/18 at 11:00AM.**

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by Chandra Best, pgm, minor Kevin (9).

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

1. Kevin Best, II (father) was present in Court on 12/20/17.
2. **Need** Notice of Hearing and Proof of Personal Service as to Michelle Bernal (mother).
3. **Need** Notice of Hearing and proof of mailed service as to Kevin Best, Sr (pgf), and siblings: Stewart, Danielle, Naomi, Jermaine, Artiana, Hailey (if 12 years+), or file Due Diligence Declaration(s).
4. Petitioner intends to adopt minor.
5. Confidential Screening form filed 11/22/17. Court may wish to see attachment.
6. UCCJEA Declaration filed 11/22/17 is not dated at signature. JTD.
7. Upon Court referral, need CI report.
8. ~Proposed form Order: 11/22/17

#### RECOMMENDATION

Need to clear notes 2-3, then Court's discretion.

(lh)

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DATE: 02/28/18 TIME: 11:00 DEPT: S35G  
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CASE#: GAR PS1800030

CASE NAME: JAYLANI CARRERA

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

MARIA DE LOURDES CUEVAS (PET)...PRO/PER  
JAYLANI CARRERA (MIN)...

#### GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by Maria De Lourdes Cuevas (aunt), minor Jaylani (5 months)

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

1. Mother is deceased.
2. **Need** Notice of Hearing and Proof of Personal Service as to Jesus Carrera (father).
3. **Need** Notice of Hearing and proof of mailed service as to Maribel Rodrigues (pgm), Juan Rolon (mgf), Veronica Mendez (mgm), and unknown paternal grandfather.
4. Upon Court referral need CI Report.
5. ~Proposed form Order: 01/17/18

#### RECOMMENDATION

Need notice, then Court's discretion.

(lh)

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

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DATE: 02/28/18 TIME: 11:00 DEPT: S35G  
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CASE#: GAR SS1400212

CASE NAME: CAMILLE S. L. HILL ET AL

HEARING:

Hearing re: Petition for Termination of Guardianship

COUNSEL:

ALBERTA L REYES	(GP )...PRO/PER
CAMILLE S.L. HILL	(MIN)...
JADE HANNAH KUUIP HILL	(MIN)...
JESUS C REYES	(GP )...PRO/PER
JAMES HILL	(FAT)...PRO/PER

GENERAL INFORMATION:

Jesus C. Reyes and Alberta Reyes (mgs) appointed co-guardians of the person on 09/11/14.

**Continued from 12/05/17 for notice to be filed.**

THIS CASE IS SET FOR HEARING ON Petition for Termination of Guardianship by father, James Hill, minors now ages Camille (15) and Jade (10).

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

1. Section 9 to petition [LF, p. 3] does not include names and/or addresses for father, mother, siblings, if any, maternal grandparents and paternal grandparents. **Need** completion of same via verified supplement.
2. Proof of service of notice as to Sandra and Richard Fletcher (paternal grandparents) filed 11/13/17; however, **need separate, individual notice to paternal grandparents per CRC 7.51(a)(3).**
3. **Need** Parent Questionnaire re Terminating a Guardianship.
4. Petitioner, James Hill, requests that the guardianship of the person be terminated as it in the best interest of the minors; as he has completely turned his entire life around for the good; and has reunified his relationship with minors who have been living with him, since school started.
5. No proposed order. Submit Order after Hearing.

RECOMMENDATION:

Need to clear notes 1-3 then Court's discretion.

(nb/lh)

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San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

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DATE: 02/28/18      TIME: 11:00      DEPT: S35G  
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CASE#: GAR SS1500112

CASE NAME: LE'ILA DESTINY ANN MASEULI

HEARING:

Petition for Visitation Re: Le'Illa Destiny Ann Maseuli

COUNSEL:

VALERIE ANN MASEULI	(GP )...PRO/PER
LE'ILA DESTINY MASEULI	(MIN)...
NATASIA DEI MASEULI	(PET)...PRO/PER

Visitation—no notes—JTD

Future Hearing: 4/10/18: Petition for Termination of Guardianship

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HONORABLE: JAMES MICHAEL WELCH **GUARDIANSHIPS**

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DATE: 02/28/18 TIME: 11:00 DEPT: S36G  
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CASE#: GAR PS1600635

CASE NAME: NIZEEN LONJA TANNER

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

TAMMIE A BOONE	(PET)...PRO/PER
JAMES A BOONE	(PET)...PRO/PER
NIZEEN LONJA TANNER	(MIN)...

GENERAL INFORMATION:

**Continued from 01/25/17** for probate notes to be cleared. PGF is deceased.

**Continued from 05/10/17** for probate notes to be cleared.

**Continued from 08/02/17.** Court will excuse notice to Sabrina White (pgm) and Randall Bradford (mgf). Court needs further work on the due diligence declaration as to James Tanner (father).

**Continued from 11/08/17. Proof of Service to father has been filed. Referred to Court Investigator for report.**

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, of the person only, by Tammie and James Boone (maternal great-aunt and uncle), minor Nizeen 4.

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

1. Paternal grandfather deceased.
2. Mother and maternal grandmother served on 01/09/17.
3. Petitioner seeks broad medical/dental powers. Recommend order to reflect that requested medical/dental powers are subject to PC 2353(b).
4. Petitioner seeks power to apply for and receive any public benefits, social security & SSI benefits the minor child(ren) may be entitled to receive. Recommend order reflect that if accumulated principal exceeds \$15,000 on account, Petitioner to file for estate powers as PC 2628(a)(1) will require an accounting.
5. **Need** CI Report. .
6. ~Proposed form Order/Letter: 12/23/16.

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RECOMMENDATION:  
Need to clear note 5.

(cs/lh)

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

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DATE: 02/28/18 TIME: 11:00 DEPT: S36G  
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CASE#: GAR PS1700086

CASE NAME: AARON DAVID BEHRO-SMITH

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

ANGELA LOVE BEHRO	(PET)...PRO/PER
AARON DAVID BEHRO-SMITH	(MIN)...
DEREK LEIGH BEHRO	(PET)...PRO/PER

GENERAL INFORMATION:

**Continued from 04/12/17** for probate notes to be cleared.

**Continued from 07/26/17.** Notice is excused to the maternal grandfather.

**Continued from 11/01/17. Court determined notice is complete. Referred to Court Investigator for report.**

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, of the person only, by Angela and Derek Behro (paternal grandmother and spouse), minor Aron, 2 (DOB 05/07/14)

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

1. Kevin Behro (father) and Myia Smith (mother) signed Consent and Waivers.
2. Court to review Guardianship Questionnaire by Angela Behro.
3. Court to review Declaration by Petitioner, Angela Behro filed on 02/27/17 re mother's letter giving temporary custody of minor to petitioner.
4. Proposed guardians intend to adopt minor.
5. **Need CI report.**
6. ~Proposed form Order: 02/27/17

RECOMMENDATION:

Need to clear note 5, then Court's discretion.

(cs/lh)



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HONORABLE: JAMES MICHAEL WELCH

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DATE: 02/28/18 TIME: 11:00 DEPT: S36G  
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CASE#: GAR PS1700155

CASE NAME: EDUARDO RAFAEL CARRILLO

HEARING:

Hearing Re: Proof of Blocked Account

COUNSEL:

MIRIAM CARRILLO (PET)...MARIVEL M ZIALCITA, ESQ.  
EDUARDO RAFAEL CARRILLO (MIN)...

#### GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Proof of Blocked Account

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

1. Court appointed Miriam Carrillo as guardian of the estate of Eduardo Rafael Carrillo with proceeds to be placed into a blocked account. Order to be submitted. **Need Order.**
2. **Need proof of blocked account.**

#### RECOMMENDATION

Inquire status.

(lh)

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PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: JAMES MICHAEL WELCH

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DATE: 02/28/18 TIME: 11:00 DEPT: S36G  
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CASE#: GAR PS1700164

CASE NAME: ANESSA N TAYLOR

HEARING:

Hearing Re: PTN FOR GUARDIANSHIP

COUNSEL:

DEBORAH A BOWIE	(PET)...PRO/PER
JAZMINE M TAYLOR	(PET)...PRO/PER
ANESSA A BOWIE	(MIN)...

GENERAL INFORMATION:

Temporary Orders denied on 04/12/17.

**Continued from 05/10/17.** Non appearance by petitioner. Court sets matter for non-appearance and failure to prosecute. Notice given by Judicial Assistant.

**Continued from 08/02/17.** Birth Certificate shown in Court - no father listed.

**Continued from 11/08/17. Court dismissed OSC re dismissal. Matter continued to clear probate notes. Birth Certificate shown in open Court - no father listed.**

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, of the person only, by Deborah Bowie (non-relative) and Jazmine Taylor (maternal aunt), minor: Anessa, 3

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

1. **Need** Notice of Hearing and Proof of Personal Service [forms GC-020 & GC-020(P)] on Debrelle Taylor (mother).
2. **Need** Notice of Hearing and Proof of Service by Mail [form GC-020] on Melba Miles (mgm) and sibling Delone, or file Due Diligence Declarations.
3. Petitioners, Deborah Bowie intends to adopt minor.
4. Petition alleges parental custody would be detrimental to minor.
5. Upon referral to CI by the Court, requires CI report for Jazmine Taylor.
6. It appears that Petitioner, Deborah Bowie, is step-maternal grandmother; however, she was never married to maternal grandfather. Therefore need DCFS report as Petitioner is non-relative per Pr.C. §1513(g).
7. ~Proposed form Order: 04/05/17

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

(cs/lh)

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PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: JAMES MICHAEL WELCH

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DATE: 02/28/18 TIME: 11:00 DEPT: S36G  
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CASE#: GAR PS1700686

CASE NAME: MTR OF KATHERINNE CRISTINA MARTINEZ LEMUS

**SEE ALSO 6**

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

KATHERINNE CRISTINA MARTINEZ LEMUS (PET)...ELIZABETH ALAMILLO  
KEVIN ALEXANDER RODRIGUEZ MARTINEZ (GP )...PRO/PER  
KATHERINNE CRISTINA MARTINEZ LEMUS (MIN)...  
KATHERINNE CRISTINA MARTINEZ LEMUS (PET)...ELIZABETH ALAMILLO  
KEVIN ALEXANDER RODRIGUEZ MARTINEZ (PET)...PRO/PER

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by Katherinne Lemus (minor, 19) to appoint Kevin Alexander Martinez (sibling)

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

1. Victoria Lemus (mother) signed Consent and Waiver.
2. **Need** Notice of Hearing and Proof of Personal Service as to Gabriel Torres (father), or file Due Diligence Declaration.
3. **Need** Notice of Hearing and proof of mailed service as to Ernestina Solis (mgm) and Andrea Martinez (sibling, if 12 years+).
4. Minor requests court to dispense with unknown paternal grandparents and maternal grandfather as their identities and whereabouts are unknown. **JTD**
5. Upon Court referral, need CI report.
6. No proposed Order submitted.

RECOMMENDATION

Need notice, then Court's discretion.

(lh)

Superior Court of Calif, County of San Bernardino  
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CIVPRO San Bernardino District  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: JAMES MICHAEL WELCH

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DATE: 02/28/18 TIME: 11:00 DEPT: S36G  
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CASE#: GAR PS1700686

CASE NAME: MTR OF KATHERINNE CRISTINA MARTINEZ LEMUS

**SEE ALSO 5**

HEARING:

Petition for SPECIAL IMMIGRANT JUVENILE FINDINGS

COUNSEL:

KATHERINNE CRISTINA MARTINEZ LEMUS (PET)...ELIZABETH ALAMILLO  
KEVIN ALECXANDER RODRIGUEZ MARTINEZ (GP )...PRO/PER  
KATHERINNE CRISTINA MARTINEZ LEMUS (MIN)...  
KATHERINNE CRISTINA MARTINEZ LEMUS (PET)...ELIZABETH ALAMILLO  
KEVIN ALECXANDER RODRIGUEZ MARTINEZ (PET)...PRO/PER

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Request for findings re: special immigrant juvenile status by Katherinne Lemus

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

1. Petitioner, **Katerinne Lemus**, age 19, 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...”
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 Katherine Lemus** offers a declaration in support of the requested findings stating, inter alia, the following:
  - a. Minor was born on 10/23/98 in El Salvador and lived there with her grandmother until 2015.
  - b. Minor was abandon by her father at a young age and has had not communication or relationship with him.
  - c. Minor moved to the United States to reside with her mother and sister; however, her mother is unable to financially support minor. Minor now resides with her brother, Kevin, who is able to support her.
  - d. Minor does not believe she can return to minor’s parents because her mother cannot afford to care for her, and her father is not in her life.
6. Per the statutory scheme, this petition is to proceed only if guardianship of the minor is granted pursuant to the accompanying petition.
7. **Need** notice and proof of service pursuant to father, maternal grandmother, and siblings.

## 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.

(lh)

Superior Court of Calif, County of San Bernardino

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

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DATE: 02/28/18 TIME: 11:00 DEPT: S36G  
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CASE#: GAR PS1800040

CASE NAME: LANCE DAVID SCHULTZ

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

NEIL L. SCHULTZ	(GP )...ROBERT J FALKENTHAL
JAYNE M. SCHULTZ	(GP )...ROBERT J FALKENTHAL
LANCE DAVID SCHULTZ	(MIN)...

#### GENERAL INFORMATION

Ex parte hearing held 02/05/18. Matter continued for notice to father.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by Neil and Jayne Schultz, minor Lance (infant)

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

1. Erica Patrick (mother) signed Consent and Waiver.
2. **Need** DCFS non-relative report.
3. Need Notice of Hearing and proof of personal service for Joshua Bargo (father). Alternatively as father lives outside of California, service may be completed by certified mail. **Need signed return receipt as proof of service per CCP §415.40.**
4. **Need** Notice of Hearing and proof of mailed service as to Brenda Kaye Vaca (mgm).
5. **Need** Due Diligence Declaration as to Roger Wayne Patrick (mgf).
6. Petitioners request to dispense with notice as to unknown paternal grandparents. JTD
7. Petitioners intend to adopt minor.
8. ~Proposed Order: 01/26/18

#### RECOMMENDATION

Need to clear notes 2-5, then Court's discretion.

(lh)

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

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DATE: 02/28/18 TIME: 11:00 DEPT: S36G  
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CASE#: GAR RS700044

CASE NAME: ADEOLA MARYANNE ADEBIYI, ADEOLU DANIEL ADEBIYI

**SEE ALSO 9 10**

HEARING:

Accounting Review

COUNSEL:

OLUBUKOLA TITILAYO ADEBANJO  
ADEOLA MARYANNE ADEBIYI  
ADEOLU DANIEL ADEBIYI  
MYRA NONNETTE

(PET)...ONWAEZE & NWABUZOR  
(MIN)...  
(MIN)...  
(TP )...AMBROSI & DOERGES, APC

#### GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Accounting Review re Adeola Adebisi

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

1. Court approved Second Account Current on 09/29/16. Proposed Order returned by examiners on 12/14/16. **Need Order on 2<sup>nd</sup> Account.**
2. **Need** Third Account Current for period 01/01/16 to 12/31/17.

#### RECOMMENDATION

Inquire status.

(lh)



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

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DATE: 02/28/18 TIME: 11:00 DEPT: S36G  
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CASE#: GAR RS700044

CASE NAME: ADEOLA MARYANNE ADEBIYI, ADEOLU DANIEL ADEBIYI

**SEE ALSO 8 10**

HEARING:

Accounting Review

COUNSEL:

OLUBUKOLA TITILAYO ADEBANJO	(PET)...ONWAEZE & NWABUZOR
ADEOLA MARYANNE ADEBIYI	(MIN)...
ADEOLU DANIEL ADEBIYI	(MIN)...
MYRA NONNETTE	(TP )...AMBROSI & DOERGES, APC

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Accounting Review re Adeolu Daniel Adebiji

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

1. Court approved Second Account Current on 09/29/16. Proposed Order returned by examiners on 12/14/16. **Need Order on 2<sup>nd</sup> Account.**
2. **Need** Third Account Current for period 01/01/16 to 12/31/17.

RECOMMENDATION

Inquire status.

(lh)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

-----  
DATE: 02/28/18      TIME: 11:00      DEPT: S36G  
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CASE#: GAR RS700044

CASE NAME: ADEOLA MARYANNE ADEBIYI, ADEOLU DANIEL ADEBIYI

**SEE ALSO 8 9**

HEARING:

Accounting Review

COUNSEL:

OLUBUKOLA TITILAYO ADEBANJO

(PET)...ONWAEZE & NWABUZOR

ADEOLA MARYANNE ADEBIYI

(MIN)...

ADEOLU DANIEL ADEBIYI

(MIN)...

MYRA NONNETTE

(TP )...AMBROSI & DOERGES, APC

Appears to be a duplicate setting. See notes on prior matters #8-9.

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

**GUARDIANSHIPS**

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DATE: 02/28/18      TIME: 11:00      DEPT: S37G  
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CASE#: GAR PS1700169

CASE NAME: STEVEN SCOTT SULLIVAN

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

KRISTEN GUTIERREZ                      (GP )...PRO/PER

STEVEN SCOTT SULLIVAN                (MIN)...PRO/PER

HEATHER BROADBENT                    (GP )...PRO/PER

**XREF: GARPS1700168** *CHRISTOPHER MICHAEL SULLIVAN*

#### GENERAL INFORMATION

Ex parte orders granted 04/13/17. Kristen Gutierrez appointed temporary guardian of the person of Steven Scott Sullivan.

**Continued from 11/01/17. Ashley and Christopher are deemed served by appearance this date. Court waives notice to father and paternal grandparents. Kristen Gutierrez withdrew her petition for guardianship – Court dismisses petition. Heather Broadbent appointed temporary guardian. Referred to Court Investigator for report.**

THIS CASE IS SET FOR HEARING ON Petition [competing, filed 09/28/17] for Appointment of Guardian, person only, by Heather Broadbent, minor Steven (13)

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

1. Consent and Waiver by Kristen Gutierrez (sister)
2. Minor Steven Sullivan signed Consent to petition.
3. Mother and maternal grandfather are deceased.
4. **Need** Notice of Hearing and proof of mailed service as to siblings: Ashley, Justin, and Christopher.
5. Notice of Hearing and Proof of Service filed 10/13/17 as to Janet Leclair (mgm); however, a copy of petition was not served with notice. **Need** proper service.
6. **Need** CI report.
7. ~Proposed form Order: 09/28/17

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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 4-6, then Court's discretion.

(lh)

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

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DATE: 02/28/18 TIME: 11:00 DEPT: S37G  
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CASE#: GAR PS1700390

CASE NAME: GIZELLE NANCY GOMEZ

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

JOE LOUIS CARAVEO	(GP )...PRO/PER
ELLAYNE GOMEZ CARAVEO	(GP )...PRO/PER
GIZELLE NANCY GOMEZ	(MIN)...
ALFREDO GOMEZ	(MIN)...

GENERAL INFORMATION

Ex parte orders granted 08/02/17. Court appoints Joe Caraveo and Ellayne Caraveo as temporary guardians.

**Continued from 09/06/17** for proof of service/clear notes. All existing orders remain in full force and effect.

**Continued from 11/01/17. Referred to Court Investigator for report.**

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by Joe and Ellayne Caraveo (uncle and aunt), minors Gizelle (13) and Alfredo (10)

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

1. George Gomez (father) signed Nomination, Consent and Waiver filed 07/26/17.
2. Minor Gizelle, Jorge Gomez (pgf) and Maria Gomez (pgm) signed Consents and Waivers filed 07/26/17.
3. **Need** Notice of Hearing and Proof of Personal Service as to Nancy Hernandez (mother).
4. **Need** CI Report.
5. ~Proposed form Order: 07/26/17

RECOMMENDATION

Need to clear notes 3-4, then Court's discretion.

(lh)

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

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DATE: 02/28/18 TIME: 11:00 DEPT: S37G  
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CASE#: GAR PS1700469

CASE NAME: MTR OF EMILY ESTHER WECHSLER

HEARING:

Hearing Re: PTN RE APPOINTMENT OF GUARDIAN

COUNSEL:

DOUGLAS WECHSLER (GP)...BRIAN G THORNE  
MARLENE WECHSLER (GP)...BRIAN G THORNE  
EMILY ESTHER WECHSLER (MIN)...  
BENJAMIN MICHAEL WECHSLER (MIN)...

GENERAL INFORMATION

Ex parte orders granted on 09/06/17. Douglas and Marlene Wechsler appointed as Temporary Guardians of the person. Hearing on 10/16/17 re Petition for Guardianship was vacated and re-set for 11/01/17. Notice to be given by Brian Thorne.

**Continued from 11/01/17. Counsel reports Dr. Amy Miller has met with minors for counseling and as a mandated reporter made notification to DCFS. Referred to Court Investigator for report.**

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by Douglas and Marlene Weschsler (paternal grandparents), minors: Emily (11); Benjamin (7)

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

1. Father is deceased.
2. Esther Weschler (mother) and Esther Valencia (mgm) were served; notice is complete.
3. **Need** CI report.
4. **Need** DCFS report.
5. No proposed Order. Petitioner to submit at hearing.

RECOMMENDATION

Need CI report and DCFS report, then Court's discretion.

(lh)

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: 02/28/18 TIME: 11:00 DEPT: S37G  
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CASE#: GAR SS800028

CASE NAME: MTR RE MERCADES ALAYZE SMITH

HEARING:

Accounting Review

COUNSEL:

MERCADES ALAYZE SMITH	(MIN)...MELVIN L FRIEDLAND
MARKIESHA R HARRIS	(GE/GPE)...PRO/PER
RONALD SMITH	(GP/TP)...DARREN S. YOUNG
BEVERLY WEST	(PRO/PER)

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. Third Account approved on 04/11/17. Order signed this date.
2. **Need** Fourth Account current for period beginning 01/01/16.

RECOMMENDATION

Inquire status

(lh)

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: 02/28/18 TIME: 11:00 DEPT: S37G  
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CASE#: SG SS6888

CASE NAME: IN THE MATTER OF KATHLEEN S ALMY

HEARING:

Accounting Review

COUNSEL:

KATHLEEN S ALMY (MIN)...  
BARBARA C ALMY (CPE/GPE)...MARK J. ANDREW FLORY  
KATHLEEN S ALMY (CEP)...  
BARBARA C ALMY (CPE)...JAMES B CHURCH  
SOUTHERN CALIFORNIA BONDING SERVICES (TP )...PRO/PER

#### GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. Order dispensing with 12<sup>th</sup> account current filed 03/24/17 for period ending 12/31/16.
2. **Need** 13<sup>th</sup> Account Current or Waiver.

#### RECOMMENDATION

Inquire status.

(lh)