



## Guardianship Calendar

## First Check

Superior Court of California  
County of San Bernardino  
Probate Department

### **Probate Notes for Calendar Date: 04/05/18**

All corrections/supplements addressing the notes should be filed by **03/29/18**

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.

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: 04/05/18 TIME: 11:00 DEPT: S35G  
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CASE#: GAR PS1600162

CASE NAME: MTR OF KAYLA J SMITH & KOURTNEY J SMITH

HEARING:

Petition for Fix Residence Outside the State of California

COUNSEL:

KAYLA JEAN SMITH	(MIN)...
KIMBERLY WALKER	(MOT)...PRO/PER
KOURTNEY JEAN SMITH	(MIN)...
VIRGINIA GENE SHEARER	(GP )...PRO/PER
WILLIAM RONALD SHEARER	(GP )...PRO/PER

#### GENERAL INFORMATION

**Continued from 03/01/18. Mother Kimberly Walker, father Michael Smith, paternal grandmother and present. Parents and paternal grandmother state they object. Objections must be filed in writing by 03/22/18.**

THIS CASE SET FOR HEARING ON Petition to Fix Residence Outside State of California by guardians Virginia and William Shearer; minors Kayla 11 and Kourtney 7.

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

1. Virginia and William Shearer, maternal grandmother and spouse, appointed guardians on 05/02/17.
2. Guardians seek to fix residence in the State of Texas for family support. Parents have allegedly not had any contact with the minor.
3. Maternal grandfather is deceased.
4. *If* referred to Court Investigator, need report.
5. No objections filed at time of review on 03/06/18.
6. ~Proposed form order: 01/12/18

#### RECOMMENDATION

Court's discretion. If approved, set hearing for proof of Texas guardianship/  
(lc)

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: 04/05/18 TIME: 11:00 DEPT: S35G  
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CASE#: GAR PS1700131

CASE NAME: ERNESTO JESUS BOJORQUEZ JR ET AL

**SEE ALSO 3**

HEARING: Hearing re: Petition for Appointment of Guardian

COUNSEL:

CHRISTIAN EFREN BOJORQUEZ	(MIN)...PRO/PER
EFREN LLAMAS	(GP )...PRO/PER
ERNESTO JESUS BOJORQUEZ JR	(MIN)...PRO/PER
RAQUEL V LLAMAS	(OBJ)...
RUTH LLAMAS	(GP )...PRO/PER

GENERAL INFORMATION:

Ruth Llamas and Efren Llamas are appointed Temporary Guardians of the person on 03/23/17. Raquel Llamas (mother) objects; Deadline for mother's objections to be filed by 04/06/17.

Continued from **04/27/17**. Court dispenses with notice to mother (as she filed objections), father and the paternal grandparents. Referred to the CI for investigation and report.

**Continued from 08/10/17. Father Ernesto Bojorquez objects. Written objections to be filed by 09/14/17; if not filed, objections will be waived permanently.**

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, of the person only, by Ruth and Efren Llamas, maternal grandparents; minor: Ernesto, 4 and Christian, 3

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

1. UCCJEA filed on 03/16/17 is incomplete regarding minor's residency. **Need** corrected form to include list of minor's addresses since birth.
2. CI report filed 08/02/17.
3. Court to review Guardian Screening and Questionnaire forms by Ruth Llamas. Proposed guardians indicate they reside in different residences. Question with whom will minors reside?
5. **Objections filed by Raquel Llamas, mother. on 03/29/17 and 10/04/17.**
6. ~Proposed form Order: 03/16/17

RECOMMENDATION:

Need to clear note 1. Contested matter.

(cs/ww/lh/lc)

Future Hearing: 04/23/18 *Court Trial* 04/24/18 *Court Trial* 04/25/18 *Court Trial* 04/26/18  
Court Trial 04/27/18 *Court Trial*

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: 04/05/18 TIME: 11:00 DEPT: S35G  
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CASE#: GAR PS1700131

CASE NAME: ERNESTO JESUS BOJORQUEZ JR ET AL

**SEE ALSO 2**

HEARING:  
Readiness Calendar

COUNSEL:

CHRISTIAN EFREN BOJORQUEZ	(MIN)...PRO/PER
EFREN LLAMAS	(GP )...PRO/PER
ERNESTO JESUS BOJORQUEZ JR	(MIN)...PRO/PER
RAQUEL V LLAMAS	(OBJ)...
RAQUEL V LLAMAS	(PET)...PRO/PER
RUTH LLAMAS	(GP )...PRO/PER

Readiness – No notes – JTD

Future Hearing:  
04/23/18 *Court Trial*  
04/24/18 *Court Trial*  
04/25/18 *Court Trial*  
04/26/18 *Court Trial*  
04/27/18 *Court Trial*

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH **GUARDIANSHIPS**

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DATE: 04/05/18 TIME: 11:00 DEPT: S36G  
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CASE#: GAR PS1700584

CASE NAME: JAKOBY GUZMAN & KADEN GUZMAN

HEARING: Hearing re: Petition for Appointment of Guardian

COUNSEL:

JAKOBY GUZMAN (MIN)...  
KADEN GUZMAN (MIN)...  
KATRINA BRIDGES (GP )...TERA D LEE

GENERAL INFORMATION

Continued from 12/06/17. Referred to Court Investigator.

**Continued from 02/08/18 to clear notes.**

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by Katrina Bridges, paternal aunt; minors: Kaden 10 and Jakoby 8.

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

1. Father is deceased.
2. Mother Natasha Stayathome was mailed service on 11/16/17 to an Oklahoma address. However, **need** proof of certified mail per CCP § 415.4
3. Attorney to mailed of the Notice of Child Custody Proceeding for Indian Child to the **Cherokee Nation** with a copy of the petition, together with other required documents per Pr.C. §1460.2(b)(5). **Need** Proofs of certified mail as required per Pr.C. §1460.2(b)(1). **Ten (10) days must lapse** since receipt of the copy of the petition by the Indian Tribe.
4. No response is filed by the Indian Tribe or Bureau of Indian Affairs at the time of the review of the file. If no response is filed within 60 days after receiving that notice, then the court may determine that the Indian Child Welfare Act does not apply to the proceedings, provided that the court must reverse its determination of the inapplicability of the act and must apply it prospectively if a tribe or the Bureau of Indian Affairs subsequently confirms that the child is an Indian child.
5. Petition indicates minors have Indian ancestry with Cherokee Nation. See attached letter dated 07/24/17 [prior to this filing] from Cherokee Nation regarding pending decision whether they will intervene. [Petition, 11/03/17, LFpg18].
6. **Need** Parental Notification of Indian Status (form ICWA-020).
7. Pr.C.§1513(h) requires that in guardianship cases where the minor has Native American ancestry, the Court Investigator "shall consult with the Indian child's tribe

and include in the report information provided by the tribe." **Need** proof of service on Court Investigator.

8. Court Investigator report filed 02/01/18.
9. UCCJEA Declaration filed 11/03/17 only provides 4 years of residential history.
10. ~Proposed form Order: 11/03/17

#### RECOMMENDATION

Need to clear notes 2-3, 6-7, then Court's discretion.

(lh/lc)

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: 04/05/18    TIME: 11:00    DEPT: S37G  
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CASE#: GAR PS1600027

CASE NAME: MTR OF ETHAN J SERRANO & EVAN BECKER

HEARING:

Accounting Review by \*\*\*

COUNSEL:

ETHAN J SERRANO

(MIN)...

EVAN BECKER

(MIN)...

MARLENE A FOWLER

(GP )...PRO/PER

#### GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review, minors Ethan 14 and Evan 10..

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

1. Marlene Fowler, non-relative, appointed guardian on person on 08/29/16. Estate powers added on 01/26/17, **no bond or blocked account**. Estate may only consist of public benefits, Pr.C. § 2323 [no bond]. Court to inquire
2. **Need** final Inventory and Appraisal.
3. **Need** accounting or waiver of account.

#### RECOMMENDATION

Need to clear notes 2-3.

(lc)

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: 04/05/18 TIME: 11:00 DEPT: S37G  
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CASE#: GAR SS1400089

CASE NAME: Chase Postema

**SEE ALSO 3**

HEARING:

Hearing Re: PTN TO TERMINATE GUARDIANSHIP

COUNSEL:

CHASE POSTEMA	(MIN)...
HOWARD ALEX GARCIA	(GP )...WILLIAM M NASSAR & ASSOCIATES
RACHEL OLIVA GARCIA	(GP )...WILLIAM M NASSAR & ASSOCIATES
RON POSTEMA	(FAT)...

GENERAL INFORMATION

Reset from 10/03/17.

THIS CASE IS SET FOR HEARING ON Petition for Termination of Guardianship, minor 18.

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

1. Rachel Garcia and Howard Garcia [maternal aunt/uncle] appointed guardians of the person on 08/14/14 estate powers added 09/17/15.
2. Guardians seek termination of estate as former minor, Chase Postema, reached age of majority on 03/19/17. Petition is moot as guardianship automatically terminates upon minor attaining age of majority per Pr. C. §1600.
3. Final account was approved on 09/07/17. See other matter.

RECOMMENDATION

None.

(lh/lc)



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

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DATE: 04/05/18 TIME: 11:00 DEPT: S37G  
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CASE#: GAR SS1400089

CASE NAME: Chase Postema

**SEE ALSO 2**

HEARING:

~~FIRST AND FINAL Account and Report of RACHEL OLIVA GARCIA,  
HOWARD ALEX GARCIA and Petition for allowance of fees filed. Final Discharge.~~

COUNSEL:

CHASE POSTEMA	(MIN)...
HOWARD ALEX GARCIA	(GP )...WILLIAM M NASSAR & ASSOCIATES
RACHEL OLIVA GARCIA	(GP )...WILLIAM M NASSAR & ASSOCIATES
RON POSTEMA	(FAT)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Final Discharge.

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

1. Final Account and Distribution for Rachel and Howard Garcia, aunt and uncle, approved on 09/07/17.
2. **Need** receipt for Chase Postema.
3. **Need** Ex Parte Petition for Final Discharge and Order.

RECOMMENDATION

Inquire status of receipt and discharge order.

(lc)