



Guardianship Calendar

Second/Final Check

Superior Court of California
County of San Bernardino
Probate Department

Probate Notes for Calendar Date: 04/17/18

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.

nb0404/0411

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT **GUARDIANSHIPS**

DATE: 04/17/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1600531

CASE NAME: ISABELLA C GIBSON

HEARING:

Petition for To Fix Residence Outside the State of California

COUNSEL:

ISABELLA C GIBSON	(MIN)...
LAURA L GIBSON	(GP)...BRENDA BALLEW-WARD
SCOTT C GIBSON	(GP)...BRENDA BALLEW-WARD

XREF: FAMSS1002873 (Christopher R Gibson-n-Ashley E Gibson)
MSBSS1100271

GENERAL INFORMATION:

Paternal grandparents, Laura L. Gibson and Scott C. Gibson ["Petitioners"], appointed co-guardians of the person on 04/12/17.

THIS CASE IS SET FOR HEARING ON Petition to Fix Residence Outside the State of California.

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

1. Petitioners requests the Court authorize that the residence for the minor to be fixed outside the State of California to Elizabeth, Colorado.
2. The reasons for the out-of-state move are that the guardians have been offered and employment opportunity; better salary; the ability to grow; along with ownership opportunity in the company.
3. The expected duration of the out-of-state move is more than four months and the guardianship of the person will be commenced in the place of the new residence. If approved, suggest Court direct petitioners to serve and file Post-Move Notice of Change of Minor's Residence (mandatory) with proof of mailed service within 30 days of the date of any change.
4. ~Proposed Form Order 02/28/18.

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 for clarification of the notes only - **no legal or procedural advice will be given.**

RECOMMENDATION:

Court's discretion. If approved, require that petitioner seek guardianship in Colorado and show proof to the court by **08/14/18**. Should they fail to do so, the court may then terminate the California guardianship without further notice.

(nb)

Superior Court of Calif, County of San Bernardino

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

DATE: 04/17/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1700371

CASE NAME: MTR OF KALIYAH A DE AVILA

SEE ALSO 3

HEARING:

Hearing Re: OSC RE DISMISSAL OF PETITION

COUNSEL:

KALIYAH A DE AVILA (MIN)...
TAMIKA DE AVILA (PET)...PRO/PER

GENERAL INFORMATION

Continued from **08/29/17**. Father is present in court this date. Court inquires of the father if he consents to the petition for guardianship filed by Tamika De Avila. Father states on the record that he consents to the appointment of guardianship to Tamika De Avila and waives any further notice regarding this case clearing probate note numbers 2 and 3. Court dispenses with notice to paternal grandparents and unknown maternal grandparents along with the siblings clearing probate note number 4. Referred to court investigator for investigation and report.

Continued from 12/19/17. Court orders petitioner to cooperate with the court investigator- court notes that the petition may be dismissed if the petitioner does not cooperate with the court investigator. Matter re-referred to receive CI report. Referred to court investigator for investigation and report.

THIS CASE IS SET FOR HEARING ON **OSC re Dismissal** on Petition for Appointment of Guardian, person only, by Tamika De Avila (paternal aunt), minor Kaliyah (14).

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 to minor Kaliyah.
3. Questionnaire filed 07/19/17 is not dated at signature on last page. Need same.
4. **CI reports filed 12/13/17 & 04/02/18.**
5. ~Proposed form Order: 07/19/17

RECOMMENDATION

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

(lh/nb)

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San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 04/17/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1700371

CASE NAME: MTR OF KALIYAH A DE AVILA

SEE ALSO 2

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

KALIYAH A DE AVILA (MIN)...

TAMIKA DE AVILA (PET)...PRO/PER

See prior matter #1.

(nb)

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

DATE: 04/17/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1700591

CASE NAME: ANTONIO LARA-MARTINEZ AND GABRIELA MARTINEZ

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

ANTONIO JAVIER LARA-MARTINEZ	(MIN)...
DAPHNE MARTINEZ	(PET)...PRO/PER
GABRIELA ARACELI MARTINEZ	(MIN)...
JAVIER MARTINEZ	(PET)...PRO/PER
SELINA MAE MARTINEZ	(MOT)...PRO/PER

X-REF FAMVS902665 (Establish Paternity); FAMVS1703449 (Establish Paternity)

GENERAL INFORMATION:

Temporary order granted on 11/08/17. Over oral objection by mother – temporary guardianship is granted -person only of Antonio and Gabriela. Father, Christopher Lara (of Antonio) and mother, Selina Martinez, present. Court notes that if anyone has objections, they are to be filed/served by 12/05/17.

Continued from 12/18/17. Court dispenses with notice to the fathers of both minors. Court clears notice as to paternal grandparents of Antonio paternal grandfather of Gabriela. Court finds notice complete as to mother, as mother is present in court. Referred to court investigator for investigation and report. Court makes pre-trial orders; parties state they understand Court's orders.

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, of the person only, by Daphne and Javier Martinez (maternal grandparents), minors: Antonio 8 and Gabriela, 2

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

1. UCCJEA indicates minor Gabriela resides with mother.
2. Court to review Guardianship Questionnaire by Javier Martinez, LF p. 4.
3. 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.

4. **CI report filed.**
5. **Objection filed 12/01/17 by mother, Selina Martinez.**
6. ~Proposed form Order submitted: 11/07/17

RECOMMENDATION:

Court's discretion.

(cs/nb)

Future Hearing:

06/04/18 Readiness calendar

07/02/18 Court Trial

07/03/18 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

DATE: 04/17/18 TIME: 11:00 DEPT: S35G

CASE#: GAR RS900142

CASE NAME: ISAIAH JASON MENDOZA

SEE ALSO 6

HEARING:

Hearing Re: OSC WHY COURT SHOULD NOT TERMINATE GUARDIANSHIP

COUNSEL:

ANGELA RAMOS

(PET)...PRO/PER

ANGELA RAMOS

(PET)...ROBERT J FALKENTHAL

CLAUDIA I PAZ

(PET)...ROSA ELENA SAHAGUN

ISAIAH JASON MENDOZA

(MIN)...

JAMES MENDOZA

(PET)...DAVID J KOMEL

GENERAL INFORMATION

Continued from **09/19/17** for father to clear notes re service. Court clears notice as to mother and paternal grandmother as they are present in court today.

Continued from 12/19/17. Court clears notice as to Claudia Paz, George Rios (maternal grandfather), James Mendoza (paternal grandfather). Court sets OSC as to why court should not Terminate Guardianship for April 17, 2018 for 11:00 am in Department S35. Referred to court investigator for investigation and report. Court investigator notified.

THIS CASE IS SET FOR HEARING ON **OSC re: Why Court Should not Terminate Guardianship** on Petition for Termination of Guardianship by James Mendoza (father), minor Isaiah Mendoza (8)

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

1. Claudia Paz (maternal great-great aunt) was appointed successor guardian of the person on 02/14/12.
2. Petitioner James Mendoza (father) seeks termination of guardianship and alleges guardianship was initially established as parents were both teenagers when minor was born. Petitioner is now an adult. Minor has resided with petitioner for the last 3 years in a happy, loving home, and is enrolled in **Riverside** County School district.
3. See parent questionnaire filed 08/08/17 re allegations against Claudia Paz (guardian) [LFpg8].

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4. **Need** CI Report.
5. **Need** notice of hearing and proof of mailed service as to unknown maternal grandfather, or file Due Diligence Declaration.
6. ~Proposed form Order: 08/08/17

RECOMMENDATION

Need CI Report and notice, then Court's discretion.

(lh/nb)

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 04/17/18 TIME: 11:00 DEPT: S35G

CASE#: GAR RS900142

CASE NAME: ISAIAH JASON MENDOZA

SEE ALSO 5

HEARING:

Hearing re: Petition for Termination of Guardianship

COUNSEL:

ANGELA RAMOS

(PET)...PRO/PER

ANGELA RAMOS

(PET)...ROBERT J FALKENTHAL

CLAUDIA I PAZ

(PET)...ROSA ELENA SAHAGUN

ISAIAH JASON MENDOZA

(MIN)...

JAMES MENDOZA

(PET)...DAVID J KOMEL

See prior matter #5.

(nb)

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

DATE: 04/17/18 TIME: 11:05 DEPT: S35G

CASE#: GAR PS1700122

CASE NAME: MTR OF JAXEN RAY DAY

HEARING:

Motion Re: motion to be relieved as counsel Filed by Petitioner
JACKIE DAY

COUNSEL:

CAROLAN HELZER	(GP)...PRO/PER
GAIL HELZER	(GP)...PRO/PER
JACKIE DAY	(OBJ)...KERRIE C JUSTICE
JAXEN RAY DAY	(MIN)...

XREF: GARPS1700003 (Hailyn Brylee Lavorci)

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Motion to be Relieved as Counsel to Objector/
Father, Jackie Day, by Kerrie C. Justice ["Petitioner"].

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

1. Petitioner has failed to use Mandatory Judicial Council Forms MC-051; MC-052 & MC-053. Use of current Judicial Council Forms is mandatory. CRC 7.101.
2. Petitioner, Kerrie C. Justice, makes this motion to be relieved as counsel under Code of Civil Procedure section 284(2) instead of filing consent under section 284(1) due to Objector's refusal to make payments as agreed to in the Attorney-Client Fee Agreement dated April 21, 2017; and the breakdown of communication between the firm and the Objector.
3. Proof of Service filed 02/28/18 does not include Notice of Hearing. Need proper notice with proof of service to include service of a copy of the proposed order as required by CRC 3.1362(d).
4. Proposed Order 02/13/18.

RECOMMENDATION:

Need to clear note 3 then Court's discretion.

(nb)

Future Hearing:

04/24/18 Trial setting conference

05/22/18 Petition for guardianship/Trial setting etc.

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 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: JAMES MICHAEL WELCH **GUARDIANSHIPS**

DATE: 04/17/18 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1600040

CASE NAME: SHAYN DERYEK GUTIERREZ

HEARING:

Petition for Visitation, filed by Mother

COUNSEL:

JIMMY AYALA-GUTIERREZ (GP)...PRO/PER
LESLIE STEPHANIE AYALA (MOT)...PRO/PER
SHAYN DERYEK GUTIERREZ (MIN)...

No notes – Visitation.
(nb)

Superior Court of Calif, County of San Bernardino

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

DATE: 04/17/18 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1700164

CASE NAME: ANESSA N TAYLOR
HEARING:
Hearing Re: PTN FOR GUARDIANSHIP

COUNSEL:

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

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.

Continued from 02/28/18 on courts motion to effectuate service.

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). **Due Diligence filed as to mother. JTD.**
2. Petitioners, Deborah Bowie intends to adopt minor.
3. Petition alleges parental custody would be detrimental to minor.
4. Upon referral to CI by the Court, requires CI report for Jazmine Taylor.
5. 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).
6. ~Proposed form Order: 04/05/17

RECOMMENDATION:

Need to clear note 5 then Court's discretion.

(cs/lh/nb)

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

DATE: 04/17/18 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1700605

CASE NAME: MTR OF REGINALD MAURICE DAY JR ET AL
HEARING:
Hearing re: Petition for Appointment of Guardian

COUNSEL:

CHARLENE JONES (GP)...PRO/PER
CHRISTALENE RENEE JONES (MOT)...PRO/PER
KRISTOPHER ISSAC DAY (MIN)...
REGINALD MAURICE DAY JR (MIN)...

GENERAL INFORMATION

Charlene Jones appointed temporary guardian on 11/28/17.
Continued from **12/28/17**. Mother does not object. Notice cleared as to parents;
however, date changed therefore need new notice to mother.
Continued from 02/08/18.

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardians, person
only by Charlene Jones, sister; minors Reginald 15 and Kristopher 14.

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

1. Father Reginald Sr deemed served.
2. Mother Christalene Jones appeared on 12/28/17. **Need** new notice of hearing and proof of personal service to mother as directed by Court on 12/28/17.
3. **Need** notice of hearing and proof of personal service [GC-020/020P] on both minors.
4. **Need** notice of hearing and proof of mailed service [GC-020] or due diligence declaration on
 - a. paternal grandparents Robert Day and "unknown"
 - b. sibling Donnisha if 12 or older.
5. Maternal grandparents are deceased.
6. *If* referred to Court Investigator, need report.
7. ~Proposed Form Order: 11/17/17.

RECOMMENDATION

Need to clear notes 2-4.
(lc/nb)

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Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

DATE: 04/17/18 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1800095

CASE NAME: ARYEANA BROWN

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

ARYEANA BROWN

(MIN)...

CYNTHIA BROWN

(PET)...PRO/PER

RICHARD E BROWN

(PET)...PRO/PER

GENERAL INFORMATION:

Temporary Letters Issued 03/13/18.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by paternal grandfather and wife, Richard E. Brown and Cynthia Brown [petitioners], minor Aryana now 17 (minor will reach majority on 05/26/18).

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

1. Minor signed consent, only, at page 3 to petition.
2. Father is deceased.
3. Need Notice of Hearing and proof of personal service on minor 12 or older and mother, Lori Araque.
 - a. Due Diligence filed as to mother. JTD.
4. Need Notice of Hearing and proof of mailed service on unknown maternal grandparents or file Due Diligence Declarations to include due diligence declaration as to deceased paternal grandmother, Sharon Estrada.
5. Child Information Attachment [LF, p. 6], Section 1 includes minor's middle name, MichelleSue, that does not appear elsewhere. Court to inquire.
6. UCCJEA indicates minor resided in Henderson, Nevada until 01/26/18. A question of the jurisdiction of this Court is raised unless the Court finds this state has temporary emergency jurisdiction as defined under Family Code §3424.
7. Upon referral to Court Investigator by the Court, requires Court Investigator Report.
8. Petitioner requests authority to seek such medical, dental, psychiatric and psychological treatment/therapy as needed. JTD.

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9. Petitioner requests authority to apply for and receive such public benefits, Social Security and SSI benefits minors may be entitled to receive. JTD.
10. ~Proposed Form Order/Letters 03/05/18.

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

GUARDIANSHIPS

DATE: 04/17/18 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1600280

CASE NAME: CONNER MCKINNEY

HEARING:

Hearing re: Petition for Termination of Guardianship

COUNSEL:

BRETT MCKINNEY	(FAT)...PRO/PER
CONNER MCKINNEY	(MIN)...
CRYSTAL MCKINNEY	(PRO/PER
TONI ADCOCK	(PET)...PRO/PER
WARREN F ADCOCK	(PET)...PRO/PER

GENERAL INFORMATION:

Maternal grandfather and wife, Warren F. Adcock and Toni Adcock, appointed co-guardians of the person on 05/01/17.

Continued from 12/12/17 on courts motion to clear notes/refer to CI. Referred to Court Investigator for investigation and report.

THIS CASE IS SET FOR HEARING ON Petition for Termination of Guardianship by parents, Brett McKinney and Crystal McKinney, minor Conner McKinney now 6.

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

1. Need Notice of Hearing with proof of service on siblings 12 years or older, if any; paternal grandfather, Michael McKinney; and maternal grandmother Tracy Chambers. **Due Diligence Declarations filed as to paternal grandfather and maternal grandmother. JTD.**
2. Petitioners, Brett McKinney and Crystal McKinney, requests that the guardianship of the person be terminated as it in the best interest of the minor; he needs his parents who love him; and are able to take care of all his needs..
3. Court to review Termination Questionnaires.
4. **CI Report filed.**
5. **Objections and Declaration in Support filed by Co-Guardians, Warren and Toni Adcock.**
6. ~Proposed Form Order 11/06/17.

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RECOMMENDATION: Matter is contested.
Court's discretion.
(nb)

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 04/17/18 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1600507

CASE NAME: MTR OF SONGLU ZAI

HEARING:

Accounting Review by ***

COUNSEL:

CHUNLING MIAO

(PET)...PRO/PER

SONGLU ZAI

(MIN)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Accounting Review

1. Chunling Miao (mother) appointed guardian of the estate on 02/14/17, no bond.
2. Need final inventory and appraisal.
3. Need first and current account.

RECOMMENDATION:

Inquire status.

(nb)

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Page: 2A ADD ON
CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: TARA REILLY

DATE: 04/17/18 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1600507

CASE NAME: MTR OF SONGLU ZAI

SEE ALSO 2

HEARING:

Hearing re: Petition for Termination of Guardianship

COUNSEL:

CHUNLING MIAO (PET)...PRO/PER
SONGLU ZAI (MIN)...

GENERAL INFORMATION

Continued from 03/28/18 on Courts motion to clear notes and have Mandarin interpreter be present.

THIS CASE IS SET FOR HEARING ON Petition for Termination of Guardianship by Chunling Miao (mother); minor Songlu Zai (16)

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

1. Chungling Miao (mother) was appointed guardian of the estate of Songlu Miao on 02/14/17 with no bond; Letters were issued same date.
2. Petitioner Chungling Miao seeks termination of guardianship of the estate, simply stating "We are not going to use it." It is not clear what estate assets consist of, or if any assets have been marshalled. If no assets exist, need proper petition to terminate for lack of assets per Pr. C. §12251. Court to inquire.
3. **Need** Inventory and Appraisal.
4. **Need** Notice of Hearing and Proof of Service.
5. ~Proposed Order: 02/22/18

RECOMMENDATION

Need to clear notes, then Court's discretion.

(lh/nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

DATE: 04/17/18 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1700359

CASE NAME: MTR OF HENRIETTA ANN MARIE SIMS

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

HENRIETTA ANN MARIE SIMS (MIN)...
MICHELLE JONES (GP)...PRO/PER
SHEILA MEDLEY (MOT)...PRO/PER

GENERAL INFORMATION:

Temporary Orders denied 07/24/17. Petitioner informs the Court mother dropped minor off with her and father is in custody with a release date in October. Mother, Sheila Medley, is the adopted mother and objects to guardianship stating that she left minor with petitioner for an extended visit with her siblings. Matter referred to DCFS Continued from **08/28/17** moving party not appearing – OSC set re Dismissal. Fee Waiver will be granted as to mother.

Continued from **11/06/17**. Petitioner reports the mother, Sheila Medley, removed the minor from petitioner's care and placed her with maternal grandmother. Petitioner further reports that minor is now pregnant. The Court notes this matter was first referred to DCFS for non-relative guardianship investigation on 7/24/17. The Court re-refers the matter to DCFS and orders the report begin immediately.

Continued from 12/12/17 on courts motion to clear notes/refer to DCFS. Referred to Department of Children and Family Services. Notice given by Judicial Assistant.

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, of the person only, by Michelle Jones, (non-relative), minor: Henrietta, 12

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

1. ICWA-010(A) indicates this is a delinquency proceeding and child is in foster care, [Petition, LF, p. 10]. Court to inquire. JTD
2. Petitioner indicates adoption proceedings [LF p. 6]. **Need** copy of adoption orders.
3. **Need** Notice of Hearing and Proof of Personal Service on mother, father and minor Henrietta.

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4. **Need** Notice of Hearing and Proof of Service by Mail on paternal grandparents, maternal grandparents and all siblings age 12 or older, or file Due Diligence Declarations.
5. Petition is incomplete as follow:
 - a. Item 2 list 5 minors. **Need** verified supplement indicating which minor(s) petitioner is seeking guardianship of, or provide Child Information Attachment for each minor listed in item 2 of petition.
 - b. Item 8 is incomplete. **Need** verified supplement indicating why guardianship is necessary or convenient.
6. Child Information Attachment is incomplete as follows:
 - a. Item 1b does not indicate minor's current address. **Need** same.
 - b. Item 2 is incomplete. Need supplement setting forth the name of all adoptive relatives.
 - c. Item 8 re Indian child inquiry indicates inquiry has not been completed due to petitioner has been unable to communicate with the child's mother as she changed her number. **Need** Indian child inquiry.
7. UCCJEA Declaration is incomplete as to minor's 5 years' residential history and form is not dated. **Need** completed form.
8. Letter from Thomas Smith (father) filed 08/23/17 re court date continuance.
JTD
9. Court to see Guardian Screening, [LF p. 3].
10. Petitioner has intentions on adopting minor.
11. **Need** DCFS Report. .
12. ~Proposed form Order submitted: 07/14/17

RECOMMENDATION:

Need to clear notes 2 – 7. Need DCFS Report, 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: 04/17/18 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1700385

CASE NAME: LEWIS ARNOLD HAMILTON, III

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

JACKLEEN GERBER (PET)... SUZANNE M. GRAVE

LEWIS ARNOLD HAMILTON III (MIN)...

CCP170.6 filed as to Judge CYNTHIA A LUDVIGSEN, case reassigned to Judge TARA REILLY for all purposes.

GENERAL INFORMATION

Continued from 09/05/17 and 12/19/17. Mother, Jasmine Gerber, present is deemed served and consents to guardianship. Referred to Court Investigator for investigation and report.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person and estate, by Jackleen Gerber (mgm), minor Lewis (1)

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

1. Requested bond \$16,000. Suggest minimum bond of \$20,000 based on annual income.
2. Father and maternal grandfather are deceased.
3. See Confidential Screening Form filed 07/25/17 [See LF pg4].
4. Petitioner seeks additional orders related to powers to control education of minor, powers over visitation, power to receive mail, power to establish residence and power to given consent to medical treatment.
5. **Need** CI Report.
6. ~Proposed form Order: 07/25/17

RECOMMENDATION

Need to clear probate note 5 then Court's discretion. If approved, set future hearing for Accounting/Status Review on **06/24/19**. Any accounting to be filed 30 days in advance of review date. Note requirements of Local Rules 20.901 and 20.908.

(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 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: TARA REILLY

DATE: 04/17/18 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1700528

CASE NAME: MTR OF PAYTON NICOLE HERNANDEZ

SEE ALSO 6

HEARING:

Hearing Re: Petition for Appointment of Guardian

COUNSEL:

CRAIG A HERNANDEZ	(GP)...KERRIE C JUSTICE
PAYTON NICOLE HERNANDEZ	(MIN)...
TAMMY A HERNANDEZ	(GP)...KERRIE C JUSTICE

GENERAL INFORMATION

Continued from 11/16/17. The Court advises parties that notices are incorrect and orders that notices be re-given. Mother, maternal grandmother and paternal grandmother are deemed served by their appearances today. Mother and maternal grandmother to file written objections.

Continued from 12/12/17. Matter advanced from 2/22/2018 to today and reset to 04/17/18 to be heard same date as Petition for appointment of temporary guardian.

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardians, person only by Craig and Tammy Hernandez, paternal grandfather and spouse, minor 5.

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

1. Father, Cole Hernandez, signed consent and waiver. **Declaration by father filed 11/13/17.**
2. **Notice of Hearings filed 12/12/17 and 01/25/18 re: Temporary and General Petitions does not specify whether "unknown" maternal grandfather is included as he was not identified on child information attachment. Question if maternal grandfather was included and if so, need his name. Alternatively, require due diligence declaration. JTD.**
3. Court to see Confidential Screening form.
4. Petitioners indicate willingness to adopt.
5. Declaration filed by petitioner with visitation log on 11/07/17.
6. **CI Report filed.**
7. ~Proposed Form Order: 10/06/17.

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 for clarification of the notes only - no legal or procedural advice will be given.

RECOMMENDATION
Court's discretion
(lc/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 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

DATE: 04/17/18 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1700528

CASE NAME: MTR OF PAYTON NICOLE HERNANDEZ

SEE ALSO 5

HEARING:

Hearing re: Petition for Appointment of Temporary Guardian/Conservator

COUNSEL:

CRAIG A HERNANDEZ	(GP)...KERRIE C JUSTICE
PAYTON NICOLE HERNANDEZ	(MIN)...
TAMMY A HERNANDEZ	(GP)...KERRIE C JUSTICE

No notes – Judge to decide.

(nb)

Superior Court of Calif, County of San Bernardino

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

DATE: 04/17/18 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1700588

CASE NAME: RAYMOND GILBERT APODACA

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

BERTHA SALDIVAR (GP)...PRO/PER
RAYMOND GILBERT APODACA (MIN)...

GENERAL INFORMATION:

Continued from 12/12/17. Bertha Saldivar appointed temporary guardian of the person on 12/12/17. Matter referred to Dept. of Children and Family Services for report. Notice by Judicial Assistant.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by (non-relative) Bertha Saldivar, Raymond G. Apodaca now 18 (date of majority on 03/15/18).

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

1. Petition includes consent by minor [LF, p4]. However, signature appears the same as petitioner's signature. **JTD.**
2. **Need** Notice of Hearing and proof of personal service on minor 12 or older, mother Yovanna Echeberria and father Raymond Apodaca.
3. **Need** Notice of Hearing and proof of mailed service on siblings 12 or older, unknown maternal grandmother and unknown paternal grandmother or file Due Diligence Declaration(s) to include unknown deceased paternal and maternal grandfathers.
4. **Need** DCFS report as petitioner is a non-relative.
5. Confidential Guardian Screening Form, Section 17 re: Professional Fiduciary is blank. **Need** verified supplement.
6. Court to review Guardian Screening form and Guardianship Questionnaire.
7. Petitioner alleges mother agrees with guardianship. However, no consent is 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 for clarification of the notes only - **no legal or procedural advice will be given.**

8. Petitioner requests authority to seek such medical, dental, psychiatric and psychological treatment/therapy as needed. **JTD.**
9. Petitioner requests authority to apply for and receive such public benefits, Social Security and SSI benefits minors may be entitled to receive. **JTD.**
10. ~Proposed Form Order/Letters 11/06/17.

RECOMMENDATION: Matter appears moot as ward is no longer a minor.

Need to clear notes 1-5 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

DATE: 04/17/18 TIME: 11:00 DEPT: S37G

CASE#: GAR SS1200159

CASE NAME: BRENDON PAK ETAL

HEARING:

Hearing Re: Final Discharge

COUNSEL:

BRENDON PAK	(MIN)...
CHREP ANA PAK	(GPE)...DUANE P BOOTH
DUANE P. BOOTH	(PET)...DUANE P BOOTH
LILIE PAK	(MIN)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON **s/b Accounting Review**

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

1. Order Correcting Second Account Current entered 07/15/17 through period ending 11/26/17.
2. Third Account Current is premature.

RECOMMENDATION:

Set next hearing for Accounting Review on **01/29/19**.

(nb)

Superior Court of Calif, County of San Bernardino

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

DATE: 04/17/18 TIME: 11:00 DEPT: S37G

CASE#: GAR SS900398

CASE NAME: MTR RE ROBERTO E PINEDO

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

JESSENIA GARCIA (GP)...PRO/PER
ROBERTO EZEQUIEL PINEDO (MIN)...
SILVIA PINEDA (SG)...PRO/PER

GENERAL INFORMATION:

Jessenia Garcia (non-relative) appointed Guardian of the Person on 03/05/10.

THIS CASE IS SET FOR HEARING ON Petition for Successor Appointment of Guardian, person only, by Silvia Pineda [petitioner-(non-relative)], minor Robert now 17.

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

1. Before the court can consider this petition for guardianship. there must be a vacancy in the current guardianship, either by removal or resignation. Court will have to determine the issue of removal before proceeding with the petition for guardianship.
2. Resignation by Guardian, Jessenia Garcia filed.
3. Minor and Guardian signed consents and waiver.
4. Need Notice of Hearing and proof of personal service on mother, Alma Hernandez and unknown father. **Due Diligences filed. JTD.**
5. Notice filed 03/29/18 is incomplete as to names and addresses. Need Notice of Hearing and proof of mailed service on siblings 12 or older, unknown maternal grandparents and unknown paternal grandparents or file Due Diligence Declaration(s). **Due Diligences filed. JTD.**
6. Court to review Confidential Guardian Screening Form
7. **Need** DCFS report as petitioner is a non-relative.
8. Petitioner alleges mother agrees with guardianship. However, no consent is filed.
9. Upon referral to Court Investigator by the Court, requires Court Investigator Report.

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 for clarification of the notes only - **no legal or procedural advice will be given.**

10. Petitioner requests authority to seek such medical, dental, psychiatric and psychological treatment/therapy as needed. **JTD.**
11. Petitioner requests authority to apply for and receive such public benefits, Social Security and SSI benefits minors may be entitled to receive. **JTD.**
12. ~Proposed Form Order/Letters

RECOMMENDATION:

Need to DCFS Report then Court's discretion as to Due Diligence Declarations.

(nb)