



Guardianship Calendar

Second/Final Check

Superior Court of California
County of San Bernardino
Probate Department

Probate Notes for Calendar Date: 05/09/18

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.

04/25/18lh; 05/03/18lh

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT **GUARDIANSHIP**

DATE: 05/09/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1600133

CASE NAME: MTR OF AAYDEN C BAILEY

HEARING:

Hearing Re: STATUS OF BLOCKED ACCOUNT

COUNSEL:

AAYDEN C BAILEY	(MIN)...
ANDREW P PRESLAR	(PET)...PRO/PER
RICARDO C BAILEY	(OBJ)...AJALAT & AJALAT, LLP
TINA M PRESLAR	(PET)...PRO/PER

GENERAL INFORMATION

Continued from **09/19/17 and 11/07/17**. Oral report given by counsel. Court orders Stephen Ajalat to personally present in court. Notice to be given by Stephen Ajalat. **Continued from 01/30/18**. Court orders that great western financial is to release the funds to be placed into blocked account pursuant to court order made on July 18, 2017; funds to be released by 4pm march 13, 2018.

Continued from 03/20/18. Oral report given by Stephen Ajalat as to status of release of funds. OSC re release of funds taken off calendar; proof of blocked account continued.

THIS CASE IS SET FOR HEARING ON Status of Blocked Account

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

1. Matter set on 07/18/17. Court appointed Ricardo C Bailey as guardian of the estate of Aayden C Bailey. Funds to be placed in blocked account in lieu of bond.
2. **Proof** of blocked account filed 04/23/18 for \$51,138.60. However, title of account is held in the name of guardian only. Also, Order indicates deposits of \$75,000 to be placed in blocked account. Question if there are additional funds pending?

RECOMMENDATION

Inquire status.

(lh/nb/lh)

Superior Court of Calif, County of San Bernardino

Page: 2

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

DATE: 05/09/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1700181

CASE NAME: DELILAH I REMINGTON

SEE ALSO 3

HEARING:

Hearing Re: PETITION FOR GUARDIANSHIP

COUNSEL:

ARMONDO J AGUAYO	(GP)...PRO/PER
DELILAH I REMINGTON	(MIN)...
JOYCE C AGUAYO	(GP)...PRO/PER
RAUL PICENO	(FAT)...METTIAS & KINER LEGAL GROUP,

XREF: SGSS05504 (Cecilia Christine Rios)

FAMSS1705962 (Raul Piceno-n-Amanda Remington)

GENERAL INFORMATION:

Continued from 05/17/17. Court dispenses with notice to father, mother, and paternal grandparents. Court clears probate notes 2, 3, and 4 on the record. Court notes it will not consolidate with case number SGSS05504.

Ex Parte Orders granted on 09/05/17. Court appoints Joyce Aguayo and Armando Aguayo as Temporary Guardian of the person. Court orders additional objections by father to be in writing by 4PM on 10/04/17. Hearing on general petition reset to 10/25/17.

Continued from 10/25/17. Court deems amended petition dated 08/25/17—the same date as filing of amended petition. Court imposes sanctions on Russell Kiner in amount of \$325 payable to Vanessa Gnekow on or before 11/27/17. Court grants Russel Kiner’s oral 473 motion re filing of objections late. Trial date set. Court makes pretrial orders. Additional objections by father to be in writing, served and filed by 4PM 12/06/17, and if not served by that date and time, objections will be deemed waived permanently.

THIS CASE SET FOR HEARING ON **AMENDED [filed 08/25/17]** Petition for Appointment of Guardian, of the person only, by Joyce and Armando Aguayo (maternal grandparents), minor: Delilah, 8

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

1. Amanda Remington (mother) signed Nomination, Consent and Waiver.
2. Petitioners currently have guardianship of minor's sibling under case SGSS05504.
3. Petitioners intend on adopting minor.
4. Petitioners allege parental custody would be detrimental to minor.
5. CI Report filed 10/12/17.
6. **Declaration in the form of a letter by Amanda Remington in support of amended petition of Joyce and Armando Aguayo with Proof of Service filed 12/14/17.**
7. **Objection by Raul Piceno filed 08/02/17; 09/05/17 and 11/30/17 by Raul Piceno with Proof of Service.**
8. **Responsive Declaration to Raul Piceno's objection filed 04/19/18.**
9. ~Proposed form Order submitted: 04/12/17

RECOMMENDATION:

Matter is contested. Court's discretion.

(cs/lh)

Future Hearing:

06/05/18 *Court Trial*

Superior Court of Calif, County of San Bernardino

Page: 3

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

DATE: 05/09/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1700181

CASE NAME: DELILAH I REMINGTON

SEE ALSO 2

HEARING:
Readiness Calendar

COUNSEL:

ARMONDO J AGUAYO	(GP)...PRO/PER
DELILAH I REMINGTON	(MIN)...
JOYCE C AGUAYO	(GP)...PRO/PER
RAUL PICENO	(FAT)...METTIAS & KINER LEGAL GROUP,

Request for Waiver of Court Fees and Costs filed by DELILAH I REMINGTON is GRANTED

XREF: SGSS05504 (Cecilia Christine Rios)
FAMSS1705962 (Raul Piceno-n-Amanda Remington)

Readiness—no notes—JTD

Future Hearing:
06/05/18 Court Trial

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.

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

DATE: 05/09/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1700511

CASE NAME: ANIYA L WRIGHT & KARTER M JOSEPH

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

ANIYA LATRICE WRIGHT	(MIN)...
APRIL L SHELL	(PET)...PRO/PER
JORGE D PINEDA	(PET)...PRO/PER
KARTER MARIO JOSEPH	(MIN)...

GENERAL INFORMATION

Continued from 11/01/17, Court cleared probate note #1 as mother was present in Court this date. Court referred to Court Investigator. Informal consent by mother needs to be completed on appropriate form. Form provided to petitioners. Mother is to provide Birth Certificates of both minors to petitioners.

Continued from 02/21/18 at request of petitioners.

Continued from 03/28/18. No stipulation is signed; matter continued.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by April Shell (3rd cousin) and Jorge Pineda (spouse of cousin), minors: Aniyah (3) and Karter (2)

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

1. Consent and Waiver signed by Latianunna Porter (mother) filed 01/26/18.
2. Request to Excuse Notice with Due Diligence Declaration as to Savon Wright (father/Aniyah) and Jemol Joseph (father/Karter) filed 03/15/18. **JTD**
3. Request to Excuse Notice with Due Diligence Declaration as to Krystal Edwards (mgm) filed 01/26/18. **JTD.**
4. **Request to Excuse Notice with Due Diligence Declaration as to Christopher Porter (maternal grandfather) filed 05/03/18 after deadline not in LF at time of review. JTD**
5. **Need** Notice of Hearing and proof of mailed service as to unknown paternal grandparents, or file Due Diligence Declarations.
6. UCCJEA Declaration is unclear as to when minors previously resided in Las Vegas, Nevada with their mother. **Need** verified supplement clarifying prior

residences with dates. **UCCJEA Declaration filed 05/03/18 after deadline not in LF at time of review. JTD**

7. Non-relative, referred to DCFS on 12/19/17. **DCFS Report of no report filed 02/13/18 and 3/21/18.**

8. ~Proposed form Order: 09/28/17

RECOMMENDATION

Need to clear notes 5-7, then Court's discretion.

(lh)

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

DATE: 05/09/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1800143

CASE NAME: MTR OF AALIYAH N CUBILLA

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

AALIYAH N CUBILLA	(MIN)...
GREGORY K MINER	(PET)...PRO/PER
TARYN R MINER	(GP)...PRO/PER

GENERAL INFORMATION

Ex parte orders entered 04/06/18. Court notes that Court Attendant knows Gregory Miner but does not feel there is a conflict of interest for case being heard in this department. Court notes on the record that Judicial Assistant knew Gregory Miner from highschool 25 years ago, but does not feel there is a conflict of interest. Gregory K. Miner and Taryn R Miner are appointed temporary guardians of the person of Aaliyah Cubilla. Case referred to legal aid for assistance.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian by Gregory and Taryn Miner, non-relatives, minor Aaliyah (2 mos)

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

1. Petitioners seek Court to dispense with notice to mother and father, alleging the mother has attempted to receive compensation for the child and has shown no interest; father does not want any part of child's life and has been unresponsive to social workers to relinquish paperwork. **JTD**
2. Petition, Child Information Attachment, item #2 lists all relatives as unknown, other than mother, Crystal Cubilla. Also, section #8 ICWA inquiry has not been made as parents are unresponsive. **JTD**
3. Petitioners intend to adopt minor. It appears there may be CPS involvement **Court may wish to inquire.**
4. See Questionnaire regarding CPS information filed 04/02/18, LFpg4.
5. Petitioners seek additional orders to keep address confidential due to conduct of parents. **JTD**
6. **Need** DCFS non-relative report.
7. ~Proposed Order: **04/02/18**

RECOMMENDATION

Court's discretion re notice to parents and unknown family members. Need DCFS non-relative report upon Court referral.

(lh)

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

DATE: 05/09/18 TIME: 11:00 DEPT: S35G

CASE#: GAR SS1400303

CASE NAME: MATTHEW GARCIA ET AL

HEARING:

Accounting Review

COUNSEL:

ANDREW M GARCIA	(MIN)...
HUMBERTO GARCIA	(GPE)...PRO/PER
MARIA D LOPEZ COLLAZO	(GP)...PRO/PER
MATTHEW GARCIA	(MIN)...
VALERIE GARCIA	(GPE)...PRO/PER

XREF: PROPS1500322 (Humberto Garcia, Sr)

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. First Account Current approved and Order signed same date per minute order on 05/03/17; however, Order does not appear in LF, nor does the ROA indicate Order was routed to clerk's office for processing. **Need verified supplement with conformed copy of signed order.**
2. **Need** second account current commencing 03/01/16.

RECOMMENDATION

Inquire status.

(lh)

Superior Court of Calif, County of San Bernardino

Page: 7

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

DATE: 05/09/18 TIME: 11:00 DEPT: S35G

CASE#: GAR VS900063

CASE NAME: MATTER OF LILLY PAIGE JOHNSON

HEARING:

Petition for Visitation by Mother

COUNSEL:

CAROL A MEYERS	(PET)...PRO/PER
LILLY PAIGE JOHNSON	(MIN)...
SALLY JEAN JOHNSON	(PET)...PRO/PER

Visitation—no notes—JTD

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

DATE: 05/09/18 TIME: 11:00 DEPT: S35G

CASE#: SG SS04932

CASE NAME: MTR RE KYLE RAMOS ET AL

HEARING:

SEVENTH Account and Report of FLORDELIZA T RAMOS and Petition
for allowance of fees filed.

COUNSEL:

FLORDELIZA T RAMOS (GE)...PRO/PER
KIANNA RAMOS (MIN)...
KYLE RAMOS (MIN)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON SEVENTH Account Current of Guardian and
Petition for Approval by Flordeliza T. Ramos (guardian), as to former minor Kianna
(age 18; DOB: 08/23/99)

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

1. Accounting period: 01/06/17 to 12/18/17. Accounting period should have ended on 08/23/17 when minor reached age of majority. Does court wish to deem this accounting as Seventh and Final Account?
2. Assets on hand: \$40,794.49, cash held in blocked account.
3. Petitioner waives compensation.
4. Notice was given.
5. Order approving withdrawal of \$40,792.09 entered 11/28/17.
6. ~Proposed Order: 04/05/18

RECOMMENDATION

Court's discretion. If approved, set next hearing re receipts and final discharge for
08/28/18.

(lh)

Superior Court of Calif, County of San Bernardino

Page: 9

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

DATE: 05/09/18 TIME: 1:30 DEPT: S35G

CASE#: GAR PS1700082

CASE NAME: AUSTIN BENNETT ET AL

VACATED

HEARING:

Hearing Re: COURT TRIAL (THIRD DAY OF TRIAL)

COUNSEL:

ALEXZANDER BENNETT	(MIN)...
AUSTIN BENNETT	(MIN)...
DONALD FRALEY	(PET)...PRO/PER
ERIN BENNETT	(OBJ)...PRO/PER
KAYLEE BENNETT	(MIN)...
SHELLY LYNN QUINN	(GP)...PRO/PER

Court trial—no notes—JTD

Future Hearing:

05/10/18 Court Trial

05/11/8 Court Trial

Superior Court of Calif, County of San Bernardino

Page: 1

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH **GUARDIANSHIP**

DATE: 05/09/18 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1700405

CASE NAME: AYMAY'A JOE MONTGOMERYSTARKS

HEARING:

Hearing Re: PROOF OF BLOCKED ACCOUNT

COUNSEL:

AYMAY'A JOE MONTGOMERYSTARKS (MIN)...

PHIASHA STARKS (PET)...PRO/PER

GENERAL INFORMATION

Continued from 01/22/18. No appearance. Court orders petitioner to be present at next hearing.

Continued from 03/21/18 to file requested documents.

THIS CASE IS SET FOR HEARING ON Blocked Account, minor, age 2.

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

1. Phiasha Starks (mother), appointed as guardian of the estate only on 09/11/17, money to be placed in a blocked account.
2. **Need** receipt for Deposit of Monies into Blocked Account [Judicial Council Form MC-356].
3. **Need** Final Inventory and Appraisal.

RECOMMENDATION

Need to clear notes #2-3.

(ww/lh)

Future Hearing:

11/19/18 Accounting Review.

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

DATE: 05/09/18 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1800085

CASE NAME: MYRA ANN POWELL

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

MYRA ANN POWELL (GPE)...PRO/PER
MYRA ANN POWELL (MIN)...PRO/PER

GENERAL INFORMATION:

Temporary Orders denied on 03/13/18.

Continued from 03/28/18 to clear remaining notes. Court excused notice on Anthony Powell, Jr, who is present in court this date. Case referred to Legal Aid.

Continued from 04/09/18. Court notes related case and orders GARPS1800094 and GARPS1800085 consolidated; GARPS1800085 deemed master file. Petitioner to file proof of service as to Alondra Barra (mother) this date.

THIS CASE SET FOR HEARING ON [Amended] for Appointment of Guardian, of the person only, by Myra Powell (paternal grandmother), minor(s): Myra (14), Anthony, 12 and Aniyah, 9

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

1. Bertha Williams (mother of Myra) and Minor Myra Ann Powell were served.
2. Due diligence declaration filed 03/05/18 as to Anthony Powell (father); however, form does not describe any efforts to locate father. **JTD**
3. Due Diligence Declaration filed 04/25/18 as to Nevet Williams (mgf). **JTD**
4. **Proof of Certified Mail Service filed 04/09/18 and 04/25/18 as to Alondra Barra (mother/Anthony and Aniyah); however, need return of signed certified mail receipt (green card) along with attached Notice of Hearing.**
5. Court to review Guardianship Questionnaire [LF,p.4].
6. Need: Upon referral to CI by the Court, requires CI report.
7. Proposed form Order submitted: 03/05/18

RECOMMENDATION:

Need to clear note #4, then Court's discretion.

(cs/lh)

Superior Court of Calif, County of San Bernardino

Page: 3

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

DATE: 05/09/18 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1800094

CASE NAME: MTR OF ANTHONY W POWELL ET AL

VACATED CASE CONSOLIDATED

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

ANIYYAH R POWELL	(MIN)...
ANTHONY W POWELL	(MIN)...
MYRA ANN POWELL	(GP)...PRO/PER

See notes on prior matter #2.

(lh)

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

DATE: 05/09/18 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1800140

CASE NAME: MTR OF ADELINA MARIE RAMIREZ

SEE ALSO 5

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

ADELINA MARIE RAMIREZ	(MIN)...
MARIE A OLVERA	(GP)...PRO/PER
RUBEN S OLVERA	(GP)...PRO/PER
TINA MARIE RAMIREZ	(GP)...SHEELA A STARK

GENERAL INFORMATION

Ex parte orders denied 04/05/18.

THIS CASE IS SET FOR HEARING ON

- **Petition #1 [filed 3/29/18]** for Appointment of Guardian by **Ruben and Marie Olvera** (maternal grandparents), minor Adelina (10)
- **Petition #2 [filed 04/05/18]** for Appointment of Guardian by **Tina Marie Ramirez** (paternal grandmother), minor Adelina (10)

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

Petition #1 by Ruben and Marie Olvera

1. Mother is deceased.
2. Minor resides with Ruben and Marie Olvera.
3. **Need** Notice of Hearing and Proof of Personal Service as to Andrew Garcia Ramirez. Alternatively, as father is allegedly incarcerated, notice may be served by certified mail, return of signed receipt, and declaration of hardship in accordance with Local Rule 20-1317.
4. Minor appears to be developmentally disabled. **Need** Notice of Hearing and Proof of Service by mail with 30 days' notice to Inland Regional Center per Pr. C. §1461.4(a).
5. **Need** IRC Report per Pr. C. §1461.4(b)
6. Upon Court referral, need CI Report.
7. ~Proposed form Order: 03/29/18

Petition #2 by Tina Marie Ramirez

8. **Need** Notice of Hearing and Proof of Service by mail as to Ruben and Marie Olvera (maternal grandparents).
9. **Need** Notice of Hearing and Proof of Personal Service as to Andrew Garcia Ramirez (father). Alternatively, as father is allegedly incarcerated, notice may be served by certified mail, return of signed receipt, and declaration of hardship in accordance with Local Rule 20-1317.
10. **Need** Notice of Hearing and Proof of Personal Service as to Andrew Garcia Ramirez. Alternatively, as father is allegedly incarcerated, notice may be served by certified mail, return of signed receipt, and declaration of hardship in accordance with Local Rule 20-1317.
11. Minor appears to be developmentally disabled. **Need** Notice of Hearing and Proof of Service by mail with 30 days' notice to Inland Regional Center per Pr. C. §1461.4(a).
12. Petitioner Tina alleges she is a nominee by father; however, no Nomination/Consent/Waiver filed as of review.
13. Petitioner alleges it is unknown whether minor has inherited an estate from her mother, Crystal M. Olvera, upon her passing on 02/18/18. Petitioner alleges Ruben and Marie Olvera were collecting income from IHSS on behalf of Crystal following her passing. Crystal had a \$100,000 life insurance policy left to Ruben Olvera for care of minor and was unaware of Special Needs Trusts. Court to inquire.
14. Petitioner seeks additional orders to provide an accounting and inventory of Crystal's personal belongings and assets at time of death, including minor's social security benefits and GoFundMe funds. **JTD**
15. Petitioner seeks additional powers to designate and change payee on social security funds for minor; power to designate an IHSS provider, and apply for and receive public benefits. **JTD**
16. Upon Court referral, need CI Report.
17. ~Proposed form Order: 04/05/18

RECOMMENDATION

Need to clear notes #3-5; 8-10 then Court's discretion.

(lh)

Superior Court of Calif, County of San Bernardino

Page: 5

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

DATE: 05/09/18 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1800140

CASE NAME: MTR OF ADELINA MARIE RAMIREZ

SEE ALSO 4

HEARING:

Petition for appointment of guardian of minor of the person only

COUNSEL:

ADELINA MARIE RAMIREZ	(MIN)...
MARIE A OLVERA	(GP)...PRO/PER
RUBEN S OLVERA	(GP)...PRO/PER
TINA MARIE RAMIREZ	(GP)...SHEELA A STARK

Request for Waiver of Court Fees and Costs filed by MARIE A OLVERA is GRANTED

Request for Waiver of Court Fees and Costs filed by RUBEN S OLVERA is GRANTED

See notes on prior matter #4.

(lh)

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

DATE: 05/09/18 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1800146

CASE NAME: MTR OF MADISON ELAINE SWENSON ET AL

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

ANTHONY PAUL SWENSON (MIN)...
MADISON ELAINE SWENSON (MIN)...
SANDRA RUTTAN (GP)...PRO/PER

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian of the person only by Sandra Ruttan (paternal grandmother), minors: Madison (14) and Anthony (12)

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

1. **Need** Notice of Hearing and Proof of Personal Service as to Just Lint (father), Elizabeth Swanson (mother) and minors who are over age 12, or file Due Diligence Declarations.
 - a. Proof of Personal Service of notice filed 04/30/18 as to minors; however, only 12 days' notice. **Need** proper service
2. **Need** Notice of Hearing and Proof of Service by mail as to Steve Lint (paternal grandfather), and sibling Madison (if 12 years+).
3. Request to Excuse Notice with Due Diligence Declaration filed 04/30/18 as to Just Lint (father), Elizabeth Swanson (mother), unknown maternal grandparents. **JTD**
4. **Need** Confidential Screening Form.
5. Petitioner alleges CPS involvement. [Petition, LFpg8]. Court to inquire.
6. Upon Court referral, need CI report.
7. ~Proposed form Order: 04/03/18

RECOMMENDATION

Need to clear notes #1, 2, &4 then Court's discretion.

(lh)

Superior Court of Calif, County of San Bernardino
Page: 7 add-on
CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: JAMES MICHAEL WELCH

DATE: 05/09/18 TIME: 11:00 DEPT: S36G

CASE#: GAR RS900056

CASE NAME: ISABELLA BARBONI

SEE ALSO 8

HEARING:

Hearing Re: PTN FOR SUCCESSOR GUARDIANSHIP

COUNSEL:

REGINA BARBONI (PET)...PRO/PER
MELISSA LYONS (PET)...PRO/PER
ISABELLA BARBONI (MIN)...
ISABELLA DEL CARMEN BARRIENTO(PET)...PRO/PER

GENERAL INFORMATION

Continued from 06/20/17 to clear probate notes.

Continued from 09/05/17. Isabella Del Carmen Barriento is sworn and clarifies where the minor is currently living. Referred to DCFS (Carol Albrecht) for investigation and report.

Continued from 11/07/17. No appearance. Notice by Judicial Assistant.

Continued from 01/02/18. OSC dismissed. Court excused notice to maternal grandfather and mother. Court deems the father, Aaron Geer, served. Court ordered father to file written objections by 02/07/18. If written objections are not filed by said date, objections will be deemed waived. Court appointed Isabella Del Carmen Barrientos as Temporary Guardian of the person of Isabella Barboni. Order to be submitted.

Continued from 03/07/18. DCFS has not conducted an investigation as proposed guardian resides in Riverside County. Court will continue matter to give proposed guardian time to file petition for guardianship in Riverside County.

Continued from 05/02/18. Isabelle Del Carmen Barriento does not wish to pursue petition for successor guardian. Matter continued for Judge Welch to hear. Temporary guardian is urged to bring Isabella Barboni to Court at next hearing. Court Order Melissa Lyons and Isabelle Del Carmen Barriento to be present.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of **Successor** Guardian, person only, by Regina Barboni and Melissa Lyons (co-guardians), appointing Isabella Del Carmen Barriento (non-relative), of minor Isabella Barboni (now 15)

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

1. It appears co-guardians, Regina Barboni (paternal grandmother) and Melissa Lyons (aunt), wish to resign as co-guardians and have concurrently filed a Petition for Termination on 05/08/17.
2. Minor currently resides with proposed guardian in Riverside County (petition, LF pgs 2, 6) per proof of service filed 07/13/17. Suggest Court transfer matter to Riverside County, if petition approved.
3. DCFS Dismissal Report (Carol Albrecht) filed 12/28/17, **02/27/18, and 04/26/18. JTD.**
4. *No written objections filed as of examiner review on 02/16/18.*
5. ~Proposed form Order: 05/08/17

RECOMMENDATION

Court to inquire status of Riverside Guardianship. If approved, Court may wish to set hearing re transfer to Riverside.

(lh/nb/lh)

Superior Court of Calif, County of San Bernardino
Page: 8 add-on
CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: JAMES MICHAEL WELCH

DATE: 05/09/18 TIME: 11:00 DEPT: S36G

CASE#: GAR RS900056

CASE NAME: ISABELLA BARBONI

SEE ALSO 7

HEARING:

Hearing Re: Termination of Guardianship

COUNSEL:

REGINA BARBONI (PET)...PRO/PER
MELISSA LYONS (PET)...PRO/PER
ISABELLA BARBONI (MIN)...
ISABELLA DEL CARMEN BARRIENTO(PET)...PRO/PER

GENERAL INFORMATION

Continued from 06/20/17 to clear probate notes.

Continued from 09/05/17. Court will accept the resignation of Melissa Lyons and Regina Barboni - once the petition for successor guardianship is ready to rule on.

Continued from 11/07/17. No appearance. Notice by Judicial Assistant.

Continued from 01/02/18. OSC dismissed.

Continued from 03/07/18. Matter continued for proposed guardian to file petition for guardianship in Riverside.

Continued from 05/02/18. Melissa Lyons is not requesting termination of guardianship, rather wishes to resign as guardian.

THIS CASE IS SET FOR HEARING ON Petition for Termination of Guardianship by Regina Barboni and Melissa Lyons (co-guardians), minor: Isabella Barboni (15)

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

1. Court appointed Regina Barboni (paternal grandmother) and Melissa Lyons (aunt), co-guardians of the person of Isabella Barboni on 10/20/09.
2. Regina Barboni and Melissa Lyons, co-guardians, seek termination of guardianship for fear of their safety as minor is discontent and has stated on numerous occasions that she does not want to live with co-guardians.
3. Petition is incomplete as to addresses of guardian, minor, and relatives in item 9. However, refer to DCFS report filed 12/28/17. **See Dismissal Report by DCFS filed 02/27/18 and 04/26/18.**

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.

4. Note: co-guardians have concurrently filed a petition for successor guardian to appoint Isabella Del Carmen Barrientos, a non-relative. Does Court wish to deem this petition as a resignation? **Per m/o on 05/02/18, petitioner clarifies she wishes to resign—not terminate guardianship.**
5. ~Proposed form Order: 05/08/17

RECOMMENDATION

Court's discretion.

(lh/nb/lh)

Superior Court of Calif, County of San Bernardino

Page: 1

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

GUARDIANSHIP

DATE: 05/09/18 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1700519

CASE NAME: RAYMOND MADRID JR, LAYLA, JEREMIAH,& NERIAH ORTIZ

HEARING:

Hearing Re: VISITATION

COUNSEL:

FRANCESCA YARNALL	(GP)...PRO/PER
JEREMIAH ORTIZ	(MIN)...
LAYLA ORTIZ	(MIN)...
NERIAH ORTIZ	(MIN)...
RAYMOND MADRID JR.	(MIN)...

Visitation—no notes—JTD

Future Hearing:

Hearing Re: Petition for appointment of guardian

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

DATE: 05/09/18 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1700570

CASE NAME: DANIEL A ORTIZ

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

DANIEL A ORTIZ (MIN)...
DANIELLE S RAMIREZ (PG)...PRO/PER

GENERAL INFORMATION

Ex parte orders granted 11/01/17. Danielle Ramirez appointed temporary guardian of the person.

Continued from 12/13/17. Referred to Court Investigator for investigation and report.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by Danielle Ramirez, maternal aunt, minor: Daniel (14)

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

1. Romelia Ortiz, mother, was served.
2. Due Diligence Declaration as to Robert Zigg, father, and paternal grandfather filed 11/28/17. **JTD**
3. **Need** Notice of Hearing and Proof of Personal Service as to minor Daniel. **JTD**
4. **Need** Notice of Hearing and proof of mailed service as to [unknown] paternal grandmother, or file Due Diligence Declaration.
5. **Need** CI Report.
6. ~Proposed form Order: 10/25/17

RECOMMENDATION

Need to clear notes 3-5, then Court's discretion.

(lh)

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

DATE: 05/09/18 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1800149

CASE NAME: SOPHIA DELORES LUKES

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

KINGKEOW LUKES	(GP)...PRO/PER
MARK LUKES	(GP)...PRO/PER
SOPHIA DELORES LUKES	(MIN)...PRO/PER

GENERAL INFORMATION

Ex parte orders granted 04/12/18. Court appointed Mark Lukes and Kingkeow Lukes as temporary guardians of the person. Court orders petitioners to file certified copy of Birth Certificate.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian of the Person Only by Mark Lukes and Kingkeow Lukes (maternal grandparents), minor: Sophia (7)

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

1. Mother is deceased.
2. Petitioner alleges father is unknown and requests to dispense with notice as to father and unknown paternal grandparents. Birth Certificate filed 04/12/18.
3. Upon Court referral, need CI Report.
4. ~Proposed Order: 04/06/18

RECOMMENDATION

Court's discretion.

(lh)

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

DATE: 05/09/18 TIME: 11:00 DEPT: S37G

CASE#: GAR SS1300137

CASE NAME: MELISSA ANNE GLOVER

HEARING:

THIRD Account and Report of RAYMOND L ARJO, BARBARA M ARJO and
Petition for allowance of fees

COUNSEL:

BARBARA M ARJO	(GPE)...DONNASUE ORTIZ
MELISSA ANNE GLOVER	(MIN)...PRO/PER
RAYMOND L ARJO	(GPE)...DONNASUE ORTIZ

XREF: GARSS1300138 (Janelle Marie Mayr)

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON THIRD Account and Report of BARBARA M ARJO, RAYMOND L ARJO and Petition for allowance of fees filed; minor Melissa Anne Glover, age 15(DOB 08/27/02).

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

1. Accounting period 07/21/16 to 07/20/17
2. Current bond is set at \$41,596.50 Request for bond reduction by \$18,852.90 for a total bond of \$22,743.60. **JTD**
3. Assets on hand **\$11,612.34**. Note: Assets on hand have rapidly depleted since inception of guardianship estate, \$53,885.00 marshaled on 07/10/13. At this rate, balance will be depleted by next accounting period. Disbursements exceeded income by over \$2,000 this account period.
4. Attorney requests fees of **\$1,625** for 11 hours for paralegal fees at \$125 per hour and attorney fees at \$375 per hour. Itemized. (Acct, 4/4/18, LFpg20). **JTD**
5. Notice was given.
6. ~Proposed Order: 04/04/18

RECOMMENDATION

Court's discretion. If approved, set Accounting / Status Review for **09/19/18**. Any accounting to be filed 30 days in advance. Note requirements of local rule 20-908.
(lh)

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

DATE: 05/09/18 TIME: 11:00 DEPT: S37G

CASE#: GAR SS1300138
CASE NAME: JANELLE MARIE MAYR

HEARING:
THIRD Account and Report of RAYMOND L ARJO, BARBARA M ARJO and
Petition for allowance of fees filed.

COUNSEL:

BARBARA M ARJO	(GE)...DONNASUE ORTIZ
JANELLE MARIE MAYR	(MIN)...PRO/PER
RAYMOND L ARJO	(GE)...DONNASUE ORTIZ
SURETEC INSURANCE COMPANY	(TP)...

XREF: PROPS1300137 (Melissa Anne Glover)

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON THIRD Account and Report of BARBARA M. ARJO, RAYMOND L. ARJO and Petition for allowance of fees filed; minor Janelle Marie Mayr, age 9 (DOB 09/13/08).

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

1. Accounting period 07/19/16 to 07/18/17
2. Assets on hand **\$21,687.88**, cash
3. Current bond is set at \$47,109. Request for bond reduction by \$14,161.80 for a total bond of \$32,947.20. Calculated. **JTD**
4. During this accounting period, the expenses exceeded income by approximately \$7,475.50. At this rate, estate will be depleted by next accounting period within the next two years.
5. Attorney requests fees of **\$3,656.25** for 16.55 hours for paralegal at \$125 per hour and attorney fees at \$375 per hour. (Acct, 04/04/18, pgs17-18). Itemized.
6. Notice is complete.
7. ~Proposed Order: 04/05/18

RECOMMENDATION

Court's discretion. If approved, set Accounting / Status Review for **09/19/18**. Any accounting to be filed 30 days in advance. Note requirements of local rule 20-908.
(lh)

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

DATE: 05/09/18 TIME: 11:00 DEPT: S37G

CASE#: GAR SS1500029
CASE NAME: URIAH ROCHA AND CARLOS ROCHA

HEARING:
Hearing re: Petition for Termination of Guardianship

COUNSEL:
CARLOS ROCHA (MIN)...
KARINA I VALADEZ (PG)...PRO/PER
SHAUANA MARTIN (MOT)...PRO/PER
URIAH ROCHA (MIN)...

GENERAL INFORMATION

Continued from 09/07/17. Karina Valdez deemed served by appearance this date. Petitioner was advised probate notes are to be cleared. Referred to Court Investigator for investigation and report. Referred to Family Court Services.
Continued from 01/10/18. Matter re-referred one last time to mother to participate in Court investigation. Referred to Court Investigator.

THIS CASE IS SET FOR HEARING ON Petition for Termination of Guardianship as to minors Uriah (12) and Carlos (age 11), by Shauana Martin, mother.

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

1. Karina Valdez, paternal aunt, appointed guardian of person only on 04/23/15.
2. Petitioner Shauana Martin, mother, is seeking termination of guardianship but reasons were not given in section 5. **Need** verified supplement.
3. **Need** Notice of Hearing and Proof of Service by Mail as to Uriah, minor; Carlos Rocha, father; Rene Sulsona, maternal grandmother; and Rosa Rocha aka Rosa Walton, paternal grandmother, or file Request to Excuse Notice with Due Diligence Declaration (local form).
4. CI report filed 05/02/18.
5. See Parent Questionnaire form filed 07/31/17, LF pg 5.
6. FCS Report filed 12/19/17.
7. ~Proposed Form Order: 07/31/17

RECOMMENDATION

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

(ww/lh)

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

DATE: 05/09/18 TIME: 11:00 DEPT: S37G

CASE#: GAR SS900370

CASE NAME: IN MTR RE ISAIAH DONTE' CARR

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

CONNIE M EVANS	(PET)...PRO/PER
ISAIAH DONTE CARR	(MIN)...
JAMES T EVANS	(PET)...PRO/PER
MAIIA D CARRINGTON	(GP)...PRO/PER

GENERAL INFORMATION:

Continued from 06/14/17. Notice to minor waived by his appearance today. Court approves minor staying with petitioners on an extended visit. Matter referred to Court Investigator for a limited report.

Continued from 10/11/17. Court deems petition to also be petition for removal of guardian based on the letter deemed as resignation. Notes 4 and 6 are cleared by Court. Court is advised Isaiah has two sisters and a brother. Court will require notice to siblings. Court is further advised the grandparents are deceased. Court grants temporary guardianship to James Evans and Connie Evans.

Continued from 01/31/18. Court continued matter on the sole issue of notice being filed as to minor's three siblings over age 12.

THIS CASE SET FOR HEARING ON Petition for Appointment of Successor Guardian, of the person only, by James and Connie Evans (maternal uncle and spouse), minor: Isaiah, 14

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

1. Petitioners are seeking appointment as successor guardians of the person alleging minor was "out of control" and had bad grades while under current guardian's care.
2. Maiia D Carrington was appointed guardian of the person on 07/30/10 and resigned per letter filed 05/02/17.
3. Request to Excuse Notice with Due Diligence Declaration filed as to siblings, Shay Carr and Tommy Carr. **JTD**

4. Notice of Hearing and Proof of Service filed 04/25/18 as to Keanna Carr (sibling); however, notice of hearing contains incorrect hearing date of 06/14/18.
 - a. **Notice of Hearing with Proof of Service filed 04/26/18; however, only 13 days' notice given. Need proper service.**
5. CI report filed 09/28/17.
6. ~Proposed form Order submitted: 05/02/17

RECOMMENDATION:

Court Need to clear note #4 then Court's discretion.

(cs/lh)