



Guardianship Calendar

Second/Final Check

Superior Court of California
County of San Bernardino
Probate Department

Probate Notes for Calendar Date: 05/14/18

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.

(04/24/18 & 05/08/18 ww)(04/09/18 cs)

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT **GUARDIANSHIPS**

DATE: 05/14/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1700273

CASE NAME: LEANNA MAE WILSON

SEE ALSO 2

HEARING: re: Petition for Appointment of Guardian by Claudia Orantes

COUNSEL:

CLAUDIA ORANTES	(GP)...PRO/PER
LEANNA MAE WILSON	(MIN)...PRO/PER
ODESBAH ARVISO PERKINS	(PET)...PRO/PER
ODESBAH ARVISO PERKINS	(OBJ)...PRO/PER

GENERAL INFORMATION:

Continued from 06/28/17. Father appeared Referred to Court Investigator for investigation and report. Court dispenses with notice to maternal grandfather and paternal grandfather. Objections must be complete, in writing, and served by 08/30/17.

Continued from 11/15/17. Father's objections deemed waived as not filed by deadline. Odesbah Perkins' objections to be filed by 12/06/17.

Continued from 1/11/18 to be heard with competing petition.

Continued from 01/17/18 trailed to 05/14/18 for receipt of CI Report on competing petition filed by Odesbah Perkins. Petitioner, Odesbah Perkins to clear probate notes before next hearing.

THIS CASE SET FOR HEARING ON

Petition 1 for Guardianship, person only, filed 05/25/17: **by Claudia Orantes (maternal grandmother)**, minor Leanna Wilson (2).

Petition 2 for Guardianship, person only, filed 12/11/17: **by Odesbah Perkins (paternal grandmother /nominee)**, minor Leanna Wilson (2).

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

Petition #1 Claudia Orantes (maternal grandmother):

1. Notice is complete.
2. CI Report filed 10/06/17

3. **Objections filed by Odesbah Perkins paternal grandmother on 12/06/17..**
4. ~Proposed form Order: 05/25/17

Petition #2 by Odesbah Perkins (pgm/nominee):

5. Mother is deceased.
6. Nomination, Consent and Waiver of Notice signed by Franklin Wilson (father).
7. **Need** Notice of Hearing and proof of mailed service as to Franklin Wilson II (pgf), Claudia Orantes (mgm) and unknown maternal grandfather, or file Due Diligence Declaration(s).
8. Confidential Screening Form filed 12/11/17. See Attachment 3.
9. Clerk of the Court mailed copies of the Notice of Child Custody Proceeding for Indian Child along with a copy of petition and other required documents per Pr.C. §1460.2(5).
10. Return of certified mail receipt from Colorado River Indian Tribe filed 12/29/17.
11. **Need** return of signed certified mail receipts from Franklin Arviso Wilson (father).
12. **Navajo Nation** Children and Family Services replied to enrollment of minor indicating minor is not eligible for Indian Child Welfare Act services with the Navajo Nation.
13. No response is filed by the Colorado River Indian Tribe or Bureau of Indian Affairs at the time of the review of the file. If a response is filed, the court must proceed as if the child is an Indian child and direct the appropriate individual or agency to provide active efforts under rule 5.484(c) to secure tribal membership for the child. 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.
14. Minor is of Indian Ancestry according to Indian Child Inquiry Attachment. **Need** ICWA-20 form, Parental Notification of Indian Status.
15. If a Court Investigator and/or DCFS is appointed, then the investigator must consult with the Indian child's tribe per Pr.C. §1513(h).
16. **Objections filed by Claudia Orantes, maternal grandmother on 01/08/18.**
17. CI Report. filed 05/03/18
18. ~Proposed Order: 12/11/17

RECOMMENDATION:

Matter is contested. Need to clear notes 7, 11, 14 then Court's discretion. .

(cs/lh/lc/cs/ww)

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 05/14/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1700273

CASE NAME: LEANNA MAE WILSON

SEE ALSO 1

HEARING:

Petition for Appointment of Guardian of the Person filed by
Odesbah Arviso Perkins

COUNSEL:

CLAUDIA ORANTES	(GP)...PRO/PER
LEANNA MAE WILSON	(MIN)...PRO/PER
ODESBAH ARVISO PERKINS	(PET)...PRO/PER
ODESBAH ARVISO PERKINS	(OBJ)...PRO/PER

See notes on matter 1.

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 05/14/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1700410

CASE NAME: MTR OF JOSEPH OMAR ESTRADA, ET AL

HEARING: Hearing re: Petition for Appointment of Guardian

COUNSEL:

ISMAEL FREDDY ESTRADA (MIN)...
JOSEPH OMAR ESTRADA (MIN)...
LAILA MARIE ESTRADA (MIN)...
SUSAN MARIE MINDIOLA (GP)...PRO/PER

XREF: GARPS1600098 (Joseph Estrada et al)

GENERAL INFORMATION

Susan Mindiola appointed Temporary Guardian of the person for minors on 08/09/17. Continued from **09/13/17**. Referred to Court Investigator for investigation and report. **Continued from 01/17/18.**

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by Susan Mindiola (maternal grandmother) for minors: Joseph (10), Ismael (8), Laila (6)

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

1. Notice of Hearing and Proof of Personal Service as to Omar Estrade (father) and Desiree Saucedo (mother) filed 04/30/18; however, server's information in section 6 is missing and server's signatures are not dated. **JTD**.
2. Petition for guardianship as to minors was previously dismissed 08/18/16. See x-ref matter GARPS1600098.
3. Court to see Confidential Screening Form filed 08/03/17.
4. CI report filed 01/11/18.
5. ~Proposed form order: 08/03/17

RECOMMENDATION

Court's discretion.

(lh/ww)

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: 05/14/18 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1700460

CASE NAME: JOSIAH & YVETTE KOCH

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

ELIZABETH PADILLA (PET)...PRO/PER
JOSIAH ADAM KOCH (MIN)...
YVETTE LUZ ELIZABETH KOCH (MIN)...

GENERAL INFORMATION

Continued from **10/10/17**. Court will excuse notice to the paternal grandparents and the father. Referred to Court Investigator for investigation and report.

Continued from 03/20/18.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by Elizabeth Padilla (maternal grandmother) minors: Josiah (8) and Yvette (6)

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

1. **Need** Notice of Hearing and Proof of Personal Service on Rosemary Tompkins (mother). Alternatively, as mother is incarcerated, notice may be served by certified mail and return of receipt, and Declaration of hardship in accordance with Local Rule 20-1317.
2. CI Special Report filed 03/14/18.
3. ~Proposed form Order: 08/28/17

RECOMMENDATION

Need to clear note 1 then Court's discretion.

(lh/nb/ww)

Superior Court of Calif, County of San Bernardino

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

DATE: 05/14/18 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1700476

CASE NAME: CARLOS DAVID GARCIA DUARTE

SEE ALSO 3

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

ANA DUARTE MELO (PET)...SULIANA LUTIN
CARLOS DAVID GARCIA DUARTE (MIN)...

GENERAL INFORMATION:

**Continued from 10/30/17 and 01/18/18. Court determines notice is complete.
Referred to Court Investigator for investigation and report.**

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, of the person only, by Ana Melo, maternal aunt; minor: Carlos, 17.

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

1. David Isaias Garcia (father) and Rosa Duarte (mother) consent and waive notice.
2. Consent of minor filed and served notice.
3. Due Diligence Declarations filed 01/03/18 as to Santos Duarte (maternal grandfather) and unknown paternal grandfather. **JTD**
4. Notice waived on 01/03/18 by Amelia Moscoso (paternal grandmother) Ana Duarte (maternal grandmother).
5. CI report filed 05/03/18.
6. No proposed order. Submit order after hearing.

RECOMMENDATION:

Court's discretion.

(cs/lc/ww)

Superior Court of Calif, County of San Bernardino

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

DATE: 05/14/18 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1700476

CASE NAME: CARLOS DAVID GARCIA DUARTE

SEE ALSO 2

HEARING:

Confidential Hearing re: Petition for Special Immigrant Juvenile Findings

COUNSEL:

ANA DUARTE MELO (PET)...SULIANA LUTIN
CARLOS DAVID GARCIA DUARTE (MIN)...

GENERAL INFORMATION

Continued from 10/30/17 and 01/18/18.

THIS CASE IS SET FOR HEARING ON Request for findings re: special immigrant juvenile status by Ana Melo, maternal aunt, minor is 17 and will attain 18 on 06/03/18.

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

1. Petitioner, Ana Melo, maternal aunt, 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, Ana Melo and minor** offer declarations in support of the requested findings stating, inter alia, the following:
 - a. Minor was born on 06/03/00, in El Salvador and lived there with minor’s parents until December 2015.
 - b. Minor was abused and neglected by minor’s parents (see documents for specifics).
 - c. Minor was forced to move to the United States due to the abuse he was suffering at the hands of both of his parents and because of the death threats he received from members of the MS-13 gang.
 - d. Minor does not believe he can return to minor’s parents because they do not care about him nor will do anything to protect him against the MS-13 gang threats.
4. Notice waived by the following:
 - a. **Father David Garcia**
 - b. **Mother Rosa Duarte**
 - c. Paternal grandmother Amelia Moscoso
 - d. Maternal grandmother Ana Duarte
5. No proposed order. Submit after hearing.

RECOMMENDATION

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

(cs/lc/ww)

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

DATE: 05/14/18 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1800056

CASE NAME: Zainab Adeola Adekunle

SEE ALSO 5

HEARING: Hearing re: Petition for Appointment of Guardian

COUNSEL:

TAYE DODO-WILLIAMS (GP)...CLAUDIA S BOWLEY
YOMI DODO-WILLIAMS (GP)...CLAUDIA S BOWLEY
ZAINAB ADEOLA ADEKUNLE (MIN)...

GENERAL INFORMATION:

Continued from 03/20/18.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by Taye and Yomi Dodo-Williams [non-relatives/petitioners], Zainab now 18

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

- 1 Mother is deceased.
- 2 Proof of Personal Service form FL-330 filed as to former minor Zainab; however, Does Court wish for mandatory Notice of Hearing and proof of personal service (GC-020 & GC-020(P)) to be filed? **JTD**
- 3 Notice of Hearing and proof of **Registered mail** as to Olayinka Suke Adekunle (father) filed, however, page 2 of the Notice form is missing and a proof of service on pleading is included in its' stead. **JTD**
- 4 **Need** Notice of Hearing and proof of mailed service Due Diligence Declaration(s) on siblings: Quadri and Malik Adekunle if 12 or older.
- 5 Section 7 to Child Information is incomplete. **Need** verified supplement
- 6 **Need** Duties of Guardian form.
- 7 **Need** DCFS Report as petitioners are non-relatives.
- 8 No proposed order. Submit Order after Hearing.

RECOMMENDATION:

Need DCFS report and to clear notes 4-6 then Court's discretion.

(nb/ww)

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

DATE: 05/14/18 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1800056

CASE NAME: Zainab Adeola Adekunle

SEE ALSO 4

HEARING:

Confidential Hearing re: Petition for Special Immigrant Juvenile Findings

COUNSEL:

TAYE DODO-WILLIAMS	(GP)...CLAUDIA S BOWLEY
YOMI DODO-WILLIAMS	(GP)...CLAUDIA S BOWLEY
ZAINAB ADEOLA ADEKUNLE	(MIN)...

GENERAL INFORMATION

Continued from 03/20/18.

THIS CASE IS SET FOR HEARING ON Request for Findings re: Special Immigrant Juvenile Status by Taye and Yomi Dodo-Williams [non-relative petitioners], Zainab now 18

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

- 1 Petitioners, Taye and Yomi Dodo-Williams , pastors to Zainab, request 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. Petitioners offer a declaration in support of the requested findings stating, inter alia, the following:
 - a. Zainab was born on 05/02/1999, in Nigeria and lived there with minor’s parents until 02/18/14.
 - b. Zainab’s mother was stabbed by the Boko Haram and died on 04/02/16.
 - c. Minor was abandoned and neglected by Zainab’s father (see documents for specifics).
 - d. Minor was forced to move to the United States out of fear of the Boko Hara for being Christian.
 - e. Zainab does not believe she can return to minor’s father as he has disowned her for not approving of his marriage to the nanny shortly after her mother’s death; and would likely be targeted and harmed in some way by the Islamic Terrorist group that killed her mother and burned down her father’s business.
6. Per the statutory scheme, this petition is to proceed only if guardianship of the minor is granted pursuant to the accompanying petition.
7. Notice of Hearing and proof of **Registered mail** as to Olayinka Suke Adekunle (father) filed, however, page 2 of the Notice form is missing and a proof of service on pleading is included in its’ stead. **JTD**
8. **Need** Notice of Hearing and proof of mailed service on former minor Zainab.
9. No proposed order. Submit Order after Hearing.

RECOMMENDATION

Need to clear note 8 then Court’s discretion. Court to reach only if accompanying guardianship petition is first granted. Court’s discretion re: factual findings that would support this petition.

(nb/ww)

Superior Court of Calif, County of San Bernardino

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

DATE: 05/14/18 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1800144

CASE NAME: MTR OF RODNEY CASH GORDEN

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

GWENDOLYN GORDEN (GP)...PRO/PER
RODNEY CASH GORDEN (MIN)...

GENERAL INFORMATION:

Temporary Orders denied on 04/10/18.

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, of the person only, by Gwendolyn Gorden (paternal grandmother) minor: Rodney (13)

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

1. Minor consents to appointment of guardian.
2. **Need** Notice of Hearing and Proof of Personal Service [forms GC-020 & GC-020(P)] on minor Rodney.
3. Due Diligence Declarations filed 04/03/18 and 04/10/18 as to Tiana Cash (mother);Rodney Lee Gorden (father) **JTD**
4. Due Diligence Declarations filed 04/10/18 as to unknown maternal grandparents; Rodney Smalls (paternal grandfather). **JTD**
5. Petitioner indicates willingness to adopt.
6. Court to see Guardian Screening form and Guardianship Questionnaire.
7. Guardianship Questionnaire is incomplete as to medical/mental/special needs of minor. **Need** completed form or verified supplement.
8. **Need** Consent of Proposed Guardian [GC-211].
9. **Need:** Upon referral to CI by the Court, requires CI report.
10. ~Proposed Form Order: 04/03/18

RECOMMENDATION:

Need to clear notes 7 & 8 then Court's discretion re: remaining notes.

(ww)

Superior Court of Calif, County of San Bernardino

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

DATE: 05/14/18 TIME: 11:00 DEPT: S36G

CASE#: SG SS05575

CASE NAME: MTR RE MARICELLA R ESPINOZA

HEARING:

Hearing Re: Ptn for Apt of Guardian of Minor

COUNSEL:

JOHN W BAX	(GP)...PRO/PER
MARICELLA R ESPINOZA	(MIN)...
MARICILLA C ESPINOZA BAX	(PET)...PRO/PER
MELISSA R ESPINOZA	(GP)...PRO/PER

GENERAL INFORMATION:

THIS CASE SET FOR HEARING ON Petition for Appointment of Co-Guardian, of the person only, by Melissa Espinoza and Maricilla Espinoza Box (maternal Aunt) for minor: Maricella (12)

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

1. Maternal grandfather is deceased.
2. Melissa Espinoza and John Bax (maternal grandmother and spouse) were appointed as co-guardians of the person only for minor on 12/19/06. On 12/10/14 John Bax was removed and guardians divorced and Melissa Espinoza remained as sole guardian.
3. It appears that the petition is to add Maricilla Espinoza Bax, as co-guardian. Court may wish to deem that only Maricilla is petitioning as Melissa is already the guardian of the minor. **JTD**
4. **Need** Notice of Hearing and Proof of Personal Service [forms GC-020 & GC-020(P)] on Kelly Harrison (father) and Marissa Espinoza (mother) and minor Maricella.
5. **Need** Notice of Hearing and Proof of Service by Mail [form GC-020] or file Due Diligence Declarations on unknown paternal grandfather; and Cindy Harrison (paternal grandmother).
6. Child Information Attachment GC-210(CA) is incomplete as to sections 1f and 1g, is missing the child's full legal name and the physical address where the minor resides. **Need** verified supplement.

7. Declaration under UCCJEA Declaration [form FL-105/GC-120] indicates a P.O. Box for the address. **Need** corrected from with physical address in which the minor resides.
8. Guardianship Questionnaire by Melissa is missing her physical address and former spouse's name. **Need** completed form.
9. Guardianship Questionnaire by Maricilla is missing her physical address. **Need** completed form.
10. **Need:** Upon referral to CI by the Court, requires CI report. *
11. ~Proposed Form Order: 04/10/18

RECOMMENDATION:

Need to clear notes 4-9 then Court's discretion.

(ww)

Superior Court of Calif, County of San Bernardino

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CIVPRO San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY **GUARDIANSHIPS**

DATE: 05/14/18 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1700349

CASE NAME: MARILYNN M CHAVEZ

SEE ALSO 2

HEARING: OSC re: Dismissal

COUNSEL:

ARLEEN DYSON	(MOT)...PRO/PER
MARILYNN M CHAVEZ	(MIN)...
YVETTE VERA DELAO	(PET)...PRO/PER

GENERAL INFORMATION

Ex parte orders granted on 07/18/17. Yvette Delao appointed temporary guardian of Marilynn M. Chavez.

Continued from **09/05/17** Court deems mother and mgm served. All existing orders shall remain in full force and effect.

Continued from **10/23/17** at request of Court. Matter referred to Court Investigator **Continued from 02/26/18 Court re-refers matter to Court Investigator to interview mother and to conduct a home visit. Referred to Court Investigator for investigation and report pursuant to Pr.C. §1513(b) for investigation in compliance with Welfare and Institutions Code 328 and 329. The Court is informed guardian is 27 years old.**

THIS CASE IS SET FOR HEARING ON **OSC Re Dismissal** Petition for Appointment of Guardian, person only, by Yvette Delao (great aunt), minor Marilynn (3)

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

1. **Need** Notice of Hearing and Proof of Personal Service as to Gabriel Chavez (father).
2. **Need** Notice of Hearing and proof of mailed service or file Due Diligence Declaration(s) as to Michelle Peralta (paternal grandmother; Justin Dyson (maternal grandfather), and unknown paternal grandfather.
3. Court may wish to see Questionnaire filed 07/11/17 [LFpg4-5].
4. CI report 02/16/18 and Supplemental CI report filed 05/02/18.
5. **Objections filed 09/07/17 by Arleen Dyson, mother.**
6. ~Proposed form Order: 07/11/17

RECOMMENDATION

Matter is contested. Need to clear notes 1-2.

(lh/cs/ww)

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: 05/14/18 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1700349

CASE NAME: MARILYNN M CHAVEZ

SEE ALSO 1

HEARING: re: Petition for Appointment of Guardian

COUNSEL:

ARLEEN DYSON	(MOT)...PRO/PER
MARILYNN M CHAVEZ	(MIN)...
YVETTE VERA DELAO	(PET)...PRO/PER

See note on matter 1.

Superior Court of Calif, County of San Bernardino

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

DATE: 05/14/18 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1700519

VACATED and continued to 06/20/18.

CASE NAME: RAYMOND MADRID JR, LAYLA, JEREMIAH,& NERIAH ORTIZ
HEARING: re: Petition for Termination of Guardianship

COUNSEL:

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

GENERAL INFORMATION:

THIS CASE SET FOR HEARING ON Termination of Guardianship, by Francesca Yarnali (aunt), minor(s): Layla, 9; Jeremiah, 5; Neriah, 3; and Raymond, 1

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

1. Francesca Yarnaly, aunt, appointed temporary guardian of the person, of minor(s) on 10/11/17. General hearing continued and set for 06/20/18.
2. Guardian is petitioning for termination of guardianship on the basis that she will be starting to work part-time and is downsizing to a smaller home. In addition minor's mother and father of Raymond do not want her to have custody of minors.
3. **Need** Notice of Hearing and Proof of Service by Mail (form GC-020) to Darlene Ortiz (mother), Raymond Madrid (father of Raymond), Frank Ortiz and Angela Ortiz (maternal grandparents), and paternal grandparents (of Raymond), or file Due Diligence Declaration(s).
4. Request to Excuse Notice with Due Diligence Declaration filed 01/25/18 as to father(s) of Layla, Jeremiah, and Neriah. Birth certificates provide filed 01/29/18.
5. **Need** notice as to unknown paternal grandparents of minors Layla, Jeremiah, and Neriah. JTD
6. No proposed order. Submit after hearing.

RECOMMENDATION:

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

(cs/ww)

Future Hearing:

06/20/18 Hearing re: Petition for appointment of guardian

Revised second check notes post two court days prior to the hearing. Documents filed at least seven days prior to the hearing will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at ProbateNotes@sb-court.org 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: 05/14/18 TIME: 11:00 DEPT: S37G

CASE#: GAR SS1100168

CASE NAME: MTR RE JOEL ANDREW WEARN

HEARING: re: Petition for Termination of Guardianship

COUNSEL:

GENE R NICHOLS	(GP)...PRO/PER
JOEL ANDREW WEARN	(MIN)...
LYNNE D RUSSELL	(GP)...PRO/PER
ONDREA WEARN	(PET)...PRO/PER

GENERAL INFORMATION:

Continued from 01/29/18 Petitioner report Lynne Russell and paternal grandmother have passed away. Hearing continued at request of Court to file notices.

THIS CASE SET FOR HEARING ON Termination of Guardianship, by Ondrea Wearn (mother), minor: Joel Wearn, 9

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

1. Lynne Russell and Gene Nichols, maternal grandmother and partner, appointed Co-Guardians of the person, of minor on 05/14/12.
2. Mother is petitioning for termination of guardianship. She indicates co-guardian/maternal grandmother has passed away and minor has resided with her since May 2015.
3. **Need** Notice of Hearing and Proof of Service by Mail (form GC-020) or file Due Diligence Declaration(s) as to Gene Nichols (guardian), Rowan Law (father), Dennis Swiestra (maternal grandfather), and paternal grandfather (not listed).
4. Court may wish to review Termination of Guardianship Parent Questionnaire.
5. ~Proposed form Order: 12/27/17

RECOMMENDATION:

Need to clear note 3, then Court's discretion.

(cs)

Superior Court of Calif, County of San Bernardino

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

DATE: 05/14/18 TIME: 11:00 DEPT: S37G

CASE#: GAR SS1500428

CASE NAME: Zasha D. & Nathan F. Rosas Montiel

HEARING:
Hearing Re: Visitation

COUNSEL:

ANGELICA MARTINEZ	(PET)...PRO/PER
JAVIER ROJAS	(PET)...PRO/PER
NATHAN FRANCISCO ROSAS MONTIEL	(MIN)...
ROXANA JAEL MONTIEL	(MOT)...PRO/PER
ZASHA DIANISE ROSAS MONTIEL	(MIN)...

No notes – Visitation. JTD

Future Hearing:
08/20/18 Hearing re: Petition for termination of guardianship

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

DATE: 05/14/18 TIME: 11:00 DEPT: S37G

CASE#: SG SS05369

CASE NAME: MTR RE DANIEL NICOLE LATANT ET AL

HEARING: SIXTH Account and Report of KELLY LATANT and Petition for allowance of fees filed.

COUNSEL:

DANIELLE NICOLE LATANT	(MIN)...
JESSICA LYNN LATANT	(MIN)...
KELLY LATANT	(GE)...DONNASUE ORTIZ
KELLY LATANT	(GPE)...DONNASUE ORTIZ
SAMANTHA RAE LATANT	(MIN)...

XREF: SPRSS06196 (Doug La Tant)

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Sixth Account Current and Petition for Fees by mother, Kelly Latant, [Petitioner].

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

1. Accounting period 07/01/15-06/30/17
2. Current bond of \$128,000. Petitioner request bond be reduced by \$44,084.47 for a total bond of \$83,915.53, insufficient . Suggest total bond of \$107,615.00 (includes 10% recovery). **JTD.**
3. Danielle's Assets on Hand \$119,226.28 consisting of \$20,038.71 in cash; \$94,000.00 in real property; and \$14,000.00 interest in an auto.
4. Samantha's Assets on Hand \$113,181.24 consisting of \$33,181.24 in cash and \$80,000 in real property interest.
5. Jessica's Assets on Hand \$110,590.11 consisting of \$30,590.11 in cash and \$80,000 in real property interest.
6. Attorney requests reduced fees of \$2,000 for each minor for a total of \$6,000. Billed at \$375/hour for attorney time and \$125/hour for paralegal time for 30.05 hours. Itemized [LF, pgs.47-49].
7. The Court approved the guardian paying herself the sum of \$300/month from each child's separate account on 05/04/17. Petitioner seeks Court to confirm the same monthly payments from each child's separate share. **JTD.**

8. Petitioner request authorization to expend funds from Danielle Latant's account for total of \$4,389.00 for Danielle to attend Europe Battlefield graduation at Explorica. **JTD**
9. Petitioner request authorization to expend funds from Jessica Latant's account for total of \$4,389.00 for Jessica to attend Europe Battlefield graduation at Explorica. **JTD**
10. Petitioner request authorization to expend funds from Samantha Latant's Account for total of \$3,000 for Samantha to attend a Washington D.C. trip to World Strides for School. **JTD**
11. ~Proposed Order: 04/04/18 subject to correct bond amount.

RECOMMENDATION:

Court's discretion re bond. If approved, set hearing on the next accounting review for **05/27/18** (if one year) or **06/03/19** (if two years). Accounting to be filed 30 days' in advance.

(cs)