



Guardianship Calendar

Second/Final Check

Superior Court of California
County of San Bernardino
Probate Department

Probate Notes for Calendar Date: 05/15/18

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.

nb0430/0509

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: 05/15/18 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1600484

CASE NAME: MASON RICHARD GANNUSCIO

HEARING:

First Account and Report of KATIE NICHOLE DAVIS and Petition for allowance of fees filed.

COUNSEL:

KATIE NICHOLE DAVIS (PET)...CHRISTINA FERRANTE
MASON RICHARD GANNUSCIO (MIN)...

Request for Waiver of Court Fees and Costs filed by KATIE NICHOLE DAVIS is GRANTED

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON First and Current Account and Petition for Fees; for Monthly Allowance; and that no Further Accountings be required by Guardian of the Estate, Katie N. Davis ["Petitioner"].

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

1. Accounting period 11/22/16 to 10/31/17.
2. Assets on Hand \$125,043.51 consisting of cash held in a blocked account.
3. Petitioner requests reimbursement of costs advanced of \$880.00 related for her out-of-pocket expenses related to co-payments made for speech therapy, to be paid from minor's blocked account. **JTD.**
4. Attorney requests fees of \$4,837.50 of which, \$2,502.00 remaining retainer = \$2,335.50 balance due. Billed at \$375/hour for 12.90 hours' attorney time. Itemized [LF, pgs. 19-20]. **JTD.**
 - a. Petitioner requests the remaining balance of \$2,335.50 be paid from minor's blocked account at Kinecta Federal Credit Union, Acct. No. XXX-16.
5. Petitioner requests an allowance from the blocked account to cover co-payments for minor's therapy in the amount of \$130/month. **JTD.**
6. Petitioner requests no further accounting be required as monies are held in a blocked account. Deny as estate exceeds \$20,000. Alternatively, require accounting per Local Rule 20-1311(e). **JTD.**
7. Proposed Form Order 04/09/18 indicates no further accountings are required.

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, set hearing on the next accounting review for **12/18/18** (if one year) or **12/17/19** (if two years). Accounting to be filed 30 days' in advance of hearing. Note requirements of Local Rules.

(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: 05/15/18 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1700535

CASE NAME: CHARLES, DAVION, ANERAH FORTUNE

SEE ALSO 3

HEARING:

Hearing Re: Status on Visitation

COUNSEL:

ANERAH ALIEEN LASHAE FORTUNE	(MIN)...
CHARLES RAY LEWIS FORTUNE	(MIN)...
DAVION RAY FORTUNE	(MIN)...
EYVETTE RUSSELL	(PET)...PRO/PER

Request for Waiver of Court Fees and Costs filed by ANERAH ALIEEN LASHAE FORTUNE is GRANTED

Request for Waiver of Court Fees and Costs filed by CHARLES RAY LEWIS FORTUNE is GRANTED

Request for Waiver of Court Fees and Costs filed by DAVION RAY FORTUNE is GRANTED

No notes – Visitation.
(nb)

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

DATE: 05/15/18 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1700535

CASE NAME: CHARLES, DAVION, ANERAH FORTUNE
SEE ALSO 2

HEARING:
Hearing re: Petition for Appointment of Guardian

COUNSEL:
ANERAH ALIEEN LASHAE FORTUNE (MIN)...
CHARLES RAY LEWIS FORTUNE (MIN)...
DAVION RAY FORTUNE (MIN)...
EYVETTE RUSSELL (PET)...PRO/PER

GENERAL INFORMATION

Temporary hearing on **10/18/17** continued. Due to allegations in petition matter referred to DCFS pursuant to Pr.C. §1513(b) for investigation.
Hearing on **11/08/17** DCFS report from the 1513(b) referral has not been received. Court requests the CI follow up.
Continued from **11/27/17**. No appearance, father also had car issues.
Continued from **01/25/18**. The parties are ordered to report forthwith to Family Court Services and to cooperate fully with the Child Custody Recommending Counselor during all stages of the mediation/evaluation.
Continued from 03/20/18.

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian of the person only by Eyvette Russell, maternal grandmother, minors: Charles 11, Davion 12, Anerah 6

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

1. Mother and paternal grandfather are deceased.
2. **Need** notice of hearing and proof of personal service [GC-020/020P] on Charles Nika (father) and minor Davion.
3. **Need** notice of hearing and proof of mailed service [GC-020] or due diligence declaration on
 - a. Maternal grandfather Charles Russell
 - b. unknown paternal grandmother.

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. Guardianship questionnaire is incomplete as to criminal background and known medical needs of minors Charles and Davion. **Need** completed form.
5. Petition indicates related cases FAMVS1700710 and FAMVS1700730. **Need** notice of related cases.
6. Court to see Declaration by Evette Russell filed 11/08/17. **Need** signed and dated declaration.
7. Section 1 f & g as to person with legal custody and person that children live with are not completed on the GC-210(CA) forms for minors Davion and Anerah.
JTD
8. Guardianship questionnaire and Declaration under UCCJEA all have conflicting information as to the minor's current residence. Court to clarify if minors are residing with father in Barstow or in Las Vegas with petitioner.
9. Petitioner indicates willingness to adopt.
10. DCFS narrative filed 12/12/17.
11. *If* referred to Court Investigator, need report.
12. FCS Report filed 02/27/18 & 04/24/18
13. ~Proposed Form Order: 10/11/17

RECOMMENDATION

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

(ww/lc/nb)

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

DATE: 05/15/18 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1800154

CASE NAME: Mtr of Tyrone Woodman Jr

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

DAISY RODRIGUEZ (GP)...PRO/PER
RIKKI WOODCOCK (GP)...PRO/PER
TYRONE WOODMAN JR (MIN)...

GENERAL INFORMATION:

Ex parte orders denied 04/17/18.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by friends, Daisy Rodriguez and Rikki Woodcock ["petitioners"], minor Tyrone, now 7 (**non-relatives**)

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

1. **Need** Notice of Hearing and proof of personal service on mother, Stacey Needham and father, Tyrone Woodman.
2. **Need** Notice of Hearing and proof of mailed service on unknown maternal grandparents and unknown paternal grandparents or file Due Diligence Declaration(s).
3. Section 11 to petition is incomplete. **Need** completion of same.
4. **Need** DCFS report as petitioners are non-relatives.
5. UCCJEA incomplete as to whom minor lived with for period 01/20/16 to present and does not include relationship. **Need** verified supplement
6. Petitioners allege father and mother agree with guardianship. However, no consent is filed.
7. Upon referral to Court Investigator by the Court, requires Court Investigator Report.
8. Petitioner requests authority to apply for and receive such public benefits, Social Security and SSI benefits minors may be entitled to receive. JTD.
9. ~Proposed Form Order/Letters 04/10/18.

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RECOMMENDATION:

Need to clear notes then Court's discretion.

(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: JAMES MICHAEL WELCH

DATE: 05/15/18 TIME: 11:00 DEPT: S36G

CASE#: GAR RS1100045

CASE NAME: ULULANI ANN OHAI

HEARING:

Accounting Review by ***

COUNSEL:

JEFFREY L OHAI

(PET)...ROBERT E PEARSON

ULULANI ANN OHAI

(MIN)...

GENERAL INFORMATION:

Continued from 03/27/18 at request of counsel via telephone.

THIS CASE IS SET FOR HEARING ON Accounting Review by Guardian of the Estate, Jeffrey L. Ohai.

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

1. Order Settling Third Account entered 06/23/17; fourth account now due beginning 07/01/16.
2. No accounting or waiver of account. Need same.

RECOMMENDATION:

Inquire status.

(nb)

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

DATE: 05/15/18 TIME: 11:00 DEPT: S36G

CASE#: SG SS04356

CASE NAME: *MASTER FILE* MTR OF ARIANNA JOHNSON ET AL

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

ARIANNA JOHNSON	(MIN)...
ARIANNA JOHNSON	(PET)...PRO/PER
DONOVAN JOHNSON	(MIN)...
FABIAN GULLY	(MIN)...YOLANDA GARZA
FELICIA DUNN	(GP)...PRO/PER
IVAN JOHNSON	(MIN)...
NADIA JOHNSON	(MIN)...

GENERAL INFORMATION

On 07/19/04, Felicia Dunn (paternal aunt) was appointed guardian of the person of Arianna Johnson, Ivan Johnson, Donovan Johnson, Nadia Johnson and Fabian Gully.

On 05/01/07, Court terminated guardianship as to Arianna, Ivan and Donovan only.

Ex parte hearing was heard on 04/12/17; however, it does not reflect in ROA.

Continued from **08/16/17**. No appearance. Notice given by Judicial Assistant.

Continued from **11/29/17**. Petitioner states there is no Indian ancestry, that aunt and prior guardian had a blood test and it showed none. Current guardian needs to file a petition to resign or the petitioner needs to file a petition to remove Guardian before a successor can be appointed.

Continued from 02/21/18. A petition for removal needs to be filed. Clerks' Office to set it on the 05/15 date once filed.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian [filed 04/05/17], person only, by Ariana Johnson (sister), minor Nadia Johnson (15)

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

1. There is currently no vacancy for a successor guardian. **Need to file petition for removal** per Pr. C §2651, or Felicia Dunn (guardian) needs to sign resignation per Pr. C. §2660.
2. It appears Derrick Johnson (father) and Elizabeth Espinoza (mother) are not entitled to notice per Pr. C. §1511(f)(2), as ward was removed from their

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custody and control per Tennessee Juvenile Court Order entered 06/26/02.
[See petition filed 01/29/04 by Felicia Dunn, LFpgs 8-12]. JTD

3. **Need** Notice of Hearing and proof of mailed service as to Felicia Dunn (guardian), unknown maternal grandparents and unknown paternal grandparents, or file Due Diligence Declarations.
4. Request to Excuse Notice with Due Diligence Declarations filed 11/29/17 as to adult siblings: Fabian Gully, Donovan Johnson and Ivan Johnson. **JTD.**
5. UCCJEA Declaration filed 11/29/17 does not provide actual dates and/or years as to minor's residential history. **Court to inquire.**
6. **Need** Substitution of Attorney by Attorney Gregory McNair.
7. See DCFS report filed 05/17/17.
8. Upon Court referral, need CI report.
9. ~Proposed form Order: 04/05/17

RECOMMENDATION

Need vacancy prior to appointment.

Need to clear notes #1, #3 & 6 then Court's discretion.

(lh/nb)

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

GUARDIANSHIPS

DATE: 05/15/18 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1700619

CASE NAME: D'JEAN PIERRE WASHINGTON

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

ALICE BAGSBY

(PET)...PRO/PER

D'JEAN PIERRE WASHINGTON

(MIN)...

GENERAL INFORMATION:

Temporary Letters Issued 02/13/18.

Continued from 01/17/18 on court's motion. Petitioner to file amended questionnaire and declarations with date on it. Referred to Court Investigator for investigation and report.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by Alice Bagsby (pgm), minor D'Jean Washington (9)

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

1. Father, paternal grandfather, and maternal grandfather are deceased.
2. Request to Excuse Notice with Due Diligence Declaration filed as to Sara Washington (mother) and Michelle Washington (mgm). **JTD.**
3. CI report filed.
4. ~Proposed form Order: 11/27/17

RECOMMENDATION

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: 05/15/18 TIME: 11:00 DEPT: S37G

CASE#: GAR RS900027

CASE NAME: JONATHAN ROBERT KNIGHT

HEARING:

Petition for visitation by Robert Knight

COUNSEL:

DAWN TAYLOR	(MOT)...PRO/PER
DAWN TAYLOR	(PET)...PRO/PER
DONNA M CASTRO	(PET)...PRO/PER
ELIZABETH PERREIRA	PET)...PRO/PER
JONATHAN ROBERT KNIGHT	(MIN)...
ROBERT KNIGHT	(PET)...PRO/PER

Request for Waiver of Court Fees and Costs filed by JONATHAN ROBERT KNIGHT is GRANTED

No notes – Visitation.
(nb)

Superior Court of Calif, County of San Bernardino

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

DATE: 05/15/18 TIME: 11:00 DEPT: S37G

CASE#: GAR SS1300128

CASE NAME: MEGAN JANESSA LOPEZ, ET AL

HEARING:

Hearing Re: FINAL DISCHARGE AS TO VICTORIA

COUNSEL:

CARLOS LEOPOLDO RAMOS	(GP)...CHRISTINA FERRANTE
MEGAN JANESSA LOPEZ	(MIN)...
MIGUEL ANGEL LOPEZ	(MIN)...
MIGUEL ANGEL LOPEZ	(PET)...CHRISTINA FERRANTE
VICTORIA RENEE LOPEZ	(MIN)...
VICTORIA RENEE LOPEZ	(PET)...CHRISTINA FERRANTE

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Final Discharge as to Victoria.

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

1. Order on Second and Final Account entered 04/18/17.
2. Need receipts.
3. Need Ex-Parte Petition/Order for Final Discharge.

RECOMMENDATION:

Inquire status.

(nb)

DATE: 05/15/18 TIME: 11:00 DEPT: S37G

CASE#: RG RS01568

CASE NAME: MORGAN,SALVATORE,& NICHOLAS ZOLFERINO

HEARING:

Seventh Account and Report of PETER ZOLFERINO and Petition for allowance of fees filed.

COUNSEL:

MORGAN ASHLEY ZOLFERINO	(MIN)...
NICHOLAS GREGORY ZOLFERINO	(MIN)...
PETER ZOLFERINO	(PET)...PALMIERI TYLER WIENER
SALVATORE PETER ZOLFERINO	(MIN)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Seventh Account Current and Report of Guardian and Petition for Fees by Guardian of the Estate, Peter Zolferino ["Petitioner"].

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

1. Accounting covers 03/01/16 to 02/28/18.
 - a. Assets on hand: \$126,935.83 (\$6,024.96 in cash & \$120,910.87 in mutual funds re: Salvatore-19 yrs);
 - b. Assets on Hand : \$126,925.91 (\$6,023.40 in cash & \$120,902.51 in mutual funds re: Nicholas-16 yrs).
2. Current bond of \$240,000. Petitioner requests bond be reduced by \$100,000 for a total bond of \$140,000. Appears sufficient. **JTD.**
3. Petitioner waives compensation.
4. Petitioner alleges no funds have been paid to the attorneys for services to the guardianship estates. Petitioner has made an independent arrangement with his attorneys for payment of compensation. Does court wish to require a copy of such fee agreement? **JTD**
5. Salvatore Peter Zolferino attained the age of 18 on 01/27/17. Petitioner requests guardianship to be terminated. However, while the guardianship terminates per operation of law, the Court retains jurisdiction of the estate and discharge will not occur until entry of a final discharge order.
 - a. Release by former ward affixed at LF, p. 88.

6. Petitioner requests all assets held in Lincoln Investment Acct. No. XXXX451 for the benefit of Salvatore Peter Zolferino be made to him.
7. ~Proposed Form Order 04/05/18 re Nicholas.
8. Proposed Form Order 04/06/18 re Salvatore discharges upon filing of receipts and ex parte petition instead of upon entry of final discharge order.

RECOMMENDATION:

Court's discretion re: bond. If approved, set next accounting review for **05/16/17** (if one year) or **05/15/18** (if two years). Accounting to be filed 30 days in advance.
(nb)