



# Guardianship Calendar

## Second/Final Check

Superior Court of California  
County of San Bernardino  
Probate Department

### **Probate Notes for Calendar Date: 05/17/17**

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](mailto:ProbateNotes@sb-court.org)

Emails must have the case identification information and hearing time/date in the subject line. No attachments will be opened. Probate Examiners can only respond to inquiries regarding the meaning of comments in the notes. Please do not email to notify that documents have been filed, to request a confirmation whether documents have been received, or to request the clearing of notes. No legal or procedural advice may be given by examiners in response to your email.

(05/11 cs)

Superior Court of Calif, County of San Bernardino

Page: 1

CIVPRO San Bernardino District - Probate  
PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT **GUARDIANSHIPS**

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DATE: 05/17/17 TIME: 8:30 DEPT: S35G  
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CASE#: GAR VS1000162

**VACATED**

CASE NAME: MATTER OF KYLIA MARIE SMALLEY

HEARING: Accounting Review

COUNSEL:

NANCY SMALLEY	(PET)...ANNE E LEWIS
KYLIA MARIE SMALLEY	(MIN)...
ERICA SMALLEY	(OBJ)...PRO/PER

**VACATE - Per register of actions, Fifth Account and Report of Nancy Smalley filed.**

Superior Court of Calif, County of San Bernardino  
Page: 2  
CIVPRO San Bernardino District - Probate  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: STANFORD E. REICHERT

-----  
DATE: 05/17/17 TIME: 11:00 DEPT: S35G  
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CASE#: GAR PS1600121

CASE NAME: ELIZABETH H HOLLE ET AL

HEARING: Petition for APPOINTMENT OF GUARDIAN OF THE PERSON ONLY

COUNSEL:

MARY HYONCHU HOLLE (PET)...PRO/PER  
DANIEL HYONKU LEE (GP )...PRO/PER  
ELIZABETH HYOSU HOLLE (MIN)...  
BENJAMIN MINSU HOLLE (MIN)...

***X-REF SBFSS74577***

GENERAL INFORMATION:

Temporary and general petition previously dismissed without prejudice on 04/07/16 as guardianship was not what the petitioner was seeking at that time.

THIS CASE SET FOR HEARING ON Petition **by mother** for Appointment of Guardian, of the person only, by Daniel Hyonku Lee (maternal uncle), minors: Benjamin, 14 and Elizabeth, 13:

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

1. ADA request filed on 04/18/17.
  2. Mother signed Consent and Waiver filed on 04/12/17.
  3. Need Notice of Hearing and Proof of Personal Service [forms GC-020 & GC-020(P)] on Anthony Holle (father) Daniel Lee (nominated proposed guardian) and minors Benjamin and Elizabeth.
    - a. Proof of service filed 05/05/17 as to minors is improper. Party serving cannot be a party to the action. Need proper service.
  4. Need Notice of Hearing and Proof of Service by Mail [form GC-020] on Shawn and Cheryl Holle (paternal grandparents), David and Rebekah Lee (maternal grandparents) and siblings age 12 or older, or file Due Diligence Declarations.
    - a. Proof of service filed 05/05/17 as to maternal grandparents is improper. Party serving cannot be a party to the action. Need proper service.
    - b. Due Diligence Declarations filed 05/05/17 as to paternal grandparents.
- JTD.

5. Need verified supplement. Petition is incomplete at page 2, section 8 re why guardianship is necessary.
6. Need supplement. Child Information Attachment for minor Elizabeth is incomplete at item 8 re Indian child inquiry.
7. Need Guardianship Questionnaire, (local form SB 18074) by Daniel Lee.
8. Need Guardian Screening form (form GC-212) by, Daniel Lee.
9. Need CII referral form (local form SB-13546) by Daniel Lee.
10. UCCJEA indicates mother resides with minors. JTD
11. Upon referral to CI by the Court, requires CI report.
12. ~Proposed form Order submitted: 04/12/17

**RECOMMENDATION:**

Need to clear notes 3 - 9, then Court's discretion.

(cs)

Superior Court of Calif, County of San Bernardino  
Page: 3  
CIVPRO San Bernardino District - Probate  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: STANFORD E. REICHERT

-----  
DATE: 05/17/17 TIME: 11:00 DEPT: S35G  
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CASE#: GAR PS1600213

CASE NAME: MTR OF ASHTIN BINDNER ET AL

HEARING: re: Petition for Appointment of Guardian

COUNSEL:

RHONDA RUTH GONZALES	(GP )...SHARON J BRUNNER
ASHTIN BINDNER	(MIN)...
CHRISTOPHER BINDNER	(MIN)...
RYAN BINDNER	(MIN)...

GENERAL INFORMATION:

Ex Parte Orders denied without prejudice on 05/13/16.

Continued from **06/29/16, 08/10/16 and 11/02/16** to clear probate notes.

**Continued from 02/08/17 no appearance.**

THIS CASE SET FOR HEARING ON: Petition for Appointment of Guardian, of the person only, by Rhonda Gonzales (paternal grandmother), minors Ryan age 9, Ashtin age 8, Christopher age 6.

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

1. Petitioner requests notice to parents be dispensed with as "contrary to the interest of justice." No further explanation given on attachment 10, but Petitioner alleges parents are homeless. If not dispensed with, need Notice of Hearing and proof of personal service on Alychia Steere (mother) and Christopher Bindner (father).
2. Need Notice of Hearing and proof of mailed service on maternal grandparents (not listed) or file Due Diligence Declarations.
3. Court to review Guardianship Questionnaire filed 05/05/16, [LF p. 6].
4. ~Proposed Form Order: 05/05/16

RECOMMENDATION:

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

(lh/cs)

Superior Court of Calif, County of San Bernardino  
Page: 4  
CIVPRO San Bernardino District - Probate  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: STANFORD E. REICHERT

-----  
DATE: 05/17/17 TIME: 11:00 DEPT: S35G  
-----

CASE#: GAR PS1600331

CASE NAME: NATHANIAL SCOTT LYON WALKER ETAL

HEARING: re: Petition for Appointment of Guardian

COUNSEL:

FRANK HAYWARD (PET)...PRO/PER  
JOANN SMITH (PET)...PRO/PER  
NATHANIAL SCOTT LYON WALKER (MIN)...  
ISAIAH THOMAS STANFILL/WALKER.(MIN)...

GENERAL INFORMATION

Ex Parte orders granted to Frank Hayward on 07/15/16.

Continued from **08/23/16, and 11/02/16**. Referred to court investigator.

**Continued from 02/15/17 JoAnn Smith requests to withdraw from the Petition for Appointment of Guardian. Court grants request of Joann Smith to withdraw as Petitioner. Matter continued for Frank Hayward to clear remaining notes.**

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by Frank Hayward (stepfather) and JoAnn Smith (maternal great aunt), minors Nathaniel age17 (DOB 01/08/00) and Isaiah age 14 (09/08/02).

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

1. Request by proposed co-guardian JoAnn Smith (great-aunt) to withdraw as petitioner for Appointment of Guardian granted on 02/15/17.
2. Mother is deceased. Maternal grandfather is deceased.
3. Isaiah's Father, Michael Stanfill was served. Maternal grandmother was served.
4. Need Notice of Hearing and proof of personal service on Billy Lyon (father of Nathaniel) and minors Nathaniel and Isaiah.
5. Need Notice of Hearing and proof of service by mail as to paternal grandparents of both minors. Request to dispense notice to paternal grandparents of both minors; Due Diligence Declarations filed 09/29/16. - JTD
6. Request to dispense notice to Nathaniel's Father, Billy Lyon. Due Diligence Declaration filed 08/02/16 . Also Due Diligence filed on 01/27/17; however, not dated at signature line. -JTD.
7. Court Investigator Report filed 02/06/17.
8. See Confidential Screening Form filed by Frank Hayward (see LF, p.2 and p.4)

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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](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - no legal or procedural advice will be given.

9. See Declarations by JoAnn Smith filed 02/14/17.
10. ~Proposed Form Order/Letters: 07/08/16

#### RECOMMENDATION

Need to clear note 4 and 5, then Court's discretion.

(lh/cs/jm/cs)

Superior Court of Calif, County of San Bernardino  
Page: 5  
CIVPRO San Bernardino District - Probate  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: STANFORD E. REICHERT

-----  
DATE: 05/17/17 TIME: 11:00 DEPT: S35G  
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CASE#: GAR PS1600501

CASE NAME: MTR OF BROOKLYNN MAPLES, ET AL  
**SEE ALSO 6**  
HEARING: Re: PETITION FOR GUARDIANSHIP

COUNSEL:

STARR L MAPLES	(GP )...PRO/PER
BROOKLYNN M MAPLES	(MIN)...
ABRIIM L MAPLES	(MIN)...
ASPYNN E MAPLES	(MIN)...
SHERRI KASTILAHN	(GAL)

**XREF: GARVS1000068**

GENERAL INFORMATION:

Temporary orders trailed to 11/23/16. Previous case number is GARVS1000068.

Court appoints **Sherri Kastilahn as GAL**.

10/26/16 Emergency Report to Court and Request to set Hearing. Court orders  
Petition set for 11/23/16 to be advanced to today's date and ordered reset to 02/08/17  
hearing. Referred to CI.

**Continued from 02/08/17 No appearance.**

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, of the  
person only, by Starr Maples (maternal aunt), minors Aspynn & Brooklynn, age 10, and  
Abriim age 5.

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

1. Prior Petition for Appointment of Guardian was filed by same petitioner and was  
granted on 07/30/10. Thereafter petition was terminated on 03/25/11. Does  
court wish to consolidate under lower case number? See- x-ref matter.
2. Child Information Attachment indicates minors do not have Indian ancestry;  
however, ICWA inquiry was not made [LF pgs. 14, 19, & 24]. JTD
3. Petitioner requests notice to mother and maternal grandparents be dispensed  
with as "contrary to the interest of justice." See attachment 10 of petition [LF p.  
7-8]. JTD



4. Need Notice of Hearing and proof of personal service on Amber Maples (mother) and “unknown father. Since father is reportedly unknown; need copy of birth certificate per Local Rule 20-1302. JTD
5. Need Notice of Hearing and proof of mailed service as to “unknown” paternal grandparents and Arevlle Kindt and Wesley Maples (maternal grandparents), or file Due Diligence Declaration(s).
6. Need complete UCCJEA. Form filed 10/04/16 incomplete as to 5 year residential history for each minor.
7. Court to review Confidential Guardianship Screening form.
8. Petitioner alleges custody would be detrimental to the minors.
9. Petitioner intends to adopt minors.
10. Emergency Report by GAL, Sherri Kastilahn filed 10/24/16.
11. CI report filed 01/24/17 (see highlights, LF page 2).
12. ~Proposed form Order/Letters: 10/04/16.

**RECOMMENDATION:**

Need to clear notes 4 - 6. Court to inquire as to the status of the petition, per CI report.  
(cs/jm)

Superior Court of Calif, County of San Bernardino  
Page: 6  
CIVPRO San Bernardino District - Probate  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: STANFORD E. REICHERT

-----  
DATE: 05/17/17 TIME: 11:00 DEPT: S35G  
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CASE#: GAR PS1600501

CASE NAME: MTR OF BROOKLYNN MAPLES, ET AL  
**SEE ALSO 5**  
HEARING: Re: PETITION FOR TEMPORARY GUARDIANSHIP

COUNSEL:  
STARR L MAPLES (GP )...PRO/PER  
BROOKLYNN M MAPLES (MIN)...  
ABRIIM L MAPLES (MIN)...  
ASPYNN E MAPLES (MIN)...

Waiver of Court Fees and Costs filed by BROOKLYNN M MAPLES is GRANTED  
Waiver of Court Fees and Costs filed by ABRIIM L MAPLES is GRANTED  
Waiver of Court Fees and Costs filed by ASPYNN E MAPLES is GRANTED

**XREF: GARVS1000068**

No notes – Petitioner for Temporary Guardianship.

Superior Court of Calif, County of San Bernardino  
Page: 7  
CIVPRO San Bernardino District - Probate  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: STANFORD E. REICHERT

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DATE: 05/17/17 TIME: 11:00 DEPT: S35G  
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CASE#: GAR PS1700181

CASE NAME: DELILAH I REMINGTON

HEARING: re: Petition for Appointment of Guardian

COUNSEL:

JOYCE C AGUAYO (GP)...PRO/PER  
ARMONDO J AGUAYO (GP)...PRO/PER  
DELILAH I REMINGTON (MIN)...

**XREF: SGSS05504**

GENERAL INFORMATION:

THIS CASE SET FOR HEARING ON 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. Petitioners currently have guardianship of minor's sibling under case SGSS05504. Court to consolidate under lower number.
2. Need Notice of Hearing and Proof of Personal Service [forms GC-020 & GC-020(P)] on Armanda Remington (mother). **Due Diligence Declaration filed 05/09/17. JTD.**
3. **Father is reportedly unknown. Court to review copy of birth certificate filed 05/09/17, per Local Rule 20-1302. Due Diligence Declaration filed 05/09/17. JTD**
4. Need Notice of Hearing and Proof of Service by Mail [form GC-020] on unknown paternal grandparents, or file Due Diligence Declarations. **Due Diligence Declaration filed 05/09/17. JTD**
5. Petitioners intend on adopting minor.
6. Petition alleges parental custody would be detrimental to minor.
7. Upon referral to CI by the Court, requires CI report.
8. ~Proposed form Order submitted: 04/12/17

RECOMMENDATION:

Need to clear notes 2 - 4, then Court's discretion re note 1

(cs)

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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](mailto: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  
Page: 8  
CIVPRO San Bernardino District - Probate  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: STANFORD E. REICHERT

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DATE: 05/17/17 TIME: 11:00 DEPT: S35G  
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CASE#: GAR SS1300331

CASE NAME: Kimberly A. Robert et al

**SEE ALSO 9**

HEARING: Re: PETITION FOR APPOINTMENT OF GUARDIAN

COUNSEL:

ANTONIA AVILA	(PG )...PRO/PER
KIMBERLY A ROBERT	(MIN)...
EZMERALDA I MORALES	(MIN)...
VICTORIA AVILA	(MIN)...
MARIA FELIX CRUZ-HERRERA	(PG )...PRO/PER
JOHN PATRICK ROBERT	(GP )...PRO/PER
DAWN ELAINE ROBERT	(PET)...JAMES E NEWNHAM
LAURA AVILA	(PET)...PRO/PER
BRIAN J ROBERT	(FAT)...PRO/PER

GENERAL INFORMATION:

Continued from **07/26/16**. Mother does not object to appointment of Dawn Robert as appointed guardian. Antonia Avila does object to appointment of Dawn Robert as co-guardian. Court directed written objections to be filed by 08/30/16. Court appoints attorney Jack Osborn for the father.

Continued from **09/13/16** Mother states she objects to the Petition; mother to file objections in writing by October 14, 2016.

Continued from **11/16/16**. Mark Flory indicates that Brian Robert (father of the Robert minors) does not object to petition to make Dawn Robert co-guardian. Laura Avila (mother), to file proof of service as to her objections. Court clears probate note 4 re: father's consent. Petitioners indicate no siblings 12 years or older. Paternal Grandfather waives notice - note 1 clear. Petitioner to prepare and file proof of service to Maternal Grandfather. . Referred to CI

**Continued from 03/02/17 to allow time for CI to prepare CI Report.**

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Co-Guardian, person only, by Dawn Roberts (PGM), as to minor Kimberly age 10 only

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

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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](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - no legal or procedural advice will be given.

1. Order appointing John P. Robert (PGF) guardian of the person, entered on 01/15/14; this petition filed 06/14/16 to add Dawn Robert (PGM) as co-guardian, mother objects.
2. Notice of Hearing and proof of mailed service filed on 07/15/16 as to Laura Avila (mother) and Brian Robert (father); notice was not proper but both have appeared. Father has consented and Mother has objected. JTD
3. Due Diligence Declaration filed as to Manuel Avila (MGF), filed 01/11/17 – JTD.
4. **CI Report filed 05/10/17.**
5. **Objections filed 10/14/16 by mother, Laura Avila. Need proof of service.**
6. ~Proposed Form Order/Letters 06/14/16.

RECOMMENDATION:

Need to clear notes. Contested matter  
(nb/lh/cs)

Superior Court of Calif, County of San Bernardino  
Page: 9  
CIVPRO San Bernardino District - Probate  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: STANFORD E. REICHERT

-----  
DATE: 05/17/17 TIME: 11:00 DEPT: S35G  
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CASE#: GAR SS1300331

CASE NAME: Kimberly A. Robert et al

**SEE ALSO 8**

HEARING: Petition for MODIFICATION OF VISITATION ORDERS AND REMOVE SUPERVOISED VISITATION

COUNSEL:

ANTONIA AVILA	(PG )...PRO/PER
KIMBERLY A ROBERT	(MIN)...
EZMERALDA I MORALES	(MIN)...
VICTORIA AVILA	(MIN)...
MARIA FELIX CRUZ-HERRERA	(PG )...PRO/PER
JOHN PATRICK ROBERT	(GP )...PRO/PER
DAWN ELAINE ROBERT	(PET)...JAMES E NEWNHAM
LAURA AVILA	(PET)...PRO/PER
BRIAN J ROBERT	(FAT)...PRO/PER

No notes – Visitation. JTD

Superior Court of Calif, County of San Bernardino  
Page: 10  
CIVPRO San Bernardino District  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: STANFORD E. REICHERT

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DATE: 05/17/17 TIME: 11:00 DEPT: S35G  
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CASE#: SG SS05491

CASE NAME: MTR OF CHRISTOPHER J MACDONALD

HEARING: re Final Discharge

COUNSEL:

SHAWN D MACDONALD	(GE )...GUAY P WILSON
CHRISTOPHER J MACDONALD	(MIN)...LENITA A SKORETZ
SHAWN D MACDONALD	(CE )...GUAY P WILSON

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Final Discharge  
Minor Christopher, age 18 (DOB 03/13/99)

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

1. Waiver of accounting for the period of 04/01/14 – 04/30/16 approved in minute order 08/17/16. Need to submit corrected Order.
2. Need final accounting or waiver of accounting covering 05/01/16 – 03/13/17. The Court does not favor the waiver by the ward of the guardian's Final Account where the ward has reached majority and normally will not approve a report when the account is waived unless the ward is present in Court at the time of hearing (Local Rule 20-1311(b)).
3. Need receipt by former minor, Christopher MacDonald .
4. Appears hearing is premature, Guardian may not be discharged until one year after minor's 18<sup>th</sup> birthdate per Pr.C. §2627.

RECOMMENDATION:

Need clear notes. Set hearing for final discharge on 05/16/18  
(cs)

Superior Court of Calif, County of San Bernardino  
Page: 1  
CIVPRO San Bernardino District - Probate  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: CYNTHIA LUDVIGSEN **GUARDIANSHIPS**

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DATE: 05/17/17 TIME: 11:00 DEPT: S36G  
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CASE#: BG BS00464

CASE NAME: \*MF\* NISHANA, JACOB, CHELSEA, RANDY, & MARI BAKER

HEARING: Final Account and Report of DENISE E BAKER-BRIGGS, JAMES DONALD BRIGGS and Petition for allowance of fees filed.

COUNSEL:

NISHANA BAKER	(MIN)...
JACOB BAKER	(MIN)...
CHELSEA BAKER	(MIN)...
RANDY BAKER	(MIN)...
MARI BAKER	(MIN)...
NISHANA BAKER	(GPE)...PRO/PER
JAMES BRIGGS	(PET)...MEDEIROS & ASSOCIATES
DENISE BAKER-BRIGGS	(PET)...MEDEIROS & ASSOCIATES
BERNICE BLACK	(TP )...PRO/PER

Waiver of Court Fees and Costs filed by RANDY BAKER is GRANTED

Waiver of Court Fees and Costs filed by MARI BAKER is GRANTED

FUTURE HEARING: 11.01.17 ACCOUNTING REVIEW

GENERAL INFORMATION

Continued from **11/30/16**, to clear probate notes.

**Continued from 03/01/17. A supplement filed 02/27/17 needs to be reviewed by the probate examiners.**

THIS CASE SET FOR HEARING ON: Final Account and Report of Guardian; Petition for Settlement of Account; Approval of Acts; Approval of Compensation to Attorney for Petitioner; Request for Final Distribution of the Estate Accounts to Nishana Baker, As Guardian of Randy Baker and Mari Baker; and Termination of Guardianship.

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

1. Need GC-020 Notice of Hearing to interested parties (minors, former minors, and successor guardian).
2. Accounting Period: 03/12/08 through 08/24/16
3. POH Start: \$1,252.63 POH End: 161.51

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4. Need Schedules C in support of Summary of Account; Schedule C not attached as alleged. Distributions must be reported on Form GC-400(DIST) with a column for the date of the court order authorizing the distributions.
5. Original financial statements filed 02/27/17 show numerous cash withdrawals and electronic payments against credit cards. Appears the account was not titled as a guardianship account, and was not blocked. - JTD
6. Petitioners allege social security survivor's income totaling \$404,122.25 received for the minors during the accounting period, but claim there were no disbursements. All but \$161.51 was allegedly distributed to the minors. Appears Petitioners are mischaracterizing disbursements as distributions. - JTD
7. Declaration of attorney Donald E. Medeiros alleges billing in the amount of \$8,016 per attached invoices. Appears all charges, except \$722.50 and anticipated charges of \$900.00, have been paid without Court approval. - JTD
8. Attorney claims payments received from the guardian in the amounts of \$1,113.50 (06/02/16), \$532.50 (07/07/16), \$7.50 (08/03/16), \$190.00 (09/01/16), \$57.50 (10/04/16), \$427.50 (11/02/16), \$172.50 (12/06/16), \$137.50 (01/16/17), \$105.00 (02/02/17), and \$4,250.00 (03/02/17). Not clear if these were approved by the Court, and no information is provided as no disbursements are claimed in the accounting. Concurrent withdrawals not found in the accounting records.
9. Petitioners waive compensation.
10. Need second and final accounts from James Briggs and Denise Baker-Briggs as to the guardianship estates of Nishana Baker, Jacob Baker, Chelsea Baker, Randy Baker Jr, and Mari Baker. Appears only the final accounts for Randy Baker Jr, and Mari Baker are set forth herein.
11. Background for this accounting:
12. James Briggs (uncle) and Denise Baker-Briggs (aunt) appointed co-guardians of the person and estate of Nishana Baker, age 27 (DOB 12/28/88), Jacob Baker, age 25 (DOB 03/08/91), and Chelsea Baker, age 21 (DOB 01/28/95), Randy Baker Jr, age 16, (08/07/00) and Mari Baker, age 14 (DOB 11/18/01), in order filed 07/25/06; Letters filed 10/18/06. No bond. All guardianships of the estate have terminated as to co-guardians James Briggs and Denise Baker-Briggs. Need final accounts from James Briggs (uncle) and Denise Baker-Briggs (aunt) as to the guardianship estates of Nishana Baker, Jacob Baker, Chelsea Baker, Randy Baker Jr, and Mari Baker.
13. Current status of guardianships:
14. Guardianships of the person of Nishana Baker, Jacob Baker, and Chelsea Baker terminated by operation of law as they have obtained the age of majority.
15. Nishana Baker (sister/former ward) appointed successor guardian of the person and estate of Jacob Baker 04/15/08, order filed 04/15/08, letters 04/15/08.
16. James Briggs was removed and Denise Baker-Briggs resigned as co-guardians of the person and estate of Randy Baker Jr and Mari Baker. Nishana Baker (sister/former ward) appointed successor guardian of the person and estate of Randy Baker Jr and Mari Baker 08/24/16, order filed 09/15/16, letters 09/21/16.

#### RECOMMENDATION:

Clear notes. (jm)

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**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](mailto: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  
Page: 2  
CIVPRO San Bernardino District - Probate  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: CYNTHIA LUDVIGSEN

-----  
DATE: 05/17/17 TIME: 11:00 DEPT: S36G  
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CASE#: GAR PS1600036

CASE NAME: JAIME FERNANDO CARRAZCO ET AL  
**SEE ALSO 3**  
HEARING: OSC re: Dismissal

COUNSEL:  
VICTORIA CARRAZCO (PG )...PRO/PER  
JAIME FERNANDO CARRAZCO (MIN)...PRO/PER  
JULIO CESAR LOPEZ (MIN)...PRO/PER  
VALERIE CARRAZCO (PET)...PRO/PER

Waiver of Court Fees and Costs filed by JAIME FERNANDO CARRAZCO is GRANTED  
Waiver of Court Fees and Costs filed by JULIO CESAR LOPEZ is GRANTED

See notes on next matter.

Superior Court of Calif, County of San Bernardino  
Page: 3  
CIVPRO San Bernardino District - Probate  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: CYNTHIA LUDVIGSEN

-----  
DATE: 05/17/17 TIME: 11:00 DEPT: S36G  
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CASE#: GAR PS1600036

CASE NAME: JAIME FERNANDO CARRAZCO ET AL  
**SEE ALSO 2**  
HEARING: re: Petition for Appointment of Guardian

COUNSEL:

VICTORIA CARRAZCO (PG )...PRO/PER  
JAIME FERNANDO CARRAZCO (MIN)...PRO/PER  
JULIO CESAR LOPEZ (MIN)...PRO/PER  
VALERIE CARRAZCO (PET)...PRO/PER

GENERAL INFORMATION:

Ex parte orders granted **02/01/16**.

Continued from **03/07/16**. Petitioner is advised service is required as to father, maternal grandfather and paternal grandparents.

Continued from **05/02/16**. Petitioner states no siblings 12 or older.

Continued from **06/20/16**, Referred to Court Investigator for report.

Competing petition for guardianship filed on **07/22/16** by maternal aunt, Valerie Carrazco, and set for hearing on 09/01/16.

Continued from **09/01/16**. Petition of Victoria Carrazco (mgm) is withdrawn by petitioner and is dismissed without prejudice. Victoria Carrazco waives service and notice of the petition filed by Valerie Carrazco, and has no objections. Petitioner, Valerie Carrazco, states no siblings that are 12 years or older.

Continued from **11/08/16** Matter continued for petitioner to clear notes.

Continued from **02/07/17** to file proper proof of service.

**Continued from 02/22/17 non-appearance. OSC re dismissal set.**

THIS CASE IS SET FOR HEARING ON OSC re Dismissal on Petition for Guardianship, person only, by maternal aunt (Valerie Carrazco); minors: Jaime (13) and Julio (10).

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

1. Need Notice of Hearing and Proof of Personal service as to Monica Carrazco (mother), Jaime Lopez, Jr. (father) and minor (Jaime) on **forms GC-020(P) and GC-020**.
2. Need Notice of Hearing and Proof of Service by Mail [**form GC-020**] on Nicholas Carrazco (mgf), Jaime Lopez, Sr. (pgf) and Maria Solis (pgm) or file Due Diligence Declarations.

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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](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - no legal or procedural advice will be given.

3. Proof of Service – Civil filed 01/20/17 as to Jaime Lopez (father), Monica Carrazco (mother), Jaime Lopez, Sr. (pgf) and Mara Lopez (unknown relationship) is incomplete as to 1) not on mandatory **forms GC-020 and/or GC-020(P)** and 2) declaration of messenger is incomplete. Need proper service.
4. Need complete UCCJEA. Form filed on 10/27/16 does not contain dates of minor's residence in Redlands and Mexico while in mother's care.
5. Upon referral by Court, need CI Report for current petitioner, Valerie Carrazco.
6. CI report filed 08/02/16 [previously referred.]
7. ~Proposed Form Order/Letters:07/22/16

**RECOMMENDATION:**

Need to clear notes 1 - 4, then Court's discretion.

(nb/lh/mr/cs)

Superior Court of Calif, County of San Bernardino  
Page: 4  
CIVPRO San Bernardino District - Probate  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: CYNTHIA LUDVIGSEN

-----  
DATE: 05/17/17 TIME: 11:00 DEPT: S36G  
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CASE#: GAR PS1700150

CASE NAME: SELINA ISABELA MORALES

HEARING: re: Petition for Appointment of Guardian

COUNSEL:

BLANCA STELLA MORALES (PET)...PRO/PER  
SELINA ISABELA MORALES (MIN)...

GENERAL INFORMATION:

Temporary Orders denied on 04/10/17

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, of the person only, by Blanca Morales (paternal grandmother), minor: Selina, 1

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

1. Father, Royce Morales, signed Nomination, Consent and Waiver, filed 03/30/17.
2. Need Notice of Hearing and Proof of Personal Service [forms GC-020 & GC-020(P)] on Lizbeth Arredondo (mother).
3. Petition alleges consent & waiver signed by mother; however, consent not filed.
4. Need Notice of Hearing and Proof of Service by Mail [form GC-020] on Rodolfo Morales (pgf), unknown maternal grandfather and Isabela Lopez (mgm), or file Due Diligence Declarations.
5. Petitioner request to excuse from having to give notice to paternal grandfather, maternal grandfather and mother, [petition, LF p. 4.] JTD
6. Court to review Guardian Screening form, [LF p. 3 and 4].
7. Court to review Guardianship Questionnaire form, [LF p. 4].
8. Petition alleges father resides with petitioner and will take an active role in caring for the child. JTD
9. Upon referral to CI by the Court, requires CI report.
10. ~Proposed form Order submitted: 03/30/17

RECOMMENDATION:

Need to clear notes 2 - 4, then Court's discretion.

(cs)

Superior Court of Calif, County of San Bernardino  
Page: 5  
CIVPRO San Bernardino District - Probate  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: CYNTHIA LUDVIGSEN

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DATE: 05/17/17 TIME: 11:00 DEPT: S36G  
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CASE#: GAR PS1700165

CASE NAME: NADIA JOHNSON

HEARING: re: Petition for Appointment of Guardian

COUNSEL:  
ARIANA JOHNSON (PET)...PRO/PER  
NADIA JOHNSON (MIN)...

**X-REF SGSS04356**

GENERAL INFORMATION:  
Temporary Orders denied on 04/02/17

THIS CASE SET FOR HEARING ON Petition for Appointment of Successor Guardian, of the person only, by Ariana Johnson (sibling), minor Nadia 15 (DOB 02/13/02) only

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

1. Minor is current ward in a related case. Suggest Court consolidate case under the lower number SGSS04356.
2. Felicia Dunn (paternal-aunt) was appointed guardian of the person only, of minor and siblings on 07/19/04. 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.
3. Mother signed consent and waiver.
4. Need Notice of Hearing and Proof of Personal Service [forms GC-020 & GC-020(P)] on Derrick Johnson (father), Felicia Dunn (guardian) and minor Nadia.
5. Need Notice of Hearing and Proof of Service by Mail [form GC-020] on unknown paternal grandparents, unknown maternal grandparents and all siblings 12 or older, or file Due Diligence Declarations.
6. Need verified supplement of UCCJEA clarifying section 3 re last five years of residential information of minor, and item 6 re any person having physical custody or claims to have custody.
7. Need complete Guardianship Questionnaire. Form not dated at signature line.

JTD

8. Need clarification regarding minor's whereabouts. UCCJEA Declaration, [LP p. 2] indicates minor resides with cousin; however petition, [LP p. 8] indicate minor lives with proposed guardian.
9. Petition indicates minor has Indian ancestry. Notification of rights under Indian Child Welfare Act (ICWA) must be served.
  - a. ICWA-030 form is to be completed by the petitioner to the best of their ability and must be signed and dated. As petitioner is not represented by an attorney, service will be done by the clerk of the court **once the form is completed and submitted by petitioner**. The ICWA-030 and a copy of the petition with attachments must be served on the parents, Indian Custodian (if applicable) and the Tribe and/or Bureau of Indian Affairs. Need signed return receipt card.
  - b. Notice must be given as to all subsequent hearings unless or until such time as it is determined that the act does not apply to the case.
  - c. If no response is received from the tribe within a reasonable time (not less than 60 days) from the tribe the court may determine that the act does not apply.
  - d. If the tribe intervenes service of the ICWA-30 form is no longer required and subsequent notices will be in the standard form contained in the Probate Code for service of notice.
  - e. Notice in the manner described above must be served in addition to all notices required by the Probate Code.
  - f. **No proceeding shall be held until at least 10 days after receipt of notice by the parent, Indian custodian, the tribe or the Bureau of Indian Affairs per Pr.C.§1460.2(e).**
10. Need Parental Notification of Indian Status (form ICWA-020).
11. If a Court Investigator and/or DCS is appointed, then the investigator must consult with the Indian child's tribe per Pr.C.§1513(h).
12. Proposed guardian intends to adopt minor.
13. Petition alleges CPS involvement, [Petition, attach letters, [LF p. 10 and 11].
14. Court to review Guardianship Questionnaire, [LF p. 4].
15. 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.
16. Upon referral to CI by the Court, requires CI report.
17. ~Proposed form Order submitted: 04/05/17

**RECOMMENDATION:**

Need to clear notes 4 - 10, then Court's discretion.

(cs)

Superior Court of Calif, County of San Bernardino

Page: 6

CIVPRO San Bernardino District - Probate  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: CYNTHIA LUDVIGSEN

-----  
DATE: 05/17/17 TIME: 11:00 DEPT: S36G  
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CASE#: GAR SS1100204

CASE NAME: IN MATTER RE CELESTE KAYE ROGIN ETAL

HEARING: Accounting Review

COUNSEL:

ALBERT ROGIN III (GE)...PRO/PER  
CELESTE KAY ROGIN (MIN)...  
REECE ROGIN (MIN)...

GENERAL INFORMATION:

Continued from **12/30/15** Guardian authorized to use same format previously used.

Continued from **02/25/16** and **04/25/16** for guardians to file waivers.

Continued from **6/16/16** No appearance. Court Suspends Guardianship of the Estate and orders guardian to appear at next hearing. Notice mailed.

Continued from **08/31/16**. Guardian's powers reinstated. Guardian to prepare order for release of funds from blocked account for Celeste as she has reached 18; filed.

Continued from **11/09/16** matter is continued for a waiver of account to be filed.

**Continued from 02/15/17 for proper accounting to be filed.**

THIS CASE IS SET FOR HEARING ON Accounting Review

Former minor: Celeste Rogin age 18 (DOB 08/29/98), and minor: Reece Rogin age 14 (DOB 07/17/02).

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

1. Albert A. Rogin III (father) appointed guardian, estate only, in minute order of 08/10/11 (order filed 08/10/11); letters issued 08/10/11, with blocked accounts in lieu of bond.
2. On 12/24/13 Court approved a waiver of account for period ending 11/28/13.
3. Receipt from former minor Celeste Rogin for funds received, filed 12/12/16.
4. Ex-parte petition for final discharge and order returned due to premature filing and may not be granted prior to 08/29/17 (1 year after minor reaches majority).
5. Need a final accounting or waiver of account for Celeste and account current or waiver of account for Reece.

RECOMMENDATION:

Inquire status.

(sa/lc/nb/lc/sa/lc/cs)

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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](mailto: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  
Page: 7  
CIVPRO San Bernardino District - Probate  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: CYNTHIA LUDVIGSEN

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DATE: 05/17/17 TIME: 11:00 DEPT: S36G  
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CASE#: GAR SS1200295

CASE NAME: MTR OF RILEY & FAITH SOLANO

HEARING: Re: Status on Mediation/Ptn to Terminate

COUNSEL:

GISSELLE SOLANO	(GP )...LUELLA G HAIRSTON
EVA MARIE ARANDA	(GP )...LUELLA G HAIRSTON
RILEY G SOLANO	(MIN)...
FAITH RILEY SOLANO	(MIN)...
FAITH R SOLANO	(MIN)...
RILEY G SOLANO	(MIN)...
EUGENIA V SOLANO	(MOT)...PRO/PER

GENERAL INFORMATION:

Continued from 09/19/16, Notice waived as to Co-Guardians.

**Continued from 12/13/16 FCS report filed Order pursuant to recommending counselor made.**

THIS CASE IS SET FOR HEARING ON Status on Mediation/Petition for Termination of Guardianship, by Eugenia Solano (mother) as to minors: Reily, age 11 and Faith age 10

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

1. Giselle Solano and Eva Maria Aranda (co-guardians) were appointed guardians, of the person, of both minors, per minute order of 03/17/14.
2. Eugenia Solano (mother) filed petition for termination of guardianship.
3. Need Notice of Hearing and proof of service by mail as to Robert Riley (father), Miguel Vargas (mgf) or file Due Diligence Declaration(s).
4. Need to file verified supplement to provide residential address on Questionnaire filed 08/16/16 at LF pg. 3.
5. Court to Review: Questionnaire filed 08/16/16 at LF pgs. 4-6.
- 6. Objection filed by Giselle Solano and Eva Maria Aranda (co guardians) on 09/14/16.**
7. Proposed Order Dispensing Notice filed by Giselle Solano and Eva Maria Aranda (Objectors/Co-Guardians) on 09/14/16 re objections.

8. Ramona Franklin's (professional visitation monitor) Report and other allegations in support filed 11/29/16.
9. Court Investigator's Report filed 12/05/16.
10. Family Court Services report filed on 11/15/16 and 12/13/16.
11. ~Proposed order submitted: 08/17/16

**RECOMMENDATION:**

Need to clear notes, contested matter.

(jm/mr/cs)

Superior Court of Calif, County of San Bernardino  
Page: 8  
CIVPRO San Bernardino District  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: CYNTHIA LUDVIGSEN

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DATE: 05/17/17 TIME: 11:00 DEPT: S36G  
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CASE#: GAR VS1200044

CASE NAME: THE MATTER OF EVA S LOPEZ & ELIANA D SALDANA

HEARING: Petition for TERMINATION OF GUARDIANSHIP

COUNSEL:

MARIA SALDANA	(PET)...CHRISTOPHER C CARTER
EVA SOLYMAR LOPEZ	(MIN)...
ELIANA DANIELLE SALDANA	(MIN)...
CHERYL SALDANA	(MOT)...PRO/PER

GENERAL INFORMATION:

THIS CASE SET FOR HEARING ON Termination of Guardianship, by Cheryl Saldana (mother), minors: Eliana, 18 (DOB 04/29/99) and Eva, 11 (DOB 08/12/06)

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

1. Maria Saldana, maternal grandmother, appointed Guardians of the person, of both minors per Order filed 10/05/12, Letters Filed 10/05/12
2. It appears former minor, Eliana Saldana, has reached age 18 and guardianship has ended by order of operation.
3. Mother is petitioning for termination of guardianship.
4. Guardian, Maria Saldana signed Consent and Waiver.
5. Need Notice of Hearing and Proof of Service by Mail (form GC-020) to Tito Lopez (father), paternal grandparents (not listed) and Eliana (sibling), or file Due Diligence Declaration(s).
6. Need Referral CII form (SB-13548) by petitioner, Cheryl Saldana.
7. Court to see Guardianship Parent Questionnaire, (LF p. 5 & 6).
8. ~Proposed form Order submitted: 04/06/17

RECOMMENDATION:

Need to clear notes 5 & 6, then Court's discretion.

(cs)

Superior Court of Calif, County of San Bernardino

Page: 9

CIVPRO San Bernardino District  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: CYNTHIA LUDVIGSEN

-----  
DATE: 05/17/17 TIME: 11:00 DEPT: S36G  
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CASE#: RG RS01735

CASE NAME: BERNADETTE AND ADRIAN FLORES

HEARING: Petition for TERMINATION OF GUARDIANSHIP

COUNSEL:

BERNADETTE FLORES (MIN)...  
ADRIAN FLORES (MIN)...  
RAMON FLORES (PET)...PRO/PER  
BERNADINE L. JONES (GP)...PRO/PER  
LINDA FLORES (PET)...PRO/PER

GENERAL INFORMATION:

Continued from **08/17/16** Roxanne Jenkins to get a guardianship established in Washington before this petitioner can be granted. Roxane Jenkins is allowed to appear by court call at next hearing.

Continued from **11/16/16** Roxane Jenkins (aunt) states that she is still working on the Washington guardianship. Matter continued.

**Continued from 02/22/17 due to non-appearance. Citation issued to guardian, Linda Flores and is required to appear at next hearing with minor.**

THIS CASE IS SET FOR HEARING ON Petition for Termination of Guardianship, by minor Adrian, now age17 (DOB 04/26/00)

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

1. Linda Flores, paternal grandmother, was appointed successor guardian on 08/04/15.
2. Minor is seeking termination of guardianship as he currently resides with his aunt, Roxanne Jenkins, in the state of Washington. As of review, no Petition for Appointment of Successor Guardianship in Washington has been filed to appoint Aunt. Court to inquire.
3. Consent signed by father, guardian, maternal grandparents, paternal grandfather, and sibling.
4. Petitioner to submit proposed order.

RECOMMENDATION:

Court's discretion.

(lh/cs)

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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](mailto: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  
Page: 10 add-on  
CIVPRO San Bernardino District  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: CYNTHIA LUDVIGSEN

-----  
DATE: 05/17/17 TIME: 11:00 DEPT: S36G  
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CASE#: GAR PS1600587

CASE NAME: Eric Melendrez

HEARING: Re: Proof of Blocked Account

COUNSEL:

BARBARA MELENDREZ (PET)...CARLOS MARTINEZ-COUOH  
ERIC MELENDREZ (MIN)...

GENERAL INFORMATION:

**Continued from 05/04/17 No appearance. Court orders counsel to be present at the next hearing.**

THIS CASE IS SET FOR HEARING ON Proof of Blocked Account.

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

1. Barbara Melendrez (paternal grandmother) appointed guardian of the estate of Eric Melendrez, age 16 (DOB 07/02/00), per minute order of 04/03/17. Court ordered \$16,666.66 be deposited into a blocked account. No bond.
2. Need Receipt and Acknowledgment of Order for Deposit of Money into Blocked Account (form MC-356).

RECOMMENDATION:

Need to clear note 2. If approved, set Inventory and Appraisal for 11/02/17, and Accounting /Status Review for 06/11/18. Any accounting to be filed 30 days in advance local rule 20-901. Note requirements of local rule 20-908.

Superior Court of Calif, County of San Bernardino  
Page: 11 add-on  
CIVPRO San Bernardino District  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: CYNTHIA LUDVIGSEN

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DATE: 05/17/17 TIME: 11:00 DEPT: S36G  
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CASE#: GAR SS1100226

CASE NAME: MTR RE EL'KHAN SHAMAR JOHNSON

HEARING: Hearing Re: Proof of Enrollment/Initiation of Arizona Case

COUNSEL:

YO TASHI KO TUCKER (GP )...PRO/PER  
EL'JHAN SHARMAR JOHNSON (MIN)...

GENERAL INFORMATION:

**The Court suspends powers of current guardian, Yo Tashi Ko Tucker due to failure to appear in court, failure to exercise duties of guardian, and for petition to terminate guardianship. The Court authorizes, minor's aunt, LaTisha Cook, to take temporary custody of minor, El'Jhan Shamar Johnson, and relocate with minor to Arizona.**

THIS CASE SET FOR HEARING ON Proof of Enrollment/Initiation of Arizona Case.  
Minor: El'Jhan Shamar Johnson, age 16.

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

1. Court orders LaTisha Cook to enroll minor in school and to initiate guardianship proceedings in Arizona. LaTisha Cook is to obtain and mail proof of enrollment in school and proof of initiation of guardianship case by 5-17-17.
2. Need proof of enrollment in school and proof of guardianship initiation proceedings.

RECOMMENDATION:

Inquire status.

(cs)

Superior Court of Calif, County of San Bernardino

Page: 1

CIVPRO

San Bernardino District - Probate  
PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

**GUARDIANSHIPS**

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DATE: 05/17/17 TIME: 11:00 DEPT: S37G  
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CASE#: GAR PS1600628

CASE NAME: VICTOR HERNANDEZ III

HEARING: re: Petition for Appointment of Guardian

COUNSEL:

SUANN KORMES (PET)...PRO/PER  
VICTOR HERNANDEZ III (MIN)...

**GENERAL INFORMATION:**

Temporary orders denied on 12/28/16.

Temporary orders granted on 02/22/17. Suann Kormes is appointed Temporary Guardian of the person of Victor Hernandez, II. Petitioner advised to notify DCFS re issues with mother. Notice given to paternal grandparents, maternal grandfather, two siblings over 12 and the Mohave Indian Tribe.

**Continued from 02/22/17**

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, of the person only, by Suann Kormes (maternal grandmother), Victor Hernandez, III, age 9.

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

1. Petition indicates minor has Indian ancestry. Notification of rights under Indian Child Welfare Act (ICWA) must be served.
  - a. ICWA-030 form is to be completed by the petitioner to the best of their ability and must be signed and dated. As petitioner is not represented by an attorney, service will be done by the clerk of the court **once the form is completed and submitted by petitioner**. The ICWA-030 and a copy of the petition with attachments must be served on the parents, Indian Custodian (if applicable) and the Tribe and/or Bureau of Indian Affairs. Need signed return receipt card.
  - b. Notice must be given as to all subsequent hearings unless or until such time as it is determined that the act does not apply to the case.
  - c. If no response is received from the tribe within a reasonable time (not less than 60 days) from the tribe the court may determine that the act does not apply.

- d. If the tribe intervenes service of the ICWA-30 form is no longer required and subsequent notices will be in the standard form contained in the Probate Code for service of notice.
  - e. Notice in the manner described above must be served in addition to all notices required by the Probate Code.
  - f. **No proceeding shall be held until at least 10 days after receipt of notice by the parent, Indian custodian, the tribe or the Bureau of Indian Affairs per Pr.C.§1460.2(e).**
2. Need Parental Notification of Indian Status (form ICWA-020).
  3. 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).
  4. Petition alleges parental custody would be detrimental to the minor and request to dispense with notice as to mother and father. (see attachment 10 of petition at LF p. 11). If notice not dispensed with, need Notice of Hearing and Proof of Personal Service as to father (Victor Hernandez, Jr.) and mother (Maria Kormes). JTD
    - a. Due Diligence Declaration filed 12/16/16 as to mother, Maria Kormes. JTD
  5. Need Notice of Hearing and proof of mailed service as to paternal grandparents (Victor Hernandez and Michele Alverado), maternal grandfather (listed as unknown) and any sibling (if 12 or older), or file Due Diligence Declaration(s).
  6. Need complete Guardian Screening form. Form filed 12/16/16 incomplete at item #7 re anyone in home charged with arrest.
  7. Petitioner plans to adopt minor.
  8. Upon referral to CI by the Court, requires CI report. JTD
  9. ~ Proposed form Oder/Letters: 12/16/16

**RECOMMENDATION:**

Need to clear note 1, 2, 4 – 6, then Court's discretion.

(cs)



Superior Court of Calif, County of San Bernardino  
Page: 2  
CIVPRO San Bernardino District  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: TARA REILLY

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DATE: 05/17/17 TIME: 11:00 DEPT: S37G  
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CASE#: GAR PS1700027

CASE NAME: NATHAN WENDALE WAITE-CLARK JR ET AL

HEARING: re: Petition for Appointment of Guardian

COUNSEL:

THERESA ANN WALBY (GP )...GUY A BOVEE  
NATHAN WENDALE WAITE-CLARK JR (MIN)...  
ANGEL ALLEN WAITE-CLARK (MIN)...

GENERAL INFORMATION:

Temporary Order denied on 02/01/17

**Continued from 03/08/17 to clear notes.**

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, of the person only, by Theresa Walby (maternal grandmother), minors: Nathan, 2; & Angel, 1

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 Nathan Waite-Clark (father) and Tanya Walby (mother).
  - a. Proof of service filed 02/28/17 as to father is improper, only 14 days' notice given. Per PrC§1511 requires at least 15 days' notice. JTD
  - b. Proof of service filed 03/06/17 as to mother is improper, only 3 days' notice given. Per PrC§1511 requires at least 15 days' notice. JTD
2. Child Information Attachment for minor Angel indicates child is or may be an Indian child; however, ICWA inquiry [LF p. 9] indicates inquiry made and child has no known Indian ancestry. JTD
3. Court to review petition including letters from parents re care of minors [petition, LF p 8 and 15].
4. **Supplemental Declaration filed 05/10/17 by Petitioner, Theresa Walby in support of Guardianship.**
5. Upon referral to CI by the Court, requires CI report. JTD
6. ~Proposed form Order/Letters: 01/25/17

RECOMMENDATION:

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

(cs)

Superior Court of Calif, County of San Bernardino  
Page: 3  
CIVPRO San Bernardino District - Probate  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: TARA REILLY

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DATE: 05/17/17 TIME: 11:00 DEPT: S37G  
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CASE#: GAR PS1700187

CASE NAME: HAYLEA DUFER AND CONNOR DUFER  
HEARING: re: Petition for Appointment of Guardian

COUNSEL:

JENNIFER BOORMAN (GP)...PRO/PER  
JASON BOORMAN (GP)...PRO/PER  
HAYLEA DUFER (MIN)...  
CONNOR DUFER (MIN)...

GENERAL INFORMATION:

Temporary Orders denied on 04/24/17. Mother consents to guardianship and is deemed served as to permanent guardianship petition by her appearance in court .

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, of the person only, by Jennifer and Jason Boorman (aunt and uncle), minor: Haylea & Connor, age 1

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

1. Mother signed Consent and Waiver filed 04/14/17.
2. Need Notice of Hearing and Proof of Personal Service [forms GC-020 & GC-020(P)] on Andrew Dufer (father).
3. Need Notice of Hearing and Proof of Service by Mail [form GC-020] on Orlando Phillipinnie (pgf), Jamie Plotner (pgm), William and Melody Broadhurst maternal grandparents, or file Due Diligence Declarations.
4. Child Information Attachment for minor Haylea indicates she does not have Indian ancestry; however, ICWA inquiry was not made [LF pgs. 9]. JTD
5. Child Information Attachment for minor Connor alleges ICWA Inquiry was made; however, a response to item 1(c)(2) re known reasons whether this child is or may be an Indian child was not completed. JTD
6. Court to review Guardian Screening form by Jennifer Boorman, [LF p. 8.]
7. UCCJEA Declaration alleges minors' whereabouts are unknown as of 03/2017. JTD
8. Petition alleges family law matters, case FAMVS1601039. Court to inquire.
9. 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

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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](mailto:ProbateNotes@sb-court.org) for clarification of the notes only - no legal or procedural advice will be given.

\$15,000 on account, Petitioner to file for estate powers as PC 2628(a)(1) will require an accounting.

10. Upon referral to CI by the Court, requires CI report.

11. ~Proposed form Order submitted: 04/14/17

**RECOMMENDATION:**

Need to clear notes 2 - 5, then Court's discretion.

(cs)

Superior Court of Calif, County of San Bernardino

Page: 4

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

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DATE: 05/17/17 TIME: 11:00 DEPT: S37G  
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CASE#: GAR RS1000108

**VACATE**

CASE NAME: RACHEL AND STEVEN BOOTH

**SEE ALSO 5**

HEARING: Re: ACCOUNTING RE STEVEN

COUNSEL:

MARY BOOTH	(PET)...PRO/PER
RACHEL BOOTH	(MIN)...
STEVEN BOOTH	(MIN)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Accounting Review.

Minor: Steven, age 16 (DOB 07/14/00)

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

1. Mary Booth (mother) appointed Guardian of the estate only, of minor Steven, on 01/11/11. Per minute order of 10/04/11, the court received proof of deposit into blocked account, \$4,718.24 placed in blocked account.
2. Order Settling Third Account entered on 08/11/15.
3. **Fourth account current filed 05/0817. Take off Calendar.**

RECOMMENDATION:

Take off calendar.

(cs)

Superior Court of Calif, County of San Bernardino  
Page: 5  
CIVPRO San Bernardino District  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: TARA REILLY

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DATE: 05/17/17 TIME: 11:00 DEPT: S37G  
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CASE#: GAR RS1000108

CASE NAME: RACHEL AND STEVEN BOOTH

**SEE ALSO 4**

HEARING: Re: FINAL DISCHARGE AS TO RACHEL

COUNSEL:

MARY BOOTH	(PET)...PRO/PER
RACHEL BOOTH	(MIN)...
STEVEN BOOTH	(MIN)...

GENERAL INFORMATION:

THIS CASE SET FOR HEARING ON Final Discharge As To Rachel.

Minor: Rachel Booth age 19 (DOB 04/16/98)

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

1. Final Accounting approved on 06/13/16.
2. Receipt by Rachel Booth filed 06/13/16.
3. **Ex-parte Petition for Final Discharge Order forwarded by clerk's office to Department on 05/08/17.**

RECOMMENDATION:

Inquire status

(cs)

Superior Court of Calif, County of San Bernardino  
Page: 6  
CIVPRO San Bernardino District - Probate  
PROBATE/CONSERVATORSHIP CALENDAR  
HONORABLE: TARA REILLY

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DATE: 05/17/17 TIME: 11:00 DEPT: S37G  
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CASE#: GAR SS1300269

CASE NAME: Kalayasia Melody McDowell

HEARING: Accounting Review

COUNSEL:

RICHARD MCDOWELL (PG )...PRO/PER  
IRMA MCDOWELL (PG )...PRO/PER  
KALAYASIA MELODY MCDOWELL (MIN)...

GENERAL INFORMATION:

Continued from **1/15/15** and **3/15/18**.

OSC set when there was no appearance or accounting filed on 12/09/15.

Continued from **1/28/16** No appearances. Citation issued as to Attorney James Heywood.

Continued from **3/22/16** Due to a clerical error the citation from 01/28/16 never went out for service. Matter is continued.

Continued from 6/1/16 OSC taken off-calendar. Richard and/or Irma McDowell are ordered to appear.

Continued from **09/14/16**. No appearance. Court orders Richard McDowell and Irma McDowell to be physically present at next hearing if account not filed.

**Continued from 10/12/16 Petitioners show bank statements as proof of blocked account. Statement accepted as accounting.**

THIS CASE IS SET FOR HEARING ON Accounting Review

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

1. Paternal aunt and uncle, Irma and Richard McDowell, were appointed guardians, person and estate, on 11/07/13, with funds held in blocked account in lieu of bond.
2. Need final inventory & appraisal.
3. Per minute order of 10/12/16 financial statement accepted as accounting. JTD
4. Need first accounting. JTD

RECOMMENDATION:

Inquire status.

(sa/lc/nb/sa/cs)

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