



Guardianship Calendar

Second/Final Check

Superior Court of California
County of San Bernardino
Probate Department

Probate Notes for Calendar Date: 06/13/18

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.

05/25/18lh; 06/07/18lh

Superior Court of Calif, County of San Bernardino

Page: 1

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

GUARDIANSHIPS

DATE: 06/13/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1700351

CASE NAME: MTR OF RODNEY FARRIL HARRIS

HEARING:

Hearing Re: Status of Guardianship in Texas

COUNSEL:

LINDSEY ANIECE VON TOMAN (GP)...PRO/PER

RODNEY FARRIL HARRIS II (MIN)...

XREF: GARPS1700352 *MTR OF TIMOTHY TILLMAN HARRIS*

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Status of Guardianship in Texas re Rodney Farri Harris II (age 14)

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

1. Matter set on 12/13/17, wherein, Court appointed Lindsey Anience Von Toman as guardian of the person of Rodney Farril Harris II. Court encouraged Ms. Von Toman to seek legal assistance for filing guardianship in Texas before 6 month residency requirement.
2. Court set status on guardianship in Texas.

RECOMMENDATION

Inquire status.

(lh)

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

DATE: 06/13/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1700673

CASE NAME: MTR OF JESSICA LOPEZ HERRERA

SEE ALSO 3

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

FLOR MEDINA (GP)...LUIS AGUILAR & ASSOCIATES
JESSICA LOPEZ HERRERA (MIN)...

GENERAL INFORMATION:

Continued from 01/29/18. Court dispensed with notice to father and finds minor, maternal grandmother, and mother has signed consents and waivers. Notice is complete as to these three parties.

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, of the person only, by Flor Medina (non-relative), minor: Jessica, 19 (DOB 10/20/98)

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

1. Minor, maternal grandmother, sibling (Jose) and mother signed Consent and Waivers.
2. **Need** DCFS report as Petitioner is non-relative per Pr.C. §1513(g).
3. Petition for Special Immigrant Juvenile Findings filed concurrently. See notes on next page.
4. ~Proposed form Order submitted: 12/29/17

RECOMMENDATION:

Need DCFS report.

(cs/lh)

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

DATE: 06/13/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1700673

CASE NAME: MTR OF JESSICA LOPEZ HERRERA

SEE ALSO 2

HEARING:

Confidential Hearing re: Petition for Special Immigrant Juvenile
Findings

COUNSEL:

FLOR MEDINA (GP)...LUIS AGUILAR & ASSOCIATES
JESSICA LOPEZ HERRERA (MIN)...

GENERAL INFORMATION

Continued from 01/29/18. Notice is complete.

THIS CASE IS SET FOR HEARING ON Request for findings re: special immigrant
juvenile status, minor, Jessica, is age 19 (DOB 10/20/98)

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

1. Petitioner, Flor Medina, a family friend 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, Flor Medina and former minor, Jessica Herrera, offer declarations in support of the requested findings stating, inter alia, the following:
 - a. Minor was born 10/20/98, in El Salvador and lived there with minor's mother until 2015.
 - b. Mother resides in El Salvador and has virtually given up all responsibilities toward the former minor as a result of the scars from the physical assault by the father, who is incarcerated now.
 - c. Both parents have abandoned their efforts to provide care and protection for Jessica. (see SJIS Petition, for specifics, LF p. 6 - 11).
 - d. Minor does not believe she can return to El Salvador as current conditions are not safe for her. Her direct encounter with violence has terrified her and both parents cannot provide any support or protection to her.
6. Per the statutory scheme, this petition is to proceed only if guardianship of the minor is granted pursuant to the accompanying petition.

RECOMMENDATION

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

(lh)

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

DATE: 06/13/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1700682

CASE NAME: CHRISTOPHER J BACA JR.

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

JOSEPH BACA (GP)...PRO/PER
CHRISTOPHER J BACA JR. (MIN)...

GENERAL INFORMATION:

Temporary Letters issued 12/26/17.

Continued from 01/30/18. Court dispenses with notice to maternal grandfather and finds notice complete as to mother and father. Court deems UCCJEA Declaration sufficient. Temporary letters continue in full force and effect. Referred to Court Investigator for report.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by paternal grandfather, Joseph Baca ["Petitioner"], minor Christopher now 10.

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

1. Petitioner alleges prior CPS involvement.
2. Petition indicates petitioner intends to adopt minor
3. **CI Report filed 06/06/18.**
4. Court to review Confidential Guardianship Screening Form and Guardianship Questionnaire.
5. Petitioner alleges parental custody would be detrimental to the minor.
6. Other orders requested to include:
 - a. Restraining Orders against mother Vanessa Elvira and father Christopher Kelly Baca, effective immediately and made permanent to protect minor;
 - b. Legal and Physical Custody of minor Christopher Juan Baca, Jr. effective immediately and made permanent to prevent mother from absconding with minor;
 - c. Ability to place restraining orders on father, mother and anyone deemed not safe or appropriate to be around minor to guard and protect from any kind of harm which includes mental and emotional abuse through phone calls, text

messages, written letters and notes from either parent or any other person associated to either or both parents. JTD.

7. ~Proposed Form Order/Letters 12/26/17.

RECOMMENDATION:

Court's discretion.

(nb/lh)

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

DATE: 06/13/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1800191

CASE NAME: MTR OF TASHAE RAYMON BRAZIL ET AL

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

WENDY HOLDEN	(GP)...PRO/PER
TASHAE RAYMON BRAZIL	(MIN)...
TYSHAWN JAME BRAZIL	(MIN)...
ANGEL ANIKA CHINA BRAZIL	(MIN)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by maternal sister, Wendy Holden [petitioner], minors Tashae (6), Tyshawn (5) & Angel (4).

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

- 1 Mother and father are deceased.
- 2 **Need** Notice of Hearing and proof of **mailed service** on siblings if 12 or older, maternal grandmother, Lucretia Holden and unknown paternal grandparents or file Due Diligence Declarations.
 - a Due Diligence Declarations filed as to siblings Alizesha and Xavier King; maternal grandmother and unknown paternal grandparents. **JTD.**
- 3 Declaration under Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA) indicates minors have been in California since 03/14/18 (formerly in Texas). Court does not have current jurisdiction under Ca. Fam. Code §3424 for 6 months. However, court has temporary jurisdiction under Pr. C. § 2202 and 2352(a).
- 4 Upon referral to Court Investigator by the Court, requires Court Investigator Report.
- 5 Confidential Guardian Screening Form, section #13 re: adverse interest is blank. **Need** verified supplement.
- 6 Guardianship Questionnaire is incomplete as to each minor re: doctor information and any known medical, mental or special needs. **Need** verified supplement.
- 7 Petitioner requests authority to seek such medical, dental, psychiatric and psychological treatment/therapy as needed. **JTD.**

- 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 05/04/18

RECOMMENDATION:

Need to clear notes 2, 5-6 then Court's discretion.

(nb)

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

DATE: 06/13/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1800192

CASE NAME: MTR OF DAVID BALTIERRA ET AL

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

RAYMOND BALTIERRA	(PET)...PRO/PER
CASSANDRA HERNANDEZ	(GP)...PRO/PER
DAVID BALTIERRA	(MIN)...
LUCIA BALTIERRA	(MIN)...

X-REF: FSB 17002460; GARPS1700606; FAMSS1300284, J249482

GENERAL INFORMATION:

Temporary orders granted 05/11/18. Court finds notice complete on father, as he is present and he petitioned for Cassandra Hernandez to be appointed as guardian for the minors.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by father, Raymond Baltierra [petitioner] of nominee, Cassandra Hernandez, minors David (6) and Lucia (4) (non-relative).

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

- 1 Father signed nomination, only.
- 2 **Need** Notice of Hearing and proof of **personal service** on mother, Jessica Trujillo.
a Due Diligence filed as to mother. **JTD.**
- 3 **Need** Notice of Hearing and proof of **mailed service** on siblings if 12 or older, maternal grandmother, Maria Penaloza, maternal grandfather, Javier Trujillo and paternal grandparents Joe and Sonia Baltierra or file Due Diligence Declaration(s).
- 4 **Need** Child Information Attachment Information as to minor, Cassandra.
- 5 **Need** DCFS report as proposed guardian is a non-relative.
- 6 UCCJEA incomplete as to the minor's residence for period 10/05/13 to 12/16/18 and signature is not dated. **Need** complete UCCJEA form.
- 7 Confidential Guardian Screening Form is not dated at signature line. **Need** same.
- 8 Upon referral to Court Investigator by the Court, requires Court Investigator Report.
- 9 ~Proposed Form Order/Letters 05/04/18.

RECOMMENDATION:

Need to clear notes 3-7 then Court's discretion.

(nb)

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

DATE: 06/13/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1800203

CASE NAME: PRINCESS VERONICA & ALBERT RAMON SOLIS ZABALA

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

NATALIE ZABALA (GP)...PRO/PER
PRINCESS VERONICA SOLIS ZABALA (MIN)...
ALBERT RAMON SOLIS ZABALA (MIN)...

Waiver of Court Fees and Costs filed by PRINCESS VERONICA SOLIS ZABALA is GRANTED
Waiver of Court Fees and Costs filed by ALBERT RAMON SOLIS ZABALA is GRANTED

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by maternal aunt, Natalie Zabala [petitioner], minors Princess Veronica (10) & Albert (8).

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

- 1 **Need** Notice of Hearing and proof of **personal service** on father, Albert Solis. and mother, Monica Zabala or file due diligence declaration. However, when a person who is to receive personal notice of a guardianship proceeding resides in Mexico, service may be either by a) international registered mail, return receipt; b) service by agent (typically an attorney in Mexico); c) service by Letters Rogatory; or (d) service via the Mexico Ministry of Foreign Affairs. CCP section 413.10(c); Pr.C. 1511; In re Alyssa F. (2003) 112 Cal. App. 4th 846, 885, fn. 10; Convention on the "Service Abroad of Judicial and Extrajudicial Documents" in Civil or Commercial Matters, Nov. 15, 1965, 20 U.S.T. 361, T.I.A.S. No. 6638 (Hague Service Convention).
 - a Due Diligences filed as to father and mother. **JTD.**
- 2 **Need** Notice of Hearing and proof of mailed service on unknown maternal grandparents and unknown paternal grandparents or file Due Diligence Declaration(s).
 - a Petitioner requests an order dispensing with notice as to paternal and maternal grandparents as they are purportedly deceased. **JTD.**

- 3 Declaration under Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA) indicates minor have been in California since 12/01/17 (formerly in Mexico).
- 4 Petitioner alleges father and mother agree with guardianship. However, no consents are filed.
- 5 Upon referral to Court Investigator by the Court, requires Court Investigator Report.
- 6 Court to review Confidential Guardian Screening Form.
- 7 Court to review Guardianship Questionnaire.
- 8 Petitioner requests authority to seek such medical, dental, psychiatric and psychological treatment/therapy as needed. **JTD.**
- 9 Petitioner requests authority to apply for and receive such public benefits, Social Security and SSI benefits minors may be entitled to receive. **JTD.**

RECOMMENDATION:

Court's discretion.

(nb)

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

DATE: 06/13/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1700453

CASE NAME: MTR OF HANNAH DRAPER

SEE ALSO 7B, 8

HEARING:

Readiness Calendar

COUNSEL:

SANDRA RUTTAN	(GP)...PRO/PER
HANNAH DRAPER	(MIN)...
CASIE DRAPER	(OBJ)...AARON M. HUDSON

Waiver of Court Fees and Costs filed by HANNAH DRAPER is GRANTED

No notes – Readiness.

(nb)

Superior Court of Calif, County of San Bernardino

Page: 7B add-on

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 06/13/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1700453

CASE NAME: MTR OF HANNAH DRAPER

SEE ALSO 7A, 8

HEARING:

Hearing Re: OSC RE DISMISSAL

COUNSEL:

SANDRA RUTTAN

(GP)...PRO/PER

HANNAH DRAPER

(MIN)...

CASIE DRAPER

(OBJ)...AARON M. HUDSON

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON OSC re Dismissal.

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

- 1 Matter set at 05/23/18 readiness hearing, due to non-appearance by petitioner.
- 2 Notice to be given by Ms. Sparks. **Need** same.

RECOMMENDATION:

Court's discretion.

(nb)

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

DATE: 06/13/18 TIME: 11:05 DEPT: S35G

CASE#: GAR PS1700453

CASE NAME: MTR OF HANNAH DRAPER

HEARING:

Motion Re: TO BE RELIEVED AS COUNSEL Filed by Petitioner CASIE
DRAPER

COUNSEL:

SANDRA RUTTAN	(GP)...PRO/PER
HANNAH DRAPER	(MIN)...
CASIE DRAPER	(OBJ)...AARON M. HUDSON

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Motion to be Relieved as Counsel by Aaron
Hudson

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

1. Petitioner, Aaron Hudson makes this motion to be relieved as counsel under Code of Civil Procedure section 284(2) instead of filing consent under section 284(1) due to breakdown in communication with client, Casie Draper.
2. Notice was given.
3. ~Proposed Form Order: 05/09/18

RECOMMENDATION:

Court's discretion.

(lh)

Future Hearings:

6/18/18 Court Trial (Day 1)
6/19/18 Court Trial (Day 2)

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

GUARDIANSHIPS

DATE: 06/13/18 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1700074

CASE NAME: STEPHANIE DICKHAUSEN

HEARING:

Hearing Re: Confirmation of Transfer

COUNSEL:

TAMMY SAVERANCE	(PET)...PRO/PER
STEPHANIE DICKHAUSEN	(MIN)...
BRITNEY DICKHAUSEN	(MOT)...PRO/PER

GENERAL INFORMATION

Continued from 02/21/18. Court transfers case to Riverside County. Court waives transfer fees and requests Riverside do the same.

THIS CASE IS SET FOR HEARING ON Transfer case to Riverside County re

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

1. On 02/21/18, Court ordered case transferred to Riverside County Court. Court waived transfer fees and requested Riverside County to do the same.
2. Return of signed Certified Mail Receipt from Riverside County Court filed 04/17/18.
3. **Need** return of receipt from Riverside County Court.

RECOMMENDATION

Need to clear note #3.

(lh)

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

DATE: 06/13/18 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1800195

CASE NAME: Edgar Perez-Rosas et al

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

PATRICIA BORBON-NAVA (GP)...PRO/PER
EDGAR PEREZ-ROSAS (MIN)...
JESUS PEREZ-ROSAS (MIN)...

X-REF: CSSS 1005211

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by paternal grandmother, Patricia Borbon-Nava [petitioner], minors now Edgar (10) & Jesus (9).

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

- 1 **Need** Notice of Hearing and proof of **personal service** on mother, Victoria Rosas and father, Edgar Perez Borbon.
- 2 Petitioner alleges father agrees with guardianship. However, no consent is filed.
- 3 Court to review Confidential Guardian Screening Form
- 4 Upon referral to Court Investigator by the Court, requires Court Investigator Report.
- 5 ~Proposed Form Order/Letters 05/04/18.

RECOMMENDATION:

Need notice then Court's discretion.

(nb)

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

DATE: 06/13/18 TIME: 11:00 DEPT: S36G

CASE#: GAR RS700055

CASE NAME: CARLEY D MCCORMICK

SEE ALSO 4

HEARING:

Petition for PETITION FOR APPT OF GUARDIAN OF CARLY & KAYLA BY
DON & BARBARA NEFF

COUNSEL:

JAMES RHODES	(PET)...THOMAS V PRATT
TINA CONNER	(PET)...THOMAS V PRATT
CARLY D MCCORMICK	(MIN)...
KAYLA K MCCORMICK	(MIN)...
DON NEFF	(GP)...PRO/PER
BARBARA NEFF	(GP)...PRO/PER

GENERAL INFORMATION

Ex parte orders denied 08/31/17. No emergency. Parties represent there are no objections and all parties have reached an agreement regarding guardianship. Court encourages James Rhoses, Tina Conner and Barbara Neff to confer and submit a written agreement to Court by next hearing date.

Continued from 10/04/17. Court deems father served and dispensed with notice. After discussion on the record, current guardian Tina Conner resigns as guardian as to Carly D. McCormick, only. Court appoints in her place Don Neff and Barbara Neff as co-guardians of the minor of Carly D. McCormick. Court continues matter as to minor Kayla K. McCormick, only.

Continued from 01/10/18. A petition removal needs to be filed.

THIS CASE IS SET FOR HEARING ON Petition for Successor Guardianship by Barbara Neff (great aunt) and Don Neff (spouse of great aunt), minor: Kayla (11)

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

1. Minor Kayla does not currently reside with petitioners.
2. Mother is deceased.
3. Tina Conner (pgm) was appointed guardian of minors Carley and Kayla. **No current vacancy. Need to file petition for removal of guardian per Pr. C. §2651, or obtain signed resignation from current guardian per Pr. C. §2660.**

4. **Need** Notice of Hearing and Proof of Personal Service on Michael McCormick (father). Alternatively, as father is incarcerated, notice may be served in accordance with Local Rule 20-1317.
5. **Need** Notice of Hearing and proof of mailed service as to unknown paternal grandfather, or file Due Diligence Declaration.
6. Petitioner indicates she is the great-great aunt of minors. Court may wish to clarify petitioners' relationship to minors.
7. See confidential Guardian Screening Form by Barbara Neff filed 08/25/17, LFpg4.
8. Upon Court referral, need CI report.
9. ~Proposed form Order: 08/25/17

RECOMMENDATION

Need vacancy prior to appointment.

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

(lh)

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

DATE: 06/13/18 TIME: 11:00 DEPT: S36G

CASE#: GAR RS700055

CASE NAME: CARLEY D MCCORMICK

SEE ALSO 3

HEARING:

Hearing re: Petition for Termination of Guardianship

COUNSEL:

JAMES RHODES	(PET)...THOMAS V PRATT
TINA CONNER	(PET)...THOMAS V PRATT
CARLY D MCCORMICK	(MIN)...
KAYLA K MCCORMICK	(MIN)...
DON NEFF	(GP)...PRO/PER
BARBARA NEFF	(GP)...PRO/PER

GENERAL INFORMATION

Continued from 01/10/18.

THIS CASE IS SET FOR HEARING ON Petition for Termination of Guardianship by Barbara Neff (great, great aunt) and Don Neff (spouse of great, great aunt), minor: Kayla

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

1. Tina Conner (paternal grandmother) appointed Guardian of the person of minor Carley McCormick on 01/15/08 and of Kayla McCormick on 07/24/10.
2. Petitioners Barbara (great aunt) and Don Neff (spouse of great aunt) are seeking termination of guardianship and allege current guardian had a stroke, can barely take care of herself, and James Rhodes (purported grandfather) is residing with guardian and minors.
3. Petitioners are proposed successor guardians. See notes on prior matter.
4. It appears petitioners do not have standing to file petition for termination. **Need proper petition for removal of guardian per Pr. C. §2651.**
5. **Need** Notice of Hearing and proof of mailed service as to Michael McCormick (father), Brenda Hoover (mgn), minor Carley, and sibling Krista Neff.
6. ~Proposed order: 08/25/17

RECOMMENDATION

Need to file proper petition for removal and notice.

(lh)

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

DATE: 06/13/18 TIME: 11:00 DEPT: S36G

CASE#: GAR SS1100204
CASE NAME: IN MATTER RE CELESTE KAYE ROGIN ETAL

HEARING:
Final Account and Report of ALBERT ROGIN III re Celese Kaye Rogin

COUNSEL:

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

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Final Accounting and Request for Discharge of Albert Rogin III, re minor: Celeste (age 20; DOB: 08/29/98)

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

1. Accounting period: 11/29/13 to 08/29/18
2. Assets on hand: \$14,660.28.20, cash
3. Summary of Account was not included as required at minimum per Local Rule 20-1311(e); however, funds have always been held in US Bank blocked account ending in x5898; final bank statement attached. No disbursements were ever made. [Acct, 5/7/18, LFpg6]. **JTD**
4. Former minor, Celeste Rogin, signed waiver of account and receipt of final distribution filed 05/07/18.
5. **Need** Notice of Hearing as to former minor, Celeste.
6. Proposed order submitted 05/07/18 is missing hearing information, accounting period, assets on hand at distribution, and notice.
 - a. Proposed order erroneously includes discharge. **Need** mandatory Ex Parte Petition for Final Discharge Order (form GC-395).
7. *Note: Court to set accounting review as to minor sibling, Reece (age 16). Last order on waiver of account entered 12/24/13.*

RECOMMENDATION:

Need notice then Court's discretion. If approved, court to set hearing on final discharge for **08/15/18**.

Court to set accounting review re third account current as to minor Reece for **08/15/18**.
(lh)

Superior Court of Calif, County of San Bernardino

Page: 1

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

GUARDIANSHIPS

DATE: 06/13/18 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1700248

CASE NAME: LEAH JAMES

SEE ALSO 2, 3

HEARING:

OSC re: Dismissal

COUNSEL:

DALONTE JAMES

(PET)...PRO/PER

LEAH JAMES

(MIN)...

LAQUESHA HAMMER

(MOT)...PRO/PER

GENERAL INFORMATION:

Temporary Orders granted on 05/18/17. Dalonte James is appointed Temporary Guardian of the person. Court waives notice to maternal grandfather Continued from **06/14/17**. Mother and father deemed served . Petitioner advised maternal grandmother needs to be re-served giving at least 15 days' notice. Witness Dalonte James sworn and examined; no further notice needed as to paternal grandmother. Mother and father to file written objections. Court recommends father attend parenting class and find a job. Jeanne Kennedy appointed GAL for mother. Referred to Court Investigator. Court makes visitation orders as to mother. Continued from **10/11/17**. Paternal grandmother present. J Kennedy's report filed 10/04/17. Referred to Court Investigator. Parents to have visitation every Thursday from 3-7 pm supervised by Shantal Robins. Parents to have additional 4 hours each week supervised by Brandy Patterson. Visitation need not be in one 4-hour period, but shorter increments are ok. Parents responsible for food, clothing etc. during visitation.

Continued from 03/22/18. No appearance by petitioner; OSC re dismissal set.

THIS CASE SET FOR HEARING ON **OSC Re Dismissal**/Petition for Appointment of Guardian, of the person only, by Dalonte James, paternal grandfather, minor: Leah 1.

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

1. Report of Jeanne Kennedy, GAL, filed 10/04/17.
2. CI Reports filed 10/04/17, 10/05/17 and 01/05/18.

Revised second check notes post two court days prior to the hearing. Documents filed at least seven days prior to the hearing will be included while later documents may be delivered to the courtroom for consideration at the judge's discretion. ♦ Examiners can be contacted at ProbateNotes@sb-court.org for clarification of the notes only - no legal or procedural advice will be given.

3. Declaration of Petitioner, Dalonte James, Sr. filed 06/07/17 in support of guardianship.
4. Petition alleges related juvenile, custody and domestic matters in Las Vegas.
5. Court to review attachment to petition re letter from father giving up rights of minor to petitioner and a letter from petitioner re parents, LF p. 11-13.
6. Petitioner indicates willingness to adopt.
7. **Need** proper timely notice for maternal grandmother Jesse Jones.
8. ~Proposed form Order submitted: 05/11/17

RECOMMENDATION

Need to clear note #7.

(cs/lh/lc/lh)

Superior Court of Calif, County of San Bernardino

Page: 2

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

DATE: 06/13/18 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1700248

CASE NAME: LEAH JAMES

SEE ALSO 1, 3

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

DALONTE JAMES	(PET)...PRO/PER
LEAH JAMES	(MIN)...
LAQUESHA HAMMER	(MOT)...PRO/PER

Waiver of Court Fees and Costs filed by LEAH JAMES is GRANTED

See notes on prior matter.

(lh)

Superior Court of Calif, County of San Bernardino

Page: 3

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

DATE: 06/13/18 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1700248

CASE NAME: LEAH JAMES

SEE ALSO 1, 2

HEARING:

Trial Setting Conference

COUNSEL:

DALONTE JAMES	(PET)...PRO/PER
LEAH JAMES	(MIN)...
LAQUESHA HAMMER	(MOT)...PRO/PER

Waiver of Court Fees and Costs filed by LEAH JAMES is GRANTED

TSC—no notes—JTD

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

DATE: 06/13/18 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1700479

CASE NAME: MTR OF BENJAMIN TAYLOR BOWEN

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

DEBBIE LOCKE (GP)...PRO/PER
BENJAMIN TAYLOR BOWEN (MIN)...

GENERAL INFORMATION

Continued from **10/17/17**. Court excuses/dispenses notice as to the father and paternal grandparents as they are unknown. Referred to Court Investigator for a limited investigation and report.

Continued from 01/30/18. Candace Bowen (Mother) objects to the petition for appointment of guardian. Candace Bowen represents she was not served with the petition and was given verbal notice of the hearing date only and also states she has resided in an inpatient rehab in the city of Pomona and will continue to reside there until March. The Court informs Candace Bowen she may file written objections and she will also need to notify the Court Investigator's office of her address when she leaves the inpatient rehabilitation center. Re-referred to Court Investigator for full investigation and report and further orders the CI to contact Candace Bowen as she was not previously interviewed by CI.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by Debbie Locke (mgn), minor Benjamin (3)

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

1. Petitioner requests Court excuse notice to father as he is not listed on birth certificate. Court to inquire whether father is known. [See Petition, birth certificate, LFpg10].
2. **Need** Notice of Hearing and Proof of Personal Service as to Candace Bowen (mother). Mother appeared at last hearing. Does Court wish to deem service waived? **JTD**.
3. **Need** CII referral form.
4. Petitioner seeks broad medical/dental powers. Recommend order to reflect that requested medical/dental powers are subject to PC 2353(b).

5. Petitioner seeks power to apply for and receive any public benefits, social security & SSI benefits the minor children 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.
6. CI report filed. **CI Report filed 06/04/18**
7. **DCFS Narrative filed.**
8. No written objections as of the review of this matter.
9. ~Proposed form Order: 09/12/17

RECOMMENDATION

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

(lh/nb)

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

DATE: 06/13/18 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1700677

CASE NAME: MTR OF DESTANY MARIE FRAIJO ET AL

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

CYNTHIA M ESTRADA	(PET)...PRO/PER
DESTANY MARIE FRAIJO	(MIN)...
ANGELINA MARIE FRAIJO	(MIN)...
RONNIE ANTHONY FRAIJO JR	(MIN)...
ERIC ANTHONY FRAIJO	(MIN)...

GENERAL INFORMATION:

Continued from 01/30/18. Ronnie Fraijo (Father) represents he mailed his objections on 1/25/18. The Court excuses notice as to Vicente Tapia pursuant to the Due Diligence Declaration filed 1/12/18. Referred to Court Investigator for full investigation and report. The Court takes note the minors are in the custody of the father and are living with him.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by maternal aunt, Cynthia M. Estrada ["Petitioner"], minors now Destany (14), Angelina (11), Ronnie (10) and Eric (8)

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

1. Minors are not currently living with petitioner.
2. Mother is deceased.
3. Due Diligence Declaration filed 01/12/18 as to Vicente Tapia, maternal grandfather. JTD.
4. **Court Investigator Report filed.**
5. Petitioner requests authority to seek such medical, dental, psychiatric and psychological treatment/therapy as needed. JTD.
6. Petitioner requests authority to apply for and receive such public benefits, Social Security and SSI benefits minors may be entitled to receive. JTD.
7. Notice is complete.
8. Declaration of Cynthia Estrada filed 06/05/18 in support of petition.

9. **Objections filed by father, Ronnie Fraijo.**
10. ~Proposed Form Order/Letters 12/21/17.

RECOMMENDATION:
Court's discretion.

(nb/ww/nb)

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

DATE: 06/13/18 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1800187

CASE NAME: Donovan R Recendez & Brooklyn R Recendez

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

CHERI DOW	(GP)...PRO/PER
DONOVAN R RECENDEZ	(MIN)...
BROOKLYN R RECENDEZ	(MIN)...

GENERAL INFORMATION:

Emergency orders denied on 05/09/18.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by **non-relative**, Cheri Dow, minors Donovan (2) & Brooklyn (8 months).

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

- 1 Signed, notarized Temporary Guardianship Agreement, signed by father, affixed to temporary petition [LF, p. 4].
- 2 **Need** Notice of Hearing and proof of **personal service** on mother, Sara J, Jarrell-Worden and father, Angel Recendez.
 - a Due Diligence Declaration as to mother filed. **JTD.**
- 3 **Need** Notice of Hearing and proof of **mailed service** on unknown maternal grandparents and unknown paternal grandparents or file Due Diligence Declaration(s).
- 4 **Need** DCFS report as petitioner is a non-relative.
- 5 UCCJEA incomplete as to the minor's residence as of date of birth of the minor. **Need** verified supplement
- 6 Petitioner alleges 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 seek such medical, dental, psychiatric and psychological treatment/therapy as needed. **JTD.**
- 9 Petitioner requests authority to apply for and receive such public benefits, Social Security and SSI benefits minors may be entitled to receive. **JTD.**

10 ~Proposed Form Order/Letters 05/02/18

RECOMMENDATION:

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

(nb)

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

DATE: 06/13/18 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1800197

CASE NAME: ARTURO SARZA III & ALIZE FAITH SARZA

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

ANNETTE AMBALONG	(PET)...PRO/PER
ARTURO S SARZA III	(MIN)...
ALIZE FAITH SARZA	(MIN)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by maternal great-grandmother, Annette Ambalong [petitioner], minors now Arturo (5) & Alize (4).

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

- 1 **Need** Notice of Hearing and proof of **personal service** on mother, Aaliyah M. Ramos and father, Arturo Sarza II.
a Due Diligence Declarations filed as to mother and father. **JTD.**
- 2 UCCJEA is not signed or dated. **Need** same.
- 3 Upon referral to Court Investigator by the Court, requires Court Investigator Report.
- 4 Petitioner requests authority to seek such medical, dental, psychiatric and psychological treatment/therapy as needed. **JTD.**
- 5 Petitioner requests authority to apply for and receive such public benefits, Social Security and SSI benefits minors may be entitled to receive. **JTD.**
- 6 ~Proposed Form Order/Letters 05/07/18.

RECOMMENDATION:

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

(nb)

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

DATE: 06/13/18 TIME: 11:00 DEPT: S37G

CASE#: GAR SS1200227

CASE NAME: SHILA MORNING SHADOW CHACON ET AL

HEARING:

Second Account and Report of W A HLAVATY and Petition for allowance of fees

COUNSEL:

ARMANDO THOMAS RAMOS	(GE)...HOLLAND & KNIGHT, LLP
NATAHNY FEATHER CHACON	(MIN)...
QUOYMEE BEANIE CRUZ CHACON	(MIN)...
SHILA MORNIN SHADOW CHACON	(MIN)...
TOM RAMOS	(PET)...HOLLAND & KNIGHT, LLP
VINCENT ESPINDOLA	(GE)...HOLLAND & KNIGHT, LLP
VINCENT ESPINDOLA	(GP)...HOLLAND & KNIGHT, LLP
W A HLAVATY	(GE)...RICHARD W S PERSHING
WEE-SHA BIRD CHACON	(MIN)...

XREF: PROPS0900728 (*Cruz Antonio Chacon*)

GENERAL INFORMATION:

W. A. Hlavaty (PPF) appointed successor guardian of the estate in minute order of 11/13/14; \$1,200,000 Bond.

Former minor, Shila, reached age of majority; prior guardians discharged as to Shila on 05/22/15.

On 10/25/17, parties reached a settlement agreement that Tribal Court will take control of balance of property after disbursement to adult children. First Account approved; *Order to be filed to include settlement language described in reporter's transcript.*

THIS CASE SET FOR HEARING ON: Second Account Current and Report of Guardian for Wee-Sha Bird Chacon and Quoymee Beanie Cruz Chacon; Final Account for Natahny Feather Chacon; Petition for Settlement by W. A. Hlavaty (PPF), successor guardian; wards: **Natahny** (age18); **Wee-Sha** (age13); **Quoymee** (age 11)

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

1. First and Account and Report approved 10/25/17. Proposed Order submitted 05/30/18; however, **need copy of transcript. Examiner awaiting copy from Court reporter.**
2. Accounting period: 02/01/17 to 04/15/18
3. Assets on hand re Natahny: \$178,532.04, consisting of 1/6 interest in (9) vehicles and a 1/6 interest in real property.
4. Assets on hand re Wee-Sha: \$178,532.04, consisting of 1/6 interest in (9) vehicles and a 1/6 interest in real property.
5. Assets on hand re Quoymee: \$178,532.04, consisting of 1/6 interest in (9) vehicles and a 1/6 interest in real property.
6. Inventory and Appraisal was filed 10/29/14, and carry values have been adjusted to remove the 1/6 interest of the Shila, ward who previously reached majority. Petitioner alleges market values were determined by Kelly Blue Book.
7. Copies of insurance declarations attached. [Acct, 4/26/18, LFpgs47-55].
8. Petitioner does not request fees.
9. Attorney waives compensation.
10. Current bond: \$59,290; petitioner requests bond reduction to \$19,763.33. **Need bond calculation.**
11. Notice was given.
12. ~Proposed Order: 04/26/18

RECOMMENDATION

Need Order re First Account prior to approval of second account.

Need to clear note #10 then Court's discretion. If approved, court to set hearing on accounting review re *Wee-Sha and Quoymee* for **06/12/19**.

Court to set hearing re *Natahny* for filing of receipts and final discharge for **08/15/18**.

(lh)

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

DATE: 06/13/18 TIME: 11:00 DEPT: S37G

CASE#: GAR SS700337

CASE NAME: MTR RE ANDREW FERRY ET AL

HEARING:

Hearing re: Petition for Termination of Guardianship

COUNSEL:

PATRICIA LEWIS	(GP)...PRO/PER
ANDREW FERRY	(MIN)...
KYLIE FERRY	(MIN)...
JILLIAN FERRY	(MIN)...
ADAM FERRY	(FAT)...PRO/PER

GENERAL INFORMATION:

Maternal grandmother, Patricia Lewis, appointed guardian of the person on 12/20/07.

THIS CASE IS SET FOR HEARING ON Petition for Termination of Guardianship by father, Adam J. Ferry, minor Jillian now 18 (date of majority 01/27/00).

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

1. Mother is deceased.
2. **Need** Notice of Hearing with proof of **mailed service** on guardian/maternal grandmother, Patricia Lewis, maternal grandfather, Bill Lewis and paternal grandparents, Marvin and Kay Ferry or need Due Diligence Declaration(s).
3. Petitioner, Adam J. Ferry, requests that the guardianship of the person be terminated as it in the best interest of the minors; alleges minor is verbally abused; and called Petitioner to pick her up because minor could not take it anymore.
4. ~Proposed Form Order 05/04/18.

RECOMMENDATION:

Deny. Guardianship ended by operation of law upon date of majority.

(nb)

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

DATE: 06/13/18 TIME: 11:00 DEPT: S37G

CASE#: GAR VS1200167

CASE NAME: MATTER OF EMANUELSON MINORS

HEARING:

Hearing Re: PLAN OF DISTRIBUTION

COUNSEL:

SHONDA G EMANUELSON-MARSTELL (GP)...CALDWELL, KENNEDY & PORT
DYLAN M EMANUELSON (MIN)...
JACOB T EMANUELSON (MIN)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Plan of Distribution.

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

1. Matter set at 11/15/17 hearing, for Counsel to determine what the plan of distribution is when Dylan reaches the age of majority and whether Dylan is prepared to manage the monies he will receive.
2. Declaration re: Plan of Distribution filed.

RECOMMENDATION:

Court's discretion

(nb)

Future Hearings:

11/07/18 Hearing Re: Accounting Review (As to Dylan)

10/02/19 Hearing Re: Accounting Review (As to Jacob)

Superior Court of Calif, County of San Bernardino

Page: 11

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

DATE: 06/13/18 TIME: 1:10 DEPT: S37G

CASE#: GAR PS1600608

CASE NAME: URIAH LEO CASTREJON

HEARING:

Hearing Re: REVIEW OF VISTIATION

COUNSEL:

BEVERLY ANN BARAJAS	(PET)...PRO/PER
URIAH LEO CASTREJON	(MIN)...
SALLY CASTREJON	(PET)...PRO/PER
CANDY RENE CUELLAR	(OBJ)...PRO/PER

Waiver of Court Fees and Costs filed by BEVERLY ANN BARAJAS is GRANTED
Waiver of Court Fees and Costs filed by SALLY CASTREJON is GRANTED

Visitation—no notes—JTD