



Guardianship Calendar

Second/Final Check

Superior Court of California
County of San Bernardino
Probate Department

Probate Notes for Calendar Date: 08/17/17

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

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.

Superior Court of Calif, County of San Bernardino

Page: 1

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT **GUARDIANSHIPS**

DATE: 08/17/17 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1600152

Vacated

CASE NAME: MTR OF DANIEL CHAMMAS

HEARING:

Accounting Review

COUNSEL:

DANIEL CHAMMAS

(MIN)...PRO/PER

JOSEPH CHAMMAS

(GE)...MELINDA S. BELL

REBECCA CHAMMAS

(GE)...MELINDA S. BELL

XREF: CIVDS1505101

Future hearing dates: 09/05/17 1st Account by Joseph and Rebecca Chammas

Superior Court of Calif, County of San Bernardino

Page: 1

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: CYNTHIA LUDVIGSEN

GUARDIANSHIPS

DATE: 08/17/17 TIME: 11:00 DEPT: S36G

CASE#: GAR BS900006

CASE NAME: GUARDIANSHIP OF AUDREY TORTES, ETAL

SEE ALSO 2

HEARING: Petition for APPOINTMENT OF GUARDIAN

COUNSEL:

AUDREY E TORTES	(MIN)...
JANET E GOOD	(PET)...PRO/PER
LARA SANTOYO HERNANDEZ	(GP)...PRO/PER
LARRY TORTES	(GP)...PRO/PER
LORI SCHONDEL	(PET)...PRO/PER
MAKAIE K TORTES	(MIN)...

GENERAL INFORMATION:

Temporary orders denied on 07/12/17.

THIS CASE IS SET FOR HEARING ON Petition for **Successor** Guardian of Person only by Larry Tortes and Lara Hernandez, paternal grandfather and paternal aunt, minors Audrey 13 and Makaie 11.

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

1. Lori Schondel and Janet Good, maternal grandmother and great maternal grandmother on 04/07/09; person only.
2. Petition indicates minors do not live with Petitioners. Court to clarify.
3. Petition indicates \$15,000 in real property. Court to inquire as this is for person only.
4. Father is deceased.
5. Paternal grandmother and maternal grandfather are deceased.
6. Need notice of hearing and proof of personal service [GC-020/020P] or due diligence declaration for mother Jammie Leffet [sic], guardians and minor Audrey.
7. Need notice of hearing and proof of mailed service [GC-020] or due diligence declaration for siblings Lee Lee and Leona if 12 or older.
8. UCCJEA does not indicate dates of residency. Need full 5 years.
9. It appears tribes have been noticed in the history of the guardianship until 07/25/17; however, notice sent by clerk's office contains incorrect hearing date and notice must be resent. **Clerk of the Court to mail corrected** Notice of Child Custody Proceeding for Indian Child ICWA-030 to the **Desert Cahuilla, Bureau of Indian**

Affairs and Secretary of Interior with a copy of the petition, together with other required documents per Pr.C. §1460.2(5). Proofs of certified mail are attached as required per Pr.C. §1460.2. ***Ten (10) days have not lapsed since receipt*** of the copy of the petition by the Indian Tribe.

10. Minor is of Indian Ancestry according to Indian Child Inquiry Attachment. **Need** ICWA-20 form, Parental Notification of Indian Status.
11. No response has been filed by the Indian Tribe or Bureau of Indian Affairs at the time of the review of the file. If a response is filed, the court must proceed as if the child is an Indian child and direct the appropriate individual or agency to provide active efforts under rule 5.484(c) to secure tribal membership for the child. If no response is filed within 60 days after receiving that notice, then the court may determine that the Indian Child Welfare Act does not apply to the proceedings, provided that the court must reverse its determination of the inapplicability of the act and must apply it prospectively if a tribe or the Bureau of Indian Affairs subsequently confirms that the child is an Indian child.
12. 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). JTD
13. ~Proposed Form Order: 07/06/17.

RECOMMENDATION:

Need to clear notes 6 – 10. Matter re termination needs to be approved prior to this petition.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 2

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

DATE: 08/17/17 TIME: 11:00 DEPT: S36G

CASE#: GAR BS900006

CASE NAME: GUARDIANSHIP OF AUDREY TORTES, ETAL

SEE ALSO 1

HEARING:

Hearing re: Petition for Termination of Guardianship

COUNSEL:

AUDREY E TORTES	(MIN)...
JANET E GOOD	(PET)...PRO/PER
LARA SANTOYO HERNANDEZ	(GP)...PRO/PER
LARRY TORTES	(GP)...PRO/PER
LORI SCHONDEL	(PET)...PRO/PER
MAKAIE K TORTES	(MIN)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Termination of Guardianship by Larry Tortes and Lara Santoyo, paternal grandfather and paternal aunt.

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

1. Lori Schondel and Janet Good, maternal grandmother and great maternal grandmother on 04/07/09; person only.
2. Petitioners Larry and Lara allege that the current guardian Lori is not consistent with minor's schooling, medical and daily needs. Petitioner needs to file petition for removal per Pr. C. § 2651 or the guardian needs to resign per Pr. C. § 2660. Alternatively, Court may wish to deem guardian's consent as resignation
3. Father is deceased.
4. Paternal grandmother and maternal grandfather are deceased.
5. Need notice of hearing and proof of mailed service [GC-020] or due diligence declaration for mother Jammie Laffle [sic], guardians, minor Audrey and siblings Lee Lee and Leona if 12 or older.
6. Upon referral to Court Investigator, court would require a report.
7. ~Proposed Form Order: 07/06/17.

RECOMMENDATION:

Need to clear notice and Court's discretion re note 2.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 3

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

DATE: 08/17/17 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1600035

CASE NAME: MTR OF DREVEN GORDON AND MEKHI GORDON

HEARING:

OSC re: Dismissal of Guardianship Case filed by TAIKAISHA AMOS

COUNSEL:

DREVEN PERRY GORDON (MIN)...
MEKHI MALIK GORDON (MIN)...
TAIKAISHA AMOS (PET)...PRO/PER

GENERAL INFORMATION

OSC set on 06/22/17 when court vacated order appointing Taikaisha Amos.

THIS CASE SET FOR HEARING ON OSC re dismissal of guardianship case

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

1. Taikaisha Amos, mother, was appointed as guardian of the estate only, on 04/14/16, no bond. **Letters have not been issued.**
2. Report of GAL Sherri Kastilahn filed on 05/17/17.

RECOMMENDATION

Court's discretion re OSC.

(ww/lc)

Superior Court of Calif, County of San Bernardino

Page: 4

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

DATE: 08/17/17 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1600094
CASE NAME: DESIREE MARIE RODRIGUEZ ET AL
HEARING: Hearing re: Petition for Appointment of Guardian

COUNSEL:

CONCEPCION RODRIGUEZ	(MIN)...PRO/PER
DESIREE MARIE RODRIGUEZ	(MIN)...PRO/PER
JACOB JEREMIAH RODRIGUEZ	(MIN)...PRO/PER
LORETTA CASTANEDA	(PG)...PRO/PER

GENERAL INFORMATION:

Temporary orders granted **03/02/16**. Court orders temporary guardian to sign minors up for Inland Regional Center services if they qualify for the services.

Continued from **04/11/16, 06/09/16, and 08/22/16**. No appearance. Court set OSC re Dismissal.

Continued from 11/07/16 Minor Desiree needs to be personally served, she is now over the age of 12. Court will dispense notice as to the paternal grandparents. Petitioner is the minor's mother's cousin.

Continued from **03/30/17. Notice excused as to the mother.**

Continued from 06/15/17. Matter is referred to DCFS. The Court states that it does not transport people to court hearings.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by Loretta Castaneda (non-relative), minors Desiree (12), Concepcion (11) & Jacob (10).

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

1. Notice is complete.
2. Need DCFS report.
3. **Objection in the form of a letter by Concepcion Rodriguez (father) filed 04/20/17 and 06/17/17. Court mailed copy to parties.**
4. ~Proposed Form Order/Letters 02/26/16 & 03/02/16.

RECOMMENDATION:

Need DCFS report. Matter is contested.

(nb/lc/lh/cs/lh/ww)

Superior Court of Calif, County of San Bernardino

Page: 5

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

DATE: 08/17/17 TIME: 11:00 DEPT: S36G

CASE#: GAR SS1500396

CASE NAME: ISSABELLA ROSE GRAHAM

HEARING:

Hearing re: Petition for Termination of Guardianship

COUNSEL:

CAROLYN SUE HOWER (PET)...PRO/PER

ISSABELLA ROSE GRAHAM (MIN)...PRO/PER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Termination of Guardianship, Person only by Carolyn Hower, guardian/maternal grandmother, minor 3.

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

1. Petitioner, Carolyn, appointed guardian on 06/27/16, person only.
2. Petitioner, guardian, seeks termination on the basis that Raymond and Alicia Touraz wish to be guardians and adopt minor. Court may wish to treat petition as resignation Pr.C. § 2660 as the guardianship needs to remain.
3. Need consents for Raymond and Alicia and petition for successor guardian.
4. Need notice of hearing and proof of mailed service or due diligence declaration on William Graham, maternal grandfather and proposed guardians.
5. Mother is deceased and father is unknown; notice previously dispensed at appointment.
6. Upon referral to Court Investigator, court would require a report.
7. ~Proposed Form Order: 07/06/17.

RECOMMENDATION

Need to clear notes 3-4.

(lc)

Superior Court of Calif, County of San Bernardino

Page: 1

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

GUARDIANSHIPS

DATE: 08/17/17 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1700117

CASE NAME: MIGUEL SALINAS & ANTHONY SALINAS & NATHAN SALINAS

HEARING: Hearing re: Petition for Appointment of Guardian

COUNSEL:

ANTHONY JOSEPH SALINAS (MIN)...
IRMA MCGUIRE (PET)...PRO/PER
MIGUEL ROBERT SALINAS (MIN)...
NATHAN ANDREW SALINAS (MIN)...

GENERAL INFORMATION:

Irma McGuire appointed temporary guardian of all 3 minors on 03/29/17; person only. Petitioner states mother has taken minors from her home where they were placed by DCFS.

Continued from 04/27/17. Notice waived for mother, maternal grandmother and paternal grandmother. Petitioner to give notice to father who is in custody. Referred to Court Investigator for full report.

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, of the person only, by Irma McGuire (maternal grandmother), minors: Miguel, 10; Anthony, 8 and Nathan, 5.

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

1. Need notice of hearing and proof of personal service [GC-020/GC-020(P)] or due diligence declaration for father Miguel Salinas Father is incarcerated. Court could allow certified mail return receipt with declaration of hardship of personal service per Local Rule 20-1317.
2. Need notice of hearing and proof of mailed service [GC-020] or due diligence declaration on unknown paternal and maternal grandfathers.
3. Need supplement clarifying Indian ancestry for all minors. Child Information attachments [LF p13,18&23] are contradictory as they indicate children may have Indian ancestry and there is no known ancestry.
4. Notice waived for mother and paternal/maternal grandmothers.
5. Court to review Confidential Guardianship Questionnaire.
6. Petition alleges CPS involvement, LF p. 12.
7. Petitioner request additional orders for completion of inpatient drug treatment program, parent program, and anger management program.

8. Petitioner also requests a restraining order be in effect for the father as he has acted in a threatening manner toward petitioner. Court to determine if this is proper request in guardianship matter.
9. Court investigator report filed 08/01/17.
10. ~Proposed form Order: 03/10/17

RECOMMENDATION:

Need to clear notes 1-3.

(cs/ww/lc)

Superior Court of Calif, County of San Bernardino

Page: 2

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

DATE: 08/17/17 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1700127
CASE NAME: AALIYAH CAMPOS

HEARING: Hearing re: Petition for Appointment of Guardian

COUNSEL:

AALIYAH CAMPOS (MIN)...
WILFRIDO CRUZ (PET)...PRO/PER

GENERAL INFORMATION:

Continued from 04/27/17. *Interpreter*. Father deemed served. Due diligence declarations accepted for paternal grandparents and maternal grandfather. Mother needs to be re-served and green card brought to next hearing. DCFS is not involved with this case. Referred to Court Investigator.

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, of the person only, by Wilfrido Cruz (maternal great-uncle), minor: Aaliyah, 3

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

1. Need notice of hearing and proof of personal service [GC-020/GC-020(P)] or due diligence declaration mother Irma Campos. Mother is allegedly incarcerated, Court could allow certified mail return receipt with declaration of hardship of personal service per Local Rule 20-1317.
2. Petitioner seeks broad medical/dental powers. Recommend order to reflect that requested medical/dental powers are subject to Pr.C. § 2353(b).
3. 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.
4. **Court Investigator report filed on 08/10/17.**
5. ~Proposed form Order: 03/14/17.

RECOMMENDATION:

Need notice to mother.

(cs/ww/lc)