



# Guardianship Calendar

## Second/Final Check

Superior Court of California  
County of San Bernardino  
Probate Department

### **Probate Notes for Calendar Date: 09/20/17**

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.

08/28/17lh; 09/15/17lh

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT **GUARDIANSHIPS**

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DATE: 09/20/17 TIME: 11:00 DEPT: S35G  
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CASE#: GAR PS1600331

CASE NAME: NATHANIAL SCOTT LYON WALKER ETAL

HEARING:

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.

**Continued from 05/17/17. Court dispenses with notice to father of Nathaniel, Billy Lyon, and paternal grandparents of both minors. Court clears probate notes 4, 5, 8, and 9 on record. Court re-refers matter to Court Investigator. Petitioner states his phone number is 760-442-3325.**

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 and maternal grandfather are deceased.
3. Isaiah's Father, Michael Stanfill was served. Maternal grandmother was served.
4. Court Investigator Report filed 02/06/17. **CI Report filed 09/12/17**
5. ~Proposed Form Order/Letters: 07/08/16

#### RECOMMENDATION

Court's discretion. (lh/cs/jm/cs/lh)

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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.

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

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DATE: 09/20/17 TIME: 11:00 DEPT: S35G  
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CASE#: GAR PS1700163

CASE NAME: ISABELLA MARIE SANCHEZ

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

SALINA NUNEZ (PET)...PRO/PER  
JAMIE SIGALA (PET)...PRO/PER  
ISABELLA MARIE SANCHEZ (MIN)...

**XREF: GARPS1600239**

GENERAL INFORMATION:

Temporary Orders granted on 04/12/17. Salina Nunez and Jamie Sigala are appointed Temporary Guardians, of the person of Isabella Marie Sanchez.

**Continued from 05/10/17. Court clears probate note 3 re notice to paternal grandmother and maternal grandfather. Referred to Court Investigator for report.**

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, of the person only, by Salina Nunez (aunt) and Jamie Sigala (maternal grandmother), minor: Isabella, 1 month

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

1. Petitioners, Salina Nunez and Jaime Sigala were appointed co-guardians, of the person, of Damien Sanchez (minor's sibling) on 12/07/16, under case GARPS1600239. Court may wish to consolidate under lower number.
2. Need Notice of Hearing and Proof of Personal Service [forms GC-020 & GC-020(P)] on Adrian Sanchez (father) and Desiree Nunez (mother).
3. **CI report filed 08/23/17**
4. ~Proposed form Order: 04/05/17

RECOMMENDATION:

Need to clear note 2, then Court's discretion.

(cs/lh)

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

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DATE: 09/20/17 TIME: 11:00 DEPT: S35G  
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CASE#: GAR PS1700441

CASE NAME: RUSSELL JAMES ESCOVER IV

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

EVA MARIE MONTENEGRO (PET)...PRO/PER  
CRYSTAL DAWN WISDOM (GP )...PRO/PER  
RUSSELL JAMES ESCOVER IV (MIN)...PRO/PER

GENERAL INFORMATION

Ex parte hearing held. Hearing is off calendar.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by Eva Montenegro (mother) to appoint Crystal Wisdom (non-relative) of minor Russell Escover, III (age 17; DOB 11/30/99)

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

1. Petitioner, Eva Montenegro (mother), seeks to appoint Crystal Dawn Wisdom (non-relative) as guardian of the person so that minor can enroll in school in North Carolina.
2. Petition and UCCJEA indicate minor has resided with Crystal Wisdom (proposed guardian) since 07/26/17 in North Carolina.
  - a. A question of the jurisdiction of this Court is raised unless the Court finds this state has temporary emergency jurisdiction as defined under Family Code §3424.
  - b. The proper county for the commencement of a guardianship proceeding for a resident of this state is either of the following: a) The county in which the proposed ward resides or b) Such other county as may be in the best interests of the proposed ward per Pr.C. §2201.
3. Minor Russell Escover, III will reach age of majority on 11/30/17.
4. Need Notice of Hearing and Proof of Personal Service as to Russell James Escover, II (father), Russell James Escover, III (minor).
5. Need Notice of Hearing and proof of mailed service as to Carole Ann Puff (pgm), Nora Valenzuela (mgm), and siblings: Nicholas. James, and Faith (if 12 years+).
6. Upon Court referral, need CI report.

7. ~Proposed form Order: 08/17/17

RECOMMENDATION

Court's discretion re jurisdiction.

Need to clear notes 3-4.

(lh)

Superior Court of Calif, County of San Bernardino

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

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DATE: 09/20/17 TIME: 1:30 DEPT: S35G  
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CASE#: GAR VS1300041

CASE NAME: MATTER OF LOVE & PRESTON MINORS

HEARING:  
Hearing Re: COURT TRIAL (THIRD DAY)

COUNSEL:

RITA LOVE	(PET)...PRO/PER
KELVION L LOVE	(MIN)...
MALAYJA L PRESTON	(MIN)...
MISTY LOVE	(MOT)...PRO/PER

Waiver of Court Fees and Costs filed by RITA LOVE is GRANTED

**XREF: CSWS1602024 FAMVS1301172**

Court trial – no notes—JTD  
(lh)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

**GUARDIANSHIPS**

-----  
DATE: 09/20/17 TIME: 11:00 DEPT: S36G  
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CASE#: GAR PS1600534

CASE NAME: MTR OF FRANKLIN MARTIN-RAY KLUTH JR ET AL

**SEE ALSO 2**

HEARING:

OSC re: Dismissal

COUNSEL:

DAVID RAY CORNWELL	(PET)...PRO/PER
SHANNON MARIE CORNWELL	(PET)...PRO/PER
FRANKLIN MARTIN-RAY KLUTH JR	(MIN)...
JOEY TRISTEN KLUTH	(MIN)...
ASHLEY KLUTH	(MIN)...
MOLLY M PORTERFIELD	(OBJ)...PRO/PER
ALEXANDRA PORTERFIELD	(PRO/PER)

GENERAL INFORMATION:

Temporary orders denied on 11/02/16 and *Temporary orders* denied on 01/18/17.

Continued from **12/07/16** Court excuses notice to paternal grandfather. Kimberly Kluth is paternal grandmother. Referred to DCFS as petitioners are non-relatives.

**Continued from 03/22/17** at request of Court for Alexandria Porterfield (mother) to file objections. Referred to DCFS. Mother informs the Court that there was a favorable CPS report filed on 1/17/17, Court would like the CI to contact Dawn Morales from CPS and obtain a copy of the report.

**Continued from 07/05/17. No appearance. Court sets matter for OSC re dismissal on 09/20/17 at 11:00am.**

THIS CASE SET FOR HEARING ON **OSC re Dismissal** of Petition for Appointment of Guardianship of the person only, by David and Shannon Cornwell (non-relatives), minors: Franklin 9; Joey 6; and Ashley 3.

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

1. Mother and father signed Nomination, Consent and Waiver.
2. Proof of mailed service filed on 11/29/16 as to Kimberly Kluth (pgm); however, no indication if copy of petition was served. Kimberly Kluth was present at 12/07/16 hearing. Does court wish to deem service complete? JTD
3. Need Notice of Hearing and Proof of service by mail or file Due Diligence Declarations as to maternal grandfather.

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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.

4. Declaration by Franklin Kluth, father, in support of guardianship filed 03/01/17.
5. Declaration by Alexandria Porterfield (mother) re statement and success letters filed 03/15/17.
6. See Confidential Screening forms filed 10/25/16.
7. DCFS report filed 06/27/17 and **09/13/17**.
8. **Objections filed 03/27/17 by Alexandria Porterfield (mother).**
9. **Objections filed 03/27/17 by Molly M Porterfield (great grand-mother).**
10. ~Proposed Order/Letters filed 10/25/16 & 11/15/16.

RECOMMENDATION:

Need to clear note 3. Contested matter.

(cs/lh)



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

-----  
DATE: 09/20/17 TIME: 11:00 DEPT: S36G  
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CASE#: GAR PS1600534

CASE NAME: MTR OF FRANKLIN MARTIN-RAY KLUTH JR ET AL

**SEE ALSO 1**

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

DAVID RAY CORNWELL	(PET)...PRO/PER
SHANNON MARIE CORNWELL	(PET)...PRO/PER
FRANKLIN MARTIN-RAY KLUTH JR	(MIN)...
JOEY TRISTEN KLUTH	(MIN)...
ASHLEY KLUTH	(MIN)...
MOLLY M PORTERFIELD	(OBJ)...PRO/PER
ALEXANDRA PORTERFIELD	(PRO/PER)

See notes on prior matter #1  
(lh)

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

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DATE: 09/20/17 TIME: 11:00 DEPT: S36G  
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CASE#: GAR PS1600566

CASE NAME: MAXWELL THOMAS PATTON

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

ULRIKE DOLIM	(PET)...CHRISTINA FERRANTE
PHILIP DOLIM	(PET)...CHRISTINA FERRANTE
MAXWELL THOMAS PATTON	(MIN)...

GENERAL INFORMATION:

Temporary orders denied on 11/17/16.

Continued from **01/04/17** Attorney Ferrante called in stating that she will be subbing in as counsel. Matter is continued for the probate notes to be cleared.

**Continued from 03/22/17** Counsel states that the parties are trying to work out an agreement without the courts.

**Continued from 07/05/17. No appearance. Counsel contacted Court via telecom and requested continuance. Court granted request for continuance.**

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, of the person only, by Ulrike and Philip Dolim (paternal grandparents), minor Maxwell age 4.

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

1. Mother signed Nomination, Consent and Waiver filed 11/07/16.
2. Proof of service filed 11/22/16 as to Donna Patton (mgm); however, no indication whether a copy of Petition was served. Need proper service.
3. Proof of personal service filed 12/15/16 as to father is missing attached Notice of Hearing (form GC-020). Need completed service forms.
4. Need Notice of Hearing and proof of mailed service on Jerry Conway (mgf), or file due diligence declaration(s).
5. Need updated version of Confidential Guardianship Questionnaire form (SB18074) from petitioners.
6. Need complete UCCJEA signed by Petitioners. Form filed 11/07/17 has been completed by mother and indicate minor resides with her.
7. Upon referral to CI by the Court, requires CI report.
8. ~Proposed form Order: 11/07/16

**RECOMMENDATION:**

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

(cs/lh)

Superior Court of Calif, County of San Bernardino

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

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DATE: 09/20/17 TIME: 11:00 DEPT: S36G  
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CASE#: GAR PS1700125

CASE NAME: MTR OF KAHZELL NICHOLSON AND NYQUEST NICHOLSON

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

SANDRA LASSITER	(PET)...PRO/PER
DOREEN REYNOLDS	(PET)...PRO/PER
KAHZELL ZAQUAN NICHOLSON	(MIN)...
NYQUEST DEJION NICHOLSON	(MIN)...

GENERAL INFORMATION:

Temporary Orders denied on 03/22/17.

**Continued from 4/19/17.** Need notice to father and proof of service. Court excuses notice to paternal grandfather. Mother is objecting to guardianship, Court lets her know that she needs to file her objections in the clerk's office. Contested matter. Referred to Court Investigator for report.

**Continued from 08/16/17.**

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardians, of the person only, by Sandra Lassiter and Doreen Reynolds (maternal grandmother and spouse), minor Nyquest, 14 (DOB 08/04/03)

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

1. Minors signed Consent and Waiver filed on 03/14/17.
2. Petition is moot as to former minor Kahzell who reached age of majority on 09/17/17.
3. Anthony Nicholson (father) was served.
4. Notice of Hearing and Proof of Personal Service filed 04/14/17 as to Latine Finch (mother); however, need proper service to include at least 15 days' notice. **Note: mother was present at hearing on 08/16/17. Does Court wish excuse notice to mother?**
5. Petition alleges parental custody would be detrimental to minor.
6. Court to review Guardianship Questionnaire by Sandra Lassiter.
7. **CI report filed 08/04/17.**
8. No written objections filed as of review.

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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. ~Proposed form Order: 03/14/17

**RECOMMENDATION:**

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

(cs/lh)

Superior Court of Calif, County of San Bernardino

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

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DATE: 09/20/17 TIME: 11:00 DEPT: S36G  
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CASE#: GAR PS1700140

CASE NAME: MTR OF DESTINY E RIOS ET AL

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

IRIS RIOS	(PET)...PRO/PER
RAUL RIOS	(PET)...PRO/PER
DESTINY ELICIA RIOS	(MIN)...
AIDAN JONAN RIOS	(MIN)...
ABBY BAILEY RIOS	(MIN)...
DYLAN ZACHARIAH RIOS	(MIN)...

GENERAL INFORMATION

**Continued from 05/02/17** to file Due Diligence Declaration for maternal grandparents.  
**Continued from 05/17/17. Court will excuse notice [to maternal grandparents].**  
**Referred to Court Investigator for report.**

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by Raul Rios and Iris Rios (paternal uncle and spouse), minors: Destiny (7), Aidan (6), Abby (4), Dylon (2)

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

1. Adolfo Rios (father) and Dorothy Rios (mother) signed Consents and Waivers.
2. **CI report filed 09/20/17.**
3. ~Proposed form Order: 03/23/17

RECOMMENDATION

Need to clear note 2, then Court's discretion.

(lh/)

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

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DATE: 09/20/17 TIME: 11:00 DEPT: S36G  
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CASE#: GAR PS1700424

CASE NAME: KHALEE NATHAN AND JAVAN NATHAN

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

GAYLE NATHAN (PET)...PRO/PER  
KHALEE ZILAH NATHAN (MIN)...  
JAVAN EVERETT NATHAN (MIN)...

#### GENERAL INFORMATION

Ex parte orders denied on 08/16/17. Court provides petitioner with caregiver's affidavit.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person and estate by Gayle Nathan (), minors Khalee (17) and Javan (13)

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

1. Petitioner requests no bond per Pr. C. §2628 as estate assets are less than \$15,000.
2. Estate assets appear to consist of pension from deceased mother totaling \$1,347.66, annually. Proposed guardian seeks estate funds to use for mother's burial. Court to inquire.
3. Mother, father and maternal grandfather are deceased.
4. Need Notice of Hearing and proof of mailed service of ***general petition*** as to Everett Nathan (sibling).
5. Gayle Nathan (proposed guardian/pgm) resides in Fullerton, California, County of Orange. Question where minors currently reside?
6. Child Information Attachment form is incomplete at items #1f and #1g as to name and address of person with legal custody, and name and address of person children reside with. Need verified supplement. 3
7. Upon Court referral, need CI report.
8. No proposed order submitted.
- 9.

#### RECOMMENDATION

Need to clear notes 4-6, then Court's discretion.

(lh)

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Superior Court of Calif, County of San Bernardino

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

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DATE: 09/20/17 TIME: 11:00 DEPT: S36G  
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CASE#: GAR PS1700426

CASE NAME: MTR OF CARMEN LEIGH GONZALES

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

PAULA ANITA RIVERA (GP )...PRO/PER  
ZACHARY SEBASTIAN GILL (GP )...PRO/PER  
CARMA LEIGH GONZALES (MIN)...

**x-ref: RGRS01371 (In re: Carma Leigh Gonzales)**

GENERAL INFORMATION

Ex parte orders denied on 08/17/17. No emergency.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by Paula Rivera (mgm) and Zachary Gill (mat. uncle), minor Carma (age 14)

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

1. Need Notice of Hearing and Proof of Personal Service as to Gilbert Gonzales (father) and Jessica Mercado (mother).
2. Need Notice of Hearing and proof of mailed service as to James Gonzales (pgf) and Gabriel (sibling, if 12 years+).
3. Need Consent of Guardian [form GC-211] by Zachary Gill.
4. UCCJEA Declaration filed 08/10/17 is incomplete at item #6 as to any persons with physical custody claims to minor. Need verified supplement.
5. Consent and Waivers signed by siblings Jesse and Vanessa Gonzales.
6. Petition indicates Paula Rivera (pgm/proposed guardian) was previously appointed guardian of the person of minor Carma, dismissed on 03/25/08. See x-ref matter. Court may wish to consolidate under lower case number. [Petition, 08/10/17, LFpg7]
7. See Guardian Screening form by Paula Rivera filed 08/10/17 LFpg4.
8. Petitioner seeks broad medical/dental powers. Recommend order to reflect that requested medical/dental powers are subject to PC 2353(b).
9. Upon Court referral, need CI report.
10. ~Proposed form Order: 08/10/17

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## RECOMMENDATION

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

(lh)

Superior Court of Calif, County of San Bernardino

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

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DATE: 09/20/17 TIME: 11:00 DEPT: S36G  
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CASE#: GAR PS1700435

CASE NAME: CHLOE PAIGE ELKINS

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

CATHERINE MARIE HELLER (GP)...PRO/PER  
CHLOE PAIGE ELKINS (MIN)...PRO/PER

#### GENERAL INFORMATION

Ex parte orders denied on 08/23/17. The mother and father object to petition.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only,  
by Catherine Heller (mgm), minor Chloe (4)

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

1. Proof of mailed service of Notice of Hearing as to David Elkins (father) and Victoria Heller (mother) filed 08/23/17. However, need proper personal service per Pr. C. §1511.
2. Upon Court referral, need CI report.
3. No written objections filed as of review.
4. ~Proposed form Order: 08/16/17

#### RECOMMENDATION

Need to clear note 1, then Court's discretion.  
(lh)

Superior Court of Calif, County of San Bernardino

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

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DATE: 09/20/17 TIME: 11:00 DEPT: S36G  
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CASE#: GAR PS1700436

CASE NAME: NOLAN DAVID DIEDRICH ET AL

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

KIM BRIDGEWATER	(GP )...MILLIGAN, BESWICK LEVINE & KNO
NOLAN DAVID DIEDRICH	(MIN)...PRO/PER
DAELYN LASHELL DIEDRICH	(MIN)...PRO/PER

#### GENERAL INFORMATION

Ex parte orders granted on 08/23/17. Kim Bridgewater appointed temporary guardian of the person.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by Kim Bridgewater (mgm), minors: Nolan (4) and Daelyn (10 mos)

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

1. Need Notice of Hearing and Proof of Personal Service as to Lindsey Bridgewater (mother) and Scott Diedrich (father).
2. **Notice of Hearing re Temporary Guardianship filed 09/13/17 as to Lonnie Bridgewater (mgf); however, need Notice as to general petition.**
3. Child Information Attachment form is incomplete at item #1g as to name and address of person that minors live with. Need clarification via verified supplement as it appears minors reside with mother.
4. Upon Court referral, need CI report.
5. No proposed Order submitted.

#### RECOMMENDATION

Need notice, then Court's discretion.

(lh)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

-----  
DATE: 09/20/17      TIME: 11:00      DEPT: S36G  
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CASE#: GAR VS1100095

**VACATED**

CASE NAME: MATTER OF GIANA A SMITH & GENESIS V SMITH

HEARING:

Hearing Re: Discharge and Receipt from Genesis

COUNSEL:

LESLIE ALECIA SMITH      (PET)...ROBERTA L. TAYLOR & ASSOCIATES

GIANA ARIAN SMITH      (MIN)...

GENESIS VAUGHN SMITH      (MIN)...

ROBERTA L TAYLOR esq      (PET)...ROBERTA L. TAYLOR & ASSOCIATES

Order for Discharge entered 07/28/17.

(lh)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

-----  
DATE: 09/20/17 TIME: 11:00 DEPT: S36G  
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CASE#: GAR PS1600106

CASE NAME: MTR OF AMAJIAH FREEMAN AND MAHJAE FREEMAN

Hearing Re: Status on Mediation/Guardianship Petition

COUNSEL:

TONI HOWARD	(PET)...LAW OFFICE OF RICHARD A. LEPOR
AMAJIAH FREEMAN	(MIN)...
MAHJEA FREEMAN	(MIN)...
MAJOR FREEMAN	(OBJ)...

GENERAL INFORMATION:

Ex parte orders denied **03/14/16**.

Continued from **04/25/16**. Major Freeman, father, appeared and objected.

Continued from **06/16/16**. Father files objections in courtroom. Court excuses notice to paternal grandparents. Counsel to prepare and file notice on father.

Continued from 08/30/16. Referred to Court Investigator for report.

Continued from **11/07/16** no appearance by petitioner. The court notes that from the CI report that petitioner may wish to dismiss this petition. OSC re dismissal of guardianship petition filed by Toni Howard is set for 02/06/17.

Continued from **02/06/17** Atty Richard Lepore's cannot be present and is requesting continuance. Court ordered Atty Richard Lepore to give notice to all parties.

**Continued from 04/24/17 Counsel represent petitioner would like to move forward with case and is not considering withdrawing petition. Referred to CI. Petitioner, Toni Howard and objector/father, Major Freeman are to cooperate with the CI and are also ordered to appear at the net hearing. Attorney for petitioner is ordered to appear at the next hearing.**

THIS CASE IS SET FOR HEARING ON OSC re Dismissal of Petition for Appointment of Guardian, person only, by Toni Howard, maternal grandmother, minors Amajiah 10 & Mahjea 6.

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

1. Mother filed Consent and Waiver.
2. Need Notice of Hearing and Proof of Personal Service on father as directed by court on 06/16/16.
3. Need notice of continuation as directed by court on 02/06/17.

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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.

4. **CI Report filed on 08/11/17** and 10/31/16.
5. **Major Freeman (father) filed written objections on 06/16/16 , 10/21/16 and 08/28/17.** Does court wish to excuse notice on father?
6. **Petitioner, Toni Howard's Opposition to OSC Re Dismissal filed 04/21/17.**  
**Need proof of service.**
7. ~Proposed Form Order/Letters 03/04/16.

**RECOMMENDATION:**

Need to clear note 2 and 6, then Court's discretion re note 5. Matter is contested.  
(nb/lc/lh/cs/lh)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

**GUARDIANSHIPS**

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DATE: 09/20/17 TIME: 11:00 DEPT: S37G  
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CASE#: GAR PS1600628

CASE NAME: VICTOR HERNANDEZ III

HEARING:

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.** Father filed consent, and Court accepted mother's declaration of due diligence. Notice to be given to paternal grandparents, maternal grandfather, and two siblings over 12 of the Mohave Indian tribe. Courts granted temporary guardianship to Suann Kormes of the person. Petitioner advised to notify DCFS regarding issues with mother.

**Continued from 05/17/17. Court finds notice is still required as to paternal grandmother. Court notes tribe was notified of this matter on 04/05/17. Court advises mother should she continue to object to guardianship, objections are to be filed in writing. Referred to Court Investigator for report.**

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. **Return of receipt of Fort Mojave Tribe filed 05/17/17.**

- 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. Need Notice of Hearing and proof of mailed service as to paternal grandmother Michele Alverado and maternal grandfather (listed as unknown), or file Due Diligence Declaration(s).
  4. **CI Report filed 09/07/17.**
  5. Father and maternal grandfather signed Consent and Waiver.
  6. Due Diligence Declarations filed 05/17/17 as to Diego Hurtado (brother), Sureyna vera (sister), and Victor Hernandez (pgf). JTD
  7. Petitioner plans to adopt minor.
  8. ~ Proposed form Oder/Letters: 12/16/16

**RECOMMENDATION:**

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

(cs/lh)



Superior Court of Calif, County of San Bernardino

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

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DATE: 09/20/17 TIME: 11:00 DEPT: S37G  
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CASE#: GAR PS1700027

CASE NAME: NATHAN WENDALE WAITE-CLARK JR ET AL

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

THERESA ANN WALBY (GP )...PRO/PER  
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.

**Continued from 05/17/17. Mother deemed by her appearance. Father consents to guardianship. Court made inquiry and determined there is no Indian Ancestry. Court advised mother should she continue to object, written objections need to be filed. Theresa Ann Walby appointed Temporary Guardian of the person. Referred to Court Investigator for report.**

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. Court to review petition including letters from parents re care of minors [petition, LF p 8 and15].
2. Supplemental Declaration filed 05/10/17 by Petitioner, Theresa Walby in support of Guardianship.
3. **Need CI report.**
4. ~Proposed form Order/Letters: 01/25/17

RECOMMENDATION:

Need CI report, then Court's discretion.

(cs/lh)

Superior Court of Calif, County of San Bernardino

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

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DATE: 09/20/17 TIME: 11:00 DEPT: S37G  
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CASE#: GAR PS1700158

CASE NAME: LILLIAN NGUYEN

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

MABLE KUENNIGER (PET)...PRO/PER  
LILLIAN NGUYEN (MIN)...

#### **X-REF GARSS800050**

#### GENERAL INFORMATION:

Temporary Orders granted on 04/10/17. Mable Kuenniger is appointed Temporary Guardian of the person of Lilian Nguyen.

**Continued from 05/10/17. Father deemed by appearance. Petitioner to have mother sign a waiver of notice and consent to guardianship. Father to provide petitioner with address information for his parents so petitioner can serve paternal grandparents. Notice needs to be given to Savannah, and a Declaration of Due Diligence to be filed as to maternal grandfather. Referred to Court Investigator for report.**

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, of the person only, by Mable Kuenniger (maternal grandmother), minor: Lilian, 3

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

1. Petitioner, Mable Kuenniger, was appointed guardian, of the person, of minor's sibling (Savanna Espinosa) on 04/21/08 under case GARSS800050. Court may wish to consolidate under lower number.
2. Jennifer Ellis (mother) signed Nomination, Consent and Waiver filed 08/04/17.
3. **Notice of Hearing and proof of service filed 09/07/17; however, Notice is incomplete at #1 as to documents filed. Need proper notice and proof of service.**
4. **Need** Notice of Hearing and Proof of Service by Mail [form GC-020] on paternal grandparents (not listed), and sibling, Savannah.
5. **Need** Due Diligence Declaration as to maternal grandfather.

6. **Need** verified supplement. Child Information Attachment is incomplete as to section 2 re names and addresses of all relatives and section 8 re Indian child inquiry.
7. **Need CI report.**
8. Court to review Guardianship Questionnaire, [LF p. 4 & 8].
9. ~Proposed form Order: 04/03/17

**RECOMMENDATION:**

Need to clear notes 4 - 7, then Court's discretion re case consolidation.

(cs/lh)

Superior Court of Calif, County of San Bernardino

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

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DATE: 09/20/17 TIME: 11:00 DEPT: S37G  
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CASE#: GAR PS1700187

CASE NAME: HAYLEA DUFER AND CONNOR DUFER

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

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

**X-ref matter: FAMVS1601039**

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.

**Continued from 05/17/17.** Father and maternal grandmother deemed served by their appearance. Parties report to Court that minors have Indian ancestry (Cherokee and Blackfoot). Notice to be given to the tribes and Bureau of Indian Affairs. Father to prove petitioners with paternal grandfather's contact information to enable service. Court determines minors are currently residing with father in Big Bear. Court determines there is an active family matter before Judge Bishay. Parents have FCS mediation set 05/25/17 and further Court hearings regarding custody/visitation 05/30/17 and 06/19/17. This Court will contact Judge Bishay to inform him of this matter.

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

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

1. Holly Broadhurst (mother) signed Consent and Waiver filed 04/14/17.
2. Proof of Service of Notice of Hearing filed 05/15/17 as to Jamie Boorman (pgm); however, only 9days' notice given. Need proper service with at least 15 days' notice.
3. Need Notice of Hearing and Proof of Service by Mail [form GC-020] on Orlando Fillippinnie (pgf).

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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.

4. **Court determined minors have Indian ancestry with Cherokee and Blackfoot tribes.** 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).**
5. Need Parental Notification of Indian Status (form ICWA-020).
6. **CI Report filed 08/17/17.** Court Investigator must consult with the Indian child's tribe per Pr.C.§1513(h).
7. See Guardian Screening form by Jennifer Boorman, [LF p. 8.]
8. 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.
9. ~Proposed form Order submitted: 04/14/17

RECOMMENDATION:

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

(cs/lh)

Superior Court of Calif, County of San Bernardino

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

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DATE: 09/20/17 TIME: 11:00 DEPT: S37G  
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CASE#: GAR RS700080

CASE NAME: JADEN DEPALMA

**SEE ALSO 6**

HEARING:

Hearing Re: THERAPIST REPORT

COUNSEL:

BOBBIE JEAN HINKS	(PET/GP)...STEPHEN GASSNER
JADEN DEPALMA	(MIN)...
CHRISTINA DEPALMA	(PET)...PRO/PER

GENERAL INFORMATION

**Continued from 08/16/17. Therapists emailed Judicial Assistant this date. Therapist report read, considered and filed. All existing orders remain in full force and effect. Court made visitation orders as to mother. Court ordered therapist provide another report for next hearing.**

THIS CASE IS SET FOR HEARING ON THERAPIST REPORT

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

1. Matter set on 05/10/17 at hearing re Visitation.
2. Letters from therapist filed 08/16/17.
3. Need further report from Therapist as to minor Jaden.

RECOMMENDATION

Inquire status.

(lh)

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

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DATE: 09/20/17 TIME: 11:00 DEPT: S37G  
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CASE#: GAR RS700080

CASE NAME: JADEN DEPALMA

**SEE ALDO 5**

HEARING:

Hearing re: Petition for Termination of Guardianship

COUNSEL:

BOBBIE JEAN HINKS	(PET/GP)...STEPHEN GASSNER
JADEN DEPALMA	(MIN)...
CHRISTINA DEPALMA	(PET)...PRO/PER

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Petition for Termination of Guardianship by minor Jaden DePalma (age 15)

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

1. Bobbie Hines (non-relative) appointed guardian of the person of Jaden DePalma on 02/26/08.
2. Jaden DePalma (minor) seeks termination of guardianship. Minor wishes to reside with Christina DePalma (mother) as mother can allegedly provide a stable home for minor.
3. Need Notice of Hearing and proof of mailed service as to Bobbie Hinks (guardian), Christina DePalma (mother), Justin Allen (father), Michael DePalma, Sr (mgf), Cherie Woestman (mgm), Charles Allen (sibling), and Skyler Lowery (sibling), or file Due Diligence Declaration(s).
4. **Proof of Service of Petition for Termination filed 08/21/17. However, need to attached and serve Notice of Hearing. See notes 2-3 above.**
5. No proposed order submitted.

RECOMMENDATION

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

(lh)