



Guardianship Calendar

First Check

Superior Court of California
County of San Bernardino
Probate Department

Probate Notes for Calendar Date: 09/28/17

All corrections/supplements addressing the notes should be filed by **09/21/17**

. Later-filed documents might not be reviewed prior to the hearing and could result in a continuance of your case. Updates to these notes *typically* will be posted three court days prior to the hearing.

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.

Contacting the Research Attorneys:

Email service is not available for cases referred to Legal Research. Legal Research Attorneys do not respond to emails.

08/29 ww

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT **GUARDIANSHIPS**

DATE: 09/28/17 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1700382

CASE NAME: AUSTYN & KRYSTA SEEVERS

HEARING:

PROBATE/CONSERVATORSHIP MANAGEMENT CONFERENCE

COUNSEL:

AUSTYN JAMES SEEVERS	(MIN)...
CHERYL WALLACE	(GP)...PRO/PER
JESSICA JORSKI	(GP)...PRO/PER
KRYSTA MARIE SEEVERS	(MIN)...
SUSAN KEATING UPTON-ROWLEY	(PG)...PRO/PER

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Guardianship Management Conference

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

1. Cheryl Wallace (paternal grandmother) appointed guardian of the person only on 07/10/17 of minors, Austyn(9) and Krysta (8), in Riverside County.
2. Matter was transferred from Riverside County as the guardian and minors reside and intend to continue to reside in San Bernardino County.
3. Need amended Letters to reflect this county.

RECOMMENDATION:

Inquire status of amended letters.

(ww)

Superior Court of Calif, County of San Bernardino

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San Bernardino Superior Court

CIVPRO San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 09/28/17 TIME: 11:00 DEPT: S35G

CASE#: GAR RS1000132

CASE NAME: LUCIA CASSANDRA FARIAS

HEARING:

Petition for PERMISSION TO APPLY FOR PASSPORT

COUNSEL:

EMMA A FARIAS (PET)...PRO/PER

JOSE A FARIAS (PET)...PRO/PER

LUCIA CASSANDRA FARIAS (MIN)...

Currently under review by legal research

(LR)

DATE: 09/28/17 TIME: 11:00 DEPT: S35G

CASE#: GAR SS1300432

CASE NAME: Evelyn E Estupinian Et al

HEARING: Hearing re: Petition for Termination of Guardianship

COUNSEL:

EVELYN E ESTUPINIAN	(MIN)...
GRACIELA ESTUPINIAN	(GP)...PRO/PER
JOHN C ESTUPINIAN	(MIN)...
LUIS A ESTUPINIAN	(MIN)...

XREF: GARSS1300182 (*Evelyn Estupinian et al*)

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Petition for Termination of Guardianship as to minor Evelyn (age 14) only, by Graciela Estupinian, (paternal grandmother)

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

1. Graciela Estupinian, (paternal grandmother) appointed guardian of person only on 03/05/14 for minors Evelyn, Luis and John.
2. Graciela is seeking termination of guardianship as to minor Evelyn as Evelyn did not want to return to guardian after visiting her mother Mirna. Evelyn is reportedly living with Mirna now. Question under what authority did guardian have to return minor to parent without court authority? Need verified supplement.
3. Need Notice of Hearing and Proof of Service by Mail or file Request to Excuse Notice with Due Diligence Declaration (local form) as to Evelyn Estupinian (minor); Cristian Estupinian (father); Mirna Barragan (mother); Jose Meigar Martinez (paternal grandfather); Olga Morales (maternal grandmother); and unknown maternal grandfather .
4. Petition for Termination is incomplete at Section 9 re: names and-addresses of father, mother and both maternal and paternal grandparents. Need verified supplement.
5. Need CI report
6. ~Proposed Form Order:08/09/17

RECOMMENDATION

Need to clear notes 3-5 and then Court's discretion. If approved, need amended letters. (ww)

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: 09/28/17 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1700135

CASE NAME: ANIELA K SERATO & GILEYLA A SERATO

HEARING:

Hearing Re: Proof of Blocked Account

COUNSEL:

ANIELA K SERATO (MIN)...MELVIN L FRIEDLAND

GILEYLA A SERATO (MIN)...

MELVIN SERATO (PET)...PRO/PER

GENERAL INFORMATION:

Continued from 07/10/17. No appearance. Attorney Melvin Friedland is appointed for Gileyla and Aniela Serato. Melvin Friedland is to verify if the funds are located in blocked accounts.

Continued from 08/14/17 for proof of blocked account.

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

Minors: Gileyla, 17 (DOB 10/03/99) and Aniela 7 (DOB 06/12/10)

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

1. Melvin Serato (father) appointed guardian of the estate of minors on 05/01/17. Court ordered one-half of the total life insurance proceeds deposited into blocked accounts for each minor. No bond.
2. Notice of Taking Possession or Control of Asset of minor filed 05/30/17 reflects a value of \$101,242.21.
3. Report of Melvin Friedland filed on 08/14/17.
4. Need Receipt and Acknowledgment of Order for Deposit of Money into Blocked Account (form MC-356) for each minor.
- 5.

RECOMMENDATION:

Need to clear note 4.. Suggest setting hearing re Inventory and Appraisal for **12/04/17**, Accounting review for Gileyla on **12/04/17** and Accounting review for Aniela on **07/09/18**. Any accounting to be filed 30 days in advance. Note Local Rule requirements.

(cs/ww)

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

DATE: 09/28/17 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1700216

CASE NAME: MTR OF ELIJAH KAYNE ROBINS

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

ELIJAH KAYNE ROBINS (MIN)...PRO/PER
MICHAEL A ROBINS SR (GP)...PRO/PER

GENERAL INFORMATION

Continued from **06/15/17** and **08/03/17 for proper notice.**

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by Michael Robins, Sr. (paternal grandfather), minor Elijah (12)

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

1. Notice of hearing and-proof of service filed 05/26/17 [LFpg3] **Proof of service signed by Marissa Bush (mother)** which appears to indicate she received the notice of hearing and petition for appointment. Court to clarify why certified return receipt is mailed to petitioner.
2. Consent signed by minor Elijah.
3. Upon Court referral, need CI report.
4. ~Proposed form Order: 04/27/17

RECOMMENDATION

Court's discretion re note 1

(lh/ww)

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

DATE: 09/28/17 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1700434

CASE NAME: ALLIE'ANA CAROLINA MOORE

HEARING:
PROBATE/CONSERVATORSHIP MANAGEMENT CONFERENCE

COUNSEL:

ALLIE'ANA CAROLINA MOORE (MIN)...
STANLEY B FARICHILD (PET)...PRO/PER
TAMARA M FAIRCHILD (PET)...PRO/PER

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Guardianship Management Conference

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

1. Tamara and Stanley Fairchild Jr (2nd cousins) were appointed co-guardians of the person only on 07/21/06 of minor Allie'ana Moore (now age 14) by Riverside County.
2. Matter was transferred from Riverside County as the guardian and minor reside in Victorville and intend to continue to reside in San Bernardino County.
3. Need amended Letters to reflect this county.

RECOMMENDATION:

Inquire status of amended letters.

(ww)

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

DATE: 09/28/17 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1600008
CASE NAME: ALEXIS MARKEY

HEARING: Hearing re: Petition for Termination of Guardianship

COUNSEL:

ALEXIS MARKEY	(MIN)...
ANGEL MARKEY	(GP)...ANGELIQUE G BONANNO
CARL WADDELL	(PET)...PRO/PER
JAMES REDDING	(GP)...PRO/PER
JANETTE WADDELL	(OBJ)...PRO/PER

CCP170.6 filed as to Judge TARA REILLY, case reassigned to Judge JAMES MICHAELWELCH for all purposes.

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Petition for Termination of Guardianship as to minor Alexis Markey (age 12), by Carl and Janette Waddell (parents).

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

1. Angel Markey (sister) and James Redding (Angel's fiancé) appointed guardian of person only of Alexis on 03/07/17.
2. Petitioners Carl and Janette Waddell (parents) are seeking termination of guardianship as to minor Alexis as they feel it is in the best interest of the minor. [LF pgs 8-9]
3. Petitioners' Carl and Janette Waddell request that notice be dispensed to Angel Markey (sister) and James Redding (Angel's fiancé). [LF pg 9] JTD
4. Need Notice of Hearing and Proof of Service by Mail or file Request to Excuse Notice with Due Diligence Declaration (local form) as to minor Alexis; James Redding and Angel Markey (guardians); Tammi Casagrande (sister); John Markey (brother); and Roy and Carlene Hibdon (maternal grandparents)
5. Parent Questionnaire form by Carl Waddell filed 08/09/17; however, signature is not dated. Need same.
6. Need Parent Questionnaire form by Janette Waddell.
7. ~Proposed Form Order:08/09/17

RECOMMENDATION

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

(ww)

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

DATE: 09/28/17 TIME: 11:00 DEPT: S36G

CASE#: GAR SS1300346

CASE NAME: ALEXIS JADE NOVOA ETAL

HEARING:

Petition for TERMINATE PARENTAL RIGHTS OF ALLEGED FATHER

COUNSEL:

AARON W SMITH JR	(FAT)...JANIS L HILKE
ALEXIS JADE NOVOA	(MIN)...
ANTHONY REY BANDYGA	(MIN)...
ELIZABETH NOVOA	(PRO/PER
MICHAEL J NOVOA	(GP)...LAUREN LAUNDIS
SHANNON R NOVOA	(GP)...LAUREN LAUNDIS

Currently under review by legal research

(LR)

Continued matter. Notice not re-reviewed.

Future Hearing:

01/11/18 Hearing re: Petition for termination of guardianship *(by Aaron Smith, father)*

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

DATE: 09/28/17 TIME: 11:00 DEPT: S36G

CASE#: GAR SS1500350
CASE NAME: **MASTER FILE** VICTORIA FLORES

HEARING: Hearing re: Petition for Appointment of Guardian

COUNSEL:

BERTHA VILLALOBOS (PET)...PRO/PER
VICTORIA FIMBRES FLORES (MIN)...

XREF: GARPS1600605 (Victoria Flores- Consolidated into this case)

GENERAL INFORMATION:

Continued from 01/19/17 Court finds that Kern County the guardianship was terminated. Matter is continued to clear probate notes. Court excuses notice as to the father, Jose Flores. Bertha Villalobos sworn - UCCJEA declaration note cleared on record, signed 12/02. Court consolidates this case into GARSS1500350
Continued from 03/23/17 Court excuses notice as to the adoptive mother, grandparents, and siblings. Matter referred to DCFS for investigation and report.
Continued from 06/15/17 matter re-referred to DCFS- Carol Albrecht.
Continued from 08/09/17.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by non-relative, Bertha Villalobos (biological paternal great aunt), minor (14)

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

1. Notice is complete.
2. Petitioner seeks broad medical/dental powers. Recommend order to reflect that requested medical/dental powers are subject to PC 2353(b).
3. Petitioner seeks power to apply for and receive any public benefits, social security & SSI benefits the minor child 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. **Need** DCFS Report as petitioner is a non-relative. Notice of No Report filed 06/06/17.
5. ~Proposed form Order/Letters: 12/02/16

RECOMMENDATION:

Need DCFS report, then court's discretion.

(lh/cs/lh/ww/)

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

GUARDIANSHIPS

DATE: 09/28/17 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1600167

CASE NAME: ANTONIO MOSBY II

HEARING:

Hearing Re: PETITION FOR GUARDIANSHIP

COUNSEL:

ANDRE DEFONZ CHARLES BROWN	(PET)...PRO/PER
ANTONIO MOSBY II	(MIN)...
CHARLES BROWN	(PET)...PRO/PER
PATRICE BROWN	(OBJ)...PRO/PER

XRef: FAMSS1509860 (*Patrice Brown –N- Antonio Mosby Sr.*)

GENERAL INFORMATION:

Continued from **06/1/16** Patrice Brown (Mother) to file objections.

Continued from **08/24/16** Matter is continued. Mother is not present.

Continued from **11/08/16** Patrice Brown (Mother) telephoned the court requesting a continuance. Patrice Brown is Ordered to be physically present.

Continued from **01/11/17** Request to excuse personal service on father is accepted.

Interim orders made. Referred to CI. Set for trial readiness for 04/20/17.

On 04/20/17 Readiness- Court strikes mothers objections. Tentative decision to grant petition by Charles Brown. Report by CI indicates that Andre Brown's living situation is inappropriate for a child. Temporary guardianship remains as situation will be changing. Re-referred to CI for supplemental report on Andre Brown's living situation. All existing orders shall remain in full force and effect. Minor have NO CONTACT with mother. Should a person allow contact with mother, the Court may reconsider orders. Order to remain in effect pending further order of the Court. The Court orders there be no overnights with Andre Brown until his living situation resolved.

THIS CASE IS SET FOR HEARING ON Petition for Guardianship, person only, by Charles Brown (Maternal Grandfather) and Andre Brown (Maternal Uncle), minor Antonio (9)

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

1. Petition and Child Information Attachment are not filed on the current Judicial Council forms (GC-210 Revised July 1, 2016). Court to determine if an amended petition is required. JTD
2. It appears minor currently resides with proposed guardian, Charles Brown (maternal grandfather). Court may wish to inquire as to a care plan as proposed co-guardians do not live at the same address. JTD
3. Antonio Mosby Sr. (Father) served by mailed filed 05/31/16; Petitioner filed Declaration to Request Excusing Personal Service to Father filed 05/31/16. Court to refer to related family law matter re father at **FAMSS1509860**. JTD
4. Court to review the Guardianship Screening form for Charles Brown filed 04/14/16 [LF pg. 3.]
5. Court to see the Guardianship Screening form for Andre Brown filed 04/14/16. [LF pgs. 2-5].
6. Court to see the Guardianship Questionnaires filed 04/14/16 for both petitioners. [LF pgs. 2 & 3].
7. Patrice Brown (Mother) filed Objections on 6/30/16. **Court struck her objections due to nonappearance on 04/20/17.**
8. CI report filed on 04/17/17. **Need** supplemental CI report.
9. ~Proposed form Order/Letters: 4/14/16

RECOMMENDATION:

Need supplemental CI report then Court's discretion.

(sa/lh/mr/ww)

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

DATE: 09/28/17 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1600257

CASE NAME: GABRIELLA NELSON

HEARING:

Hearing re: Petition for Termination of Guardianship

COUNSEL:

AMY LEE STALNAKER	(OBJ)...
ANTONIO CORDOVA	(PET)...PRO/PER
GABRIELLA DESIREE NELSON	(MIN)...
JESSICA ROMERO	(PET)...PRO/PER

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Petition for Termination of Guardianship as to minor (age 11), by Amy Stalnakar (mother)

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

1. Antonio Cordova and Jessica Romero (aunt and uncle) appointed guardian of person only for Gabriella on 01/05/17.
2. Petitioner Amy Stalnakar (mother) is seeking termination of guardianship and states that it is in the best interests of the minor.
3. Notice of Hearing and Proof of Service by Mail as Antonio and Jessica filed 8/25/17; however, the date of Timothy's signature is missing. **Need** completed form.
4. **Need** Notice of Hearing and Proof of Service by Mail or file Request to Excuse Notice with Due Diligence Declaration (local form) as to Vernon Nelson (father); Janet and Paul Cordova (maternal grandparents); Doug and Marion Shutt (paternal grandparents)
5. ~Proposed Form Order: 08/29/17

RECOMMENDATION

Need to clear notes 3 & 4 then Court's discretion.

(ww)

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

DATE: 09/28/17 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1700018

CASE NAME: MTR OF JADE ANGELIQUE WEST

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

JADE ANGELIQUE WEST (MIN)...
JENNY GOODMAN (PET)...PRO/PER
JOHN GOODMAN (PET)...PRO/PER

GENERAL INFORMATION:

Continued from **03/02/17**. Matter referred to DCFS for non-relative guardianship report.
Continued from **06/08/17**. To clear probate notes, pay home assessment fee, and serve recently located father.

Continued from 07/27/17. If no DCFS report by next hearing DCFS is ordered to appear.

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, of the person only, by Jenny and John Goodman (non-relatives), minor Jade 6

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

1. Lissett Magallon (mother) signed Consent and Waiver.
2. **Need** Notice of Hearing and Proof of Personal Service [form GC-020 & GC -20(P)] on Mario West (father).
3. **Need** Notice of Hearing and proof of mailed service [form GC-020] on Flor Pena (maternal grandmother), George Magallon (maternal grandfather) and unknown paternal grandparents, or file Due Diligence Declaration(s).
4. Petitioners are non-relatives per Pr.C. § 1513(g). Report of no report filed 06/05/17, and 07/14/17 requesting continuance to 08/24/17. **Need** DCFS report.
5. ~Proposed form Order: 01/19/17

RECOMMENDATION:

Need to clear notes 2 & 3, DCFS report.

(cs/lc/lh/ww)

Superior Court of Calif, County of San Bernardino

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

DATE: 09/28/17 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1700418

CASE NAME: RONAN J GAGNE

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

MYRTLE L CASSELL	(PET)...PRO/PER
ROGER B WIFORD	(PET)...PRO/PER
RONAN JEDIDIAH GAGNE	(MIN)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian of the person only by Myrtle Cassell and Roger Wiford, (non-relatives), for minor Ronan, age 17 (DOB 05/04/00)

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

1. Petitioners are non-relatives per Pr.C. § 1513(g). Need DCFS Report.
2. Ellen Baker (mother), Roland Gagne (father) and Joseph Gagne (paternal grandfather) are deceased.
3. Need Notice of Hearing and Proof of Service by Mail or file Request to Excuse Notice with Due Diligence Declaration (local form) as to Rita Gagne (paternal grandmother); unknown maternal grandparents; and Audrey Hunt (sibling if over 12 years of age).
4. Guardianship questionnaire by Roger is incomplete on pages 2 and 5. Conflicting information presented on page 3 as to Roger per both questionnaires. Need completed form.
5. Guardianship questionnaire by Myrtle is incomplete on pages 2 & 3. Need completed form.
6. ~Proposed Form Order: 08/07/17

RECOMMENDATION

Need DCFS report and to clear notes 3-5.

(ww)