



Second/Final Check

Superior Court of California
County of San Bernardino
Probate Department

Probate Notes for Calendar Date: 07/12/18

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.

06/08-07/05lc

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: 07/12/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1700222

CASE NAME: Isaiah Mathew Hodges

HEARING:

Hearing Re: STATUS RE ASSETS

COUNSEL:

CYNTHIA A. MACHADO

(PET)...PRO/PER

ISAIAH MATHEW HODGES

(MIN)...

Status – No notes – JTD

(lc)

Future Hearing: 12/19/18 *Accounting Review.*

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

DATE: 07/12/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1700683

Vacated

CASE NAME: MTR OF ROMAN MONROY

HEARING:
Readiness Calendar

COUNSEL:

ARMANDO MONROY	(PRO/PER
DONNA GUTIERREZ	(GP)...PRO/PER
PATRICIA BELMONTEZ	(OBJ)...PRO/PER
ROMAN MONROY	(MIN)...

Readiness – No notes – JTD

(lc)

Future Hearing: 08/15/18 Petition for Appointment of Guardian.

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

DATE: 07/12/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1800143

CASE NAME: MTR OF AALIYAH N CUBILLA

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

AALIYAH N CUBILLA	(MIN)...
GREGORY K MINER	(PET)...PRO/PER
TARYN R MINER	(GP)...PRO/PER

GENERAL INFORMATION

Gregory and Taryn Miner appointed temporary guardians of the person of Aaliyah Cubilla on 04/06/18. Court notes that Court Attendant knows Gregory Miner but does not feel there is a conflict of interest to be heard in this department. Court notes on the record that Judicial Assistant knew Gregory Miner from but does not feel there is a conflict. Referred to legal aid for assistance.

Continued from 05/09/18. Notes cleared on record with exception of DCFS report.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian by Gregory and Taryn Miner, non-relatives, minor Aaliyah 2 months.

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

1. Petitioners seek Court to dispense with notice to mother and father, alleging the mother has attempted to receive compensation for the child and has shown no interest; father does not want any part of child's life and has been unresponsive to social workers to relinquish paperwork. **Dispensed.**
2. **Need** DCFS non-relative report.
3. ~Proposed Order: **04/02/18**

RECOMMENDATION

Need DCFS report.

(lh/lc)

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

DATE: 07/12/18 TIME: 11:00 DEPT: S35G

CASE#: SG SS05491

CASE NAME: MTR OF CHRISTOPHER J MACDONALD

HEARING:

Hearing re Final Discharge

COUNSEL:

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

GENERAL INFORMATION

Continued from 05/17/17. No appearance.

Continued from 05/16/18 for additional time to submit discharge.

THIS CASE IS SET FOR HEARING ON Final Discharge, Christopher, 19.

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

1. Waiver of accounting for mother Shawn MacDonald for the period ending 04/30/16 approved 08/17/16. As minor was only 17 at end of account, this does not appear to include a final account which would end on 03/13/17.
 - a. **Need** to submit corrected order for accounting
 - b. **Need** actual final account.
2. **Need** receipt by former minor, Christopher.
3. **Need** Ex Parte Petition for Final Discharge and Report once a final account is approved.

RECOMMENDATION:

Need to clear notes 1-3

(lh/lc)

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH **GUARDIANSHIPS**

DATE: 07/12/18 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1700186

CASE NAME: JAYDEN MICHAEL FERNANDEZ

HEARING: Hearing re: Petition for Appointment of Guardian

COUNSEL:

JAYDEN MICHAEL FERNANDEZ

(MIN)...

PETER TUCKER

(PET)...PRO/PER

TANYA TUCKER

(PET)...PRO/PER

XREF: CSSS904773 (CO of San Bernardino vs Victor M Fernandez)

GENERAL INFORMATION:

Tanya Tucker appointed temporary guardian of the person on 08/07/17.

Continued from 06/12/17 Court appoints Attorney J. David Horspool as GAL.

Continued from 10/16/17. Referred to FCS. Mother to file written objections.

Continued from 01/11/18. DNA indicates Victor Fernandez is not biological father.

Mother is attending rehab and a review of her progress to be heard at next hearing.

Temporary orders remain.

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, of the person only, by Peter and Tanya Tucker, maternal grandparents, minor: Jayden, 8

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

1. Pauline Tucker, mother, appeared on 10/16/17.
2. Victor Fernandez, **alleged** father, appeared on 10/16/17. Victor is **Not** biological father. Court to inquire if there is a pending paternity case for biological father.
3. **Need** notice of hearing and proof of mailed service [GC-020] or due diligence declaration on siblings Jiselle and Marlene if age 12 or older.
4. UCCJEA Declaration filed 06/08/17 is incomplete as residential history for the past five years. **Need** completed form.
5. **Need** report of GAL J. David Horspool.
6. **If** referred to Court Investigator, need report.
7. FCS report filed 12/11/17.
8. ~Proposed form Order submitted: 04/14/17

RECOMMENDATION:

Need to clear notes 3 – 5.

(cs/lc)

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

DATE: 07/12/18 TIME: 11:00 DEPT: S36G

CASE#: SG SS05475

CASE NAME: MTR OF DONOVAN ROBERT SMITH ET AL

HEARING:

Accounting Review by ***

COUNSEL:

DIJON JACKSON	(MIN)...MELVIN L FRIEDLAND
DONOVAN ROBERT SMITH	(MIN)...MELVIN L FRIEDLAND
ROBERT GEORGE SMITH III	(GPE)...PRO/PER
ROBERT GEORGE SMITH IV	(MIN)...MELVIN L FRIEDLAND

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Accounting review, Donovan 16 and Robert 12.

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

1. 4th Account for Robert Smith III, father, approved on 09/01/16 for Donovan and Robert.
2. **Need** 5th Account beginning with 04/30/16.
3. **NOTE:** guardian does not appear to have been discharged as to Dijon. Status hearing 12/12/18.

RECOMMENDATION

Inquire status of accounting.

(lc)

Future hearing dates: 12/12/18 Status of Dijon

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

GUARDIANSHIPS

DATE: 07/12/18 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1800029

CASE NAME: PATRICK J URREA

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

MONICA C HERNANDEZ

(PET)...PRO/PER

PATRICK J URREA

(MIN)...

GENERAL INFORMATION

Monica Hernandez appointed temporary guardian on 1/24/18.

Continued from 03/01/18. Paternal grandparents are deceased. Referred to Court Investigator for limited report. Maternal grandfather needs to be served.

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardians, person only by Monica Hernandez, sister, minor 16 ½.

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

1. Petitioner is allegedly guardian of minor's sibling, Frances, where she was appointed guardian in Illinois.
2. Petitioner indicates \$800 in public benefits; however, is not seeking estate powers.
3. Mother and maternal grandmother are deceased.
4. Request to excuse notice filed re father on 1/17/18.
5. Minor consents to guardianship; however, *did not waive notice*.
6. **Need** notice of hearing and proof of personal service [GC-020/020P] for minor.
7. **Need** notice of hearing and proof of mailed service [GC-020] or due diligence declaration on unknown maternal grandfather
8. Court Investigator report filed 06/28/18.
9. ~Proposed Form Order: 01/17/18.

RECOMMENDATION

Need to clear notes 6-7.

(lc)

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

DATE: 07/12/18 TIME: 11:00 DEPT: S37G

CASE#: GAR SS1500549

CASE NAME: SHALAH CODY SHARHYA WALLACE

HEARING:

Hearing Re: Petition for Appointment of Guardian

COUNSEL:

OMAR JACKSON	(PG)...PRO/PER
SHALAH CODY	(MIN)...PRO/PER
SHARHYA WALLACE	(MIN)...PRO/PER
YASHIKA JACKSON	(PG)...PRO/PER

GENERAL INFORMATION:

Yashika and Omar Jackson appointed temporary guardians on 12/30/15.

OSC set on 03/17/16 when there was no appearance on the last two hearings. When Court recessed for lunch, parties on the matter told the court attendant they will not be back at 1:30 for the hearing.

Continued from 04/28/16, 07/14/16 and 09/19/16. Court orders petitioner to file supplemental declaration filing the restraining order between mother and minor from Colorado. ***Court accepts Declaration of Due Diligence as to Thomas Wallace (father of Sharhya).***

Continued from 11/17/16 and 01/12/17 Petitioners failing to appear matter set for dismissal.

Continued from 03/16/17. Referred to DCFS.

Continued from 07/06/17. Notice was given in Colorado for California action. Colorado guardianship is still valid in California.

Continued from **12/21/17**. All notice requirements met. Petitioners have live scanned as they are currently licensed foster care providers. Need DCFS report.

Continued from 03/22/18. DCFS to contact petitioners within 2 weeks. Petitioners have been licensed foster parents for 17 yrs and have adopted 5 minors through DCFS. If report not complete, Carol Albrecht to be present.

THIS CASE IS SET FOR HEARING ON OSC Re Dismissal of Petition for Appointment of Guardian, person only, by first cousin once removed, minors: Shalah 5 and Sharhya 4.

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

1. Father of Shalah, Rasheed Brandon served Certified mail with return receipt Shalah. Father is allegedly incarcerated.

2. Mailed Notice sent to mother Leenett Cody in Colorado on 09/13/16.
3. DCFS Dismissal report filed **03/15/18**. **Need** actual report per **03/22/18** minute order.
4. **Note:** Temporary orders granted 12/30/15; however, no Orders or Letters filed/issued.
5. Supp. filed 11/10/16 re Colorado Guardianship and TRO.
6. ~Proposed form order: 12/18/15

RECOMMENDATION:

Need report.
(sa/lc/lh/cs/lh/lc)

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

DATE: 07/12/18 TIME: 11:00 DEPT: S37G

CASE#: MG MS00407

CASE NAME: GUARDIANSHIP OF LIBERTY ROSE DA SILVA

HEARING:

Accounting Review by ***

COUNSEL:

LIBERTY ROSE DA SILVA (MIN)...
MARGARET LOUISE DASILVA (GP)...PRO/PER

GENERAL INFORMATION

Continued from 11/30/17 and 03/01/18. No appearances. Citation issued to Margaret DaSilva; ordered to appear and file accounting.

THIS CASE SET FOR HEARING ON Accounting review, minor now 18.

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

1. Margaret DaSilva, paternal grandmother, appointed guardian of person and estate on 11/23/11.
2. Documents filed by guardian deemed as sufficient for accounting purposes on 09/16/15.
3. **Need** final accounting beginning 06/24/15.
4. Citation served on 04/11/18.

RECOMMENDATION

Inquire status of accounting.
(lc)