



Second/Final Check

Superior Court of California
County of San Bernardino
Probate Department

Probate Notes for Calendar Date: 09/17/18

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.

09/11/18kd/(09/13/18 cs)

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: 09/17/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1600231

CASE NAME: KATHARINE BOWMAN & ELIZABETH BOWMAN

HEARING:

First Account and Report of KAREN JOY FAGAN and Petition for allowance of fees filed.

COUNSEL:

KAREN JOY FAGAN (PET)...BUXBAUM & CHAKMAK
KATHARINE ROSE BOWMAN (MIN)...
ELIZABETH CLAIRE BOWMAN (MIN)...

GENERAL INFORMATION:

Continued from 03/12/18 for counsel to clear notes. Court takes off calendar the OSC re Sanctions for FTA.

THIS CASE IS SET FOR HEARING ON **[Amended 02/06/18]** First Account; Petition for Blocked Accounts, and for Authority to pay Compensation to Guardian's Attorneys by Karen Fagan, mother/guardian of the estate only

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

1. Amended accounting does not include bank/financial statements; however, it references the initial accounting filed 11/08/17. Does Court wish to require that the bank/financial statements be refiled in support of amended accounting? **JTD**
2. Accounting period: 07/13/16-06/14/17; however, some of receipts/disbursements on the schedules are listed with dates after the end of the accounting period.
3. Assets on hand: \$231,794.97 as to Katharine; \$229,246.97 as to Elizabeth; and a shared Citibank account 5816 in both minor's names in the amount of \$33,625.99.
 - a. It is unclear if assets on hand are accurate as the Morgan Stanley Consolidated Statement attached to the initial First accounting filed 11/08/17 indicates the amount of \$486,945.42 as on 06/30/17 and initial list of Morgan Stanley assets on hand indicates \$450,528.09. [LF pgs. 20 & 389]
4. Current bond of \$50,000. Appears sufficient once Morgan Stanley Accounts are in blocked accounts. Alternatively, require bond increase to \$544,000 (includes recovery). **JTD. See notes 7 & 8.**

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.

5. Petitioner has not used the new mandatory Summary of Account (GC-400/405) form. Court may wish to direct petitioner to use mandatory form(s) on future accountings.
6. Petitioner waives fees for services.
7. Petitioner indicates that Attorney Juliet P.H. Kane was not aware that she needed to seek court approval for fee payments and requests confirmation of fees already paid to the attorney in the amount of \$\$6,735.87. Billed at 7.20 hours at \$330.00/hour for services by John Howland and 10.20 hours at \$250.00/hour for services provided by Juliet Kane.[LF, pgs.13-15]. **JTD**
8. Petitioner indicates that she transfers \$1,300 each month from each of the minor's separate Citibank savings accounts 3537(savings for Elisabeth) and 9914 (savings for Katharine) to her personal checking account 6576 in the total amount of \$2,600 a month for expenses like housing, food, clothing and medical costs in accordance with rules for the use of social security survivor benefits. [LF pg. 5]
 - a. Itemization of how the money was applied toward the expenses was not given in Schedules C or I. Does Court wish for the expenses to be itemized and accounted for? [LF pgs. 20 & 29]. **JTD**
 - b. The Citibank savings accounts 3537 and 9914 are in the name of Karen and Ian Fagan and not in the name of each minor. **JTD**
 - i. Financial institution accounts must be vested in the name of the fiduciary as guardian of the estate per Local Rule 20-1311(g). **Need same.**
9. Total Disbursements of \$37,536.38 in Schedule C for Katharine does not match total of \$36,236.38 indicated in the summary of account. **Need** verified supplement. [LF pgs. 3 & 21]
10. Schedule M appears to include the receipt of the Worker's Compensation payments of \$681.60 for each minor that are received every 2 weeks; however, there are no descriptions of what each amount received was for. **Need** verified supplement to include description of funds received.
11. Schedule O indicates a cash withdrawal of \$2,800 on 06/16 without further explanation. Does Court wish to clarify on record; or in alternative, need verified supplement.
 - a. There are also 2 receipts for amounts on 06/26/17; however, the indicated account period ended 06/14/17. Court may wish to clarify if accounting period end date in summary is accurate? **JTD**
12. **Need** Final Inventory and Appraisal per Pr.C. § 2610 with supporting bank/financial statements per Local Rule 20-908.
13. **Need** proof of service to Inventory & Appraisal including Instructions for Objection per Pr.C. §2610.
14. Petitioner requests that Morgan Stanley Accounts 3858; 5864 and 6120 be blocked until Elizabeth reaches the age of 18.**JTD**
15. Petitioner requests that Morgan Stanley Accounts 3867; 5874 and 6119 be blocked until Katharine reaches the age of 18. **JTD**
16. No proposed order. Submit order after hearing.

RECOMMENDATION:

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.**

Need to clear notes 8-10, 12 & 13 then Court's discretion on remaining notes. If blocked accounts are approved, Court to set control date. Any account to be filed 30 days' in advance of hearing. Note requirements of Local Rules.

(ww/nb)

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.**

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 09/17/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1700430

CASE NAME: EZEKIEL BRAYAN & RUTH ALICIA PIMENTEL ESPINOZA

HEARING:

Petition for grandparent visitation

COUNSEL:

| | |
|----------------------------------|-----------------|
| GUSTAVO ESPINOZA | (GP)...PRO/PER |
| MARTHA ESPINOZA | (GP)...PRO/PER |
| EZEKIEL BRAYAN PIMENTEL ESPINOZA | (MIN)... |
| RUTH ALICIA PIMENTEL ESPINOZA | (MIN)... |
| RAMON PIMENTEL | (PET)...PRO/PER |
| ALICIA RODRIGUEZ | (PET)...PRO/PER |

Waiver of Court Fees and Costs filed by EZEKIEL BRAYAN PIMENTEL ESPINOZA is GRANTED

Waiver of Court Fees and Costs filed by RUTH ALICIA PIMENTEL ESPINOZA is GRANTED

No notes – Visitation. JTD

Superior Court of Calif, County of San Bernardino

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

DATE: 09/17/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1800012

CASE NAME: MTR OF ELIAS ASAEL AVALOS-FERNANDEZ

HEARING: re: Petition for Appointment of Guardian

COUNSEL:

| | |
|------------------------------|---------------------------|
| ALFREDO FERNANDEZ | (GP)...YESIKA M FIGUEROA |
| MACHELLE RANSOME | (GP)...YESIKA M FIGUEROA |
| ELIAS ASAEL AVALOS-FERNANDEZ | (MIN)... |

GENERAL INFORMATION:

Temporary Orders granted on 01/16/18. Alfredo Fernandez and Machelles Ransome are appointed temporary guardians of the person of Elias Avalos-Fernandez.

Continued from 02/26/18 Court finds notice complete as to mother as mother is present in court today. Mother states she objects to the petition. Objection to be filed by 03/26/18, 4:00 pm. Matter set contested – time estimated of two afternoons. Referred to DCFS

Continued from 07/02/18 court notes that mother failed to file objections by the deadline of march 26, 2018, court permanently waives mother's objections and vacates the trial dates set for august. Matter is continued to September 17, 2018 for the DCFS report to be completed. Court dispenses with notice to paternal grandparents.

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, person only, by Alfredo Fernandez and Machelles Ransome (maternal grandfather and partner), minor: Elias, 10

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

1. Alyssa Fernandez (mother) served.
2. Request to Excuse Notice with Due Diligence Declaration as to Gonzalo Avalos (father) filed 08/03/18. **JTD**
3. Court to see Guardian Screening for Machelles Ransome filed 02/26/18.
4. Alyssa Fernandez, (mother) claims custody rights to minor.
5. **Notice of no report by DCFS filed 06/27/18. Need DCFS.**
6. ~Proposed form Order submitted: 01/09/18

RECOMMENDATION:

Need DCFS Report.

(cs)

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

DATE: 09/17/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1800113

CASE NAME: ALEXIS AND ZACHARY HALE

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

| | |
|--------------------|-----------------------|
| STACY ANN COLLARD | (PET)...JANIS L HILKE |
| ALEXIS NICOLE HALE | (MIN)... |
| ZACHARY LEE HALE | (MIN)... |
| ANGELA YVONNE HALE | (PET)...PRO/PER |

GENERAL INFORMATION:

Stacy Collard appointed as temporary guardian of the person only for minors on 03/19/18, no bond.

At temporary hearing on 03/19/18, Court advanced temporary petition set on 03/23/18 to this date and denies it without prejudice. Referred to FCS. Continued from 04/02/18 ANGELA HALE withdraws her petition; petition of Angela Hale is dismissed without prejudice. Report of Child Custody Recommending Counselor is read and considered by the Court. Court makes orders pursuant to Child Custody Recommending Counseling report. Referred to Court Investigator for investigation and report. Court investigator notified.

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, of the person only **by Stacy Collard (maternal aunt)** for minors: Alexis (10), Zachary (8)

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

1. Mother, Father, paternal grandfather and maternal grandfather are deceased.
2. Minor Zachary appears to be developmentally disabled as petitioner indicates that he has autism. **Need** appointment of counsel for report.
3. Minor Zachary appears to be developmentally disabled. **Need** IRC report.
4. Referral for CII [form SB-13548] is incomplete as to, Kaiden, other adult in household. **Need** completed form.
5. CI report filed 09/10/18..
6. **Need** FCS report.
7. ~Proposed Form Order: 03/12/18

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.

RECOMMENDATION:

Need appointment of counsel, IRC report, and FCS report and to clear notes 4 then Court's discretion.

(ww/cs/kd)

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.**

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

DATE: 09/17/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1800123

CASE NAME: DAVID CASTANEDA

SEE ALSO 6, 7

HEARING:

Hearing Re: RECEIPT OF CI REPORT

COUNSEL:

| | |
|-----------------|---------------------|
| RUBY JANE PEREZ | (PET)...PRO/PER |
| DAVID CASTANEDA | (MIN)... |
| CATHY ROSALES | (PET/MOT)...PRO/PER |

**XREF: CSWS1302443
CSWS1801366**

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Receipt of CI Report

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

1. Matter set on 07/09/18 on courts motion, wherein the hearing set for 09/10/18 was reset to today.
2. Court notes petition for guardianship was referred for CI Report on 04/23/18.
3. CI Report filed 08/30/18.

RECOMMENDATION:

Court's discretion.

(nb/kd)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 09/17/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1800123

CASE NAME: DAVID CASTANEDA

SEE ALSO 5, 7

HEARING:

Hearing Re: RECEIPT OF CI REPORT/TRIAL SETTING CONFERENCE

COUNSEL:

RUBY JANE PEREZ

(PET)...PRO/PER

DAVID CASTANEDA

(MIN)...

CATHY ROSALES

(PET/MOT)...PRO/PER

XREF: CSWS1302443

CSWS1801366

No notes – TSC.

(nb)

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

DATE: 09/17/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1800123

CASE NAME: DAVID CASTANEDA

SEE ALSO 5, 6

HEARING: re: Petition for Termination of Guardianship

COUNSEL:

| | |
|-----------------|---------------------|
| RUBY JANE PEREZ | (PET)...PRO/PER |
| DAVID CASTANEDA | (MIN)... |
| CATHY ROSALES | (PET/MOT)...PRO/PER |

**XREF: CSWS1302443
CSWS1801366**

GENERAL INFORMATION

Ex parte Petition for Termination of Guardianship filed by Cathy Rosales denied on 06/22/18.

Continued from 07/09/18 on court's own motion, the petition for guardianship and hearing re receipt of ci report are reset from 09/10/18 to 09/17/18. Petitioner, Cathy Rosales, to clear probate notes on the petition for termination of guardianship before the hearing date of September 17, 2018. Petitioner, Ruby Jane Perez, to give notice on the petition for guardianship for the new hearing date of September 17, 2018. Court investigator notified. Court notes petition for guardianship was referred to CI on 04/23/18.

THIS CASE IS SET FOR HEARING ON Petition (06/15/18) for Termination of Guardianship by Cathy Rosales (mother) as to minor: David (10)

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

1. Joseph Castaneda (paternal grandfather) is deceased.
2. Ruby Perez (paternal aunt) appointed as **temporary** guardian of person only on 03/23/18.
 - a. Court to see attached Declaration by Ruby Perez requesting to resign as temporary guardian. [LF. pgs. 8-9 to petition filed 06/15/18]
3. Petitioner Cathy Rosales (mother) is seeking termination of guardianship as to minor as she was accepted into a program that encourages self-sufficiency and believes that being reunited with her son will help her on the journey.

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- a. Court to see attached declaration as to other reasons for termination. [LF. pgs. 4-5]
4. **Need** Notice of Hearing and Proof of Service by Mail or file Due Diligence Declaration (local form) as to Ruby Perez (paternal aunt/temporary guardian); Joseph Castaneda, III (father); Frank and Elvira Aguilar (maternal grandparents); Irene Harrelson (paternal grandmother); Priscilla Castaneda (if 12 or older); and any other siblings (if any) that are 12 or older.
5. Termination of Guardianship Parent Questionnaire form (Local Form 13-19740-360) is incomplete on page 5 as to name of Cathy's children (even if adults and not living with her). **Need** completed form.
6. Priscilla Castaneda, sibling, supports the petition for termination through an attached letter to the petition. [LF. pg. 9].
7. **Objection in the form of a Declaration and proof of service by Ruby Perez (paternal aunt/temporary guardian) filed 06/14/18.**
8. CI report filed 8/30/18..
9. ~Proposed Form Order 08/13/18

RECOMMENDATION

Matter appears to be contested. Need to clear notes 4-6 then Court's discretion.
(ww/nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 09/17/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1800123

CASE NAME: DAVID CASTANEDA

SEE ALSO 5, 6, 7

VACATED

HEARING: re: Petition for Appointment of Guardian

COUNSEL:

RUBY JANE PEREZ

(PET)...PRO/PER

DAVID CASTANEDA

(MIN)...

CATHY ROSALES

(PET/MOT)...PRO/PER

Waiver of Court Fees and Costs filed by DAVID CASTANEDA is GRANTED

Waiver of Court Fees and Costs filed by CATHY ROSALES is GRANTED

**XREF: CSWS1302443
CSWS1801366**

GENERAL INFORMATION:

Temporary guardian is requesting to resign as guardian.

Temporary Orders granted on 03/23/18. Ruby Perez is appointed guardian of the person of David Castaneda.

Continued from 04/23/18. Present Guardian DOES NOT request to resign.

Matter is contested by Cathy Rosales (mom). Objections are ordered filed and served by 4 pm on 06/04/2018. Referred to Court Investigator for investigation and report.

09/10/18 hearings vacated.

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, of the person only, by Ruby Perez (paternal aunt), minor: David, 10

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

- 1. Petitioner indicates minor's whereabouts are unknown. Now living with Ptnr?**
- 2. Need Notice of Hearing and Proof of Personal Service** [forms GC-020 & GC-020(P)] on Joseph Castaneda (father) and Cathy Rosales (mother).
 - a. Objections filed by mother. Does Court wish to deem service waived? **JTD.**
- 3. UCCJEA Declaration** filed 04/18/18 does not provide minor's full 5 year residential history. **Need** same.
- 4. Guardian Screening form** filed 04/18/18 is missing attachment 10. **Need** same.

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5. Child Information Attachment indicates minor does not have Indian ancestry; however, ICWA inquiry was not made [LF, pg 10]. Court to inquire. **JTD**
6. Court to see Guardian Screening form.
7. CI Report filed 08/30/18.
8. Supplement by petitioner filed on 04/18/18.
9. **Objection filed in the form of a Declaration by mother/petitioner, Cathy Rosales, on 07/03/18. Supplement to objection filed on 08/13/18.**
10. ~Proposed form Order submitted: 03/16/18

RECOMMENDATION: Matter is contested.
Need to clear notes 2-4 then Court's discretion
(cs/nb/kd)

Superior Court of Calif, County of San Bernardino

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

DATE: 09/17/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1800132

CASE NAME: ADEN D. MACE

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

| | |
|------------------|-----------------|
| MICHAEL R. WYANT | (GP)...PRO/PER |
| RHONDA F. WYANT | (GP)...PRO/PER |
| ADEN D. MACE | (MIN)... |

GENERAL INFORMATION:

Continued from 4/30/18 Petitioner indicates that the minor's full name is Aden Dale Mace. Court dispenses with notice to mother. Referred to Court Investigator for investigation and report. Court investigator notified.

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, of the person only, by Michael and Rhonda Wyant (maternal uncle and aunt) minor: Aden (14)

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

1. Adam Krumsiek (father) and minor Aden signed Consent and Waiver.
2. Court to see Guardian Screening form and Guardianship Questionnaire by Michael as they have conflicting information.
3. CI report 09/04/18.
4. ~Proposed Form Order: 03/26/18

RECOMMENDATION:

Court's discretion.

(ww/kd/cs/kd)

Superior Court of Calif, County of San Bernardino

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

DATE: 09/17/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1800323

CASE NAME: MTR OF LEILA NOELLE LEYVA MORENO

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

FERNANDO MORENO CONTRERAS (GP)...YESIKA M FIGUEROA
BLANCA PATRICIA MORENO (GP)...YESIKA M FIGUEROA
LEILA NOELLE LEYVA MORENO (MIN)...

Waiver of Court Fees and Costs filed by LEILA NOELLE LEYVA MORENO is GRANTED

GENERAL INFORMATION:

Fernando Moreno Contreras and Blanca P. Moreno (maternal grandparents) were appointed **temporary** guardians of the person only on 8/01/18.

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, of the person only by Fernando Moreno Contreras (maternal grandfather) and Blanca P. Moreno (maternal grandmother) for minor: Leila Noelle Leyva Moreno(4).

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

1. Due diligence declaration as to Christion Giovany Leyva (father) filed 8/01/18. **JTD**.
2. **Need** Notice of Hearing and Proof of Personal Service [forms GC-020 & GC-020(P)]
on:
 - a. Roxana Alejandra Moreno Tea (mother) or file due diligence declaration.
3. Court to see Declaration of petitioner [petition, LF p 6-11].
4. Need: Upon referral to CI by the Court, requires CI report.
5. ~Proposed Form Order/Letters: filed 7/25/18.

RECOMMENDATION:

Need CI Report and to clear note 2, then Court's discretion.
(kd/cs)

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

DATE: 09/17/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1800330

CASE NAME: Travis Zachary Cole Saum

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

| | |
|--------------------------|----------------|
| MONIQUE CRAIN | (GP)...PRO/PER |
| TRAVIS ZACHARY COLE SAUM | (MIN)... |
| HAILEY RAE SAUM | (MIN)... |

GENERAL INFORMATION:

Monique Crain appointed temporary guardian of the person and Temporary Letters issued 08/13/18.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by maternal grandmother, Monique Crain [petitioner], minors now Travis (4) & Hailey (1).

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

1. Notice complete.
2. Upon referral to Court Investigator by the Court, requires Court Investigator Report.
3. Petitioner requests authority to apply for and receive such public benefits, Social Security and SSI benefits minors may be entitled to receive.
4. ~Proposed Form Order/Letters 07/30/18.

RECOMMENDATION:

RFA

(nb)

Superior Court of Calif, County of San Bernardino

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

DATE: 09/17/18 TIME: 11:00 DEPT: S35G

CASE#: GAR SS1200042

CASE NAME: HARRISON LLOYD RICHARD FAULKNER ET AL

HEARING:

Summary of/Fourth Accting Account and Report of GABRIELLE F
FAULKNER and Petition for allowance of fees filed.

COUNSEL:

GABRIELLE F FAULKNER (GE)...
HARRISON LLOYDRICHARD FAULKNER (MIN)...
JOSEPHINE ELIZABETH FAULKNER (MIN)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Fourth Account Current and Report of
Administration by Guardian of the Estate, Gabrielle Faulkner-Milligan ["Petitioner"].

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

1. Accounting period June 2016 to June 2018. However, should be 07/01/16 to 06/30/18.
2. Assets on Hand \$62,792.92 for Harrison (14) and \$62,698.42 for Josephine (11) held in blocked accounts.
3. Petitioner waives compensation.
4. Petitioner requests the next accounting be set in 2 years.
5. **Need** Notice of Hearing with proof of service to Harrison, siblings 12 years or older; maternal grandmother, Barbara G. Anderson and paternal grandparents Ronald L. Faulkner and Pauline M. Streeter.
6. Proposed Order 07/30/18 reflects incorrect hearing date; incorrect accounting period; and does not indicate petitioner waives compensation.

RECOMMENDATION:

Require notice then Court's discretion. If approved, set next Accounting Review for
09/21/20.

(nb)

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: 09/17/18 TIME: 9:30 DEPT: S36G

CASE#: GAR PS1800054

CASE NAME: Tyler James Sage

HEARING:

Hearing Re: STATUS OF CONSERVATORSHIP MATTER

COUNSEL:

PAUL JAMES KNUTH

(GP)...PRO/PER

ARLENE P KNUTH

(GP)...PRO/PER

TYLER JAMES SAGE

(MIN)...

X-REF: CONPS 1800219

No notes – Status.
(nb)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

DATE: 09/17/18 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1800344

CASE NAME: MTR OF LYRIC K QUIROZ

HEARING: re: Petition for Appointment of Guardian

COUNSEL:

DENISE M QUIROZ (GP)...PRO/PER
LYRIC K QUIROZ (MIN)...

GENERAL INFORMATION:

Ex parte orders denied on 08/10/18

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, of the person only by Denise M. Quiroz (maternal grandmother) for minor: Lyric K. Quiroz (7)

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

1. Petitioner requests to dispense with notice as to unknown father; copy of birth certificate provided [Temporary Petition, LF p 4] per Local Rule 20-1302, does not list father. **JTD.**
2. Petitioner has asked that notice be dispensed with for paternal grandparents as they cannot with reasonable diligence be given notice-names of all are unknown and no information re: efforts to locate indicated. **JTD.**
3. **Need** Notice of Hearing and Proof of Personal Service [forms GC-020 & GC-020(P)] on Brandi M. Quiroz (mother).
4. **Need** Notice of Hearing and Proof of Service by Mail [form GC-020 or file Due Diligence Declarations on
 - a. Danny W. Quiroz (maternal grandfather)
 - b. Anthony J. Quiroz (sibling) if over 12. **JTD.**
5. Court to see Guardianship Questionnaire.
6. Need: Upon referral to CI by the Court, requires CI report.
7. ~Proposed Form Order: filed 07/25/18

RECOMMENDATION:

Need to clear notes 3 and 4 then Court's discretion.
(kd/cs)

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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

DATE: 09/17/18 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1800360

CASE NAME: Mtr of Bianca Medina ET AL

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

| | |
|-----------------|----------------|
| KENJI L JACKSON | (GP)...PRO/PER |
| BIANCA MEDINA | (MIN)... |
| ASHLEY MEDINA | (MIN)... |

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by family friend (**non-relative**), Kenji Jackson [petitioner], minors Bianca (15) & Ashley (12).

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

1. Minors signed consent and waiver.
2. Section 11 to petition is incomplete. **Need** verified supplement.
3. **Need** Notice of Hearing and **proof of personal service** on mother, Mayra Lopez and father, Gonzalo Medina. 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).
4. **Need** Notice of Hearing and proof of mailed service on maternal grandmother, Angelica Lopez, unknown maternal grandfather and unknown paternal grandparents or file Due Diligence Declaration(s).
5. **Need** DCFS report as petitioner is a non-relative.
6. Upon referral to Court Investigator by the Court, requires Court Investigator Report.
7. Petitioner requests authority to seek such medical, dental, psychiatric and psychological treatment/therapy as needed.
8. Petitioner requests authority to apply for and receive such public benefits, Social Security and SSI benefits minors may be entitled to receive.

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9. ~Proposed Form Order/Letters 08/13/18.

RECOMMENDATION:

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

(nb)

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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

DATE: 09/17/18 TIME: 11:00 DEPT: S36G

CASE#: GAR SS1400394

CASE NAME: Mason Bradley Morrissette et al

VACATED

HEARING:

Hearing Re: Status Review/Trial Setting Conference

COUNSEL:

NICOLE LOOMAN

(PG)...

MASON BRADLEY MORRISSETTE

(MIN)...

AUBREE NICOLE MORRISSETTE

(MIN)...

REGINA M LUNGER

(PET)...PRO/PER

SAHUN LUNGER

(FAT)...

CHRISTINA MORRISSETTE

(WALTER T. MOORE)

Status/T.S.C- No notes- JTD

(ww)

Superior Court of Calif, County of San Bernardino

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

DATE: 09/17/18 TIME: 11:00 DEPT: S36G

CASE#: GAR SS1500096

CASE NAME: LUIS RECENDIZ TINAJERO

SEE ALSO 6

HEARING:

Hearing Re: CITATION AS TO STEVEN KANDARIAN

COUNSEL:

CELIA TINAJERO (GP)...PRO/PER
LUIS RECENDIZ TINAJERO (MIN)...

GENERAL INFORMATION

Continued from **03/19/18**. At request of Attorney Walter Moore as MetLife has been cooperating.

Continued from 06/18/18.

THIS CASE SET FOR HEARING ON Citation as to Steven Kandarian by GAL Walter Moore.

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

1. On 01/16/18 the Court granted an Ex parte petition for order to issue a citation on Steven Kandarian, President and Chief Executive Officer of MetLife Inc., or his Designee, to appear for examination and to produce documents.
2. Minor Luis has a beneficial interest in a structured settlement with MetLife and efforts to obtain information and forms to process the claim by GAL Walter Moore have been successful.
3. Citation that Steven A. Kandarian, President and Chief Executive Officer of MetLife Inc., or his Designee: 1) Appear for Examination under Oath Before this Court; and, 2) Produce documents filed 03/21/18.

RECOMMENDATION

Court's discretion.

(ww)

Superior Court of Calif, County of San Bernardino

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

DATE: 09/17/18 TIME: 11:00 DEPT: S36G

CASE#: GAR SS1500096

CASE NAME: LUIS RECENDIZ TINAJERO

SEE ALSO 5

HEARING:

Accounting Review by ***

COUNSEL:

CELIA TINAJERO (GP)...PRO/PER
LUIS RECENDIZ TINAJERO (MIN)...

GENERAL INFORMATION:

Continued from 03/15/17. No appearance.

Continued from **04/05/17**. Guardian Ad Litem, Walter Moore, represents there are issues regarding insurance company and requests continuance.

Continued from **07/19/17**.

Continued from **11/01/17**. Attorney Moore to assist guardians with filing documents.

Continued from **01/17/18**.

Continued from **04/23/18**. To be heard with other pending hearing.

Continued from 06/18/18.

THIS CASE IS SET FOR HEARING ON Accounting Review, minor: Luis, age 14.

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

1. Celia Tinajero (mother), appointed guardian of the estate only, of minor Luis Tinajero age 15 (DOB 02/17/03) on 01/06/16 with funds to be held in a blocked account in lieu of bond.
2. **Need** proof of deposit into blocked account (form MC-356).
3. **Need** final inventory and appraisal (form GC-040).
4. **Need** Met Life statement re account as directed by court per minute order of 08/10/16.
5. **Need** First Account covering the period of 01/06/16 to current.

RECOMMENDATION:

Inquire status. When an accounting is not filed as required, the court shall take action as specified in Pr.C. § 2620.2.

(cs/lh/ww)

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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

DATE: 09/17/18 TIME: 11:00 DEPT: S36G

CASE#: GAR VS1000166

VACATED

CASE NAME: MATTER OF MICHAEL JAMES DARNELL

HEARING:

Petition for Appointment of Successor Guardian of the Person and Estate

COUNSEL:

| | |
|-------------------|------------------------------------|
| MARY J LYNCH | (PET)...PRO/PER |
| CYNTHIA A. YARROW | (SC/GPE)...NELSON & FRAENKEL LLP |
| BROCK E LYNCH | (PET)...CALDWELL, KENNEDY & PORTER |
| MICHAEL J DARNELL | (MIN)... |

GENERAL INFORMATION:

Cynthia Yarrow appointed as successor temporary guardian of the person and estate on 03/28/18, no bond.

At temporary hearing on **03/28/18**. Referred to DCFS.

Continued from 04/30/18 Court needs proof of personal service as to minor Michael. Referred to Department of Children and Family Services As petitioner is non-relative. Clerk's Office to notify DCFS. Matter is continued for Notice to Michael and receipt of DCFS report.

THIS CASE SET FOR HEARING ON Petition for Appointment of Successor Guardian, of the person and estate, by Cynthia Yarrow (non-relative), minor: Michael (16)

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

1. Parents, Genevieve (sibling), and paternal grandfather are deceased.
2. Olivia Darnell (sibling) signed Consent and Waiver.
3. Brock and Mary Lunch (Aunt and Uncle) were appointed as co-guardians of the person only for minor on 11/05/10 and then Court granted their petition to resign as guardians on 03/28/18.
4. Petitioner requests that bond not be required as there are no bond was required for the initial guardians, that there are insufficient assets, and that petitioner was informed that there is a trust that is being administered by a separate trustee. [LF pg. 6] **JTD**
5. Court to question if guardianship of the estate is necessary as petitioner indicates that minor has no assets in section 7 of petition. **JTD**

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6. **Need** Notice of Hearing and Proof of Personal Service [forms GC-020 & GC-020(P)] on Michael, minor.
7. **Need** *Notice of Hearing and Proof of Service by Mail* [form GC-020] or file Due Diligence Declarations on: **looks like all served-filed 6/29/18.**
 - a. **Marilyn Darnell (paternal grandmother)**
 - b. **Jim Lynch (maternal grandfather)**
 - c. **Marsha Lynch (maternal grandmother)**
 - d. **siblings- Nick and Rachel Darnell.**
8. Petitioner requests for other orders to be granted including the right to consent to surgery or upon order of the Court being obtained for such surgery. [LF pg. 8] **JTD**
9. Court to see Guardian Screening form filed 03/22/18.
10. **Notice of No Report by DCFS filed 07/17/18. Need** DCFS report.
11. ~Proposed Form Order: 03/23/18

RECOMMENDATION:

Need DCFS report and to clear notes 6 & 7 then Court's discretion. If estate powers are granted, set hearing re Accounting Review for **11/25/19**. Any accounting to be filed 30 days in advance. Note Local Rule requirements.

(ww/kd)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

GUARDIANSHIPS

DATE: 09/17/18 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1600417

CASE NAME: ALYSSA MICHELLE ROMERO ETAL

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

KIM PETRA BAILEY (GP)...PRO/PER
ALYSSA MICHELLE ROMERO (MIN)...
ISSAC ANTHONY ROMERO (MIN)...

GENERAL INFORMATION

Continued from 09/26/16; further notices to be given.

Continued from 11/22/16. Due Diligence Declarations filed in court. Court finds notice is complete. Matter referred to DCFS for receipt of report.

Continued from **03/14/17**. Matter continued for DCFS report previously ordered.

Continued from **05/16/17**. Hearing continued at request of DCFS to complete report.

Continued from **07/25/17**. Court finds temporary guardianship is in best interest of minors.

Kim Petra Bailey appointed Temporary Guardian of the person.

Continued from **09/12/17** for another letter of reference to be given to CI. Matter re-referred to DCFS for report.

Continued from **01/16/18** The Court orders Kim Bailey to be present at next Hearing. The Court re-refers matter to DCFS for non-relative guardianship report.

Continued from 04/30/18 on courts motion. Matter re-referred to DCFS for non-relative guardianship report. Referred to Legal Aid. Notice by Judicial Assistant.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by Kim Bailey (**non-relative**), minors Alyssa (17) and Issac (13).

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

1. Mother deemed served by her appearance on 09/26/16 and consents to guardianship
2. **Need** Notice of Hearing and Proof of Personal service on minor, Issac as he is age 13.
3. **Notice of no report filed 09/13/18**. Notice of no report by DCFS filed 01/11/18 and 04/26/18. **Need** DCFS report.
4. ~Proposed form Order/Letters: 08/19/16

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RECOMMENDATION

Need to clear note 2, then court's discretion re DCFS report - suggest 10/15/18.
(lh/mr/lh/nb/cs/nb/cs)

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Superior Court of Calif, County of San Bernardino

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

DATE: 09/17/18 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1800128

CASE NAME: Mtr of Maria Nazareth Lombera

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

MARIA S HERNANDEZ (GP)...PRO/PER
MARIA NAZARETH LOMBERA (MIN)...

GENERAL INFORMATION:

Continued from 04/30/18 for notice to maternal grandmother. The Court accepts due diligence declarations as to father and paternal grandparents. The Court clears note number three. Referred to Legal Aid. Maria S. Hernandez appointed Temporary Guardian of the person. Referred to Court Investigator for investigation and report.

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, of the person only, by Maria Hernandez (maternal aunt), minor: by Maria 15 (DOB 05/28/02)

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

1. Minor signed consent to appointment of guardian.
2. It appears minor may be developmentally disabled, Court to determine if notice to IRC is required.
3. Petitioner seeks broad medical/dental powers. Recommend order to reflect that requested medical/dental powers are subject to PC 2353(b)
4. 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.
5. CI Report filed 09/15/18.
6. ~Proposed form Order submitted: 03/23/18

RECOMMENDATION:

Court's discretion.

(cs/nb/kd)

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