



Guardianship Calendar

Second/Final Check

Superior Court of California
County of San Bernardino
Probate Department

Probate Notes for Calendar Date: 09/18/18

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.

nb0823/0912

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

CASE#: GAR PS1800041

CASE NAME: Ayden Amari Johnson

SEE ALSO 2

HEARING:

Hearing Re: STATUS OF DCFS REPORT & OSC RE DISMISSAL IF NO RPT

COUNSEL:

ALICIA AARON HARDNETT	(PRO/PER
ANDREW PHILLIPS	(GP)...PRO/PER
AYDEN AMARI JOHNSON	(MIN)...
CYNDI AARON	(OBJ)...PRO/PER
KE'ARIA JACKSON	(GP)...PRO/PER

GENERAL INFORMATION:

Continued from 08/21/18 for receipt of DCFS Report.

THIS CASE IS SET FOR HEARING ON Status of DCFS Report & OSC re Dismissal if no Report.

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

1. Matter set at 06/26/18 hearing, wherein, court noted that if the full report from Department of Children & Family Services is not completed, the court will dismiss the petition for guardianship.
2. No DCFS Report as of the review of this matter.

RECOMMENDATION:

Court's discretion

(nb)

Future Hearing:

10/18/18 Court Trial

10/19/18 Court Trial

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

CASE#: GAR PS1800041

CASE NAME: Ayden Amari Johnson

SEE ALSO 1

HEARING:

Petition for Appointment of Guardian of Minor (Amended)

COUNSEL:

ALICIA AARON HARDNETT	(PRO/PER
ANDREW PHILLIPS	(GP)...PRO/PER
AYDEN AMARI JOHNSON	(MIN)...
CYNDI AARON	(OBJ)...PRO/PER
KE'ARIA JACKSON	(GP)...PRO/PER

GENERAL INFORMATION:

Temporary Orders granted 02/02/18. Ke'Aria Jackson is appointed temporary guardian of the person of Ayden Johnson.

Continued from **03/26/18**. Court finds notice complete as to mother, father, and maternal grandmother as they are present in the courtroom today; court dispenses with notice to maternal grandfather and paternal grandparents. Court finds notice not required on sibling (age 1). Court orders all parties to return to court at 11am in department s35. Court orders that personal appearance of counsel/self-represented litigants required for the readiness hearing in Department S35. Court notes that if there is failure to appear, the court will consider imposing sanctions including the dismissal of the petition or the waiver of the objections, as applicable in the case.

Continued from 06/26/18. Court trial dates are reset from July to October as the report has not been completed by Department of Children and Family Services.

Matter is continued to August 21, 2018. Petitioners and respondents to cooperate with the DCFS investigation for the report to be completed. Court resets the trial dates.

Court notes that the pre-trial orders remain in full force and effect.

Continued from 08/21/18 for receipt of DCFS report.

THIS CASE SET FOR HEARING ON **Amended** Petition for Appointment of Guardian, of the person only, by Ke'Aria Jackson and Andrew Phillips (non-relative), minor: Ayden (1 month)

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.**

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

1. Amended Petition filed to include proposed co-guardian Andrew Phillips.
Petition filed 01/26/18 by Ke'Aria Jackson only and continued to 06/26/18 is contested. Objections filed by Cyndi Aaron (maternal grandmother) and Alicia Aaron Hardnett (mother).
2. Mother, Alicia Aaron, is a minor. Per CCP §372 appointment of GAL is not required unless the court finds that the minor's parents are unable to understand the nature of the proceedings. JTD.
3. Petitioners have intentions on adopting minor.
4. **Need:** DCFS report as Petitioners are non-relatives per Pr.C. §1513(g).
5. ~Proposed form Order submitted: 02/21/18

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

Future Hearing:
10/18/18 Court Trial
10/19/18 Court Trial

Superior Court of Calif, County of San Bernardino

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

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

CASE#: GAR PS1800133

CASE NAME: MTR OF KENDALL LAVONNE BARTON
HEARING:
Hearing re: Petition for Appointment of Guardian

COUNSEL:

CYNTHIA STILLMAN (GP)...PRO/PER
KENDALL LAVONNE BARTON (MIN)...

X-REF: FVI 18000715; CSWS 1502123

GENERAL INFORMATION:

Temporary Letters Issued 04/02/18.

Continued from 05/01/18. Probate note #3 is cleared by Court. Petitioner is directed to clear notes #4 & #5 (now 3 & 4) by 4:00 pm on 05/29/18. Referred to Court Investigator for investigation and report.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by maternal grandmother, Cynthia Stillman ["petitioner"], minor Kendall now 3.

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

1. Mother signed nomination, consent and waiver.
2. Petitioner requests an Order Dispensing with Notice as to father, paternal grandparents and paternal relatives as father is unknown. Copy of birth certificate affixed to declaration filed 05/22/18. Court to review declaration filed 05/22/18.
3. Section 8c to Child Information Attachment, re: whether ICWA inquiry was made, is incomplete. **Need** same.
4. Guardianship Questionnaire is incomplete as to other children or adults in the home; addresses for references; and birth parents information. **Need** complete questionnaire.
5. **Need** Court Investigator Report.
6. ~Proposed Form Order/Letters 03/26/18.

RECOMMENDATION:

Need to clear notes 3-5 then Court's discretion.

(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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San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

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

CASE#: GAR PS1800331

CASE NAME: Mtr of Eric Cruz

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

CHRISTOPHER ANDERSON (PET)...PRO/PER

ERIC ZION CRUZ (MIN)...

GENERAL INFORMATION:

Christopher Anderson appointed Temporary Guardian on 08/21/18.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by former step-father, Christopher Anderson, minor Eric, now 9.

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

1. **Need** Notice of Hearing and **proof of personal service** on mother, Sara George and father, Eric Cruz.
 - a. Due Diligences filed as to father and mother. **JTD.**
2. **Need** Notice of Hearing and **proof of mailed service** on siblings 12 or older, maternal grandfather, Joe George; maternal grandmother and unknown paternal grandparents or file Due Diligence Declaration(s).
 - a. Section 8 to Child Information Attachment [LF, p. 6] names petitioner's father and grandmother instead of birth father, Eric Cruz's father and mother, Sara George's mother. **Need** verified supplement.
3. UCCJEA incomplete as to the minor's residence for last 5 years. **Need** verified supplement
4. Sections 1c and #13 to Confidential Guardian Screening Form are incomplete. **Need** verified supplement.
5. Guardianship Questionnaire is incomplete at the bottom of page 2; missing minor's ethnicity at page 4; and is missing information as to birthparents at page 7. **Need** verified supplement.
6. Petitioner alleges prior CPS involvement
7. Petition indicates petitioner intends to adopt minor
8. Petitioner alleges father agrees with guardianship. However, no consent is filed.

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.**

9. Upon referral to Court Investigator by the Court, requires Court Investigator Report.
10. Petitioner requests authority to apply for and receive such public benefits, Social Security and SSI benefits minors may be entitled to receive. JTD.
11. ~Proposed Form Order/Letters 07/31/18.

RECOMMENDATION:

Need to clear notes then Court's discretion.

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

CASE#: GAR PS1800332

CASE NAME: AUBREE MARQUEZ ET AL

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

AUBREE MARQUEZ	(MIN)...PRO/PER
BRIAN THOMAS	(GP)...PRO/PER
JENNIFER THOMAS	(GP)...PRO/PER
STEVEN MARQUEZ	(MIN)...PRO/PER

X-REF: FAMSS 1401406 and CSKS 1402218

GENERAL INFORMATION:

Ex Parte orders denied on 08/02/18. **Court orders the petition of Brian and Jennifer Thomas to be served by 4:00pm on August 9, 2018; proof of service to be filed thereafter by 4:00pm August 16, 2108. Objections of Jamie Meinhardt to be served at the hearing on September 18, 2018 at 11:00am; objections to be filed by 4:00 pm on September 18, 2018. If Jaime Meinhardt fails to serve and file objections as ordered, the court will deem objections waived. If a petition of Shannell Meinhard and David Meinhardt is to be filed, the petition must be served and filed by 4:00pm on August 31, 2018. Failure to serve and file petition as ordered, will be deemed waived. Court makes other orders**

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by maternal grandmother and spouse Brian and Jennifer Thomas ["Petitioners"], minors Aubree (8) and Steven (6).

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

1. **Need** Notice of Hearing and **proof of personal service** on father, Brian Marquez.
 - a. Petitioners' request an Order Dispensing with Notice as to father and paternal grandparents per reasons given at LF, p. 15. **JTD.**
 - b. Due Diligence filed as to father. **JTD.**
2. **Need** Notice of Hearing and **proof of mailed service** on siblings 12 or older and unknown paternal grandparents or file Due Diligence Declaration(s).
3. Petitioner alleges prior CPS involvement

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.

4. Upon referral to Court Investigator by the Court, requires Court Investigator Report.
5. No written objections or competing petition filed as of the review of this matter.
6. ~Proposed Form Order/Letters 08/01/18.

RECOMMENDATION:

Need to clear notes then Court's discretion.

(nb)

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

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

CASE#: GAR PS1800333

CASE NAME: MTR OF GABRIEL BENTLEY
HEARING:
Hearing re: Petition for Appointment of Guardian

COUNSEL:

GABRIEL BENTLY (MIN)...
GERALD BENTLEY (GP)...PRO/PER

GENERAL INFORMATION:

Ex parte orders granted on 08/08/18.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by maternal grandfather, Gerald Bentley ["Petitioner"], minor Gabriel now 2.

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

1. Petition names Deja M. Bentley as mother but questionnaire names Shellena Bentley. It appears petitioner has named his own parents instead of minor's birth parents. **Need** verified supplement.
2. **Need** Notice of Hearing and **proof of personal service** on mother, Deja M. Bentley and unknown father.
3. **Need** Notice of Hearing and **proof of mailed service** on siblings 12 or older, maternal grandmother, Barbara J. Bentley and unknown paternal grandparents or file Due Diligence Declaration(s).
4. Petition is incorrectly dated at signature line. **Need** verified supplement.
5. Section #13 re adverse interest to Confidential Guardian Screening Form is incomplete. **Need** verified supplement.
6. Court to review Guardianship Questionnaire.
7. Petitioner alleges mother agrees with guardianship. However, no consent is filed.
8. Upon referral to Court Investigator by the Court, requires Court Investigator Report.
9. ~Proposed Form Order/Letters 08/01/18

RECOMMENDATION:

Need to clear notes then Court's discretion.

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

CASE#: GAR PS1800341

CASE NAME: TEENA MARIE SALINAS ET AL

HEARING:

Hearing Re: PETITION FOR GUARDIANSHIP

COUNSEL:

DAVID GILBERT SALINAS (MIN)...PRO/PER
HELEN CORONADO RENKEN (GP)...PRO/PER
TEENA MARIE SALINAS (MIN)...PRO/PER

GENERAL INFORMATION:

Temporary Letters Issued 08/13/18.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by maternal grandmother, Helen Coronado Renken ["Petitioner"], minors, Teena (16) and David (14).

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

1. Minors signed consents and waivers.
2. **Need** Notice of Hearing and **proof of personal service** on mother, Emily Salinas and unknown father.
3. **Need** Notice of Hearing and **proof of mailed service** on siblings 12 or older, maternal grandfather, Gilbert E. Salinas and unknown paternal grandparents or file Due Diligence Declaration(s).
4. Petitioner requests an Order Dispensing with Notice to unknown father and paternal grandparents. **Need** certified copy of birth certificates.
5. UCCJEA indicates minors' resided with mother in Stockton, CA, through June, 2018.
6. Petition indicates petitioner intends to adopt minor
7. Upon referral to Court Investigator by the Court, requires Court Investigator Report.
8. Petitioner requests authority to seek such medical, dental, psychiatric and psychological treatment/therapy as needed. **JTD.**
9. Petitioner requests authority to apply for and receive such public benefits, Social Security and SSI benefits minors may be entitled to receive. **JTD.**
10. ~Proposed Form Order/Letters 08/03/18.

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 to clear notes then Court's discretion.

(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: JAMES MICHAEL WELCH **GUARDIANSHIP**

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

CASE#: GAR PS1700495

CASE NAME: MTR OF CAMERON AND CALEE HOOKS

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

CALEE HOOKS (MIN)...
CAMERON HOOKS (MIN)...
CHRISTIPHOR HERRIN (GPE)...STEPHANIE L PULLEY

GENERAL INFORMATION

Ex parte orders granted **09/28/17**. Christophor Herrin appointed temporary guardian of the person of Cameron and Calee Hooks.

Continued from **10/24/17 and 01/16/18**. All temporary orders to remain in full force and effect.

Continued from **03/13/18**. Counsel is to file a supplemental declaration to excuse notice as to father. Petitioner is a non-relative. Referred to DCFS. All temporary orders to remain in full force and effect.

Continued from 07/17/18 to clear notes.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by Christophor Herrin, (**non-relative**), minors: Cameron (16), Calee (14)

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

1. Mother is deceased.
2. Minors signed consent to petition.
3. Petitioner intends to adopt minors.
4. Need Notice of Hearing and **proof of personal service** as to Tracey Hooks, father. Alternatively as father resides outside of California, service may be completed by certified mail. **Need** signed return of receipt per CCP §415.40.
 - a Request to excuse notice as to father filed 10/24/17 & 03/19/18. **JTD.**
5. **Need** Notice of Hearing and proof of mailed service as to maternal grandfather Charles Ulery or file Due Diligence Declaration(s).
 - a. Due Diligence Declarations filed as to siblings Chassidy and Justice and maternal grandfather. **JTD.**

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.**

6. **Need** DCFS report as petitioner is a non-relative.
7. ~Proposed form Order: 09/20/17

RECOMMENDATION

Need DCFS Report then Court's discretion re: notes 4-5.
(lh/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: 09/18/18 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1700604

CASE NAME: Mtr of Robert Long and Solomon Josiah Long

SEE ALSO 3

HEARING:

Hearing Re: Status on Visitation

COUNSEL:

EBONY A LONG	(GP)...PRO/PER
PRENECIA SMITH	(MOT)...PRO/PER
ROBERT LONG	(MIN)...
SOLOMON JOSIAH LONG	(MIN)...

Request for Waiver of Court Fees and Costs filed by ROBERT LONG is GRANTED

Request for Waiver of Court Fees and Costs filed by SOLOMON JOSIAH LONG is GRANTED

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

CASE#: GAR PS1700604

CASE NAME: Mtr of Robert Long and Solomon Josiah Long

SEE ALSO 2

HEARING:

Hearing Re: Petition for Appointment of Guardian

COUNSEL:

EBONY A LONG	(GP)...PRO/PER
PRENECIA SMITH	(MOT)...PRO/PER
ROBERT LONG	(MIN)...
SOLOMON JOSIAH LONG	(MIN)...

GENERAL INFORMATION:

Ex Parte orders denied on 11/27/17. No appearance.

Continued from **01/02/18**. Ebony Long appointed as temporary guardian of the person only for minors.

Continued from **03/05/18**. Father withdraws his consent. Both mother and father object to petition for guardianship. Parties are instructed to file written objections with the Court. Court clears note 4 with regards to court address. Court refers this matter to Court Investigator for investigation and report, and to Family Court Services for visitation. Referred to Court Investigator for investigation and report. All existing temporary orders shall remain in full force and effect until 07/09/18. Temporary letters to continue in full force and effect. Matter reset on 06/06/18 from 07/09/18 onto 07/16/18.

Continued from 07/16/18. Matter is continued for the Court Investigator to contact the mother and father. The initial report has already been completed but the mother and father did not get interviewed. Referred to Court Investigator for investigation and report. All temporary orders/letters to remain in full force and effect.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by paternal grandmother, Ebony A. Long ["Petitioner"], minors Robert (2) & Solomon (1 yr. 4 mos.).

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.

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

1. Maternal grandfather is deceased.
2. Robert Long (father) signed nomination, consent and waiver, filed 11/16/17; however, consent was withdrawn on 03/05/18.
3. Proof of service by mail (form FL-335) as to Prenicia Smith (mother) filed 12/22/17; however, mother must be personally served using mandatory Notice of Hearing and proof of personal service (form GC-020 & GC-020(P) filed.
 - a. Does Court wish to deem Prenicia Smith (mother) as served since she filed Objections and has been present in Court? **JTD**
4. Due Diligence Declarations filed 02/27/18 as to Tanicia King (maternal grandmother). **JTD**
5. Court to see Declaration in Support of Guardianship by Ebony Long filed 02/28/18.
6. Court to see Declaration re: visitation by Ebony Long filed on 06/01/18.
7. Petitioner requests authority to seek such medical and dental treatment as needed. **JTD**.
8. Petitioner requests authority to apply for and receive such public benefits, Social Security and SSI benefits minors may be entitled to receive. **JTD**.
9. **Objections filed by Prenicia Smith, mother, on 03/05/18.**
10. **Objections filed by Robert Long, father, on 07/16/18.**
11. DCS report filed 04/13/18.
12. CI report filed 06/25/18 **and 09/10/18.**
13. Declaration by Petitioner filed 08/27/18.
14. ~Proposed Form Order 11/16/17

RECOMMENDATION:

Matter is contested. Court's discretion.

(nb/ww/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: 09/18/18 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1800074

CASE NAME: MTR OF HAILEY LYNN HOWZE

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

HAILEY LYNN HOWZE

(MIN)...

MANDI L MARSHALL

(GP)...PRO/PER

GENERAL INFORMATION:

Continued from **03/26/18** for notes to be cleared. Court excuses service on father based on Mrs. Marshall's representation. Referred to Legal Aid for assistance.

Continued from 05/01/18. Court will excuse notice as to the father and paternal grandparents. Petitioner requests that her address be confidential. Court grants this request and directs the Clerks' Office to take the necessary steps to make in confidential. Court refers matter to DCFS (Carol Albrecht) for investigation and report.

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, of the person only, by Mandi Marshall (**non-relative**), minor: Hailey, 1

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

1. Stacey Brungs (mother) signed Consent and Waiver and Temporary Guardianship Agreement which is attached to consent, [LFp3/4].
2. Petitioner indicates minor resides with petitioner in Crestline since 10/17 and prior to that she was homeless.
3. **Need:** DCFS report as Petitioner is non-relative per Pr.C. §1513(g).
4. Petition indicates petitioner intends to adopt minor.
5. ~Proposed form Order submitted: 02/21/18

RECOMMENDATION:

Need to clear note 3 then Court's discretion.

(cs/nb/cs/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: 09/18/18 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1800286

CASE NAME: EVELIN NOELIA VELAZQUEZ RODRIGUEZ

SEE ALSO 6

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

ADELITA RODRIGUEZ ESPINOZA (GP)...IMMIGRATION HADLEY, PC

EVELIN NOELIA RODRIGUEZ ESPINO (MIN)...

GENERAL INFORMATION:

Continued from 08/07/18.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by mother, Adelita Rodriguez Espinoza [petitioner], minor Evelyn now 20 [date of majority on 01/25/19].

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

- 1 Petitioner is the biological parent of minor. A minor's parent may not be appointed as a guardian of the person of the minor per Pr. C. §1514(b)(2).

RECOMMENDATION:

Petitioner/mother petitioning for guardianship of the person. Pr.C. §1514(b)(2) specifically disallows a minor's parent from being appointed as a guardian of the person. Thus, Court to deny guardianship of the person.

(nb)

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PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: JAMES MICHAEL WELCH

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

CASE#: GAR PS1800286

CASE NAME: EVELIN NOELIA VELAZQUEZ RODRIGUEZ

SEE ALSO 5

HEARING:

Confidential Hearing re: Petition for Special Immigrant Juvenile Findings

COUNSEL:

ADELITA RODRIGUEZ ESPINOZA (GP)...IMMIGRATION HADLEY, PC
EVELIN NOELIA RODRIGUEZ ESPINO (MIN)...

GENERAL INFORMATION

Continued from 08/07/18.

THIS CASE IS SET FOR HEARING ON Request for findings re: Special Immigrant Juvenile Status by mother, Adelita Rodriguez Espinoza (minor Evelyn is 17 and will attain 18 on 01/25/19).

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

- 1 Per the statutory scheme, this petition is to proceed only if guardianship of the minor is granted pursuant to the accompanying petition.
- 2 Minor will be 18 years old in January, 2019. As the underlying guardianship petition cannot be granted, matter becomes moot If guardianship is not granted then minor is not eligible for a finding of SIJS status.

RECOMMENDATION

Matter appears moot as the underlying guardianship petition cannot be granted.
(nb)

Superior Court of Calif, County of San Bernardino

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San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

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

CASE#: GAR PS1800346

CASE NAME: YOUNG JIN LIM

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

CRISTINA GONZALEZ (PET)...PRO/PER

YOUNG LIN LIM (MIN)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by sister, Cristina Gonzalez ["Petitioner"], minor Young now 15.

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

1. Mother and Father signed nominations, consents and waivers.
2. Section 1c (2) indicates child is or may be an Indian Child. However, Section 8c (8) indicates the child has no known Indian ancestry. **Need** verified supplement.
3. Section 2 to Child Information Attachment [LF, p. 2] does not include maternal or paternal grandparents. **Need** verified supplement.
4. **Need** Notice of Hearing and **proof of personal service** on minor, Young.
5. **Need** Notice of Hearing and **proof of mailed service** on siblings 12 or older, unnamed maternal grandparents and unnamed paternal grandparents or file Due Diligence Declaration(s).
6. Upon referral to Court Investigator by the Court, requires Court Investigator Report.
7. ~Proposed Form Order/Letters 08/07/18

RECOMMENDATION:

Need to clear notes then Court's discretion.

(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: 09/18/18 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1800345

CASE NAME: Mayra Alejandra Alvarez Acosta

SEE ALSO 9

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

FLORENCE CRITTENTON SERVICES O (GP)...PRO/PER

MAYRA ALEJANDRA ALVAREZ ACOSTA (MIN)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by licensed foster family home-Institutional Guardian, Florence Crittenton Services of Orange County, Inc. ["Petitioner"], as petitioned by minor Mayra A. Alvarez Acosta, now 17.

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

1. Minor signed consent.
2. Proposed Foster Mom and Foster Dad, Juan and Maria Del Carmen Perez, signed consents and waivers.
3. **Need** Notice of Hearing and **proof of personal service** on mother, Rosa Acosta Huerta and father, Juan Manuel Damian Hernandez. 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).
a. Petitioner requests an Order Dispensing Notice to mother and father. **JTD.**
4. **Need** Notice of Hearing and **proof of mailed service** on siblings 12 or older, maternal grandparents, Juan Acosta Ceja and Katalina Huerta Ponce or file Due Diligence Declarations. However, when a person who is to receive

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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).

- a. Petitioner requests an Order Dispensing Notice to deceased paternal grandparents. **JTD.**
5. Does Court wish to require a DCFS report as proposed foster parents, Juan and Maria Del Carmen Perez, are non-relatives. **JTD.**
6. Duties of Guardian Form is signed by Crittenton. Does Court wish to require proposed Foster Mom and Foster Dad, Juan and Maria Del Carmen Perez, to sign a duties form? **JTD.**
7. Petitioner alleges father and mother agree with guardianship. However, no consents are filed.
8. Upon referral to Court Investigator by the Court, requires Court Investigator Report.
9. ~Proposed Form Order/Letters 08/07/18.

RECOMMENDATION:

Need to clear notes then Court's discretion.

(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: 09/18/18 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1800345

CASE NAME: Mayra Alejandra Alvarez Acosta

SEE ALSO 8

HEARING:

Confidential Hearing re: Petition for Special Immigrant Juvenile Findings

COUNSEL:

FLORENCE CRITTENTON SERVICES O (GP)...PRO/PER
MAYRA ALEJANDRA ALVAREZ ACOSTA (MIN)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Request for Findings re: Special Immigrant Juvenile Status by Mayra Alejandra Alvarez Acosta, a minor (17).

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

1. Petitioner, Mayra Alejandra Alvarez Acosta, a minor (17), requests that the court issue an order finding that minor is eligible for Special Immigrant Juvenile Status under the Special Immigrant Juvenile Status Statute (SIJS), 8 U.S.C., § 1101(a)(27)(J), which provides in relevant part as follows:
 - a. "The term 'special immigrant' means ... an immigrant who is present in the U.S. –
 - i. who has been declared dependent on a juvenile court located in the United States or whom such a court has legally committed to, or placed under the custody of, an agency or department of a State, or an individual or entity appointed by a State or juvenile court located in the United States, and whose reunification with 1 or both of the immigrant's parents is not viable due to abuse, neglect, abandonment, or a similar basis found under State law;
 - ii. for whom it has been determined in administrative or judicial proceedings that it would not be in the alien's best interest to be returned to the alien's or parent's previous country of nationality or country of last habitual residence; and
 - iii. in whose case the Secretary of Homeland Security consents to the grant of special immigrant juvenile status..."

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.**

2. The specific findings required under the statutory scheme would be: (1) that petitioner is an immigrant placed under the custody of an individual appointed by a state court (probate guardianship); (2) that petitioner's reunification with one or both parents is not viable due to abandonment; and (3) it is not in the petitioner's best interest to be returned to his/her home country.
3. Once the above findings are made, petitioner may then begin the process with the Bureau of Citizenship and Immigration Services to obtain legal permanent residence status. In other words, the findings requested are a prerequisite to filing a petition for a "green card."
4. State Superior Courts have jurisdiction to make factual findings of eligibility under SIJS See *N.O. v. Super. Ct. of Calif.*, County of Alameda, No. A122430 at 2-3 (Cal. Ct. App. 9/25/08). Thus, under the federal legislation, any superior court judge would have jurisdiction to hear the SIJS petition
5. Minor offers a declaration in support of the requested findings stating, inter alia, the following:
 - a. Minor was born on 09/27/01, in Mexico and lived there with minor's sister until February, 2018.
 - b. Minor was neglected by minor's parents (see documents for specifics) and sexually abused by her mother's boyfriend at age 10.
 - c. Minor dropped out of school at age 11; was forced to move with her sister; and started working in the strawberry fields at age 12 to support herself.
 - d. Minor does not believe she can return to minor's parents because of the sexual abuse by her mother's boyfriend; neglect and abandonment of her parents.
6. Per the statutory scheme, this petition is to proceed only if guardianship of the minor is granted pursuant to the accompanying petition.
7. **Need** Notice of Hearing and proof of service on mother, Rosa Acosta Huerta and father, Juan Manuel Damian Hernandez. 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).

RECOMMENDATION

Need notice. Court to reach only if accompanying guardianship petition is first granted. Court's discretion re: factual findings that would support this petition.
(nb)

Superior Court of Calif, County of San Bernardino

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San Bernardino Superior Court

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH

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

CASE#: GAR SS1300274

CASE NAME: Christian Holland

SEE ALSO 11

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

CELESTINE ANDREWS	(GP)...PRO/PER
CHRISTIAN DENIS HOLLAND	(MIN)...
CHRISTIAN HOLLAND	(MIN)...
KRISTINE L ANDREWS	(SG)...PRO/PER
SHAQUITA TIMOTHY	(MOT)...PRO/PER

GENERAL INFORMATION:

Continued from 07/16/18. Kristine L. Andrews is appointed Temporary Guardian of the person.

THIS CASE SET FOR HEARING ON **Successor** Petition for Appointment of Guardian, of the person only by Kristine Andrews (paternal aunt) for minor: Christian (13)

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

1. Minor Christian consents to the appointment of Kristine Andrews.
2. Father and paternal grandparents are deceased.
3. Celestine Andrews (paternal grandmother) was appointed as guardian of the person for minor on 10/30/13. Celestine has since passed leaving a vacancy in the guardianship.
4. **Need** Notice of Hearing and **Proof of Personal Service** [forms GC-020 & GC-020(P)] on Shaquita Holland (mother) and minor Christian.
5. **Need** Notice of Hearing and **Proof of Service by Mail** [form GC-020] or file Due Diligence Declarations on unknown maternal grandparents.
6. Minor Christian appears to be developmentally disabled per Guardianship Questionnaire. [LF pg. 5] and CI special report as to Petition for Termination filed on 05/01/18. [LF pg. 3]

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.**

- a. Does Court wish to appoint counsel for report? **JTD**
- b. Does Court wish to require an IRC report? **JTD**
 - i. If yes then **Need** Notice of Hearing and Proof of Service by Mail to include 30 days' notice to the Inland Regional Center.
7. Court to see Guardian Screening form and Guardianship Questionnaire.
8. **Need:** Upon referral to CI by the Court, requires CI report.
9. ~Proposed Form Order: 06/12/18

RECOMMENDATION:

Need to clear notes 4 & 5 then Court's discretion re note 6.

(ww/nb)

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

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

CASE#: GAR SS1300274

CASE NAME: Christian Holland

SEE ALSO 10

HEARING:

Hearing re: Petition for Termination of Guardianship

COUNSEL:

CELESTINE ANDREWS	(GP)...PRO/PER
CHRISTIAN DENIS HOLLAND	(MIN)...
CHRISTIAN HOLLAND	(MIN)...
KRISTINE L ANDREWS	(SG)...PRO/PER
SHAQUITA TIMOTHY	(MOT)...PRO/PER

GENERAL INFORMATION

Ex parte petition to terminate by Shaquita Timothy (mother) denied on 12/05/17 and a regular noticed petition must be filed.

Continued from **01/08/18** Guardian Celestine Andrews has passed away.

Continued from **01/11/18** referred to CI.

Continued from **05/07/18**. Mother Shaquita Timothy submits a progress report from family preservation program in Riverside for court's review. Kristine Andrews reports that she will be filing a petition to be appointed as successor guardian in this case. The court will reserve the date of 07/16/18 for hearing on the petition to appoint successor guardian. The parties agree that the minor will remain in the care of Kristine Andrews pending the hearing to appoint successor guardian. The court suggests that the parties make arrangements between themselves with regard to mother's visitation.

Continued from 07/16/18. Court appoints Attorney Walter Moore as the Guardian ad Litem for the minor Christian Holland.

THIS CASE IS SET FOR HEARING ON Petition for Termination of Guardianship by Shaquita Timothy (mother) as to minor: Christian (13)

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

1. Father and paternal grandparents are deceased.
2. Celestine Andrews (paternal grandmother) appointed guardian of person only on 10/30/13.

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.

3. Petitioner Shaquita is seeking termination of guardianship on the basis that she is stable to take care of her son. She further indicates current guardian, Celestine, has passed away. Court to inquire who is caring for minor currently for notice purposes.
4. Section 9 is incomplete as to the address of all listed family members. **Need** verified supplement.
5. Section 10 indicates that there are 5 pages attached, however, none are attached. Court to inquire.
6. **Need** Notice of Hearing and Proof of Service by Mail or file Due Diligence Declaration (local form) as to minor Christian.
7. **Need** report by GAL, Walter Moore.
8. Court to see Parent Questionnaire form filed 11/28/17.
9. CI report filed 05/01/18 and Addendum to report filed 05/07/18.
10. ~Proposed Form Order: 12/05/17

RECOMMENDATION

Need to clear notes 4 & 6-7 then Court's discretion.

(ww/cs/ww/nb)