



Guardianship Calendar

Second/Final Check

Superior Court of California
County of San Bernardino
Probate Department

Probate Notes for Calendar Date: 09/20/18

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.

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT **GURADIANSHIP**

DATE: 09/20/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1600532

CASE NAME: MTR OF NICHOLAS JAMES NUNEZ

HEARING: Hearing Re: OSC RE DISMISSAL BY OPERATION OF LAW

COUNSEL:

JERRY NUNEZ

(GP)...PRO/PER

NICHOLAS JAMES NUNEZ

(MIN)...

GENERAL INFORMATION

Continued from 12/15/16; **no appearance**. Case transferred from Riverside County.

Amended letters and post-move notice of change of address must be filed with court.

Continued from 03/02/17. **No appearance**. Citation issued to Jerry Nunez.

OSC set on 05/11/17 re Sanctions on Guardian for failure to appear set.

OSC continued from 06/22/17 for citation to be served on Jerry Nunez. Appearance required.

OSC re Sanctions vacated; further OSC set on 09/21/17 after court noted minor will reach age of majority on 09/19/18.

THIS CASE IS SET FOR HEARING ON **OSC re Dismissal by Operation of law/CMC** re Transfer in from Riverside County.

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

1. Jerry Nunez appointed guardian of the person, only, on 09/23/02, in Riverside County. minor now age 18 as of this month.
2. Riverside County ordered matter transferred to San Bernardino County on 03/20/12 per minute order. Case transferred to San Bernardino County on 10/19/16.
3. Notice of minute order was received back as "vacant-unable to deliver" on 12/29/16.
4. **Need** to file Post-Move Notice of Change of Address per Pr.C. §2352 and CRC 7.1013(c) with proof of service.
5. **Need** Letters reflecting San Bernardino County.
6. Proof of service re Jerry Nunez filed 07/24/17 is ambiguous. Section 5 states party was served; however, remarks on last page state unsuccessful.
 - a. **Address updated in system and mailed notice sent on 07/28/17.**

RECOMMENDATION

Matter appears moot per Pr.C. § 1600(a) as minor is over 18 and there are no estate powers.

(lh/cs/lh/lc)

Superior Court of Calif, County of San Bernardino

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

DATE: 09/20/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1800062
CASE NAME: VICTOR SANTIAGO PEREZ ET AL
HEARING: Hearing re: Petition for Appointment of Guardian

COUNSEL:

ALEXIS JOSIAH PEREZ	(MIN)...
ARLEY JACINTO PEREZ	(MIN)...
JOSE YANEZ JR	(PET)...PRO/PER
MATTHEW PEREZ	(MIN)...
NOEMI RAQUEL PEREZ	(MIN)...
RITA ESQUIVEL	(PET)...PRO/PER
VICTOR SANTIAGO PEREZ	(MIN)...

GENERAL INFORMATION:

Continued from **03/27/18**. Court dispenses notice as to mother, father and paternal grandparents. Referred to DCFS. Case referred to Legal Aid for legal assistance. Continued from 06/05/18 at request of petitioners. Need UCCJEA Form and receipt of DCFS Report. Case referred to Legal Aid for legal assistance.
Continued from 07/17/18. *Interpreter*.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by Rita Esquivel and Jose Yanez, Jr., maternal grandmother and spouse, minors Victor 12; Matthew 9, Alexis 8, Arley 5 & Noemi 3.

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

1. Petitioners appear to be a relative per Pr.C. § 1513(g); step grandparents are considered relatives, yet also refers to himself as godfather. However, **DCFS already has the case and has requested a continuance to 08/28/18. Court to clarify actual relation.**
2. Eldest minor Victor served.
3. Court to review Guardian Screening form and Questionnaire by co-petitioner, Jose Yanez, Jr.
4. Petitioner alleges father agrees with guardianship. However, no consent appears to be filed.
5. ~Proposed Form order 02/13/18.

RECOMMENDATION:

Need DCFS report.
(nb/lc)

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

DATE: 09/20/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1800243

CASE NAME: Jonah Eli Coats

HEARING: Hearing re: Petition for Appointment of Guardian

COUNSEL:

JONAH ELI COATS (MIN)...
REBECCA S WHEELER (GP)...PRO/PER
SAMUEL ANDREW COATS (MIN)...

GENERAL INFORMATION

Continued from 07/18/18. Minors present. Notice complete as to paternal grandmother and maternal grandfather. Petitioner referred to Legal Aid.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian by Rebecca Wheeler, non-relative; minors Jonah 16 and Samuel 15.

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

1. Father Joel Coats signed Nomination, Consent and Waiver.
2. Both minors consent.
3. Mother Kristin Evans **mailed service** 07/18/18. However, **Need** Notice of Hearing and Proof of *Personal Service* as to mother Kristin Evans. Alternatively, mother resides in Iowa, need certified mail return receipt per C.C.P § 415.40.
 - a. Request to excuse notice also filed on 07/18/18. Court to inquire whether address provided is current.
4. **Need** Notice of Hearing and Proof of Service by mail as to
 - a. Paternal grandfather Eldon Coats
5. **Need** DCFS non-relative report.
6. UCCJEA Declaration indicates prior juvenile dependency matters. Court to inquire.
7. ~Proposed Order: 06/05/18

RECOMMENDATION

Need to clear notes 3-5.

(lh/lc)

Superior Court of Calif, County of San Bernardino

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

DATE: 09/20/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1800352

CASE NAME: MTR OF MATHEW N RAMSEY ET AL

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

ANNETTE L RAMSEY	(GP)...PRO/PER
MATHEW N RAMSEY	(MIN)...
MICHAEL J RAMSEY	(MIN)...

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardians, person only by Annette Ramsey, maternal grandmother; minors Mathew and Michael 14 twins.

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

1. **Need** notice of hearing and proof of personal service [GC-020/020P]
 - a. Father Herman Grajada
 - b. Mother Krysti Ramsey
 - c. Minors Mathew and Michael.
2. **Need** notice of hearing and proof of mailed service [GC-020] or due diligence declaration on "unknown name" paternal grandparents.
3. Petitioner seeks notice be dispensed as to maternal grandfather Earl Ramsey as petitioner has not seen him in 30 years. **JTD**
4. Minors receive public benefits which do not appear to need estate powers for.
5. **If** referred to Court Investigator, need report.
6. ~Proposed Form Order: 08/09/18.

RECOMMENDATION

Need to clear notes 1-2.

(lc)

Superior Court of Calif, County of San Bernardino

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San Bernardino Superior Court

CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 09/20/18 TIME: 11:00 DEPT: S35G

CASE#: GAR VS900013

CASE NAME: MATTER OF MALIHA S WILSON

HEARING:

Hearing re: Petition for Termination of Guardianship

COUNSEL:

CARLA Y DANNER	(PET)...PRO/PER
DERRICK HOUSTON	(FAT)...PRO/PER
MALIAH S WILSON	(MIN)...
SYNTHIA D CARROLL	(PET)...PRO/PER

GENERAL INFORMATION

THIS CASE SET FOR HEARING ON Petition for Termination of Guardianship by Synthia Carroll and Derrick Houston, parents, minor Maliah now 11.

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

1. Carly Danner, non-relative, appointed guardian on 07/10/09. Previous petition for termination denied on 06/05/13.
2. Parents seek termination on the basis they are allegedly stable enough to care for minor.
3. **Need** notice of hearing and proof of mailed service [GC-020] or due diligence declaration on
 - a. Maternal grandfather Mattie Lemmons
 - b. Paternal grandmother Mable Flood
 - c. Siblings Aniya and Semaj if 12 or older.
4. **If** referred to Court Investigator, need report.
5. ~Proposed Form Order: 08/09/18.

RECOMMENDATION

Need to clear note 3.

(lc)

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

DATE: 09/20/18 TIME: 1:30 DEPT: S35G

CASE#: GAR PS1700111

CASE NAME: DYSIAH DEANETTE ITURRALDE LEE ET AL

SEE ALSO 7

HEARING: Hearing Re: PETITION FOR APPOINTMENT OF GUARDIAN

COUNSEL:

ARLENE INESSA JIMENEZ	(GP)...MAUREEN JAROSCAK
DYLIANA LETICIA ITURRALDE LEE	(MIN)...
DYSIAH DEANETTE ITURRALDE LEE	(MIN)...
DYTAIE E LEE	(FAT)...KYLE J FARQUHAR
JUAN CARLOS JIMENEZ	(GP)...MAUREEN JAROSCAK

GENERAL INFORMATION:

Juan Carlos Jimenez and Arlene Inessa Jimenez appointed temporary co-guardians of the person only for minors.

Continued from 04/19/17. Matter is set contested. Trial estimate is 3 half days. Court clears probate note 2 as father is present. Referred to FCS. Referred to Court Investigator for investigation and report.

Continued from 08/20/18, 08/21/18 and 08/22/18. Nothing new filed. Matter not re-reviewed.

THIS CASE SET FOR HEARING ON **[Amended 04/19/17]** Petition for Appointment of Guardian, of the person only, by Juan Carlos Jimenez and Arlene Inessa Jimenez (sister and brother-in-law) for minors: Dysiah and Dyliana (twins, age 5)

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

1. Mother and maternal grandfather are deceased.
2. **Need** Notice of Hearing and Proof of Service by Mail [form GC-020] of Amended Petition or file Due Diligence Declarations on:
 - a. unknown paternal grandfather
 - b. Deanette Lee (paternal grandmother)
 - c. Leticia Iturralde (maternal grandmother)
 - d. Ariel Grimaldo (sibling)
3. Court to review Declaration of Iana Iturralde (aunt) and Maureen Jaroscak (petitioners' attorney) filed on 03/15/17 in support of guardianship.
4. **Objections filed by Dyntaie Lee (father) on 04/14/17.**
5. FCS reports filed 07/20/17 & 08/07/17.
6. CI report filed 08/08/17.

7. ~Proposed form Order: 03/08/17

RECOMMENDATION:

Matter is contested. Need to clear note 2 then Court's discretion.

(cs/ww)

Superior Court of Calif, County of San Bernardino

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

DATE: 09/20/18 TIME: 1:30 DEPT: S35G

CASE#: GAR PS1700111

CASE NAME: DYSIAH DEANETTE ITURRALDE LEE ET AL

SEE ALSO 6

HEARING:

Hearing Re: ORAL ARGUMENT

COUNSEL:

ARLENE INESSA JIMENEZ	(GP)...MAUREEN JAROSCAK
DYLIANA LETICIA ITURRALDE LEE	(MIN)...
DYSIAH DEANETTE ITURRALDE LEE	(MIN)...
DYTAIE E LEE	(FAT)...KYLE J FARQUHAR
JUAN CARLOS JIMENEZ	(GP)...MAUREEN JAROSCAK

No notes – JTD

(lc)

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT

DATE: 09/20/18 TIME: 1:30 DEPT: S35G

CASE#: GAR PS1700493

CASE NAME: MTR OF DELILAH STEVENS

SEE ALSO 9, 10

HEARING:

Hearing Re: COURT TRIAL ON COMPETITION PTNS FOR GUARDIANSHIP

COUNSEL:

BRIAN FLANNIGON	(PET)...PRO/PER
DELILAH STEVENS	(MIN)...
DESIRAE FLANNIGON	(MOT)...PRO/PER
JACQUELINE FLANNIGON	(PET)...PRO/PER
JOSPEH STEVENS	(PRO/PER
KELSEY CASTIAUX	(GP)...PRO/PER

Trial – No notes – JTD

(lc)

Future Hearing:

09/21/18 *Court Trial*

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

DATE: 09/20/18 TIME: 1:30 DEPT: S35G

CASE#: GAR PS1700493

CASE NAME: MTR OF DELILAH STEVENS

SEE ALSO 8, 10

HEARING: Hearing Re: PETITION FOR GUARDIANSHIP BY K. CASTIAUX

COUNSEL:

BRIAN FLANNIGON	(PET)...PRO/PER
DELILAH STEVENS	(MIN)...
DESIRAE FLANNIGON	(MOT)...PRO/PER
JACQUELINE FLANNIGON	(PET)...PRO/PER
JOSPEH STEVENS	(PRO/PER
KELSEY CASTIAUX	(GP)...PRO/PER

GENERAL INFORMATION

Kelsey Castiaux appointed temporary guardian of the person on 09/22/17

At ex parte hearing on 10/03/17 re Petition for Termination, Court dispensed with notice to mother and father. Deadline to file written objections by mother and father set for 4PM on 11/07/17. Court appoints Mitchell Roth as Guardian Ad Litem for minor child, Delilah Stevens.

Continued from 10/24/17. Court provides a copy of the objections filed by mother to the petitioner. Deadline for father to file and serve objections by 11/21/17 and consequences if they are not filed. Father states he understands. Court dispenses notice for maternal grandmother – Tina Merriman. Matter set for trial and court makes pretrial orders; orders that the court does not accept stipulations to continue trials or provide interpreters for trials. Parties state they understand orders. Referred to Court Investigator.

Continued from 04/03/18. Referred to Court Investigator for second petitioner. Hearings reset. Agreement re visitation for maternal grandfather, spouse and parents reached with the Minor every other Sunday 8-6, receiving party to pick up. Minor to be driven by licensed driver and taking in appropriate car seat.

Continued from 08/09/18. Pretrial orders made. Exchange deadline 08/23/18. Proof of service must be filed as to trial documents exchanged. Appearance required Accounting review readiness. If no appearance, sanctions may be imposed including the dismissal of petition or waiver of objections, as applicable.

Continued from 08/23/18. Parties ready for trial.

THIS CASE IS SET FOR HEARING ON

- Petition 1: Petition for Appointment of Guardian, person only, by **Kelsey Castiaux maternal aunt**, minor Delilah 4.

- Petition 2: Petition for Appointment of Guardian, person only, by **Brian and Jacqueline Flannigon, maternal grandfather and spouse**; minor Delilah 4.

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

Petitioner 1 – Kelsey Castiaux, maternal aunt:

1. Petition is incomplete at Child Information Attachment form, section 1f, and 1g as to name and address of person with physical custody of minor, and name and address of person with legal custody. [Pet09/20, LFpgs5-6]. **Need** verified supplement; alternatively, court to clear on the record.
2. Oral report of Mitchel Roth, GAL, given at 02/13/18 hearing.
3. CI Report filed 02/01/18.
4. **Objection by mother Desirae Flannigon filed 10/18/17.**
5. **Objections by father Joseph Stevens filed 11/20/17.**
6. ~Proposed form Order: 09/20/17

Petitioners 2 - Brian and Jacqueline Flannigon, maternal grandfather and spouse

7. Mother Desirae Flannigan and father Joseph Stevens appeared.
8. Petitioner alleges CPS involvement in Kern County.
9. Petition indicates petitioner intends to adopt minor
10. Petitioner alleges father and mother agrees with guardianship. However, no consents are filed.
11. Court Investigator report filed 07/26/18.
12. ~Proposed Order 02/13/18.

RECOMMENDATION

Matter is contested. Need to clear note 1.

(lh/nb/lc)

Superior Court of Calif, County of San Bernardino

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

DATE: 09/20/18 TIME: 1:30 DEPT: S35G

CASE#: GAR PS1700493

CASE NAME: MTR OF DELILAH STEVENS

SEE ALSO 8, 9

HEARING:

Petition for APPOINTMENT OF GUARDIANSHIP PERSON

COUNSEL:

BRIAN FLANNIGON	(PET)...PRO/PER
DELILAH STEVENS	(MIN)...
DESIRAE FLANNIGON	(MOT)...PRO/PER
JACQUELINE FLANNIGON	(PET)...PRO/PER
JOSPEH STEVENS	(PRO/PER
KELSEY CASTIAUX	(GP)...PRO/PER

See notes on matter 9.

(lc)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JAMES MICHAEL WELCH **GUARDIANSHIP**

DATE: 09/20/18 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1700494

CASE NAME: MTR OF JEREMY & BRANDON ALCALA

HEARING: Hearing re: Petition for Appointment of Guardian

COUNSEL:

BRANDON ALCALA	(MIN)...
JEREMY ALCALA	(MIN)...
NICHOLAS SANCHEZ	(GP)...PRO/PER
PAIGE SANCHEZ	(GP)...STEPHANIE L PULLEY

GENERAL INFORMATION:

Temporary orders denied on 09/28/17. Referred to DCFS per Pr.C. § 1513(b) for investigation. Continued from **10/24/17**. DCFS referral report not received yet. Temporary orders granted.

Continued from 01/16/18 at request of counsel. All temporary orders to remain.

Continued from 03/13/18. Petitioners are now pro per. Need notice to Indian Tribe.

Continued from 05/03/18. Notice excused as to father and paternal grandparents.

No Indian Heritage for minor after review of document from Blackfeet Tribe.

Referred to Court Investigator.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by, Paige & Nicholas Sanchez; sister and brother-in-law, minors Brandon 12 & Jeremy 13.

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

- 1 Minors signed consents on petition and appeared on 09/28/17
- 2 Notice dispensed as to father Phillip Alcala and paternal grandparents.
- 3 ICWA requirements now appear moot per 05/03/18 minute order.
- 4 Court Investigator's report filed 09/05/18.
- 5 Emergency Response Referral Disposition filed 01/02/18.
- 6 Parental Notification of Indian Status (form ICWA-020) filed 03/13/18 indicating '**unknown**' tribes.
- 7 Letter from Dept of Interior indicating "no identified tribe" filed 06/28/18.
- 8 ~Proposed Form Order: 09/20/17

RECOMMENDATION:

Court's discretion.

(/lc)

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

DATE: 09/20/18 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1800045

CASE NAME: Trysten Whittle

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

SHARON WHITTLE (GP)...PRO/PER
TRYSTEN WHITTLE (MIN)...

GENERAL INFORMATION

Sharon Whittle appointed temporary guardian on 02/06/18. Referred to Court Investigator for emergency DCFS hotline referral due to allegations made on record Pr.C. § 1513(b). Continued from 03/15/18. Mother Mickela Whittle present. Petitioner referred to legal aid. **Continued from 04/26/18. Mother does not object. Referred to Court Investigator.**

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardians, person only by Sharon Whittle, maternal grandmother; minor Trysten 11 months.

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

1. Mother appeared.
2. Father is unknown. Copy of birth certificate filed 04/20/18.
3. Requests to excuse notice filed as to unknown father and paternal grandparents on 03/15/18. **JTD**
4. Proof of service filed on 03/15/18 maternal grandfather Tim Whittle; however, **need** actual notice of hearing served.
5. Court Investigator report filed 09/13/18.
6. DCFS Narrative filed 04/19/18 and 04/24/16.
7. ~Proposed Form Order: 01/30/18.

RECOMMENDATION

Need to clear note 4.

(lc)

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

DATE: 09/20/18 TIME: 11:00 DEPT: S36G

CASE#: SG SS05455

CASE NAME: MTR OF NICOLE DIANA SCHOCK

HEARING:

Accounting Review by ***

COUNSEL:

ANDREW RYAN	(GPE)...KENNETH R HOWE
BELINDA RYAN	(GPE)...KENNETH R HOWE
MELISSA C SCHOCK	(GP)...LENITA A SKORETZ
NICOLE DIANA SCHOCK	(MIN)...

GENERAL INFORMATION

Continued from 09/26/17 ,12/12/17, 02/13/18 and 07/19/18 at request of counsel.

THIS CASE IS SET FOR HEARING ON Accounting Review, minor Nicole 16.

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

1. 3rd Account for Successor Guardian Melissa Schock, maternal aunt, approved on 03/15/16.
2. **Need** 4th Account current beginning with 08/01/15.

RECOMMENDATION

Inquire status. When documents are not filed as ordered, court may set a hearing in accord with Pr.C. §2655.

(lh/nb/cs/lc)