



Guardianship Calendar

Second/Final Check

Superior Court of California
County of San Bernardino
Probate Department

Probate Notes for Calendar Date: 10/23/18

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.

kd/nb1003/1018

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: STANFORD E. REICHERT **GUARDIANSHIP**

DATE: 10/23/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1600243

CASE NAME: DESIREE GONZALEZ

HEARING:

Probate status report filed.

COUNSEL:

DESIREE GONZALEZ

(MIN)..

ELIZABETH ROJO

(OBJ)...

MARLINA ROSE YBARRA

(GP)...KATHLEEN ALVARADO

STEPHANIE RANGEL

(ARTHUR H. LAMPEL

GENERAL INFORMATION:

Continued from **05/22/18** on courts motion. Notice by Judicial Assistant.

Continued from 07/24/18 at request of counsel.

THIS CASE IS SET FOR HEARING ON s/b Status [of mother and objector, Stephanie Rangel].

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

1. Status indicates Ms. Rangel is doing well within the restrictions placed by this court and would request that some of the restrictions be lifted or eased.

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: 10/23/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1700143

CASE NAME: ROBERT GRAVES & SCARLETT GRAVES

HEARING:

Hearing Re: STATUS OF 730 EXPERT

COUNSEL:

DEBORAH FORBES	(GP)...KATELYN R DURMENT
ROBERT MICHAEL GRAVES	(MIN)...
SCARLETT ROSE GRAVES	(MIN)...
STEPHEN GRAVES	(FAT)...PRO/PER
STEVEN FORBES	(GP)...KATELYN R DURMENT
SUZANNE M GRAVES	(PET)...SUZANNE M GRAVES
TONI FORBES	(PRO/PER

No notes-Status.
(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: 10/23/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1800222

CASE NAME: MAYA NICOLE CARDENAS

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

DEVIN J GIDDENS (PET)...PRO/PER
MAYA NICOLE CARDENAS (MIN)...
MELINDA A GIDDENS (PET)...PRO/PER

GENERAL INFORMATION

Continued from 06/27/18. The case is referred to Legal aid for legal assistance. Court clears notice as to mother, Yvonne Cardenas, as she is present in court today. Mother states she does not object to the petition for guardianship. Referred to Court Investigator for investigation and report. Court investigator notified.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian by Melinda Giddens (sister) and Devin Giddens (brother-in-law), minor: Maya (age 16)

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

1. **Need** Notice of Hearing and Proof of Personal Service as to Hector Cardenas (father) and minor Maya.
2. **Need** Notice of Hearing and Proof of Service by mail as to Hector Cardenas (paternal grandfather), Evelyn Uribe (paternal grandmother), Elisha Salazar (maternal grandmother), unknown maternal grandfather, and siblings: Melissa, Marie, and Melinda Cardenas (if 12 years+), or file Due Diligence Declaration(s).
3. See guardian screening form filed 05/21/18 as to Melinda Giddens.
4. **CI report filed 10/11/18.**
5. ~Proposed Order: 05/21/18

RECOMMENDATION:

Need to clear notes 1-2, then Court's discretion.

(lh/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: 10/23/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1800223

CASE NAME: JAY JAY HARVEY ISLAS ROBINSON

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

JAY JAY HARVEY ISLAS ROBINSON (MIN)...
MONIQUE CASTRO (PET)...PRO/PER

GENERAL INFORMATION

Monique Castro appointed temporary guardian on **05/29/18**.

Continued from 06/28/18. Probate note #2 a/b are cleared by the court. Hearing continued at request of the Court. Refer to Court Investigator. Court orders Medical Practitioner give full force and effect to any temporary guardianship as if it were a permanent guardianship order. Furthermore, Court orders if any Medical Practitioner fails to comply with this Court's order then that Medical Practitioner will be ordered to appear in Court personally to explain why he or she has failed to comply. All existing temporary orders shall remain in full force and effect until further order of the Court on 10/23/18. Referred to Court Investigator for investigation and report. Court Investigator notified.

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, person only by Monique Castro, paternal grandmother; minor Jay Jay 3 months.

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

1. Parents Breeanna Robinson and Issac Castro consent and waive notice.
2. Notice of Hearing with proof of personal service filed as to Jazzlyn Robinson and Josh Robinson. Court to inquire as to their relationship.
 - a. Notice is incomplete at section 1 as to the name of Petitioner and what has been filed. **JTD**.
3. **CI Report filed 10/16/18.**
4. ~Proposed Form Order:

RECOMMENDATION:

Courts discretion.

(lc/kd)

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

DATE: 10/23/18 TIME: 11:00 DEPT: S35G

CASE#: GAR PS1800230

CASE NAME: MTR OF DESTINY MARIE TOLESTON

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

ALLEN D TOLESTON (GP)...PRO/PER
DESTINY MARIE TOLESTON (MIN)...
JERLENE TOLESTON (GP)...PRO/PER

GENERAL INFORMATION

Continued from 06/27/18. Stipulation and Order re: Appointment of Judge Pro Tem filed. The case is referred to Legal Aid for legal assistance. Referred to Court Investigator for investigation and report. Court Investigator notified.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian by Allen D Toleston and Jerlene Toleston (paternal grandparents), minor: Destiny (age 8)

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

1. Need Notice of Hearing and Proof of Personal Service as to Allen D. Toleston, Jr (father) and Samantha Reyes (mother).
 - a. Due Diligence Declarations filed as to both parents. **JTD.**
2. Need Notice of Hearing and Proof of Service by mail as to unknown maternal grandparents, or file Due Diligence Declarations.
 - a. Due Diligence Declarations filed as to unknown maternal grandparents. **JTD.**
3. **CI report filed 10/16/18.**
4. ~Proposed Order: 05/24/18

RECOMMENDATION

Court's discretion.

(lh/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: 10/23/18 TIME: 1:30 DEPT: S35G

CASE#: GAR PS1800043

CASE NAME: Ivan Solano et al

HEARING:
Hearing Re: COURT TRIAL (SECOND SESSION)

COUNSEL:

IVAN SOLANO	(MIN)...
LELAND MADRIGAL	(MIN)...
MARTHA SOLANO	(GP)...PRO/PER
RYAN L MADRIGAL	(FAT)...PRO/PER

Request for Waiver of Court Fees and Costs filed by LELAND MADRIGAL is GRANTED

Request for Waiver of Court Fees and Costs filed by IVAN SOLANO is GRANTED

No notes-Trial-JTD.

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: 10/23/18 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 it confidential. Court refers matter to DCFS (Carol Albrecht) for investigation and report.

Continued from 09/18/18. DCFS is requesting more time to complete their investigation and report. Clerk's Office to send notice to Carol Albrecht.

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). **Notice of No Report filed 09/13/18.**
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/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.**

Superior Court of Calif, County of San Bernardino

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

DATE: 10/23/18 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1800340

CASE NAME: MTR OF CARMEN JUANNANA LOPEZ

HEARING:

Order to Show Cause RE: Dismissal for Failure to Appear on
09/10/18

COUNSEL:

ALICIA LILIANA LOPEZ OLGUIN (GP)...PRO/PER
CARMEN JUANNANA LOPEZ (MIN)...

GENERAL INFORMATION:

Continued from 09/10/18 due to non-appearance by Petitioner Alicia L. Lopez Olguin. Notice by Judicial Assistant.

THIS CASE SET FOR HEARING ON **OSC re Dismissal for Failure to Appear** on
Petition for Appointment of Guardian, of the person only by Alicia Lopez-Olguin (paternal
aunt) for minor: Carmen (15)

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

1. Paternal grandmother and maternal grandmother are deceased.
2. **Need** Notice of Hearing and Proof of Personal Service [forms GC-020 & GC-020(P)]
on unnamed father, Gina Sanchez (mother) and minor Carmen.
 - a. Does Court wish to require a verified supplement with father and paternal
grandfather's names as the names are known and listed on the Guardianship
Questionnaire? **JTD**
 - b. Petitioner requests to dispense with notice to father and paternal grandfather
as father is not listed on birth certificate. [LF pg. 10] **JTD**.
3. Father is reportedly unlisted on birth certificate; **need** copy of birth certificate per
Local Rule 20-1302.
4. Due Diligence Declarations filed 08/20/18 on:
 - a. unknown maternal grandfather
 - b. Siblings: Gloria, Juliana, Anthony "no last name provided" if 12 or older. **JTD**.
5. Court to see Guardianship Questionnaire.
6. **Need:** Upon referral to CI by the Court, requires CI report.
7. ~Proposed Form Order: 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 2-3, then Court's discretion.

(ww/kd/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.**

Superior Court of Calif, County of San Bernardino

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

DATE: 10/23/18 TIME: 11:00 DEPT: S36G

CASE#: GAR PS1800426

CASE NAME: Felix Chavez-Esquivel et al

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

FELIX CHAVEZ-ESQUIVEL (MIN)...
MARTIN B HERNANDEZ (GP)...PRO/PER
PENELOPE E CHAVEZ (MIN)...

GENERAL INFORMATION:

Ex parte orders dented 09/18/18. No emergency.

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, of the person only by Martin B. Hernandez (step-father) for minor(s): Felix (5) and Penelope (3)

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

1. The minor children live with the Petitioner (step-father) and biological mother who are married. It appears that the mother is going to be away receiving military training for an unspecified amount of time.
2. Many of the filed forms are incomplete as to full address and/or phone number; however it is present on other forms including the Petition.
3. **Need** Notice of Hearing and Proof of Personal Service [forms GC-020 & GC-020(P)] on Bridget Esquivel (mother) and Enrique Chavez (father).
4. **Need** Notice of Hearing and Proof of Service by Mail [form GC-020] or file Due Diligence Declarations on:
 - a. Unknown paternal grandfather
 - b. Unknown maternal grandparents
 - c. Marilu Najera(maternal grandmother)
5. Court to review Confidential Guardian Screening.
6. Guardianship Questionnaire [local form SB18074 filed, however, refers to a CPS case and does not provide case number. It also appears that Petitioner may have listed his own birth parents on page 7 of the Questionnaire. **Need** completed form or verified supplement.

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.**

7. Referral for CII filed, however, incomplete as to biological father's social security number. Form indicates that biological father does not have a social security number. **JTD.**
8. **Need:** Upon referral to CI by the Court, requires CI report.
9. ~Proposed Form Order: 09/11/18.

RECOMMENDATION:

Need to clear notes 3-4 & 6, then Court's discretion.

(kd)

Superior Court of Calif, County of San Bernardino

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

DATE: 10/23/18 TIME: 11:00 DEPT: S36G

CASE#: GAR SS1100105

CASE NAME: IN MTR RE ARCHIMEDES AUNDRA POWELL

HEARING:

Petition for Ptn to Modify Visitation Under Guardianship

COUNSEL:

ARCHIMEDES AUNDRA POWELL	(MIN)...
KANDICE POWELL	(PRO/PER
KENNETH GAILES	(FAT)...PRO/PER
ROBIN M ARRINGTON	(GP)...PRO/PER

Request for Waiver of Court Fees and Costs filed by ROBIN M ARRINGTON 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: JAMES MICHAEL WELCH

DATE: 10/23/18 TIME: 11:00 DEPT: S36G

CASE#: SG SS05575

CASE NAME: MTR RE MARICELLA R ESPINOZA

HEARING:

Hearing Re: Ptn for Apt of Guardian of Minor

COUNSEL:

JOHN W BAX	(GP)...PRO/PER
MARICELLA R ESPINOZA	(MIN)...
MARICILLA C ESPINOZA BAX	(PET)...PRO/PER
MELISSA R ESPINOZA	(GP)...PRO/PER

GENERAL INFORMATION:

Continued from **05/14/18** to clear notes. This case is referred to Legal Aid for legal assistance.

Continued from 06/26/18. The probate notes regarding notice are all cleared except for notice to the mother. Referred to Court Investigator for investigation and report. Court investigator notified.

THIS CASE SET FOR HEARING ON Petition for Appointment of **Co**-Guardian, of the person only, by Melissa Espinoza and Maricilla Espinoza Box (maternal Aunt) for minor: Maricella (12).

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

1. Maternal grandfather is deceased.
2. Melissa Espinoza and John Bax (maternal grandmother and spouse) were appointed as co-guardians of the person only for minor on 12/19/06. On 12/10/14 John Bax was removed as guardians divorced and Melissa Espinoza remained as sole guardian.
3. It appears that the petition is to add Maricilla Espinoza Bax, as co-guardian. Court may wish to deem that only Maricilla is petitioning as Melissa is already the guardian of the minor. **JTD.**
4. **A letter written by Marissa Espinoza (mother), requesting visitation, was filed 06/26/18. Court to review.**

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. Need Notice of Hearing and Proof of Personal Service [forms GC-020 & GC-020(P)] on Marissa Espinoza (mother).
 - a. Notice and proof of personal service to Marissa Espinoza (mother) contains the wrong case number. Additionally it was a 14 day service. **JTD**
6. Child Information Attachment GC-210(CA) is incomplete as to sections 1f and 1g, is missing the child's full legal name and the physical address where the minor resides. **Need** verified supplement.
7. Declaration under UCCJEA Declaration [form FL-105/GC-120] indicates a P.O. Box for the address. **Need** corrected form with physical address in which the minor resides.
8. Guardianship Questionnaire by Melissa is missing her physical address and former spouse's name. **Need** completed form.
9. Guardianship Questionnaire by Maricilla is missing her physical address and explanation why police have been to the home. **Need** completed form.
- 10. CI Report filed 10/02/18.**
11. ~Proposed Form Order: 04/10/18

RECOMMENDATION:

Need to clear notes 6-9 then Court's discretion.

(ww/nb/kd)

Superior Court of Calif, County of San Bernardino

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CIVPRO

San Bernardino District

PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: TARA REILLY

GUARDIANSHIP

DATE: 10/23/18 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1700328

CASE NAME: DIAMOND ANGEL PEREZ

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

DIAMOND ANGEL PEREZ (MIN)...

HERMELINDA FLORES (PET)...PRO/PER

GENERAL INFORMATION:

Temporary Orders granted on 07/06/17. Hermelinda Flores is appointed temporary guardian of the person of Diamond Angel Perez.

Continued from 08/07/17 Petitioner reports she believes Mike Rodriguez is father. The Court orders Mike Rodriguez and Norma Rodriguez (PGM) be given notice and that declarations of due diligence or notice be filed as to paternal and maternal grandfathers. The Court determines minor resides with petitioner . Matter referred to DCFS for non-relative guardianship report. Clerk's Office to provide copy of file to DCFS All existing orders shall remain in full force and effect.

Continued from 12/11/17 at request of court. Biological grandmother has not been noticed. Court notes on the record: Norma Rodriguez is the Step Grandmother not natural/biological grandmother. The biological grandmother has never been served or noticed of this case. Mr. Michael Gonzales (uncle) is ordered to give Ms. Flores any family member contact information he knows within the next ten (10) days. Court recommends "when" matter is referred to DCFS to make DCFS aware that Dylan Gonzales wishes to visit his sister Diamond.

Continued from **03/20/18** on Courts motion for notices to be given. Case referred to Legal Aid for legal assistance. Minor requests that NO VISITATION be ordered for brother and relatives at this time. Brother to give his sister his contact information so she may contact him if she wants to in the future. The Court urges minor to attend therapy.

Continued at the request of the Court 06/26/18. DCFS Report is needed. Court reminds Petitioner the home study fees have not been paid and Petitioner is to get them paid to DCFS or apply for a fee waiver. All existing temporary orders shall remain in fill force and effect until 10/23/18.

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.

THIS CASE SET FOR HEARING ON Petition for Appointment of Guardian, of the person only, by Hermelinda Flores (non-relative), minor: Diamond 13

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

1. Mother is deceased.
2. Norma Rodriguez (PStepGM) and minor served.
3. Dylan Gonzales (brother) signed nomination, consent and waiver.
4. Section 2 of Child Information Attachment re minor's relatives is incomplete. **Need** verified supplement providing complete information.
5. Proof of service filed 11/30/17 and 06/07/18 as to father, Anthony Perez.
6. **Need** Notice of Hearing and Proof of Personal Service as to alleged father, Mike Rodriguez.
 - a. Due Diligence filed as to alleged father, Mike Rodriguez. **JTD.**
7. Need Notice of Hearing and Proof of Service by Mail on (unknown) paternal grandfather, paternal bio-grandmother and maternal grandparents, or file Due Diligence Declaration(s). **Supp. (06/06/18)** re notice to interested parties indicates step paternal grandmother, whom may actually be the minor's biological paternal grandmother, has already been served; that Michael Gonzalez has failed to comply with court orders to provide family member contact information; and that notice to paternal grandfather should be dispensed with as he is deceased. **JTD.**
 - a. Due Diligence filed as to maternal grandmother, Debbie Cruz. **JTD.**
 - b. Due Diligences filed as unknown paternal grandparents #1. **JTD.**
8. Declaration by minor filed consents to petition of guardianship by this petitioner. **Require** proper consent form.
9. Petitioner alleges intent to adopt minor.
10. 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.
11. Character Reference Declarations as to petitioner filed 11/13/17.
12. **Need** DCFS report as Petitioner is non-relative per Pr.C. §1513(g)
 - a. **Notice of No Report filed 06/18/18.**
13. ~Proposed form Order submitted: 06/28/17

RECOMMENDATION:

Need to clear notes 4, 6&8 & 12 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: TARA REILLY

DATE: 10/23/18 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1800097

CASE NAME: AUDREYANNA McCALL & LYNETTE VILLERAL

SEE ALSO 3, 4, 5

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

AUDREYANNA MCCALL	(MIN)...
BARBARA FISTER	(GP)...PRO/PER
BRITTANY SANTINI	(GP)...PRO/PER
CYNTHIA WALSH	(PET)...PRO/PER
JESSA MCCALL	(PRO/PER
LYNETTE VILLERAL	(MIN)...
MARIA AVILA	(PET)...PRO/PER
ROBERT VILLAREAL	(FAT)...PRO/PER

XREF: FAMSS1707314 (Michael McCall n Jessa McCall and Robert Villeral)

FAMSS1707315 (Michael McCall n Jessa McCall and Anthony Avila)

GENERAL INFORMATION

Ex Parte Orders granted 03/14/18 as to Audreyanna McCall, only. Barbara Fister and Brittany Santini are appointed temporary guardians of the person only. Court determined Audreyanna resides with petitioners and Lynette Villareal resides with parents. Parents to file written objections.

Continued from 04/25/18. Jessa McCall (mother) indicates she will file written objections this date. *Court determines minor Lynette is currently residing with father, paternal grandmother, mother and "Tony" and three other minors.* Court is informed the minor sisters have been visiting on alternate weekends. Court made visitation orders. Michael McCall (paternal grandfather) deemed served by being the process server of notices in this matter. *Lorenzo Avila (father), Michaela McCall (sibling) and paternal grandparents of Lorenzo Avila to be served, or file Due Diligence Declarations. Matter referred to DCFS for non-relative report.* Notice given by Judicial Assistant.

Ex Parte Orders denied **on 05/31/18.** Paternal grandmother to file written objections.

Ex Parte Orders granted **on 08/20/18.** Cynthia Walsh was appointed Temporary Guardian of the person of minor Lynette Villareal, only.

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.

Continued from **09/12/18** on courts motion. All temporary orders to remain in full force and effect.

Ex parte orders denied 09/18/18. Barbara Fister and Brittany Santini have already been appointed as temporary guardians of Audreyanna (7).

THIS CASE IS SET FOR HEARING ON

- **Petition #1** [03/06/18] for Appointment of Guardian of the person only by Barbara Fister (maternal great-grandmother) and Brittany Santini (cousin) minors: Audreyanna (7) and Lynette (3)
- **Petition #2** [08/10/18] for Appointment of Guardian of the person only by Cynthia Walsh (paternal grandmother/Lynette); minor Lynette ONLY (3)
- **Petition #3** [09/11/18] for Appointment if Guardian of the person only by Maria Avila (paternal grandmother/Audreyanna); minor Audreyanna (7).

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

Petition #1 by Barbara Fister and Brittnay Santini

1. It appears there are pending family law proceedings regarding visitation. See x-ref matters. **JTD**
2. Petitioners allege CPS involvement due to recurring domestic abuse between mother and maternal grandfather. [Petition, 3/6/18, LFpg4]. Court to inquire.
3. Court may wish to clarify whether co-petitioner, Brittany Santini's, is a first cousin to minors.
4. Proof of Certified Mail Service filed 04/24/18 as to Lorenzo Avila (father#1/Audreyanna), who is incarcerated. However, **need** attached Notice of Hearing.
5. **Need** Notice of Hearing and Proof of Service by mail as Michaela McCall (sibling), and all unknown paternal grandparents, or file Due Diligence Declarations.
6. **Need** DCFS Report per m/o 04/25/18.
7. Declaration in support of petition filed by Barbara Fister on 04/17/18.
8. **Objection filed by Robert Villareal, Jr (father #2/Lynette). Need proof of service.**
9. **Objection filed by Jessa McCall (mother).**
10. **Objection filed by Cynthia Walsh (paternal grandmother/Lynette).**
 - a. Objector alleges CPS involvement. Court to inquire.
11. **Objection filed 09/11/18 by Maria Avila (paternal grandmother/Audreyanna) and request for visitation by father, Lorenzo.**
12. ~Proposed form Order: 03/06/18

Petition #2 by Cynthia Walsh

13. Minor Lynette resides with petitioner, Cynthia Walsh, in Banning, CA, which appears to be Riverside County. Court to determine proper venue per Pr. C. §2201.

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.**

Post-Move Notice of Change of Residence indicates Cynthia now resides in San Bernardino County. However, proof of mailing only includes mother and father. Need proper service.

14. Nomination, Consent and Waiver signed by Robert Villareal, Jr (father of Lynnette), filed 08/10/18.
15. **Need** Notice of Hearing and Proof of Personal Service as to Jessa McCall (mother).
 - a. Due Diligence filed 09/10/18 as to mother Jessa Lyn McCall. **JTD.**
16. Upon Court referral, need CI Report.
17. ~Proposed form Order: 08/10/18

Petition #3 by Maria Avila

18. Minor does not reside with petitioner.
19. **Need** Notice of Hearing and **proof of personal service** on mother Jessa McCall and Temporary Guardian of Lynette (3); Cynthia Walsh.
 - a. Due Diligence filed 09/18/18 as to Jessa McCall (mother). **JTD.**
 - b. **Nomination, consent and Waiver of Notice signed by Lorenzo Avila (father) filed 10/10/18. Father was also served personally on 10/4/18.**
20. **Need** Notice of Hearing and **proof of mailed service** on unknown maternal grandmother or file Due Diligence Declaration(s).
21. **Martin Avila (paternal grandfather) personally served 09/12/18.**
22. Petition indicates petitioner intends to adopt minor
23. **Declaration by Lorenzo Avila (father) filed 10/15/18.**
24. Upon referral to Court Investigator by the Court, requires Court Investigator Report.
25. Petitioner requests authority to apply for and receive such public benefits, Social Security and SSI benefits minors may be entitled to receive. **JTD.**
26. **Objections filed 09/18/18 by Barbara Fister and Brittany Santini. Proof of service filed 09/18/18, Section 3 is incomplete. Need proper service.**
27. ~Proposed Form Letters 09/11/18

RECOMMENDATION

Matter is contested as to minors Lynette and Audreyanna.

Need to clear notes #4-6; #19-20 then Court's discretion.

(lh/nb/kd)

Superior Court of Calif, County of San Bernardino

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

DATE: 10/23/18 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1800097

CASE NAME: AUDREYANNA McCALL & LYNETTE VILLERAL

SEE ALSO 2, 4, 5

HEARING:

Petition for appointment of guardian of minor, AUDREYANNA McCAL
L filed by Maria Avila

COUNSEL:

AUDREYANNA MCCALL	(MIN)...
BARBARA FISTER	(GP)...PRO/PER
BRITTANY SANTINI	(GP)...PRO/PER
CYNTHIA WALSH	(PET)...PRO/PER
JESSA MCCALL	(PRO/PER
LYNETTE VILLERAL	(MIN)...
MARIA AVILA	(PET)...PRO/PER
ROBERT VILLAREAL	(FAT)...PRO/PER

XREF: FAMSS1707314 (Michael McCall n Jessa McCall and Robert Villeral)
FAMSS1707315 (Michael McCall n Jessa McCall and Anthony Avila

See notes on prior matter #2.

(lh/nb)

Superior Court of Calif, County of San Bernardino

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

DATE: 10/23/18 TIME: 11:00 DEPT: S37G

CASE#: GAR PS1800097

CASE NAME: AUDREYANNA McCALL & LYNETTE VILLERAL
SEE ALSO 2, 3, 5

HEARING:

Petition for Petition for appointment of guardian of minor, person

COUNSEL:

AUDREYANNA MCCALL	(MIN)...
BARBARA FISTER	(GP)...PRO/PER
BRITTANY SANTINI	(GP)...PRO/PER
CYNTHIA WALSH	(PET)...PRO/PER
JESSA MCCALL	(PRO/PER
LYNETTE VILLERAL	(MIN)...
MARIA AVILA	(PET)...PRO/PER
ROBERT VILLAREAL	(FAT)...PRO/PER

XREF: FAMSS1707314 (Michael McCall n Jessa McCall and Robert Villeral)
FAMSS1707315 (Michael McCall n Jessa McCall and Anthony Avila

See notes on prior matter #2.

(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: TARA REILLY

DATE: 10/23/18 TIME: 11:00 DEPT: S37G

CASE#: FAM SS1707314

CASE NAME: MICHAEL MCCALL N JESSA MCCALL AND ROBERT VILLERAL
SEE ALSO 2, 3, 4

HEARING:

Request for Order filed by MICHAEL MCCALL re: MOD CC/CV (072418)

COUNSEL:

JESSA MCCALL (RES)...
MICHAEL MCCALL (PET)...PRO/PER
ROBERT VILLERAL ()...

Request for Waiver of Court Fees and Costs filed by MICHAEL MCCALL is GRANTED

XREF: FAMSS1707314 (Michael McCall n Jessa McCall and Robert Villeral)
FAMSS1707315 (Michael McCall n Jessa McCall and Anthony Avila)
FAMSS1800614 (Jessa McCall-n-Robert Villareal)
FAMSS1801109 (Robert Arthur Villareal Jr-n-Jessa Lyn McCall)
GARPS1800097 (Audreyanna McCall & Lynette Villasraal)

No notes – Custody/Visitation.
(nb)