1 Tomas Ybarra (Estate) Case No. 13CEPR00404

Atty **Kruthers, Heather H. (for Public Administrator – Administrator/Petitioner)**

(1) First and Final Account and Report of Administrator and (2) Petition for Allowance of Ordinary and Extraordinary Commissions and Fees and (3) for Distribution

DOD: 01/04/13		
Cont. from 061114 073014, 092914, 102714		
	Aff.Sub.Wit.	
✓	**Verified**	
✓	**Inventory**	
✓	**PTC**	
✓	**Not.Cred.**	
✓	**Notice of Hrg**	
✓	**Aff.Mail**	w/
	Aff.Pub.	
	Sp.Ntc.	
	Pers.Serv.	
	Conf. Screen	
	Letters	09/04/13
	Duties/Supp	
	Objections	
	Video Receipt	
	CI Report	
✓	**9202**	
✓	**Order**	
	Aff. Posting	
	Status Rpt	
	UCCJEA	
	Citation	
✓	**FTB Notice**	

PUBLIC ADMINISTRATOR, Administrator, is Petitioner.

Account period: **08/29/13 – 03/27/14**

Accounting - **$128,880.79**
Beginning POH - **$127,804.50**
Ending POH - **$12,967.49**

Administrator - **$4,866.43** (statutory)

Administrator x/o - **$2,028.45** (per Local Rule for the sale of real property and sale of personal property)

Attorney - **$4,866.43** (statutory)

Bond fee - **$161.10** (ok)

Costs - **$460.50** (filing fees and certified copies)

Petitioner states that after payment of commissions, fees and costs in the amount of $12,382.91, the remaining $584.58 will be paid to Frances Ybarra as partial reimbursement for funeral costs. Due to the insufficiency of the estate, there are no assets from which to pay the creditor's of the estate or distribute any property to the heirs.

Declaration of Mary Ybarra filed 09/02/14 states: that she is acting under a power of attorney on behalf of her son, Erik Thomas Ybarra, who is the sole heir to the estate. Ms. Ybarra states that her son feels that that his dad's personal property was unjustly distributed to other persons or sold when said property should have been distributed to him. At this time, all Erik would like from the estate are personal family and military pictures and his father's service medals. It is his understanding that his cousin, Carmelo Rodriguez, currently has those items.
With regard to the funeral expenses for which Frances Ybarra wants reimbursement, Declarant states that expending those monies was Frances' decision and was not necessary. VA benefits were available to cover the costs of burial in a National Cemetary (as was decedent's wish).

NEEDS/PROBLEMS/COMMENTS:

<u>CONTINUED FROM 10/27/14</u>
Minute Order from 10/27/14 states: The Court notes that there are no objections. The Court further notes that it has approved the first and final account as well as the extraordinary fees to date. The only reason the Court is keeping this petition open is to assist the parties with the other items discussed in open court.

As of 12/17/14, nothing further has been filed.

<u>Note:</u> Need new Order.

Reviewed by:	JF
Reviewed on:	10/22/14
Updates:	
Recommendation:	
File 1 - Ybarra	

2A Patricia Stott (CONS/PE) Case No. 13CEPR00432

Atty Shahbazian, Steven L. (for Brooke A. Castle – Conservator – Petitioner)

Atty Motsenbocker, Gary L. (for Clayton James Stott – Trustee)

Petition for Substituted Judgment to Modify Conservatee's Revocable Survivor's Trust

Cont. from 080814, 090514, 110614		
	Aff.Sub.Wit.	
✔	**Verified**	
	Inventory	
	PTC	
	Not.Cred.	
✔	**Notice of Hrg**	
✔	**Aff.Mail**	W
	Aff.Pub.	
	Sp.Ntc.	
	Pers.Serv.	
	Conf. Screen	
✔	**Letters**	
	Duties/Supp	
✔	**Objections**	
	Video Receipt	
	CI Report	
	9202	
✔	**Order**	
	Aff. Posting	
	Status Rpt	
	UCCJEA	
	Citation	
	FTB Notice	

BROOKE A. CASTLE, Granddaughter and Conservator, is Petitioner.

Petitioner states she was appointed as Conservator of the Person and Estate of Patricia Stott on 8-15-13.

Patricia Stott's immediate family consists of a sister, a daughter-in-law, adult grandchildren, and her stepson, Clayton James "Jim" Stott, who is currently the trustee of the Conservatee's revocable survivor's trust executed on 2-15-13.

Petitioner requests to modify the Conservatee's current revocable Survivor's Trust solely for the purpose of appointing a third party professional fiduciary, **H.F. RICK LEAS**, with Central Valley Fiduciary Services, as sole acting trustee. The Conservatee has indicated to Petitioner that in an effort to diminish any continued conflict between the trustee (Mr. Stott) and the conservator (Petitioner), she wishes to have a neutral fiduciary act as the sole trustee of her survivor's trust.

Currently, Ms. Castle, as conservator of the estate, is reliant upon Mr. Stott to provide sufficient funds from the trust to the conservatorship estate in order to pay the conservatee's numerous bills and living expenses. As this Court is well aware, the parties in this matter have sought the Court's assistance on several occasions to resolve their disputes.

Mr. Leas is agreeable to act as trustee and is named in the proposed trust (Exhibit A). On the conservatee's death, the trustee will distribute as currently provided in the conservatee's existing estate plan. Petitioner is informed and believes that the Conservatee is in favor of the proposed action, and the proposed action would have no adverse effect on the estate.

SEE ADDITIONAL PAGES

NEEDS/PROBLEMS/COMMENTS:

Note: $435 remains due from Clayton James Stott for the hearing required on the matter of his Ex Parte Application for Order Limiting Powers of Conservator as ordered per minute order on 2-5-14.

Note: Pursuant to Minute Order 2-5-14, both matters were granted and orders as modified by the minute order were to be submitted for signature; however, it does not appear that orders were submitted.

1. **This petition for substituted judgment, in essence, seeks to remove the existing current trustee Clayton James Stott, from office in a trust which was previously created by the Conservatee prior to conservatorship. An action for removal would need to be brought in a separate case under applicable law and with appropriate notice. See Probate Code §§ 17200, 15642, etc. Regardless of whether substituted judgment is granted, a separate trust action must be filed and heard under applicable law.**
2. **The Court may require clarification as to why substituted judgment for an entirely new trustee is preferable to the named successor trustee, Darlene Stott, if Clayton James Stott is removed.**
3. **Petitioner appears to assume that this modification requires continuing jurisdiction. However, Cal. Rules of Court 7.903 applies to trusts *funded* by Court order under Probate Code §2580. This trust was already funded and the modification does not affect the assets or funding. Therefore, need clarification and authority for continuing jurisdiction.**

   Please also note, again, that if this petition is granted, a separate trust action must be filed for such continuing jurisdiction. See #1 above and Local Rule 7.1.2.

Reviewed by: skc	
Reviewed on: 12-17-14	
Updates:	
Recommendation:	
File 2A – Stott	

Petitioner states the Conservatee as a reasonably prudent person would indeed take the proposed action herself if not under a conservatorship. Petitioner states the Conservatee originally felt "badgered" by Mr. Stott with issues related to her financial assets, most of which are held in the trust, and therefore nominated Petitioner as her conservator. Most recently, for several months, Mr. Stott has failed to provide any funds to Ms. Castle from the trust which are necessary for Ms. Castle to pay the conservatee's bills and expenses. As such, Ms. Castle is unable to perform her duties as conservator.

As stated, the Conservatee has requested that a neutral person take over the responsibilities as trustee of her trust in order to alleviate the ongoing conflict between Mr. Stott and Ms. Castle and for the Conservatee's personal well-being and benefit.

The proposed modified trust (Exhibit A) includes the same provisions for distribution on the conservatee's death as the current trust, and becomes a trust subject to continuing jurisdiction under Cal. Rules of Court 7.903.

Petitioner requests an order:

1. **Authorizing and directing BROOK A. CASTLE, as Conservator of the person and estate of PATRICIA G. STOTT, to execute and date the modified proposed trust (entitled THE PATRICIA STOLL GREGORY STOTT REVOCABLE SURVIVOR'S TRUST ESTABLISHED PURSUATN TO COURT ORDER), attached as *Exhibit A* to this order, on behalf of PATRICIA G. STOTT, pursuant to California Probate Code Sections 2580(a)(1) and 2580(b)(11)(A); and**

2. **For such other and further relief as the Court deems proper.**

Objections filed 3-10-14 by Clayton James Stott state he has served as successor trustee for a number of years, is presently serving as the sole successor trustee at the special request and insistence of Patricia Stott Gregory Stott aka Patricia Stott, the Conservatee. Objector is informed and believes that there is no basis in law for Petitioner's request; neither Probate Code §2580(a) nor §2580(b)(11)(A) and §2580 provide for removal of a currently serving successor trustee who is not in breach of his duties as trustee. The Conservatee, while fully competent prior to appointment of Petitioner as conservator, nominated, elected, and appointed Objector as a successor trustee over her estate, entrusted and surrender her investment account to Objector and his brother Timothy Stott as successor co-trustees some years ago. Timothy Stott passed away in July 2012. Objector has had recent discussions with the Conservatee and she has assured him that it is her preference that he remain in place.

2B Patricia Stott (CONS/PE) **Case No. 13CEPR00432**

Atty Shahbazian, Steven (for Conservator Brooke Castle)
Atty Motsenbocker, Gary L. (for Trustee Clayton James Stott)

Hearing Re: the Accounting on the Conservatorship and the Trust

Cont. from 080814, 090514, 110614

	Aff.Sub.Wit.	
	Verified	
	Inventory	
	PTC	
	Not.Cred.	
	Notice of Hrg	
	Aff.Mail	
	Aff.Pub.	
	Sp.Ntc.	
	Pers.Serv.	
	Conf. Screen	
	Letters	
	Duties/Supp	
	Objections	
	Video Receipt	
	CI Report	
	9202	
	Order	
	Aff. Posting	
	Status Rpt	
	UCCJEA	
	Citation	
	FTB Notice	

BROOKE CASTLE, Granddaughter, was appointed Conservator of the Person and Estate on 8-15-13 without bond.

On 2-3-14, the Conservator filed the Petition for Substituted Judgment to Modify Conservatee's Revocable Survivor's Trust. The matter was set for hearing on 3-11-14. See Page A.

At the hearing on 3-11-14, the matter was continued to 8-8-14, and the Court also set this Status Hearing Re: The Accounting on the Conservatorship and the Trust.

Declaration filed 8-7-14 by Attorney Motsenbocker (not verified) states the balance of the Survivor's Trust is $485,948.67 as of 7-31-14 and details the monthly payments to the conservatorship estate.

Attorney Steven Shahbazian filed a status report on behalf of Conservator Brooke Castle refers to the original status hearing date set for the accounting, which is 9-5-14 per minute order 8-15-13, and requests that all matters be continued to 9-5-14.

NEEDS/PROBLEMS/COMMENTS:

Note: The First Account of the Conservator was filed 11-4-14 and is Page C of this calendar.

This status hearing was not taken off calendar because it was set by the Court regarding the Conservatorship *and the Trust.*

***However:* As noted at Page A, the trust is not before the Court. Any issues involving the trust, including petitions regarding modification or accounting, must be brought in a separate case under applicable law and with appropriate notice. See Probate Code §17200 et seq.**

Note: Status Report filed 8-6-14 by Attorney Motsenbocker (attorney for Trustee Clayton James Stott) states the trust accounting is in the works and will be filed within 45 days.

Note: Attorney Motsenbocker (attorney for Trustee Clayton James Stott) also filed declarations on 8-7-14 and 10-28-14 regarding trust assets paid to the estate and trust assets in general.

Examiner's Note: If an accounting is to be filed regarding the trust, it should be filed into a new case for the trust, not in this conservatorship case.

Reviewed by: skc
Reviewed on: 12-17-14
Updates:
Recommendation:
File 2B – Stott

2C Patricia Stott (CONS/PE) Case No. 13CEPR00432
Atty Shahbazian, Steven L. (for Brooke Castle – Conservator – Petitioner)
(1) First Account and Report of Conservator and (2) Petition for Fees

	Aff.Sub.Wit.	
✓	Verified	
	Inventory	
	PTC	
	Not.Cred.	
✓	Notice of Hrg	
✓	Aff.Mail	W
	Aff.Pub.	
	Sp.Ntc.	
	Pers.Serv.	
	Conf. Screen	
	Letters	
	Duties/Supp	
	Objections	
	Video Receipt	
✓	CI Report	
	9202	
✓	Order	
	Aff. Posting	
	Status Rpt	
	UCCJEA	
	Citation	
	FTB Notice	

BROOKE A. CASTLE, Conservator without bond, is Petitioner.

Account period: 5-17-13 through 9-22-14
Accounting: $92,447.45
Beginning POH: $17,991.33
Ending POH: $20,286.77
($15,286.77 cash plus personal property)

Conservator Compensation: Waives

Conservator (Reimbursement): $1,466.06
Itemized costs include medical payments, personal care items, pet care, and a portion of the Conservator's initial attorney consultation. See Exhibit A.

Former Attorney (Law Offices of Joanne Sanoian): $14,170.00 (for 141.70 attorney hours @ $100/hr, which is 44% less than the $33,022.50 reflected in the declaration for 151 total hours incurred by attorneys and law office staff, which figure was also reduced from 160 total hours incurred.

Former Attorney Costs: $2,063.50 (Various filing fees, certified copies, investigation fees,

Attorney Shahbazian: $5,225.00 (for 20.90 hours @ $250/hr from 1-29-14 through 9-5-14, as itemized)

Petitioner states that under the stipulation entered on 2-5-14 for payment of the Conservatee's expenses, the trustee of the Patricia Stott Survivor's Trust transmits $3,000.00 per month for assistance for the conservatee's expenses. The Probate Court has authority under §2430(a)(4) to order the trustee of the trust to pay the conservator from the assets of the trust the funds necessary to compensate the attorneys' fees, costs and expenses requested in this petition.

Petitioner prays for an order:
1. Settling and allowing this account and report and approving and confirming the acts of Petitioner as Conservator;
2. Authorizing Petitioner to pay her attorney Steven L. Shahbazian the sum of $5,225.00 for legal services provided to the conservator and estate during the period of this account;
3. Authorizing Petitioner to pay to John F. Garland, as personal representative of the Estate of Joanne Sanoian, the sum of $14,170.00 for compensation for services and $2,063.50 for costs advanced during the period of account by the Law Office of Joanne Sanoian.
4. Authorizing Petitioner to pay herself the sum of $1,466.06 for reimbursement for her expenses on behalf of the Conservatee;
5. Ordering Clayton James Stott, as trustee of the Patricia Stott Survivor's Trust, to pay the Conservator, from the assets of said trust, the sum of $22,924.56 for attorneys' fees, costs, and reimbursement expenses as itemized herein; and
6. For such other orders as the Court deems proper.

NEEDS/PROBLEMS/ COMMENTS:

SEE ADDITIONAL PAGES

Reviewed by: skc
Reviewed on: 12-19-14
Updates:
Recommendation:
File 2C - Stott

Dept. 303, 9:00 a.m. Monday, January 5, 2015

NEEDS/PROBLEMS/COMMENTS:

1. Receipts include Shell Oil dividends; however, the Inventory and Appraisals filed in the conservatorship do not indicate ownership of securities. The Court may require clarification or supplemental I&A.

2. The Court may require clarification regarding the disbursements for the "VC Trissell Lease" (total $1,597.67).

3. The Court may require clarification regarding the Derrel's Mini Storage charges of approx. $97/month.

4. The schedules are not in compliance with Cal. Rule of Court 7.575(e)(2): In accounts where the optional Judicial Council accounting forms are not used, receipts and disbursements should be stated in subject-matter categories specified in the optional Judicial Council Forms. For example, see Forms GC-400(c)(7) and (8) regarding separating living expenses and medical expenses.

5. The Court may require clarification regarding the $33 NSF charge on 8-27-13. Disbursements Schedule states "Rent check didn't go through/didn't clear."

6. The Court may require clarification regarding the charges at Babies R Us for a shower gift (carseat) for $146.04, with reference to Cal. Rule of Court 7.1059(b)(3).

7. The Court may require clarification regarding the over $20,000.00 in attorney fees and costs incurred during this first account period with reference to Probate Code §2640(c) (just and reasonable), Cal. Rules of Court 7.756(a)(2) (benefit to the Conservatee), and Local Rule 7.16.B.1.

3 **Eleanor A. Kjer (Estate)** **Case No. 13CEPR00856**

Atty **Larson, Timothy J. (for Janice D. Sanders – Administrator/Petitioner)**

(1) Waiver of First and Final Account and Report of Administrator and (2) Petition for Settlement Thereof; for (3) Allowance of Attorney's Fees for Ordinary Services and Reimbursment of Costs Advanced; and for (4) Final Distribution

DOD: 01/01/04		
Cont. from		
	Aff.Sub.Wit.	
✓	**Verified**	
✓	**Inventory**	
✓	**PTC**	
✓	**Not.Cred.**	
✓	**Notice of Hrg**	
✓	**Aff.Mail**	w/
	Aff.Pub.	
	Sp.Ntc.	
	Pers.Serv.	
	Conf. Screen	
	Letters	11/05/13
	Duties/Supp	
	Objections	
	Video Receipt	
	CI Report	
✓	**9202**	
	Order	x
	Aff. Posting	
	Status Rpt	
	UCCJEA	
	Citation	
✓	**FTB Notice**	

JANICE D. SANDERS, Administrator, is Petitioner.

Accounting is waived.

I & A - **$290,480.01**
POH - **$409,650.74**
($16,801.95 is cash)

Administrator - **waived**

Attorney - **$10,606.41** (statutory)

Costs - **$1,535.48** (filing fees, publication, certified copies, probate referee)

Closing - **$4,660.06**

Distribution, pursuant to intestate succession, is to:

Janice Sanders - various securities

James L. Kjer - various securities

NEEDS/PROBLEMS/COMMENTS:

1. Need Order. **Note:** The Order should specify the dollar value of the securities to be distributed to each beneficiary.

Reviewed by: JF
Reviewed on: 12/17/14
Updates:
Recommendation:
File 3 – Stevens

Dept. 303, 9:00 a.m. Monday, January 5, 2015

4 **Edith Lillian Mitchell Stevens Rev. Liv. Trust** **Case No. 13CEPR00943**

Atty **Stevens, Dale (pro per Petitioner)**
Atty **Standard, Donna (for Robert Stevens)**

Petitioner, Dale Stevens' First Partial Accounting

Cont. from		
	Aff.Sub.Wit.	
✓	**Verified**	
	Inventory	
	PTC	
	Not.Cred.	
	Notice of Hrg	X
	Aff.Mail	X
	Aff.Pub.	
	Sp.Ntc.	
	Pers.Serv.	
	Conf. Screen	
	Letters	
	Duties/Supp	
	Objections	
	Video Receipt	
	CI Report	
	9202	
	Order	X
	Aff. Posting	
	Status Rpt	
	UCCJEA	
	Citation	
	FTB Notice	

DALE STEVENS, as the purported, proper, successor Trustee of the Edith Lillian Mitchell Stevens Revocable Trust, is petitioner.

Petitioner states Robert Stevens is indisputably the Trustee of the Sam C. Stevens Revocable Living Trust. Robert Stevens has produced and provided no discovery documents of any kind to present a more complete accounting. Dale Stevens has produced initially 269 pages of source documents, transaction receipts, paid utility statements, and similar source documents to Robert Stevens' attorney in accordance with the Court's most recent order in this case that the Parties engage in a mutual disclosure of documents.

Therefore Dale Stevens can only provide this "partial" accounting because Robert Stevens is not observing the current Order of the Court nor administering the Sam C. Stevens Revocable Trust in accordance with the Code.

The Petition for Instructions that initiated these proceedings asked for instructions and findings from the Court. The Court has yet to rule upon those three fundamental, foundational facts, which must be decided by Findings of the Court, before any actual attempt at reconciliation between the two Trust can realistically be envisioned.

Please see additional page

NEEDS/PROBLEMS/COMMENTS:

The Settlement Conference Hearing was continued to 1/27/14.

Note: Michael G. Karby and David M. Hogue substituted out as attorney of record for Dale Stevens on 11/24/14.

1. The accounting does not comply with Probate Code §1060 et seq.
2. Need Notice of Hearing.
3. Need proof of service of the Notice of Hearing on all interested parties.
4. Need Order.

Reviewed by: KT	
Reviewed on: 12/17/14	
Updates:	
Recommendation:	
File 4 - Stevens	

4 Edith Lillian Mitchell Stevens Rev. Liv. Trust Case No. 13CEPR00943

The three fundamental issues (for which Instructions were sought by Petitioner) are set forth in the Petition for Instructions, as follows:

1. An adjudication, Finding, and Instruction from the Court that, under operation [the first paragraph of Section VIII] the Third Trust Amendment Dated February 11, 2008, Petitioner Clarence Dale Stevens is confirmed as the due, proper and only Successor Trustee of THE EDITH LILLIAN MITCHELL STEVENS REVOCABLE LIVING TRUST dated November 2, 1983, as Amended on May 4, 2007, as additionally amended on May 9, 2007, and as further Amended on February 11, 2008.
2. An adjudication, Finding, and Instruction from the Court that the Third Trust Amendment of THE EDITH LILLIAN MITCHELL STEVENS REVOCABLE LIVING TRUST dated November 2, 1983, as Amended on May 4, 2007, as additionally amended on May 9, 2007, and as further Amended on February 11, 2008 is in full force and effect.
3. An adjudication, Finding, and Instruction from the Court that the Third Trust Amendment of the THE EDITH LILLIAN MITCHELL STEVENS REVOCABLE LIVING TRUST dated November 2, 1983, as amended, controls and instructs the Petitioner/Successor Trustee how the Trust Estate contained within THE EDITH LILLIAN MITCHELL STEVENS REVOCABLE LIVING TRUST dated November 2, 1983, as Amended, shall be distributed.

Attached to the Petition is Restated Operating Summaries of all rents received and all debts and expenses paid by the Petitioner, for the years 2012, 2013 and partially into 2014 for the various Trust parcels of real property he has been administering since Edith Stevens died in 2012.

There can be no financial reconciliation between the two Trusts until the Court adjudicates the three foundational issues set forth above.

The Second Amendment to the Trust and the Third Amendment to the Trust changes the distributive shares of the beneficiaries.

Respondent Robert Stevens, submits that the Second and Third Amendments should be declared invalid so that the entire two Trust Estates can be divided equally among the four beneficiaries.

Petitioner Dale Stevens submits that both the Second and Third Trust Amendments should be declared valid and operative – and until that happens, the Parties cannot move forward to resolution of this matter.

Dept. 303, 9:00 a.m. Monday, January 5, 2015

5 Jeffrey Sassano (Estate) Case No. 14CEPR00450

Atty **Lucich, Jr., Nicholas L., of Helon & Manfredo (for Petitioner Gregory K. Sassano)**

(1) First and Final Report of Administration on Waiver of Account and (2) Petition for Allowance of Statutory Attorney's Fees and (3)For Final Distribution

DOD: 5/10/2014			**GREGORY K. SASSANO**, brother and Administrator, is Petitioner.
			Accounting is waived.
Cont. from			
	Aff.Sub.Wit.		I & A — **$3,271,634.38** POH — **$3,268,800.24** *($34,300.24 is cash)*
✓	**Verified**		
✓	**Inventory**		Administrator — **waives**
✓	**PTC**		
✓	**Not.Cred.**		Attorney — **$16,000.00** *(less than statutory of $45,716.34)*
✓	**Notice of Hrg**		Costs — **$1,323.50** *(filing fee, probate referee, publication, certified copies)*
✓	**Aff.Mail**	W/	
	Aff.Pub.		
	Sp.Ntc.		Closing — **$1,000.00**
	Pers.Serv.		
	Conf. Screen		**Distribution pursuant to intestate succession is to:**
	Letters	070914	
	Duties/Supp		**GREGORY K. SASSANO – $15,976.74 cash,** 50% interest in three parcels of real property, vehicles, and household furniture, furnishings, tools, and personal belongings.
	Objections		
	Video Receipt		
	CI Report		
✓	**9202**		
✓	**Order**		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
✓	**FTB Notice**		

NEEDS/PROBLEMS/COMMENTS:
Reviewed by: LEG
Reviewed on: 12/17/14
Updates:
Recommendation: SUBMITTED
File 5 - Sassano

6 Stephanie Gonzalez, Robert Ripoyla, Jr., Ezekiel Ripoyla, Emmanuel Ripoyla, Noah J. Ripoyla, and Isaiah E. Ripoyla (GUARD/P) Case No. 14CEPR00972

Atty Janisse, Ryan Michael (for Jesse (Jesus) Gonzales & Jodi Schroeder – Petitioners)

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

Stephanie, age 16		
Robert, age 14		
Emmanuel, age 12		
Ezekiel, age 13		
Noah, age 10		
Isaiah, age 8		
Cont. from		
	Aff.Sub.Wit.	
✓	**Verified**	
	Inventory	
	PTC	
	Not.Cred.	
✓	**Notice of Hrg**	
	Aff.Mail	
	Aff.Pub.	
	Sp.Ntc.	
✓	**Pers.Serv.**	w/
✓	**Conf. Screen**	
	Letters	x
✓	**Duties/Supp**	
	Objections	
	Video Receipt	
✓	**CI Report**	
	9202	
✓	**Order**	
	Aff. Posting	
	Status Rpt	
✓	**UCCJEA**	
	Citation	
	FTB Notice	

TEMPORARY EXPIRES 01/05/15

JESSE (JESUS) GONZALEZ, Maternal Grandfather, and **JODI SCHROEDER**, fiancée of Maternal Grandfather, are Petitioners.

Father (Stephanie): **UNKNOWN** – *Court dispensed with notice on 11/17/14*

Father (Robert, Emmanuel, Noah, Isaiah, and Ezekiel): **ROBERT RIPOYLA, SR. –** *personally served on 10/30/14*

Mother: **STEPHANIE RIPOYLA** (Deceased)

Paternal Grandparents (Stephanie): UNKNOWN – *Court dispensed with notice on 11/17/14*

Paternal Grandfather (Robert, Emmanuel, Noah, Isaiah, and Ezekiel): UNKNOWN

Paternal Grandmother (Robert, Emmanuel, Noah, Isaiah, and Ezekiel): IRMA CISNEROS aka IRMA ALVAREZ – *personally served on 10/30/14*

Maternal Grandmother: ANDREA DAVALOS

Petitioners state the mother died in a car accident on 10-4-14. At the time of her death, she and all 6 children were living in a motel in Fresno. Prior to living in the motel they were homeless. The children had very few possessions and were not regularly attending school.

Robert Ripoyla, Sr., the father of the 5 youngest children had not been around the children for a while. The mother had filed for divorce from him, but the divorce was not finalized and there was a contested visitation issue. Visitation was ordered, but Mr. Ripoyla does not visit his children. In 2009 the mother obtained a temporary restraining order due to Mr. Ripoyla's ongoing violent behavior.

Continued on Page 2

NEEDS/PROBLEMS/COMMENTS:

1. Need proof of service by mail at least 15 days before the hearing of *Notice of Hearing* with a copy of the *Petition for Appointment of Guardian of the Person* or Consent & Waiver of Notice or Declaration of Due Diligence for:
   a. Paternal grandfather (Ripoyla minors)
   b. Andrea Davalos (maternal grandmother)
2. Petitioner submitted separate Letters of Guardianship for each minor. All minors should be listed on one Letters of Guardianship form. Need revised Letters.

Reviewed by: JF	
Reviewed on: 12/17/14	
Updates:	
Recommendation:	
File 6 – Gonzalez & Ripoyla	

The proposed guardians have been in a relationship for 20 years and are engaged to be married on 05/05/15. They have 3 children together. Jesse Gonzalez currently lives in Fresno with the 6 minors and Jodi lives in the bay area with their 3 children due to her job. Jesse plans to continue living in Fresno through this school year and then move everyone into one house in the bay area.

Objection to Guardianship filed 11/07/14 by Robert Ripoyla, Sr. states: He believes that his children should be in his care since their mother passed away. He states that the accusations against him of being violent or gang affiliated are false, he has never been arrested for any of these accusations. At the time of the mother's death, they were involved in a court matter regarding custody of their children. He states that he does not want to talk badly about the Petitioners, he just wants to have the same rights to his children as their mother did before she died and raise them as their biological parent.

Court Investigator Julie Negrete filed a report on 12/18/14.

7 Carol N. Green (Estate) Case No. 14CEPR01009

Atty **Horton, Lisa M., of Walters & Moshrefi (for Petitioner Linda Green)**

Petition for Probate of Will and for Letters Testamentary; Authorization to Administer Under IAEA (Prob. C. 8002, 10450)

DOD: 10/16/2014			**LINDA GREEN**, daughter and named Executor without bond, is Petitioner.
Cont. from			Full IAEA – O.K.
	Aff.Sub.Wit.	S/P	
✓	**Verified**		Will Dated: 12/3/2013
	Inventory		
	PTC		Residence: Fresno
	Not.Cred.		
✓	**Notice of Hrg**		Publication: Business Journal
✓	**Aff.Mail**	W/	
✓	**Aff.Pub.**		**Estimated value of the Estate:** Real property - **$ 82,000.00** Personal property - **$ 46,000.00** **Total - $128,000.00**
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
✓	**Letters**		**Probate Referee: Rick Smith**
✓	**Duties/Supp**		
	Objections		
	Video Receipt		
	CI Report		
	9202		
✓	**Order**		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		

NEEDS/PROBLEMS/COMMENTS:

Note: Court will set Status Hearings as follows:

- **Monday, June 8, 2015 at 9:00 a.m. in Dept. 303** for the filing of final inventory and appraisal; and
- **Monday, March 7, 2016 at 9:00 a.m. in Dept. 303** for the filing of first account and/or petition for final distribution.

Pursuant Local Rule 7.5, if the documents noted above are filed 10 days prior to the dates listed, the hearings will be taken off calendar and no appearance will be required.

Reviewed by: LEG
Reviewed on: 12/17/14
Updates:
Recommendation: SUBMITTED
File 7 - Green

Dept. 303, 9:00 a.m. Monday, January 5, 2015

8 Keith DeMeritt & Maxine DeMeritt Living Trust Case No. 14CEPR01026

Atty Poochigian, Mark S., of Baker Manock & Jensen (for Petitioner Brenda L. Vera)

First and Final Account of Successor Trustee and Petition for its Settlement

Keith DOD: 1/22/2007		
Maxine DOD: 4/29/2004		
Cont. from		
	Aff.Sub.Wit.	
✓	**Verified**	
	Inventory	
	PTC	
	Not.Cred.	
✓	**Notice of Hrg**	
✓	**Aff.Mail**	W/
	Aff.Pub.	
	Sp.Ntc.	
	Pers.Serv.	
	Conf. Screen	
	Letters	
	Duties/Supp	
	Objections	
	Video Receipt	
	CI Report	
	9202	
✓	**Order**	
	Aff. Posting	
	Status Rpt	
	UCCJEA	
	Citation	
	FTB Notice	

BRENDA L. VERA, Successor Trustee, is Petitioner.

Account period: 4/29/2014 – 8/11/2014

Accounting - **$324,505.08**
Beginning POH - **$316,291.52**
Ending POH - **$312,075.62**
($304,075.62 is cash)

Trustee - **$3,000.00** *($2,000.00 paid)*
(balance requested of $1,000.00)

Attorney - **$7,000.00**
(estimated amount)

Reserve - **$20,000.00**
(for closing expenses and contingent liabilities, including accountant's fees for the fiduciary tax returns)

Petitioner prays for an Order:

1. Approving, allowing and settling the First and Final Account and Report of the Trustee;
2. Confirming and approving all acts and proceedings of the Petitioner as Trustee;
3. Authorizing payment of the further amount of **$1,000.00** for Trustee fees;
4. Authorizing Petitioner to retain the closing reserve of **[?] cash** for closing expenses of administration and to pay liabilities, and to distribute the balance of the unexpended reserve in equal shares among the beneficiaries; and
5. Authorizing distribution of the remaining trust estate as follows:

- JANICE M. RAINEY – **[?] cash**;
- KEITH M. DeMERITT – **[?] cash** (reduced by **$10,677.00**);
- KEVIN E. DeMERITT – **[?] cash** (reduced by **$33,234.00**);
- BRENDA L. VERA – vehicle valued at **$8,000.00**; and **[?] cash** (sum reduced by **$14,191.00**; and by **$200.00** for wedding gift to Luke Vera not paid by Trustor Maxine DeMeritt prior to Trustor's death.)

NEEDS/PROBLEMS/COMMENTS:

1. *Petition* does not but should address the amount of attorney's fees requested for services rendered to the Trustee. *Schedule F, Proposed Distribution*, indicates the sum of **$7,000.00** as the estimated attorney's fees and costs, though this information is not contained in the *Petition*.

2. Paragraph 11 of the *Petition* requests Petitioner withhold from distribution **$20,000.00** for closing expenses, while *Schedule F, Proposed Distribution* indicates the closing reserve as **$15,000.00**. Need clarification of the amount requested for closing reserve, and corrected distribution amounts if the requested reserve is **$20,000.00**.

3. Need revised proposed order if the requested reserve is **$20,000.00**, as the distribution amounts are based upon the **$15,000.00** reserve.

Reviewed by: LEG
Reviewed on: 12/17/14
Updates:
Recommendation:
File 8 - Demeritt

9 **Charles and Frances Nelson Revocable Living** **Case No. 14CEPR01030**

Atty **Rube, Melvin K. (for Petitioner Royce H. Chilton)**

Atty **Bagdasarain, Gary G. (for Ricahrd L. Nelson and Janet Charlene Sparre – Respondents)**

Property to Successor Trustee, And Directing the Successor Trustee to Transfer to Petitioner an Intestate Share of Trust Property

	Aff.Sub.Wit.	
✓	**Verified**	
	Inventory	
	PTC	
	Not.Cred.	
✓	**Notice of Hrg**	
✓	**Aff.Mail**	W/
	Aff.Pub.	
	Sp.Ntc.	
	Pers.Serv.	
	Conf. Screen	
	Letters	
	Duties/Supp	
✓	**Objections**	
	Video Receipt	
	CI Report	
	9202	
	Order	X
	Aff. Posting	
	Status Rpt	
	UCCJEA	
	Citation	
	FTB Notice	

ROYCE H. CHILTON is petitioner.

Petitioner states he is the "pretermitted" surviving spouse of FRANCES E. NELSON ("Decedent").

On May 4, 1993, settlors CHARLES R. NELSON and Decedent established the CHARLES R. NELSON AND FRANCES E. NELSON REVOCABLE LIVING TRUST AGREEMENT.

On May 4, 1993, Decedent also executed a Last Will and Testament.

Settlor Charles R. Nelson died on 6/5/05.

Petitioner and Decedent married on 5/29/2012,

Decedent died on 4/5/14.

The Trust is now irrevocable.

RICHARD L. NELSON is the successor Trustee.

At Decedent's death the assets of the Trust consisted of real property located in Fresno and tangible personal property consisting of but not limited to household furniture and furnishings, jewelry, personal effects, a Hyundi Santa Fe and intangible personal property consisting of bank accounts and Iraqi dinar of uncertain value.

The Decedent's testamentary instruments were executed by the Decedent on 5/29/1993. Neither instrument was amended or revoked by Decedent prior to her death.

Petitioner and Decedent were married after Decedent's testamentary instruments were executed.

Please see additional pages

NEEDS/PROBLEMS/COMMENTS:

1. Need Order. Local Rule 7.1 states a proposed Order shall be submitted with all pleadings that request relief. If the proposed order is not received in the Probate Filing Clerk's Office ten (10) days before the scheduled hearing, a continuance may be required.

Reviewed by: KT

Reviewed on: 12/17/14

Updates: 12/22/14 (skc)

Recommendation:

File 9 - Nelson

Decedent's testamentary instruments failed to provide for Petitioner who was Decedent's surviving spouse at the time of her death.

Decedent's failure to provide for Petitioner in her testamentary instrument was not intentional in that:

a. Neither of the Decedent's testamentary instruments contain an express intent on the part of the Decedent to fail to provide for Petitioner;

b. Decedent did not provide for Petitioner by transfer outside of Decedent's estate of Decedent's Trust; and

c. Petitioner did not make a valid agreement waiving his right to share in Decedent's Estate or Trust.

Under Probate Code §21610(c) and 21612, petitioner is and was at all times mentioned herein entitled to receive from the Trust a share of Decedent's separate property equal to a value to that which Petitioner, as Decedent's surviving spouse, would have received if Decedent had died without having executed a testamentary instrument.

On May 20, 2014, Respondent, Richard L. Nelson, in his capacity as the Successor Trustee of the Trust, executed a Grant Deed conveying to subject real property from himself as Successor Trustee to Richard L. Nelson, a married man as his sole and separate property and Janet Sparre, and unmarried woman as joint tenants.

Petitioner is informed and believes that upon the death of the Decedent, Respondent Richard L. Nelson, in his capacity as Successor Trustee of the Trust, conveyed to himself and to Janet Sparre all of Decedent's tangible personal property and all of Decedent's intangible personal property including all of Decedent's bank accounts.

The conveyances are in violation of Probate Code 21610 thereby depriving Petitioner, as a pretermitted surviving spouse of Frances E. Nelson, of an intestate share of the Trust property.

Please see additional pages

Wherefore Petitioner prays for an Order:

1. Determining that under Probate Code §21610(c) Petitioner is an omitted spouse and entitled to a one-third share of the assets of the Charles R. Nelson and Frances E. Nelson Revocable Living Trust.

2. That Richard L. Nelson in his individual capacity and Janet Sparre in her individual capacity are constructive trustees of all tangible personal property, intangible personal property and the real property located in Fresno distributed to them as assets of the Charles R. Nelson and Frances E. Nelson Revocable Living Trust by Richard L. Nelson, Successor Trustee.

3. Directing Richard L. Nelson in his individual capacity and Janet Sparre in her individual capacity to convey to Richard L. Nelson, Successor Trustee of the Charles R. Nelson and Frances E. Nelson Revocable Living Trust:
   a. All tangible personal property and intangible personal property each received from Richard L. Nelson, Successor Trustee as their distributive share of said trust;
   b. Their respective interests in the real property located in Fresno, each received from Richard L. Nelson, Successor Trustee of the Trust as their distributive share;

4. Directing Richard L. Nelson, in his capacity as Successor Trustee of the Trust to convey to Petitioner Royce H. Chilton, a 1/3 interest in all of the tangible personal property, intangible personal property and real property located in Fresno.

5. Compelling Richard L. Nelson in his individual capacity and Janet Sparre in her individual capacity to provide Petitioner Royce H. Chilton with an accounting of all Trust property received by each of them as their distributive share of the Charles R. Nelson and Frances E. Nelson Revocable Living Trust.

6. Awarding Petitioner Royce H. Chilton his attorney's fees and costs of the suit herein.

On 12-22-14, Ricahrd L. Nelson, individually and as Successor Trustee, and Janet Charlene Sparre, individually, filed a Response. See additional pages.

Dept. 303, 9:00 a.m. Monday, January 5, 2015

Respondents state they were unaware of any interest of Petitioner in any of the assets of the trust, as they had been told repeatedly by their mother, in front of Petitioner and third parties, that all assets of the trust would be distributed to them. They properly recorded the Affidavit of Death of the original Trustee and Appointment of Successor Trustee on 5-14-14 and as the sole beneficiaries, pursuant to its terms, Richard L. Nelson executed the grant deed conveying the property to himself and to Janet Charlene Sparre as joint tenants.

Respondents state Petitioner had an opportunity to remove all personal property belonging to him from the property, but failed to cooperate, resulting in the commencement of an eviction action against Petitioner, during which time no rent, utilities, or other expenses or maintenance of the property were paid. Once Petitioner was removed from the property, a substantial amount of debris had to be removed and substantial repairs made to the property. It is alleged that Petitioner was responsible for the damage for which Respondent Nelson was caused to advance funds to repair.

Respondents state Petitioner is not an omitted spouse nor entitled to an interest in Frances E. Nelson's interest in the irrevocable trust, as the decedent did provide for him by way of reduced rent and other accommodations during their marriage, which were outside of the trust. In addition, it is alleged that Petitioner did make a valid agreement waiving his right to share in the trust assets in front of family members who will testify that they witnessed the decedent explain in front of Petitioner that he had no interest in the property and that the real and personal property were going only to her children.

Respondents pray for an order as follows:

1. **That Petitioner not be determined to be an omitted spouse or a pretermitted spouse;**
2. **That Petitioner be charged for expenses incurred by Nelson in the following categories according to proof:**
   - Unpaid rent
   - Utilities
   - Repairs to clean, maintain and repair the subject property
   - Attorney's fees as determined by the Court
3. **That Petitioner be denied any attorney's fees or costs incurred herein.**

10 John Parry Dodds (Estate) Case No. 14CEPR01039

Atty **Dowling, Michael P (for Petitioner Barbara Jean Dodds)**

Petition for Probate of Will and for Letters Testamentary; Authorization to Administer Under IAEA (Prob. C. 8002, 10450)

DOD: 8/29/14		
Cont. from		
	Aff.Sub.Wit.	S/P
✓	**Verified**	
	Inventory	
	PTC	
	Not.Cred.	
	Notice of Hrg	
✓	**Aff.Mail**	W/
✓	**Aff.Pub.**	
	Sp.Ntc.	
	Pers.Serv.	
	Conf. Screen	
✓	**Letters**	
✓	**Duties/Supp**	
	Objections	
	Video Receipt	
	CI Report	
	9202	
✓	**Order**	
	Aff. Posting	
	Status Rpt	
	UCCJEA	
	Citation	
	FTB Notice	

BARBARA JEAN DODDS, named executor without bond, is petitioner.

Full IAEA – o.k.

Will dated: 4/13/1999

Residence: Fresno
Publication: Fresno Business Journal

Estimated value of the estate:

Personal property	-	$674,157.00
Income	-	$ 4,328.00
Total	**-**	**$678,485.00**

Probate Referee: Rick Smith

NEEDS/PROBLEMS/COMMENTS:

Note: Status hearings will be set as follows:

- **Wednesday, May 27, 2015** at 9:00 a.m. in Department 303, for the filing of the inventory and appraisal.
- **Wednesday, March 30, 2016** at 9:00 a.m. in Department 303, for the filing of the first account or petition for final distribution.

Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior the date set the status hearing will come off calendar and no appearance will be required.

Reviewed by: KT
Reviewed on: 12/17/14
Updates: 12/23/14 (JF)
Recommendation: SUBMITTED
File 10 - Dodds

Dept. 303, 9:00 a.m. Monday, January 5, 2015

11 Xnaphard Richard Canada (Estate) Case No. 04CEPR00352

Atty Kruthers, Heather (for Public Administrator)
Atty Canada, Richard Allen (Pro Per – Son – Former Administrator)

Probate Status Hearing Re: Failure to File a First Account or Petition for Final Distribution [Prob. C. 12200, et seq.]

DOD: 12-1-02

Cont. from 041213, 062113, 092013, 120613, 022714, 052814, 072314, 082614, 100714

	Aff.Sub.Wit.	
	Verified	
	Inventory	
	PTC	
	Not.Cred.	
	Notice of Hrg	
	Aff.Mail	
	Aff.Pub.	
	Sp.Ntc.	
	Pers.Serv.	
	Conf. Screen	
	Letters	
	Duties/Supp	
	Objections	
	Video Receipt	
	CI Report	
	9202	
	Order	
	Aff. Posting	
	Status Rpt	
	UCCJEA	
	Citation	
	FTB Notice	

RICHARD ALLEN CANADA, Son, was appointed Administrator with Full IAEA with **bond of $17,000.00 on 5-4-04**. Bond of $17,000.00 was filed and Letters issued on 5-7-04.

Inventory and Appraisal filed 7-6-04 indicates a total estate value of $90,000.00 consisting of real property located at 2365 South Lily in Fresno.

On 6-21-13, the Court removed Mr. Canada and appointed the **FRESNO COUNTY PUBLIC ADMINISTRATOR**.

Status Report filed 9-9-13 states the Public Administrator has attempted to contact the former administrator by contacting his daughter and the attorney; however, has not been able to make contact. The former administrator's former attorney, C. Michael Farmer, reported that the former administrator may have distributed the proceeds from the sale of the house, the only asset, to him and his sister. If so, the surviving spouse did not receive her 1/3 share, and none of the several creditors were paid. The Public Administrator will continue to attempt to find the former administrator, and requests the Court set an Order to Show Cause requiring Mr. Canada to personally appear, and that this matter be set out for at least 60 days to allow time to investigate.

On 10-10-14, the Court granted Public Guardian's Petition for Surcharge in the amount of $92,000.00 against the Former Administrator.

NEEDS/PROBLEMS/COMMENTS:

1. **Need first account or petition for final distribution or current status report.**

2. **Need proof of service of Notice of Hearing with a copy of the status report on parties that have requested special notice pursuant to Probate Code §1252.**

<u>Note</u>: The file indicates that the decedent left a spouse who relocated to Lapu Lapu City, Philippines, after the decedent's death, and two adult children, including the Administrator, who reside in Fresno.

<u>Note</u>: There have been numerous creditor's claims filed in this estate totaling $11,748.70.

Reviewed by: skc

Reviewed on: 12-17-14

Updates:

Recommendation:

File 11 - Canada

12 Morgan Elizabeth Pasley (CONS/PE) Case No. 12CEPR00938

Atty **Erlach, Mara M. (for Conservator Debra Pasley)**

Status Hearing Re: Filing of the First Account

Age: 21		
Cont. from 041114, 052314, 072914, 073014, 092914, 010515		
	Aff.Sub.Wit.	
	Verified	
	Inventory	
	PTC	
	Not.Cred.	
	Notice of Hrg	
	Aff.Mail	
	Aff.Pub.	
	Sp.Ntc.	
	Pers.Serv.	
	Conf. Screen	
	Letters	
	Duties/Supp	
	Objections	
	Video Receipt	
	CI Report	
	9202	
	Order	
	Aff. Posting	
	Status Rpt	
	UCCJEA	
	Citation	
	FTB Notice	

DEBRA PASLEY, Mother, was appointed as Conservator of the Person and Estate on 2-1-13 with bond of $15,000.00.

Bond was filed on 3-27-13 and Letters issued on 3-28-13.

At the hearing on 2-1-13, the Court set this status hearing for the filing of the first account.

On 2-5-14, the Court granted the Conservator's Petition to Fix Residence Outside the State of California to Moneta, Virginia and set this status hearing for filing conservatorship of the person and estate (or equivalent) in Virginia.

Subsequent status reports indicated that Ms. Pasley found employment in Oklahoma and a conservatorship of the person and estate (or equivalent) would be established there. Various status hearings were held for proof of establishing same, as well as this status hearing for filing of the First (and now Final) Account.

On 12-9-14, the Court received correspondence from Attorney Richard Hasley of Oklahoma City, OK, providing the Order Appointing General Guardian filed 8-13-14 in District Court, Oklahoma County as Case No. PG-2014-600.

The correspondence states that the California Conservatorship is no longer necessary and should be dismissed.

NEEDS/PROBLEMS/COMMENTS:

1. Pursuant to Probate Code §2630, this Court may retain jurisdiction of the conservatorship estate for the purpose of settling accounts prior to termination.

   Per Declaration filed 1-30-13, the Conservatee's assets include a 1/5 interest in real property in Franklin County, Virginia and an account containing approx. $13,087.22 as of 12-31-12.

   I&A filed 6-5-13 indicates the account containing $13,438.31. The Virginia real property interest is not subject to this conservatorship estate; however, pursuant to Probate Code §1063(h), the property must be noted in a schedule of the accounting.

   Need First Account pursuant to Probate Code §2630 or verified status report pursuant to Local Rule 7.5.

Reviewed by: skc

Reviewed on: 12-17-14

Updates:

Recommendation:

File 12B – Pasley

13 Johnny Alan Bigham (Estate) **Case No. 14CEPR00503**

Atty Neilson, Bruce A. (for Administrator John Bigham)

Status Hearing Re: Filing of the Inventory and Appraisal

DOD: 5/9/14	**JOHN BIGHAM** was appointed Administrator with full IAEA authority and without bond on 7/21/14. Letters issue 7/22/14. Minute order dated 7/21/14 set this status hearing for the filing of the inventory and appraisal.	**NEEDS/PROBLEMS/COMMENTS:** **1.** Need inventory and appraisal or current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.
		Reviewed by: KT
Cont. from		**Reviewed on:** 12/17/14
Aff.Sub.Wit.		**Updates:**
Verified		**Recommendation:**
Inventory		**File 13 - Bigham**
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		

Dept. 303, 9:00 a.m. Monday, January 5, 2015

14 Gloria Andrade (CONS/PE) Case No. 14CEPR00543

Atty **Teixeira, J. Stanley (for conservator Tracy Cerda)**

Status Hearing Re: Inventory and Appraisal

Age: 73 years	**TRACY CERDA** was appointed conservator of the person and estate on 8/4/14 with bond set at $12,760.00. **Letters have not issued.** **Minute order dated 9/22/14** states Mr. Teixeira informs the Court that conservator is having difficulty getting bond. The Court allows the order to be amended to allow for blocked account and also allows no more than $675.00 monthly paid out. **On 10/17/14** the Examiner made contact with the attorney asking him to submit the amended order and a blocking order for the court's consideration. **On 10/27/14** an amended order along with a blocking order was received by the probate clerk. There blocking order and the amended order did not include the amount to be blocked. The attorney informed the clerk that he was going to speak to his client and contact the examiner with the information.	**NEEDS/PROBLEMS/COMMENTS:** **Minute Order dated 8/4/14** set this status hearing for the filing of the inventory and appraisal. The inventory and appraisal is due 90 days after letters issue. Since the letters have not issued the inventory is not due yet. **On 12/18/14 there was a status hearing held regarding the failure to have the conservatee's funds placed into a blocked account and to have Letters issue. That hearing was continued to 1/29/15 and Tracy Cerda was ordered to be personally present.**
Cont. from		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		**Reviewed by: KT**
Status Rpt		**Reviewed on: 12/18/14**
UCCJEA		**Updates:**
Citation		**Recommendation:**
FTB Notice		**File 14 - Andrade**

Dept. 303, 9:00 a.m. Monday, January 5, 2015

15 Gage Allen Martin Neace (GUARD/P) **Case No. 08CEPR00212**

Atty Lewelling, Tamra (pro per Petitioner)

Petition for Appointment of Temporary Guardianship of the Person (Prob. C. 2250)

Cont. from		
	Aff.Sub.Wit.	
✓	**Verified**	
	Inventory	
	PTC	
	Not.Cred.	
✓	**Notice of Hrg**	
	Aff.Mail	
	Aff.Pub.	
	Sp.Ntc.	
✓	**Pers.Serv.**	W
✓	**Conf. Screen**	
✓	**Letters**	
✓	**Duties/Supp**	
	Objections	
	Video Receipt	
	CI Report	
	9202	
✓	**Order**	
	Aff. Posting	
	Status Rpt	
✓	**UCCJEA**	
	Citation	
	FTB Notice	

TEMPORARY EXPIRES 1/5/15

General Hearing 2/9/15

TAMRA LEWELLING, maternal grandmother, is petitioner.

Father: **MICHAEL MARTIN**

Mother: **SHANNON NEACE**
- Personally served 12-17-14

Paternal grandfather: Deceased
Paternal grandmother: Cynthia Martin
Maternal grandfather: Larry Neace

Petitioner states the child has resided with her on and off since birth. Mom has been in and out of jail and is currently under investigator for assault and battery. The child was placed with Petitioner through the Juvenile Court for a year. The child was returned to the mother and mother has now relapsed. Petitioner has been receiving alarming reports that the mother has been driving the minor while under the influence of drugs and alcohol.

NEEDS/PROBLEMS/COMMENTS:

Note: Petitioner was previously granted guardianship of this minor's sister, Gracie Lynn Byer on 5/6/2009.

1. Need proof of service of the Notice of Hearing along with a copy of the Temporary Petition or Consent and Waiver of Notice or Declaration of Due Diligence for:
   a. Michael Martin (father)

Reviewed by: KT

Reviewed on: 12/18/14

Updates: 12/23/14 (skc)

Recommendation:

File 15 – Byer

Dept. 303, 9:00 a.m. Monday, January 5, 2015

16A Anastazia-Kay Nephilim Fuentez (GUARD/P) Case No. 13CEPR00036

Pro Per **Howell, Jennifer May (Pro Per Petitioner, mother)**

Petition for Termination of Guardianship

Age: 2 years			**JENNIFER HOWELL**, mother, is Petitioner.	**NEEDS/PROBLEMS/COMMENTS:**
			MARTIN E. MOORE and **AMBER M. MOORE**, paternal grandfather and step-grandmother, were appointed Guardians on 3/19/2013.	**Page 16B** is the *Petition to Fix Residence Outside the State of California* filed by Co-Guardians Martin Moore and Amber Moore.
Cont. from 111314			Father: **JOSE ALFREDO FUENTEZ**	**Continued from 11/13/2014.** *Minute Order* states the matter is continued to meet up with the *Petition to Fix Residence*. The Court orders that the child be brought to visit with Jennifer Howell on 12/22/2014 and 12/23/2014 from 10 a.m. to 4 p.m., to be supervised by Amber Moore.
	Aff.Sub.Wit.		Paternal grandmother: Rebecca Fuentez	
✓	**Verified**		Maternal grandfather: Shawn Howell Maternal grandmother: Karen Kinzel	
	Inventory			
	PTC			
	Not.Cred.			
	Notice of Hrg	X	**Petitioner states** the minor belongs with her mother and siblings. Petitioner states the guardianship was only to be temporary.	**The following issues from the last hearing remain:** 1. Need *Notice of Hearing*. 2. Need proof of service by mail of the *Notice of Hearing* with a copy of the *Petition for Termination of Guardianship*, or *Consent to Termination and Waiver of Notice*, or a *Declaration of Due Diligence*, for: • Martine Moore, Guardian; • Amber Moore, Guardian; • Jose A. Fuentez, father; • Rebecca Fuentez, paternal grandmother; • Shawn Howell, maternal grandfather; • Karen Kinzel, maternal grandmother.
	Aff.Mail	X		
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen		**Court Investigator Samantha Henson's *Report* was filed 11/5/2014.**	
	Letters			
	Duties/Supp			
	Objections			
	Video Receipt			
✓	**CI Report**			
✓	**Clearances**			
✓	**Order**			
	Aff. Posting			**Reviewed by:** LEG
	Status Rpt			**Reviewed on:** 12/17/14
	UCCJEA			**Updates:**
	Citation			**Recommendation:**
	FTB Notice			**File 16A – Fuentez**

Dept. 303, 9:00 a.m. Monday, January 5, 2015

16B Anastazia - Kay Nephilim Fuentez (GUARD/P) Case No. 13CEPR00036

Pro Per **Moore, Martin (Pro Per Petitioner, Co-Guardian)**
Pro Per **Moore, Amber Michelle (Pro Per Petitioner, Co-Guardian)**

Petition to Fix Residence Outside the State of California

Age: 2 years		
Cont. from		
	Aff.Sub.Wit.	
✓	**Verified**	
	Inventory	
	PTC	
	Not.Cred.	
	Notice of Hrg	X
	Aff.Mail	X
	Aff.Pub.	
	Sp.Ntc.	
	Pers.Serv.	
	Conf. Screen	
	Letters	
	Duties/Supp	
	Objections	
	Video Receipt	
	CI Report	
	9202	
	Order	X
	Aff. Posting	
	Status Rpt	
	UCCJEA	
	Citation	
	FTB Notice	

MARTIN E. MOORE and **AMBER M. MOORE**, paternal grandfather and step-grandmother, Guardians appointed on 3/19/2013, are Petitioners.

Father: **JOSE ALFREDO FUENTEZ**

Mother: **JENNIFER HOWELL**

Paternal grandmother: Rebecca Fuentez

Maternal grandfather: Shawn Howell
Maternal grandmother: Karen Kinzel

Petitioners request the Court authorize that the residence of the minor be fixed outside California to *[physical address omitted]* in **Minot, North Dakota**.

Petitioners state the reasons for the out-of-state move include that they could not find work that would provide for their family. Petitioners state Martin (Co-Petitioner) worked for 7 months in North Dakota without being with his family, and they moved there to be together as a family, as they felt it was the best they could do for everyone. Petitioners state Jennifer (mother) originally was in agreement with them moving, because she wanted to move to Oklahoma, but her plans didn't work out so she changed her mind. Petitioners state Martin is under contract until the end of July 2015, and that this move was not taken lightly as it was discussed and discussed for months before a decision was made. Petitioners state they believe it is best for all of them to be together as a family, and that Anastazia's father is there too.

NEEDS/PROBLEMS/COMMENTS:

Note: *Petition* is marked at Item 5(b) indicating that the minor will be returned to California by **8/13/2015** and this guardianship shall remain in full force and effect.

1. Need *Notice of Hearing* and proof of service by mail of the notice with a copy of the *Petition to Fix Residence Outside the State of California* for the following persons pursuant to Probate Code § 1511:

- Jose Fuentez, father;
- Jennifer Howell, mother;
- Rebecca Fuentez, paternal grandmother;
- Shawn Howell, maternal grandfather;
- Karen Kinzel, maternal grandmother.

Reviewed by: LEG
Reviewed on: 12/18/14
Updates:
Recommendation:
File 16B - Fuentez

Dept. 303, 9:00 a.m. Monday, January 5, 2015

17 Josiah L. Martinez Goodwin (GUARD/P) **Case No. 13CEPR00749**

Atty McAuliffe, Shirley (Pro Per – Petitioner – Guardian)

Petition for Termination of Guardianship

Age: 1			**SHIRLEY MCAULIFFE,** maternal grandmother/guardian, is petitioner.
			Father: **LOUIE MARTINEZ,** consents and waives notice
Cont. from 120114			Mother: **AMANDA GOODWIN,** consents and waives notice
	Aff.Sub.Wit.		
✓	**Verified**		Paternal Grandfather: Deceased Paternal grandmother: Nellie (?)
	Inventory		
	PTC		Maternal grandfather: Deceased
	Not.Cred.		
	Notice of Hrg	x	**Petitioner states:** Child has been in the care of family friends since 03/20/2014. The husband and wife that are caring for him are in the process of beginning adoption. Amanda Goodwin and Louie Martinez, mother and father, consent to the adoption and are voluntarily relinquishing their parental rights. Termination of guardianship is necessary for these proceedings to move forward.
	Aff.Mail	x	
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		**Court Investigator Samantha D. Henson's report filed 11/21/2014.**
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
✓	**CI Report**		
	9202		
✓	**Order**		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		

NEEDS/PROBLEMS/COMMENTS:

Minute Order of 12/01/2014: Examiner notes handed in open court; matter continued to cure the defects listed in the notes.

The following issues remain:

1. Need Notice of Hearing.
2. Need proof of service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Guardian or consent and waiver of notice or declaration of due diligence for:
   - Nellie (?) (Paternal Grandmother)

Reviewed by: LV

Reviewed on: 12/18/2014

Updates:

Recommendation:

File 17 - Goodwin

Dept. 303, 9:00 a.m. Monday, January 5, 2015

18 Legit Duane Burton (GUARD/P) **Case No. 14CEPR00151**

Atty Brown, Lekaya (pro per – mother/Petitioner)

Atty Woods, Markisha S. (pro per – maternal aunt/Guardian)

Petition for Termination of Guardianship

Age: 2

Cont. from

	Aff.Sub.Wit.	
✓	**Verified**	
	Inventory	
	PTC	
	Not.Cred.	
✓	**Notice of Hrg**	
✓	**Aff.Mail**	w/
	Aff.Pub.	
	Sp.Ntc.	
	Pers.Serv.	
	Conf. Screen	
	Letters	
	Duties/Supp	
	Objections	
	Video Receipt	
✓	**CI Report**	
	9202	
✓	**Order**	
	Aff. Posting	
	Status Rpt	
	UCCJEA	
	Citation	
	FTB Notice	

LEKAYA BROWN, mother, is Petitioner.

MARKISHA WOODS, maternal aunt, was appointed as Guardian of the Person on 04/28/14. – *Guardian personally served on 11/14/14*

Father: **GENTRY BURTON, JR. –** *served by mail on 11/24/14*

Paternal grandfather: GENTRY BURTON, SR. – *served by mail on 11/24/14*
Paternal grandmother: TANISHA DRAPER – *served by mail on 11/24/14*

Maternal grandfather: KENNETH BROWN – *served by mail on 11/24/14*
Maternal grandmother: PAMELA WILLIAMS – *served by mail on 11/24/14*

Petitioner states that she was pregnant with another child when the guardianship was established. She and the guardian had an agreement that after she gave birth and her health restored that the guardianship would be terminated. Petitioner states that she has now given birth to her daughter and is doing well but the guardian has refused to return her son to her due to a dispute between the guardian and their mother (the child's maternal grandmother). Petitioner states that she is a fit and proper parent and is able to provide a stable and loving home to the minor. Petitioner alleges that the guardian has let the minor's father, who has a history of drug abuse and domestic violence, have unsupervised visits with the minor. Further, petitioner discovered some bruising on the minor and was told by her 12 year old niece that the minor was being abused in the guardian's home and a CPS case was initiated. Petitioner wants the custody of her son returned to her.

Continued on Page 2

NEEDS/PROBLEMS/COMMENTS:

Reviewed by: JF

Reviewed on: 12/17/14

Updates:

Recommendation:

File 18 - Burton

Objection to Termination of Guardianship filed 12/8/14 by Guardian Markisha Woods denies the allegations against her in the petition and states that the mother tested positive for meth during her most recent pregnancy. She denies the Legit is being abused and also denies that the mother ever told her that the father was violent. In fact, the mother was living with Legit's father until recently, they split up and the mother became angry that he may be seeing someone else and that's when she said that he was violent. Ms. Woods states that the petition to terminate is motivated by their mother Pamela Williams. Objector prays that the petition to terminate the guardianship is denied.

Court Investigator JoAnn Morris filed a report on 12/17/14.

19 Julio Novoa Jr & Carlos Novoa-Rodriguez **Case No. 14CEPR00969**

Atty Rodriguez, Javier (pro per – maternal grandfather/Petitioner)

Atty Rodriguez, Elvia (pro per – maternal grandmother/Petitioner)

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

Julio, age 8			**TEMPORARY EXPIRES 01/05/15**
Carlos, age 9			**JAVIER and ELVIA RODRIGUEZ**, Maternal Grandparents, are Petitioners.
			Father: **JULIO CESAR NOVOA** – *Court found due diligence as to the father and paternal grandparents on 11/17/14*
Cont. from			
	Aff.Sub.Wit.		Mother: **ELVIA ELVIRA RODRIGUEZ** *- Deceased*
✓	**Verified**		
	Inventory		
	PTC		
	Not.Cred.		Paternal Grandparents: NOT LISTED *Court found due diligence as to the father and paternal grandparents on 11/17/14*
	Notice of Hrg	n/a	
	Aff.Mail	n/a	
	Aff.Pub.		
	Sp.Ntc.		**Petitioners state** that the mother is deceased and the father is living in Mexico and cannot provide for the children at this time. Petitioners state that they are able to care for the children financially and emotionally.
	Pers.Serv.	n/a	
✓	**Conf. Screen**		
✓	**Letters**		
✓	**Duties/Supp**		
	Objections		**Court Investigator Samantha Henson filed a report on 12/18/14.**
	Video Receipt		
	CI Report	x	
	9202		
✓	**Order**		
	Aff. Posting		
	Status Rpt		
✓	**UCCJEA**		
	Citation		
	FTB Notice		

NEEDS/PROBLEMS/COMMENTS:
Reviewed by: JF
Reviewed on: 12/18/14
Updates:
Recommendation:
File 19 - Novoa

Dept. 303, 9:00 a.m. Monday, January 5, 2015

20 Nayelli Elizabeth C Parra (GUARD/P) Case No. 14CEPR00971

Atty **Casas, Judith (pro per – maternal grandmother/Petitioner)**

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

Age: 2 years		
Cont. from		
	Aff.Sub.Wit.	
✓	**Verified**	
	Inventory	
	PTC	
	Not.Cred.	
	Notice of Hrg	x
	Aff.Mail	x
	Aff.Pub.	
	Sp.Ntc.	
	Pers.Serv.	x
✓	**Conf. Screen**	
✓	**Letters**	
✓	**Duties/Supp**	
	Objections	
	Video Receipt	
✓	**CI Report**	
	9202	
✓	**Order**	
	Aff. Posting	
	Status Rpt	
✓	**UCCJEA**	
	Citation	
	FTB Notice	

TEMPORARY EXPIRES 1/5/15

JUDITH CASAS, maternal grandmother, is petitioner.

Father: **FRANCISCO PARRA**

Mother: **JENELL OCAMPO** – *Consent & Waiver of Notice filed 10/21/14*

Paternal grandparents: NOT LISTED
Maternal grandfather: HECTOR OCAMPO

Petitioner states the mother of the child was given sole legal and physical custody of the minor by the Family Court. Mother consents to the guardianship. The child is protected under a criminal protective order from the father. The father has had no contact with the minor for over a year. The father's whereabouts are unknown at this time as he was in custody. The guardianship is necessary and proper as neither parent can provide the child a safe and stable environment.

Court Investigator JoAnn Morris filed a report on 12/18/14.

NEEDS/PROBLEMS/COMMENTS:

1. Need *Notice of Hearing* for the 1/05/15 hearing.

2. Need proof of service at least 15 days before the hearing of *Notice of Hearing* with a copy of the *Petition for Appointment of Guardian of the Person* or Consent & Waiver of Notice or Declaration of Due Diligence for:
   a. Francisco Parra (father) – personal service required
   b. Paternal grandparents – service by mail sufficient
   c. Hector Ocampo – service by mail sufficient

Reviewed by: JF
Reviewed on: 12/18/14
Updates:
Recommendation:
File 20 - Parra

Dept. 303, 9:00 a.m. Monday, January 5, 2015

21 Isis Herrera & Noah Herrera (GUARD/P) Case No. 14CEPR00992

Pro Per **Borders, Desiree (Pro Per Petitioner, maternal grandmother)**

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

Noah Age: 4 yrs		
Isis Age: 3 yrs		
Cont. from		
	Aff.Sub.Wit.	
✓	**Verified**	
	Inventory	
	PTC	
	Not.Cred.	
✓	**Notice of Hrg**	
✓	**Aff.Mail**	
	Aff.Pub.	
	Sp.Ntc.	
✓	**Pers.Serv.**	
✓	**Conf. Screen**	
✓	**Letters**	
	Duties/Supp	
	Objections	
	Video Receipt	
✓	**CI Report**	
✓	**Clearances**	
✓	**Order**	
	Aff. Posting	
	Status Rpt	
✓	**UCCJEA**	
	Citation	
	FTB Notice	

NO TEMPORARY REQUESTED

DESIRÉE BORDERS, maternal grandmother, is Petitioner.

Father: **MIGUEL (MIKE) HERRERA**; *personally served 11/3/2014.*

Mother: **TIFFANY THRAILKILL**; *incarcerated; personally served 11/3/2014.*

Paternal grandfather: Armondo Herrera; *personally served 11/3/2014.*
Paternal grandmother: Ramona Herrera; *personally served 11/3/2014.*

Maternal grandfather: Tony Thrailkill; *deceased.*

Petitioner states both of the children's parents are into drugs and living on the streets, they have both been in jail several times, and the mother has a felony bench warrant for her arrest at this time. Petitioner states she has had the children for the last 8 months, living with her and their great-grandmother whom she also takes care of. Petitioner states the mother has threatened to take the children on the streets with her if they don't pay her to let them stay, and she has also threatened to kill them and herself. Petitioner states the only time they hear from the mother is when she needs more money or a ride, and she has stolen money and prescription drugs from Petitioner and Petitioner's car. Petitioner states the father is only allowed supervised visits per a Family Court order *[11CEFL06870 termination of Family Law Restraining Order finds the father will only have visitation at the discretion of the mother.]*

Court Investigator Samantha Henson's *Report* was filed on 12/18/2014.

NEEDS/PROBLEMS/COMMENTS:

Note: CI *Report* filed 12/18/2014 indicates the great-grandmother reports the children may have Cherokee and Choctaw Indian ancestry, and that the Court Investigator provided an ICWA packet to the Petitioner. Court records do not show the *Notice of Child Custody Proceeding* (Form ICWA-030) has been submitted by Petitioners to the Court for service as required. Need the *Notice of Child Custody Proceeding* (Form ICWA-030) to be completed by the Petitioners and submitted by them to the Probate Clerk for mailing.

Reviewed by: LEG

Reviewed on: 12/18/14

Updates:

Recommendation:

File 21 - Herrera

Dept. 303, 9:00 a.m. Monday, January 5, 2015

22 Allen Joshua ("AJ") Giles (CONS/P) Case No. 14CEPR01050

Pro Per **Laugesen, Linda M. (Pro Per Petitioner, mother)**
Pro Per **Giles, Allen B. (Pro Per Petitioner, father)**

Petition for Appointment of Probate Conservator of the Person (Prob. C. 1820, 1821, 2680-2682)

Cont. from		
	Aff.Sub.Wit.	
✓	**Verified**	
	Inventory	
	PTC	
	Not.Cred.	
	Notice of Hrg	X
	Aff.Mail	X
	Aff.Pub.	
	Sp.Ntc.	
✓	**Pers.Serv.**	
✓	**Conf. Screen**	
✓	**Letters**	
✓	**Duties/Supp**	
	Objections	
✓	**Video Receipt**	
✓	**CI Report**	
	9202	
✓	**Order**	
	Aff. Posting	
	Status Rpt	
	UCCJEA	
✓	**Citation**	
	FTB Notice	

NO TEMPORARY REQUESTED

LINDA M. LAUGESEN, mother, and **ALLEN B. GILES**, father, are Petitioners and request appointment as Co-Conservators of the Person with medical consent powers.

***Capacity Declaration* of Brad Sumrell, M.D., filed 11/21/2014**.

Voting Rights Affected

Petitioners state the proposed Conservatee suffers from Down syndrome, Autistic traits, and a cardiac condition. Petitioners provide a list of things the proposed Conservatee is unable to do, including make decisions about his education and residence, make medical decisions, enter a contract, make decisions about his social contacts, and unable to appreciate danger or handle any and all of his financial needs.

Court Investigator Jennifer Young's *Report* was filed on 12/15/2014.

NEEDS/PROBLEMS/COMMENTS:

Court Investigator Advised Rights on 12/10/2014.

Voting Rights Affected – Need Minute Order.

1. Need proof of service by mail of the *Notice of Hearing* for the following relatives named in the Petition pursuant to Probate Code § 1822(b)(2):
   - Dorothy N. Giles, paternal grandmother;
   - Gordon Laugesen, maternal grandfather;
   - Phyllis Christopher, maternal grandmother.
   - Christopher Giles, half-brother;
   - Whitney Anderson, half-sister.

Reviewed by: LEG
Reviewed on: 12/18/14
Updates: 12/22/14 (skc)
Recommendation:
File 22 - Giles

Dept. 303, 9:00 a.m. Monday, January 5, 2015

23 Joseph P.DiRedo (Estate) **Case No. 14CEPR00495**

Atty Fanucchi, Edward L. (for JoAnn DiRedo – Daughter – Executor)

Status Hearing Re: Filing of the Inventory and Appraisal

DOD: 12-20-13	**JOANN DIREDO**, Daughter, was appointed Executor with Full IAEA without bond on 7-10-14. Letters issued 7-16-14. At the hearing on 7-10-14, the Court set this status hearing re: filing of the Inventory and Appraisal.	**NEEDS/PROBLEMS/COMMENTS:** **Continued from 12-11-14** **1. Need Inventory and Appraisal pursuant to Probate Code §8800 or verified written status report pursuant to Local Rule 7.5.** **2. A request for Special Notice has been filed by the IRS. The Court may require Notice of Hearing with a copy of any status report to be served on the IRS and all interested parties pursuant to Probate Code §1252.** **<u>Note</u>: The original petition estimated the estate value at $1,000,000.00.** **<u>Note</u>: As of 12-5-14, three (3) Creditor's Claims have been filed in this matter, including a claim by the IRS in the amount of $5,805.17 and a claim by a family member in the amount of $106,866.46.**
		Reviewed by: skc
		Reviewed on: 12-16-14
		Updates:
		Recommendation:
		File 23 – DiRedo

Cont from 121114		
	Aff.Sub.Wit.	
	Verified	
	Inventory	
	PTC	
	Not.Cred.	
	Notice of Hrg	
	Aff.Mail	
	Aff.Pub.	
	Sp.Ntc.	
	Pers.Serv.	
	Conf. Screen	
	Letters	
	Duties/Supp	
	Objections	
	Video Receipt	
	CI Report	
	9202	
	Order	
	Aff. Posting	
	Status Rpt	
	UCCJEA	
	Citation	
	FTB Notice	

Dept. 303, 9:00 a.m. Monday, January 5, 2015

24 Kastina Sunshine Cantu (GUARD/P) **Case No. 12CEPR01143**

Atty **Pina, Valerie A. (pro per – maternal grandmother/Petitioner)**

Petition for Appointment of Temporary Guardianship of the Person (Prob. C. 2250)

Age: 2			**GENERAL HEARING: 02/11/15**
			VALERIE A. PINA, maternal grandmother, is Petitioner.
			Father: **RICHARD CANTU, JR.**
Cont. from			
	Aff.Sub.Wit.		Mother: **HOLLY ALVARADO-CANTU** – *Consent & Waiver of Notice filed 12/11/14*
✓	**Verified**		
	Inventory		
	PTC		Paternal grandfather: RICHARD CANTU, SR.
	Not.Cred.		
	Notice of Hrg	x	Paternal grandmother: JOSIE CANTU
	Aff.Mail		Maternal grandfather: FRANK FLORES – *deceased*
	Aff.Pub.		Maternal grandmother: VALERIE PINA
	Sp.Ntc.		
	Pers.Serv.	x	Siblings: MARRISSA ROCHA, FELICIANO ROCHA, JR., ARIANNA ROCHA
✓	**Conf. Screen**		
✓	**Letters**		**Petitioner states** that the mother is in the hospital and the father has not seen the minor since she was 5 weeks old. The father has a long history of drug abuse (meth) and has been in and out of prison. He has been violent and abusive towards the mother.
✓	**Duties/Supp**		
	Objections		
	Video Receipt		
	CI Report		
	9202		
✓	**Order**		
	Aff. Posting		
	Status Rpt		
✓	**UCCJEA**		
	Citation		
	FTB Notice		

NEEDS/PROBLEMS/COMMENTS:

1. Need *Notice of Hearing*.
2. Need proof of personal service at least 5 court days before the hearing of *Notice of Hearing* with a copy of the *Petition for Appointment of Temporary Guardian of the Person* or Consent & Waiver of Notice or Declaration of Due Diligence for:
   a. Richard Cantu, Jr. (father)

Reviewed by: JF

Reviewed on: 12/18/14

Updates:

Recommendation:

File 24 - Cantu

Dept. 303, 9:00 a.m. Monday, January 5, 2015

25 Hailey Suarez & Hayden Suarez (GUARD/P) Case No. 14CEPR01133

Atty McCoy, Gail (pro per – maternal grandmother/Petitioner)

Petition for Appointment of Temporary Guardianship of the Person (Prob. C. 2250)

Hailey, 14		
Hayden, 7		
Cont. from		
	Aff.Sub.Wit.	
✓	**Verified**	
	Inventory	
	PTC	
	Not.Cred.	
	Notice of Hrg	x
	Aff.Mail	
	Aff.Pub.	
	Sp.Ntc.	
	Pers.Serv.	x
	Conf. Screen	
	Letters	x
✓	**Duties/Supp**	
	Objections	
	Video Receipt	
	CI Report	
	9202	
	Order	x
	Aff. Posting	
	Status Rpt	
✓	**UCCJEA**	
	Citation	
	FTB Notice	

TEMPORARY GRANTED EX PARTE
EXPIRES 01/05/15

GENERAL HEARING: 02/18/15

GAIL MCCOY, maternal grandmother, is Petitioner.

Father: **JOSEPH SUAREZ**

Mother: **MELISSA FLYNN** – *Consent & Waiver of Notice filed 12/17/14*

Paternal grandfather: DECEASED
Paternal grandmother: DONNA FALCONE

Maternal grandfather: DECEASED

Petitioner states that the children were living with their father who has custody of them. On 11/09/14, Joseph (father) was arrested for child endangerment. He has become increasingly violent toward the children and they fear for the safety in his home. The children have been with Petitioner since 11/09/14 and do not want to return to their father.

NEEDS/PROBLEMS/COMMENTS:

1. Need *Notice of Hearing*.
2. Need proof of personal service of *Notice of Hearing* with a copy of the *Petition for Appointment of Temporary Guardian of the Person* or Consent & Waiver of Notice or Declaration of Due Diligence for:
   a. Joseph Suarez (father)
   b. Hailey Suarez (minor)

Reviewed by: JF
Reviewed on: 12/19/14
Updates:
Recommendation:
File 25 - Suarez

Dept. 303, 9:00 a.m. Monday, January 5, 2015