

Atty Amador, Catherine A. (for Petitioner Sylvia JP Gonzalez)

(1) Thirteenth Account and Report of Successor Co-Conservator and (2) Petition for Allowance of Fees to Conservator

		<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>CONTINUED TO 1/20/2015 Per attorney request</p>
Cont. from		
<input type="checkbox"/>	Aff.Sub.Wit.	
<input type="checkbox"/>	Verified	
<input type="checkbox"/>	Inventory	
<input type="checkbox"/>	PTC	
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<input type="checkbox"/>	Video Receipt	
<input type="checkbox"/>	CI Report	
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<input type="checkbox"/>	Order	
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<input type="checkbox"/>	Status Rpt	
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<input type="checkbox"/>	Citation	
<input type="checkbox"/>	FTB Notice	
		Reviewed by: LEG
		Reviewed on: 12/17/14
		Updates:
		Recommendation:
		File 1 - Larssen

Age: 72 years	BARBARA STALIS , sister/conservator, is petitioner and requests KAREN METZLER , as successor Conservator without bond.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Court Investigator advised rights on 12/3/14.</p> <p>Voting Rights Affected. Need Minute Order.</p> <p>Note: Accountings were dispensed with in 2001. At that time the conservatee was residing in her own home. The conservatee has been living in assisted living since 2010 with no plans for her to return to independent living. The court may require information on the status of the conservatee's real property. Is someone living in the home? Is it being rented? Is it generating income? Are the taxes being paid? Is it insured?</p>
Cont. from	Estate value:	
<input type="checkbox"/> Aff.Sub.Wit.	Personal property - \$ 107.00	
<input checked="" type="checkbox"/> Verified	Social Security - \$15,600.00	
<input type="checkbox"/> Inventory	Real property - \$80,000.00	
<input type="checkbox"/> PTC	Voting Rights Affected.	
<input type="checkbox"/> Not.Cred.	Petitioner states the Conservatee has been under a conservatorship of her person since 9/1995. She resides in a care facility and she will not be returning to her home. The Conservatee is unable to manage her estate. All of her income, except \$30 goes to the living facility where she resides. Current conservator/Petitioner Barbara Stalis intends to resign upon the appointment of a successor Conservator as she no longer desires to remain as conservator.	
<input checked="" type="checkbox"/> Notice of Hrg	Court Investigator Charlotte Bien's Report filed on 12/8/14..	
<input checked="" type="checkbox"/> Aff.Mail W/		
<input type="checkbox"/> Aff.Pub.		
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<input type="checkbox"/> Pers.Serv.		
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<input type="checkbox"/> Objections		
<input checked="" type="checkbox"/> Video Receipt		
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<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed by: KT
		Reviewed on: 12/18/14
		Updates:
		Recommendation:
		File 2 - Taylor

3 Virginia Esparza (Estate)

Case No. 13CEPR00398

Atty Wishon, A. Emory (for Executor Diane Esparza)
Atty Roberts, Gregory J. (for Objector Ray A. Esparza)

Amended First and Final Account and Report of the Status of Administration and Petition for Settlement Thereof; For Allowance of Statutory Attorneys' Compensation and for Final Distribution (Probate Code 1060, et seq., 9611, 11640, 10800, 10810, 10900 and 12201)

DOD: 3-2-13	DIANE ESPARZA , Executor with Limited IAEA without bond, is Petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> In response to these Examiner Notes, the Supplemental Declaration filed 11-26-14 states notice was given to the Franchise Tax Board pursuant to Probate Code §9202(c); however, it does not state when. The Court may require clarification as to the date to ensure appropriate notice. Need clarification as to how the Costco membership purchased 7-19-13 for \$55.00 is an estate expense. There do not appear to be any estate purchases from Costco. The Court may deduct this amount from Petitioner's request for reimbursement. (Supplemental Declaration states it was intended to benefit the estate.) Petitioner includes the \$10,400.00 that she owes the estate for rent as a "receipt" in calculating statutory compensation for herself and her attorney. However, this amount was not received by the estate during this account period. The Court may require authority to include this amount as a "receipt." If not approved, Examiner calculates statutory compensation at \$5,940.84. (Note: This affects the distribution amount as well.) (Note: Supplemental Declaration states this is revenue that should be included for fee calculation; however, no authority is provided.)
Cont. from 093014, 120214	Account period: 3-2-13 through 6-30-14	
	Accounting: \$175,094.62	
	Beginning POH: \$164,061.64	
	Ending POH: \$175,105.87	
	(\$54,505.87 cash plus real property, personal property, and rent due from Executor Diane Esparza of \$10,400.00)	
<input type="checkbox"/> Aff.Sub.Wit.	Executor (Statutory): \$6,252.84	
<input checked="" type="checkbox"/> Verified	Attorney(Statutory): \$6,252.84	
<input checked="" type="checkbox"/> Inventory	Petitioner states she advanced estate expenses totaling \$13,868.21 during this account period. Petitioner also resided in the home; therefore, she owes rent of \$650/month from 3-2-13 through 6-30-14 totaling \$10,400.00. Therefore, the balance due Petitioner for unreimbursed expenses is \$3,468.21.	
<input checked="" type="checkbox"/> PTC		
<input checked="" type="checkbox"/> Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg		
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<input type="checkbox"/> Pers.Serv.		
<input type="checkbox"/> Conf. Screen		
<input checked="" type="checkbox"/> Letters	11-15-13	
<input type="checkbox"/> Duties/Supp		
<input checked="" type="checkbox"/> Objections	Petitioner requests distribution pursuant to Decedent's will:	
<input type="checkbox"/> Video Receipt	Diane Esparza and Ray A. Esparza, as trustees of the Ray P. and Virgie Esparza Trust dated 11-1-96: \$159,059.08	
<input type="checkbox"/> CI Report		
<input checked="" type="checkbox"/> 9202	X	
<input checked="" type="checkbox"/> Order	X	
<input type="checkbox"/> Aff. Posting	Objection by Ray A. Esparza filed 9-23-14 states Objector has concerns and believes not all of the assets are accounted for and that many of the expenses are inappropriate.	
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input checked="" type="checkbox"/> FTB Notice		
	<u>SEE ADDITIONAL PAGES</u>	
		Reviewed by: skc
		Reviewed on: 12-19-14
		Updates:
		Recommendation:
		File 3 - Esparza

Objector states the following assets were not included on Schedule Entitled Property On Hand March 2, 2013:

1. Money in the Murphy Bank Account.
2. Decedent's Ford Explorer.
3. Jewelry.

Objector states the following assets should not have been included on the Schedule Entitled Property On Hand March 2, 2013:

1. Chase Account xx371. This account named Petitioner and Objector as beneficiaries and should have been distributed directly to them. If distributed pursuant to the will and the trust, there are additional beneficiaries who are not designated as beneficiaries of this account.

Objector objects to the rent of \$650.00 and states the rent should be at least \$1,000.00/month. Objector states the total receipts are less than what they should be. They should be \$5,560.00 higher for the 16 months and \$1,000 for each month beyond the 16 month that Petitioner remains in the residence.

Objector objects to the following specific expenses:

1. \$49 bimonthly payment for Howard's Pest Control. Petitioner was residing in the residence and received the benefit of this service. It did not benefit the estate.
2. \$160 monthly White Oak Lawn Service appears to be very expensive and was for the benefit of Petitioner and not the estate.
3. Multiple charges to JJ's Handy Man Service. These expenses were also incurred by Petitioner to live in the residence and were not for the benefit of the estate. They are also excessive.
4. \$1,367.67 for ADT Alarm Installation. The residence already had an alarm. A new alarm system did not benefit the estate.
5. \$55 Costco membership – Why did the estate pay for a Costco membership?
6. Vern's Plumbing – multiple charges.
7. \$864.00 for Wells Fargo Credit Card – Objector believes this includes charges made by Petitioner after the decedent's death including a car rental by Petitioner prior to her taking the Decedent's Ford Explorer.
8. Fresno Ag – various charges for light fixtures, faucets and yard equipment. If equipment was purchased, it should be part of the estate. Why is the estate purchasing new fixtures and equipment?
9. Dumpster charges – Petitioner rented a dumpster to throw away Decedent's papers and belongings before Objector could look at them. This was not necessary.

Objector states there are many expenses that Objector questions and he would like to see receipts and invoices to assure that they are proper estate expenses.

Objector hired an attorney to file the objection to the initial petition to probate the estate and now to this petition. Petitioner's attorney fees are paid by the estate. Objector requests that his attorney's fees also be paid by the estate, or that he be reimbursed by the estate for attorney's fees and costs incurred.

SEE ADDITIONAL PAGES

On 11-20-14, Petitioner Diane Esparza filed Response to Objection of Ray Esparza. Ms. Esparza states:

1. The Murphy Bank account with approx. \$13,000.00 at the decedent's death was in the decedent's name, but was many times told to Petitioner that it would belong to Petitioner at the decedent's death based on the numerous improvements to the home made over the years by Petitioner.
2. The Ford Explorer was purchased by the decedent and her husband as at the time, Petitioner had no credit history. However, the down payment, all loan payments, and all operating and maintenance expenses were made by Petitioner, and the vehicle was almost never driven by anyone other than Petitioner. The vehicle was at all times the property of Petitioner held for the above accommodation reasons in the name of the decedent.
3. Petitioner found no jewelry to add to the inventory. For months after the decedent's death, Ray Esparza and his guests came into the house at will.
4. Re Chase Account: If documentation can be found directing this asset to Petitioner and Objector as beneficiaries, Petitioner will gladly respond. Petitioner cannot find any.
5. Re Rent: Petitioner states she does live in the house, a 2 bedroom/1 bath 800 sq. ft. house built in 1953 by Petitioner's parents. The house is in poor condition. The house next door, a 2/2 in good condition and maintained by a property manager, rents for \$775/month. Nearby apartments in significantly better condition rent for \$625-750/month.
6. Pest service is typically a landlord expense to protect the long run value of the home. It absolutely benefits the estate.
7. Yard: \$40/week is very inexpensive for yard service and is typically a landlord expense.
8. Handyman services: There is much deferred maintenance in the 1953 home and it needs substantial attention to be habitable.
9. The existing alarm system did not operate and was not repairable. The new system is adequate to protect the home.
10. Petitioner agrees that the Costco membership should be deleted. It was purchased to lower the cost of items the home needs (new toilet, etc.), but those purchases did not fit with the maintenance only occupancy so they were not made.
11. Plumbing – same as above
12. Wells Fargo Credit Card: The decedent rented cars from time to time. The petitioner did not and does not rent cars. All credit card charges were solely by the decedent.
13. Fresno Ag – same as above.
14. Dumpster charges – The house had much accumulated junk. The removal of junk made the home habitable. Objector used the dumpster to discard items of his as well.

Petitioner states she has all checks and most receipts. This accounting was first distributed to Objector in August 2014 and no objection was made until the filing of the objection in September 2014.

Petitioner states she has been truthful with the Court. There is discord in the family which has greatly increased the burden of this role, but Petitioner has performed her executrix duties responsibly. Objector has greatly increased the burden on Petitioner. Petitioner has not requested extraordinary fees for her services and objects to diminishing the estate to compensate Objector's attorney.

Petitioner also filed a declaration that appears to address examiner notes from June 2014 in connection with the initial petition for probate.

	<p>LINDA CROUCH, daughter and Conservator of the Person and Estate, is petitioner.</p> <p>Petitioner states: on 07/03/2014, petitioner filed a bond in the amount of \$45,000.00 as required by Order of the Court dated 06/04/2014.</p> <p>The existing amount of bond is excessive because the personal property amount entered on the Petition for Appointment of Conservator of Person and Estate filed 03/17/2014, was an estimate by the Conservator. Counsel was unaware at that time that the investment with RBC Investment Services Group was joint tenancy account standing in the name of the Conservatee and her daughter, Linda Crouch, Conservator, herein. A Supplemental Inventory and Appraisal was filed on 10/22/2014, showing the amount in that investment belonging to the conservatorship to be \$8,927.19.</p> <p>The Conservatee will not suffer harm as a result of the reduction of the bond, because the sale of the Conservatee's one-half interest in her personal residence has been confirmed, and an additional bond in the amount of \$68,213.60, pursuant to the Court's order filed 10/23/2014, has been obtained, sent for the Conservator's signature, and will be filed. Petitioner desires that liability on the bond for future transactions be reduced to \$10,027.19.</p> <p>Wherefore, Petitioner requests that the Court order the liability of the existing bond to be reduced to \$10,027.19 and for such other relief that the Court considers proper.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. The pleadings do not give enough information to determine what the accurate reduction in bond should be. What were the proceeds of the sale of the conservatee's residence? Are there any other assets that have not been disclosed?</p> <p>Bond that is presently posted is \$113,213.60</p> <p>Estimated proceeds from the sale of the property \$74,200.00</p> <p>RBC Investment Services \$8,927.19</p> <p>Estimated Annual Income \$14,220.00</p> <p>Based on the above information the estimated amount of reduction in bond should be \$6,131.69 for a total bond of \$107,081.91.</p>
Cont. from		
<input type="checkbox"/> Aff.Sub.Wit.		
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<input type="checkbox"/> Notice of Hrg		
<input type="checkbox"/> Aff.Mail		
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<input type="checkbox"/> Pers.Serv.		
<input type="checkbox"/> Conf. Screen		
<input type="checkbox"/> Letters		
<input type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed by: LV
		Reviewed on: 12/19/2014
		Updates:
		Recommendation:
		File 4 - Welton

Petitioner requests the Court issue Orders:

1. Creating a blocked account for the benefit of the minor;
2. Instructing Petitioner to take control of the assets as set forth above and deposit said funds, less the \$9,561.73 owed to CalSTRS, into the blocked account;
3. Instructing Petitioner to take possession of the monthly \$1,500.00 CalSTRS benefit to provide for the comfortable and suitable support, maintenance, and education of the minor and requiring that bond be increased by \$18,000.00, for total bond of \$25,629.30; and
4. For any and all other relief the Court deems just and proper.

Probate Status Hearing Re: Filing Inventory & Appraisal

DOD: 04/20/2014	MARGARET NICHOLS , spouse, was appointed Administrator with full IAEA authority without bond on 09/02/2014.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need Final 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.</p>
	Letters issued on 09/03/2014.	
Cont. from	Partial No. 1 Inventory and Appraisal filed 10/22/2014 shows an estate valued at \$275,000.00.	
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.	Minute Order of 09/02/2014 set this status hearing for the filing of the Inventory and Appraisal.	
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		
		Reviewed by: LV
		Reviewed on: 12/18/2014
		Updates:
		Recommendation:
		File 6 - Nichols

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

DOD: 10/16/2013		JANET DIANE KRAMER, daughter/named Executor without bond, is petitioner. Full IAEA – o.k. Will dated: 02/24/1989 Residence: Fresno Publication: The Business Journal <u>Estimated Value of the Estate:</u> Real property - \$210,000.00 Probate Referee: Rick Smith	NEEDS/PROBLEMS/COMMENTS: <u>Note: If the petition is granted status hearings will be set as follows:</u> <ul style="list-style-type: none"> • Tuesday, 05/05/2015 at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal <u>and</u> • Tuesday, 03/01/2016 at 9:00a.m. in Dept. 303 for the filing of the first account and final distribution. Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.
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<input type="checkbox"/>	Aff.Sub.Wit. s/p		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
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<input checked="" type="checkbox"/>	Aff.Pub.		
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<input checked="" type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
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<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
		Reviewed by: LV	
		Reviewed on: 12/18/2014	
		Updates:	
		Recommendation: Submitted	
		File 7 - Ragsdale	

Petition for Determination of Property Belonging to Trust

Israel DOD: 12/15/12	GIDALTHI V. PANDO , trustee, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
Cont. from		
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
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<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
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<input type="checkbox"/> Letters		
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<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		

Petitioner states:

- ISRAEL HERNANDEZ** and **MARIA ELISA HERNANDEZ**, were married on 08/31/39, neither owned any separate property interests at the time they were married and all assets owned by them were acquired during their marriage and were community property.
- On 01/24/96, ISRAEL HERNANDEZ and MARIA ELISA HERNANDEZ established the **HERNANDEZ FAMILY TRUST** (the "Trust"). Israel and Maria were the initial trustees of the Trust.
- On 11/12/12, Israel and Maria signed a Restatement of the Trust wherein Gidalthi V. Pando was added as a co-trustee along with Israel and Maria.
- Israel died on 12/15/12. Maria is alive and lives with her daughter Ada Flores in San Mateo. In light of the health of Maria, she resigned as co-trustee on 02/02/13 and Gidalthi Pando has served as the sole trustee since then.
- Article I of the Restatement indicates that all of the property described in Exhibit A shall constitute the "Trust Estate". Exhibit A lists the following property: A. Residence located at 590 W. Alluvial in Clovis, B. Miscellaneous Accounts at Bank of America, C. Miscellaneous Personal Property Items.
- Israel died 33 days after the restatement was signed. Title to the real property at 590 W. Alluvial, Clovis did not transfer to the Trust as of the date of Israel's death. Title to the property was held in joint tenancy.

Continued on Page 2

Reviewed by: JF

Reviewed on: 12/19/14

Updates: 12/29/14

Recommendation:

File 8 - Hernandez

7. Titles to the Bank of America accounts were also not transferred to the Trust. From the 04/15/14 statement, title to the Bank of America accounts appear to be held in joint tenancy between Israel and Maria, however, in July 2014, Petitioner checked with Bank of America when one of the CD's was maturing and according to the bank titles to 4 CD's are held in Israel's name only rather than in joint tenancy with Maria. The 4 CD's value totals \$176,808.57.
8. With their reference in Exhibit A attached to the Restatement of the Trust signed 11/12/12, Israel and Maria intended all of the Bank of America accounts to be assets of the Trust. A written Declaration of Trust, by itself, is sufficient to create a Trust in the 4 Bank of America Certificate of Deposit accounts. In order to allow these accounts to be administered in the Trust without the expense and delay of the probate in the Estate of Israel Hernandez, Petitioner requests an Order confirming that the 4 Bank of America C.D. accounts belong to the Trust.
9. Israel Hernandez also executed a "pour-over" will on 01/24/96 that provides that all assets will pass to the Trust.

Petitioner prays for an Order:

1. Confirming and determining that Israel Hernandez's 100% interest in Bank of America C.D. Accounts Nos. ending in 0275, 8872, 0143 and 0414 is community property and is owned by Gidalthi V. Pando, Trustee of the Hernandez Family Trust dated 1/24/96.

Spousal or Domestic Partner Property Petition (Prob. C. 13650)

Age:		NEEDS/PROBLEMS/COMMENTS:
DOD:		
Cont. from		
Aff.Sub.Wit.		
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Inventory		
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Notice of Hrg		
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UCCJEA		
Citation		
FTB Notice		
		OFF CALENDAR. DISMISSAL ENTERED ON <u>12/15/2014.</u>
		Reviewed by: LV
		Reviewed on: 12/19/2014
		Updates:
		Recommendation:
		File 9 - Helsel

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

DOD: 08/30/2014	KAREN WARD, sister is petitioner and requests appointment as Administrator without bond.		<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: If the petition is granted status hearings will be set as follows:</p> <ul style="list-style-type: none"> • Tuesday, 05/05/2015 at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal <u>and</u> • Tuesday, 03/01/2016 at 9:00a.m. in Dept. 303 for the filing of the first account and final distribution. <p>Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.</p>
	All heirs nominate petitioner and waive bond.		
Cont. from	Full IAEA – o.k.		
Aff.Sub.Wit.	Decedent died intestate		
✓ Verified	Residence: Reedley		
Inventory	Publication: The Reedley Exponent		
PTC			
Not.Cred.			
✓ Notice of Hrg	Estimated value of the Estate:		
✓ Aff.Mail	w/	Personal property - \$101,000.00	
✓ Aff.Pub.		Real Property - \$100,000.00	
Sp.Ntc.		Total - \$201,000.00	
Pers.Serv.	Probate Referee: Steven Diebert		
Conf. Screen			
✓ Letters			
✓ Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
✓ Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
			Reviewed by: LV
			Reviewed on: 12/18/2014
			Updates:
			Recommendation: Submitted
			File 10 - Oda

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

DOD: 11/12/11		<p>JOSEPH TONY RIZOS, son/named executor without bond, is Petitioner.</p> <p>Full IAEA – OK</p> <p>Will dated 05/20/92 – <i>Petitioner states that the original will has been lost. The decedent believed that the attached copy of the will was the original, referred to it as her will and always kept the document in her safe. Moreover, it was the only document regarding her testamentary intent that she had in her possession during her lifetime and at the time of her death. After the decedent's death, Petitioner retrieved the attached document from the decedent's safe. Petitioner tried to locate the attorney who drafted the will to see if they had the original, however he was unsuccessful in that regard. Petitioner requests that the will be admitted to probate.</i></p> <p>Residence: Fresno Publication: The Business Journal</p> <p>Estimated Value of the Estate: Unknown</p> <p>Probate referee: STEVEN DIEBERT</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need Order and Letters. Note: Need Order pursuant to Probate Code §8223: "If the will is proved, the provisions of the will shall be set forth in the order admitting the will to probate."</p> <p>2. Need date of death of predeceased spouse pursuant to Local Rule 7.1.1D which states: If a beneficiary, heir, child, spouse, or registered domestic partner in any action before the Probate Court is deceased, that person's date of death shall be included in the petition.</p> <p>Note: If the petition is granted status hearings will be set as follows:</p> <ul style="list-style-type: none"> • Tuesday, 05/05/2015 at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal <u>and</u> • Tuesday, 03/01/2016 at 9:00a.m. in Dept. 303 for the filing of the first account and final distribution. <p>Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.</p>
Cont. from			
<input type="checkbox"/>	Aff.Sub.Wit. s/p		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail w/		
<input checked="" type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters x		
<input checked="" type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input type="checkbox"/>	Order x		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
		<p>Reviewed by: JF</p> <p>Reviewed on: 12/19/14</p> <p>Updates: 12/29/14</p> <p>Recommendation:</p> <p>File 11 - Montero</p>	

Age:		NEEDS/PROBLEMS/COMMENTS: OFF CALENDAR Final Closing Statement filed 12/01/14 and Order on Petition for Termination filed 12/08/14
DOD:		
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		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: JF
		Reviewed on: 12/19/14
		Updates:
		Recommendation:
		File 12 - Medina

Atty Lanier, Brandi

Atty Lanier, Kenneth

Status Hearing Re: Filing of the Proof of Establishing a Guardianship in Missouri

	BRANDI CHAVONNE LANIER , guardian, filed an ex parte Petition to Fix Residence Outside the State of California on 3-6-14.	NEEDS/PROBLEMS/COMMENTS: Minute Order 11-18-14: A written status report is to be filed by 12/31/14. Brandi Lanier is ordered to be present via Court Call on 01/06/15. Cont. to 010615.
	The Court set the matter for hearing on 3-19-14.	
Cont. from 071814, 111814		<ol style="list-style-type: none"> 1. Need proof of establishment of guardianship or equivalent in Missouri pursuant to Probate Code §2352(d) or verified written status report pursuant to Local Rule 7.5 and the Court Minute Order 11-18-14.
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		
	At the hearing on 3-19-14, the Court granted the petition and set this status hearing for the filing of proof of guardianship in Missouri.	
	Status Report filed 7-9-14 states the family move to Springfield, Missouri on 3-22-14. Since moving, Caitlin and Autumn have been doing well and are in communication with their parents. On 6-23-14, Mrs. Lanier met with an attorney from Legal Services of Southern Missouri, who told her that guardianship could not be established in Missouri until they had resided there for six months pursuant to the Uniform Child Custody Jurisdiction and Enforcement Act. Mrs. Lanier intends to contact the attorney in October to establish guardianship.	
	Mrs. Lanier therefore requests that the Court postpone the status hearing until after November 15, 2014, and that the California Guardianship remain in full force and effect until guardianship in Missouri can be established.	
		Reviewed by: skc
		Reviewed on: 12-19-14
		Updates:
		Recommendation:
		File 13 – Lanier

	On 06/03/13 JAMIE STARR HAMILTON THOMAS , beneficiary, filed a Verified Petition for (1) Removal of Trustee; (2) Accounting; (3) Surcharge; and (4) Approval of Attorney Fees. The matter was continued numerous times and a settlement conference was set for 05/12/14.	NEEDS/PROBLEMS/COMMENTS: <u>CONTINUED FROM 12/02/14</u> Minute Order from 12/02/14 states: A third draft of an agreement was submitted to Mr. Pimentel this morning by Mr. Milnes. Both attorneys represent that their clients will now sign. If the agreement is filed by 01/02/15, then no appearance is necessary on 1/06/15. 1. Need status update regarding settlement agreement. As of 12/18/14, nothing further has been filed in this matter.
Cont. from 120214	On 04/14/14, JAMIE STARR HAMILTON THOMAS , filed an Ex Parte Petition to Remove Gary Hamilton as Trustee and Appoint Interim Trustee Pending Final Hearing. The matter was set for hearing. Minute Order from 04/29/14 vacated the Settlement Conference set for 05/12/14 and Evidentiary hearing that was set for 06/16/14. The matter was continued and status hearings were held. On 08/21/14 the Ex Parte Petition was dismissed.	
Aff.Sub.Wit.	On 10/28/14, a Settlement Conference was held. Minute Order from hearing on 10/28/14 set this matter for a status hearing and states: Also present in court is Allen Thomas. Parties engage in settlement discussions with the Court. Matter resolved. Parties agree that Gary Hamilton will resign as trustee and Bruce Bickel will be appointed as successor trustee. Parties further agree that Bruce Bickel will review the accounting prepared by the prior trustee. Bruce Bickel will be authorized to make any recommendations regarding prior actions of the trustee. Jamie Thomas will be bound by the acts of the successor trustee as set forth by the Court and Mr. Milnes will withdraw his petition. Further terms and conditions of the agreement are as set forth by the Court. Upon inquiry by the Court, each party individually agrees to the terms and conditions of the settlement. Mr. Milnes is directed to prepare the agreement by no later than 11/12/14. Mr. Pimentel will have two weeks thereafter to review and execute said agreement.	
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		
		Reviewed by: JF Reviewed on: 12/18/14 Updates: Recommendation: File 14 – Hamilton

Status Hearing Re: Filing of the Inventory and Appraisal

DOD: 02/10/2014	MICHAEL FREELY , cousin was appointed Executor with full IAEA with bond set at \$400,000.00.	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.
	Receipt of Bond in the amount of \$400,000.00 was filed on 09/04/2014.	
Cont. from	Letters issued on 09/10/2014.	
Aff.Sub.Wit.		
Verified		
Inventory	Minute Order of 08/05/2014 set this Status Hearing for the filing of the Inventory and Appraisal.	
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		
		Reviewed by: LV
		Reviewed on: 12/18/2014
		Updates:
		Recommendation:
		File 15 - Pelletier

16A Gabriel Carrillo, Valerie Perez, Daniel Perez, Ebony Perez (GUARD/P)

Case No. 08CEPR00913

Atty Rodriguez, Maria Eloisa (pro per – paternal aunt/Petitioner)

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

Valerie, age 13		<p align="center"><u>TEMPORARY EXPIRES 01/06/15</u></p> <p>MARIA ELOISA RODRIGUEZ, Paternal Aunt, is Petitioner.</p> <p>Father: ANGEL PEREZ - <i>Personally served 9-17-14; Consents and waiver of notice filed 11/10/14</i></p> <p>Mother: ENEDINA CARRILLO - <i>Personally served 9-17-14; Consent & Waiver of Notice filed 11/10/14</i></p> <p>Paternal Grandfather: UNKNOWN – <i>Court dispensed with notice on 11/18/14</i> Paternal Grandmother: SARA LOY - <i>Consents and waives notice</i></p> <p>Maternal Grandfather: UNKNOWN – <i>Court dispensed with notice on 11/18/14</i> Maternal Grandmother: NORA CARRILLO - <i>Personally served 9-17-14</i></p> <p>Minor Valerie Perez was <i>personally served 9-17-14; Consents and waives notice</i></p> <p>Petitioner states the parents are not stable. Valerie and Daniel stay with their grandmother Nora. The mother leaves for days at a time with Ebony. The father is aware that the mother is living at another address with just her and Ebony. The mother may have a substance abuse problem. The children are left alone at times without supervision. The father is unable to care for the children at this time due to his living arrangement. The father has asked Petitioner to act as guardian while the parents get situated.</p> <p>Court Investigator Dina Calvillo filed a report on 11/10/14.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>CONTINUED FROM 11/18/14 Minute Order from 11/18/14 states: Angel Perez, father, states he does not know if his father is alive or his possible whereabouts, and Enedina Carrillo, mother, states her father is Nick Carrillo and his whereabouts are unknown. The Court dispenses with notice as to both unless or until their whereabouts become known. The Court orders any objections must be filed by 12/31/14. Furthermore, the children may be picked up by Petitioner today at 4pm from Nora Carrillo's home, along with clothes and personal items that the minors wish to take. Temporary letters are to issue to Maria Eloisa Rodriguez forthwith.</p> <p>Note: This petition is for minors Valerie, Daniel, and Ebony only. Maternal Uncle Nicholas Carrillo, Jr., was appointed Guardian of the minor Gabriel Carrillo on 11-6-13.</p> <p>Note: Petitioner resides in Tulare, CA. The children have been residing in Fresno County with their maternal grandmother and mother.</p>
Daniel, age 10			
Ebony, age 5			
Cont. from 111814			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input type="checkbox"/>	Aff.Mail n/a		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input checked="" type="checkbox"/>	Pers.Serv. w/		
<input checked="" type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters		
<input checked="" type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input checked="" type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input checked="" type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
		<p>Reviewed by: JF</p> <p>Reviewed on: 12/18/14</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 16A – Carillo/Perez</p>	

16A

	MARIA T. VERBERA , Mother, is Petitioner and requests appointment as Probate Conservator of the Person with medical consent powers under Probate Code §2355.		NEEDS/PROBLEMS/ COMMENTS:
	<p>Petitioner states the proposed Conservatee suffers from methamphetamine abuse and displays schizophrenic like behaviors. She is a danger to herself and has on more than one occasion attempted to remove herself from a moving vehicle. Petitioner states the proposed Conservatee suffered a head injury in October 2013 and since then has consistently refused to seek medical care. Petitioner believes she has a phobia of doctors and provides examples.</p> <p>Court Investigator Jennifer Daniel filed a report on 12-18-14.</p>		
	Cont from 102014		<p>Minute Order 10-20-14: The Court orders that counsel be appointed to represent Anabel Fernandez. The court investigator is ordered to go forward with the investigation.</p> <p>Note: Attorney Gary Bagdasarian was appointed to represent the Conservatee on 12-11-14.</p> <ol style="list-style-type: none"> 1. Need rights advised. 2. Need capacity declaration in support of request for medical consent powers.
	Aff.Sub.Wit.		
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
✓	Notice of Hrg		
✓	Aff.Mail	W	
	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		
			Reviewed by: skc Reviewed on: 12-19-14 Updates: Recommendation: File 19 – Fernandez

Pro Per Voelker, Pamela Walker (Pro Per Petitioner, daughter)

Petition to Determine Succession to Real Property (Prob. C. 13151)

DOD: 5/30/2013	PAMELA WALKER VOELKER, daughter, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
		Continued from 10/21/2014. Minute Order states examiner notes are provided to the Petitioner.
	40 days since DOD.	
Cont. from 102114		The following issues from the last hearing remain:
Aff.Sub.Wit.		
✓ Verified	No other proceedings.	1. <i>Petition</i> was filed with a fee waiver. Filing fees are due prior to distribution of property from an estate. Therefore, filing fee of \$435.00 is due prior to the order for distribution being processed for Petitioner.
Inventory		
PTC	I & A - Need	2. Item 8 of the <i>Petition</i> requires a <i>Final Inventory and Appraisal</i> to be attached to the <i>Petition</i> . Need <i>Final Inventory and Appraisal</i> (Judicial Council form DE-160, 161) completed by a probate referee pursuant to Probate Code § 13152(b).
Not.Cred.		
Notice of Hrg	X Decedent died intestate.	3. Item 9 of petition states Decedent's spouse is deceased. Item 14 of <i>Petition</i> does not include the name and date of death of deceased spouse pursuant to Local Rule 7.1.1(D).
Aff.Mail	X	
Aff.Pub.	Petitioner requests Court determination that Decedent's [unspecified %] interest in real property located at 282 N. Peach Ave, Fresno, passes to the Petitioner pursuant to intestate succession.	4. Item 10 of the <i>Petition</i> states Decedent is survived by a brother, sister or issue of a deceased brother or sister of the Decedent; however, that person's name and residence address are not listed in Item 14 of the <i>Petition</i> as required. (Note: Petitioner attached a copy of the death certificate of GARLAND MARK WALKER , son of Decedent (DOD 7/22/2011).)
Sp.Ntc.		
Pers.Serv.		5. Exhibit A attached to the <i>Petition</i> containing the legal description of the property does not state the amount (percentage) of Decedent's interest in the property.
Conf. Screen		
Letters		Reviewed by: LEG
Duties/Supp		
Objections		Reviewed on: 12/22/14
Video Receipt		
CI Report		Updates:
9202		
✓ Order		Recommendation:
Aff. Posting		
Status Rpt		File 20 - Walker
UCCJEA		
Citation		
FTB Notice		

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

Age: 7		<u>TEMPORARY EXPIRES 01/06/2015</u>		<p>TINE SHOLES, maternal aunt, is Petitioner.</p> <p>Father: JAMES MICHAEL MURRAY; <i>Court finds due diligence as to father per minute order of 11/04/2014;</i></p> <p>Mother: RAMONA QUINONES; <i>consents and waives notice.</i></p> <p>Paternal grandfather: Unknown Paternal grandmother: Debbie Murray; <i>Deceased.</i></p> <p>Maternal grandfather: Crispin Quinones; <i>consents and waives notice.</i> Maternal grandmother: Christine Quinones; <i>consents and waives notice.</i></p> <p>Petitioner states the child currently lives with her, and Petitioner's immediate concern is the child's father has contacted the mother via message through Facebook and has asked to see the child, and the mother is considering allowing the father to see the child. Petitioner states the child's father has not seen the child since she was 3 months old, and since that time he has been in and out of prison and abuses drugs, which is information he has posted on his Facebook page (please refer to attached copies.) Petitioner states the father was released from prison in June 2014 and claims in his Facebook posts to be clean and off drugs, but Petitioner does not want the child to be subjected to visitation with him if he is still involved in drugs and may return to prison. Petitioner states guardianship is needed because she needs to get dental care for the child now, as she has a toothache and Petitioner cannot obtain Medi-Cal for her and get her treated without a guardianship.</p> <p>Court Investigator Dina Calvillo's report filed 12/17/2014.</p>
Cont. from				
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
	Notice of Hrg		x	
	Aff.Mail		x	
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.		n/a	
✓	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt			
✓	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
✓	UCCJEA			
	Citation			
	FTB Notice			
NEEDS/PROBLEMS/COMMENTS:				
<ol style="list-style-type: none"> 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: <ul style="list-style-type: none"> • Paternal Grandfather (Unknown) 				
Reviewed by: LV				
Reviewed on: 12/19/2014				
Updates:				
Recommendation:				
File 21 - Murray				

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

Age: 2 months	There is no Temporary		NEEDS/PROBLEMS/COMMENTS: 1. Need Notice of Hearing. 2. Need proof of service of the Notice of Hearing or Consent and Waiver of Notice or Declaration of Due Diligence on: a. Narvel Boston (paternal grandfather) b. Selestine Campbell (paternal grandmother) c. Lodie Caldwell (maternal grandfather) d. Rosalind Caldwell (maternal grandmother)
	WILLIE MAE JOHNSON , maternal aunt, is petitioner.		
Cont. from	Father: RICHARD CAMPBELL, SR. – <i>consents and waives notice.</i>		
<input type="checkbox"/> Aff.Sub.Wit.			
<input checked="" type="checkbox"/> Verified			
<input type="checkbox"/> Inventory	Mother: JAHADRAH JOHNSON – <i>consents and waives notice.</i>		
<input type="checkbox"/> PTC			
<input type="checkbox"/> Not.Cred.	Paternal grandfather: Narvel Boston Paternal grandmother: Selestine Campbell		
<input type="checkbox"/> Notice of Hrg	X	Maternal grandfather: Lodie Caldwell Maternal grandmother: Rosalind Caldwell	
<input type="checkbox"/> Aff.Mail	X		
<input type="checkbox"/> Aff.Pub.			
<input type="checkbox"/> Sp.Ntc.			
<input type="checkbox"/> Pers.Serv.	Petitioner states she would like placement of the child as a safety plan in lieu of foster care until Jahadrah and Richard are found capable of caring for baby Richard.		
<input checked="" type="checkbox"/> Conf. Screen			
<input checked="" type="checkbox"/> Letters			
<input checked="" type="checkbox"/> Duties/Supp			
<input type="checkbox"/> Objections	Court Investigator Samantha Henson's Report filed on 12/19/14..		
<input type="checkbox"/> Video Receipt			
<input checked="" type="checkbox"/> CI Report			
<input type="checkbox"/> 9202			
<input checked="" type="checkbox"/> Order			
<input type="checkbox"/> Aff. Posting			
<input type="checkbox"/> Status Rpt			
<input checked="" type="checkbox"/> UCCJEA			
<input type="checkbox"/> Citation			
<input type="checkbox"/> FTB Notice			
			Reviewed by: KT
			Reviewed on: 12/18/14
			Updates:
			Recommendation:
			File 22 – Campbell

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

Age: 2		<u>GENERAL HEARING 02/19/2015</u>		NEEDS/PROBLEMS/COMMENTS:	
		KELLIE ANN YOUNG , maternal grandmother, is petitioner.		1. Need Notice of Hearing.	
		Father: CURTIS LEE HENDERSON , Declaration of Due Diligence filed 12/12/2014		2. Need proof of personal service five (5) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Temporary Guardian or consent and waiver of notice or declaration of due diligence for:	
Cont. from		Mother: SHYAWN AVALDA WILLIAMS		<ul style="list-style-type: none"> Curtis Lee Henderson (Father) – Unless the Court dispenses with notice. 	
<input type="checkbox"/>	Aff.Sub.Wit.			Note: Declaration of Due Diligence filed 12/12/2014 states petitioner could not find the father on any of the search engines listed. <ul style="list-style-type: none"> Shyawn Avallda Williams (Mother) 	
<input checked="" type="checkbox"/>	Verified	Paternal Grandparents: Not Listed			
<input type="checkbox"/>	Inventory	Maternal Grandfather: Vershon Williams, Sr.			
<input type="checkbox"/>	PTC				
<input type="checkbox"/>	Not.Cred.				
<input type="checkbox"/>	Notice of Hrg	<input checked="" type="checkbox"/>			
<input type="checkbox"/>	Aff.Mail	<input checked="" type="checkbox"/>			
<input type="checkbox"/>	Aff.Pub.				
<input type="checkbox"/>	Sp.Ntc.				
<input type="checkbox"/>	Pers.Serv.				
<input checked="" type="checkbox"/>	Conf. Screen	Petitioner states: the mother has a substance abuse problem. She is using methamphetamine on a regular basis. The mother leaves the child with the petitioner for weeks at a time. Petitioner alleges that the mother is unstable and is unable to provide the child with a safe environment.			
<input checked="" type="checkbox"/>	Letters				
<input checked="" type="checkbox"/>	Duties/Supp				
<input type="checkbox"/>	Objections				
<input type="checkbox"/>	Video Receipt				
<input type="checkbox"/>	CI Report				
<input type="checkbox"/>	9202				
<input checked="" type="checkbox"/>	Order				
<input type="checkbox"/>	Aff. Posting				
<input type="checkbox"/>	Status Rpt				
<input checked="" type="checkbox"/>	UCCJEA				
<input type="checkbox"/>	Citation				
<input type="checkbox"/>	FTB Notice				
				Reviewed by: LV	
				Reviewed on: 12/19/2014	
				Updates:	
				Recommendation:	
				File 23 – Henderson	

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

Age: 17	<p align="center"><u>TEMPORARY EXPIRES 01/06/2015</u></p> <p align="center"><u>GENERAL HEARING 02/19/2015</u></p> <p>ERWIN AVALOS LOPEZ, minor, is petitioner and requests that RONALD AVALOS LOPEZ, brother, be appointed the guardian of his person.</p> <p>Father: ROLANDO AVALOS RODRIGUEZ</p> <p>Mother: BLANCA ESTELA LOPEZ LOPEZ</p> <p>Paternal Grandfather: Bernabe Avalos Paternal Grandmother: Modesta Jacinto</p> <p>Maternal Grandfather: Pablo Avila Lopez Maternal Grandmother: Izabel Lopez Santos</p> <p>Petitioner states: guardianship of the minor is necessary because he has been neglected by bot of his parents. Guardianship by his brother, Ronald Avalos Lopez, is necessary and in the best interest of the minor to provide him with a safe and stable living environment. Furthermore, reunification with one or both parents would be detrimental to the minor and the child needs to have guardian appointed to qualify for Special Immigration Juvenile Status.</p> <p>Declaration of Proposed Guardian, Ronald Avalos Lopez, filed 12/16/2014 states guardianship is necessary to provide him with a safe, stable living environment. The minor has resided with proposed guardian for over four months. Parental custody would be detrimental because the parents live in Guatemala because the parents were unable to provide him with an appropriate home. In addition, the minor's father was physically abusive towards the minor. The minor was often unsafe and at risk of harm when he was in his care. Proposed guardian state the parent's consent to the guardianship.</p> <p align="center"><u>Please see additional page</u></p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need Notice of Hearing. 2. Need proof of personal service fiive (5) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Temporary Guardian or consent and waiver of notice or declaration of due diligence for: <ul style="list-style-type: none"> • Rolando Avalos Rodriguez (Father) • Blanca Estela Lopez Lopez (Mother)
Cont. from		
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input type="checkbox"/> Notice of Hrg x		
<input type="checkbox"/> Aff.Mail		
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv. x		
<input checked="" type="checkbox"/> Conf. Screen		
<input checked="" type="checkbox"/> Letters		
<input checked="" type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input checked="" type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
<p>Reviewed by: LV</p> <p>Reviewed on: 12/19/2014</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 24 - Lopez</p>		

Declaration of Petitioner filed 12/16/2014 states guardianship is necessary because both of petitioner's parents reside in Guatemala. Petitioner, minor, fled from Guatemala on 06/25/2014. He had been neglected by both parents. Petitioner's parents were unable to provide for the minor/petitioner. Father, was physically abusive toward the minor and as a result petitioner/minor immigrated to the United States. Petitioner/minor has been residing with his brother, Ronald Avalos Lopez, since August 2014. Guardianship is necessary to provide for a safe, stable living environment. Petitioner states that his parent's consent to the guardianship.

Petition for Appointment of Temporary Guardian of the Person

Age: 1	GENERAL HEARING 02/19/2015	NEEDS/PROBLEMS/COMMENTS: 1. Need Notice of Hearing. 2. Need proof of personal service five (5) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Temporary Guardian or consent and waiver of notice or declaration of due diligence for: <ul style="list-style-type: none"> • Tylee Austin (Father) • Carrie Ann Lopez Austin (Mother)
	JACLYN ASHLEY MIRAMONTES-STAGGS and MONTE STAGGS , maternal aunt and uncle, are petitioners.	
Cont. from	Father: TYLEE AUSTIN	
<input type="checkbox"/> Aff.Sub.Wit.	Mother: CARRIE ANN LOPEZ AUSTIN	
<input checked="" type="checkbox"/> Verified	Paternal Grandparents: Unknown	
<input type="checkbox"/> Inventory	Maternal Grandfather: Unknown	
<input type="checkbox"/> PTC	Maternal Grandmother: Ginger Ann Miramontes	
<input type="checkbox"/> Not.Cred.		
<input type="checkbox"/> Notice of Hrg	Petitioner states: that the child was left in her care since 11/02/2014 when the mother was to go grocery shopping and never returned. Mother checked into West Care. Petitioner states that the mother has already lost two of her children as they were adopted out because of her drug addiction and for her unsuitable living conditions. Petitioner is requesting temporary guardianship in order to obtain medical care for the child.	
<input type="checkbox"/> Aff.Mail		
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.		
<input checked="" type="checkbox"/> Conf. Screen		
<input checked="" type="checkbox"/> Letters		
<input checked="" type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input checked="" type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed by: LV
		Reviewed on: 12/19/2014
		Updates:
		Recommendation:
		File 25 - Austin

		GENERAL HEARING 2-23-15	NEEDS/PROBLEMS/COMMENTS:
		TEODOMIGIA TRINIDAD , Paternal Grandmother, is Petitioner.	1. Need Notice of Hearing. 2. Need proof of personal service of Notice of Hearing with a copy of the temp petition at least five court days prior to the hearing per Probate Code §2250(e) or consent and waiver of notice or declaration of due diligence on: - Federico Trinidad (Father) - Yolanda Jacuinde (Mother)
		Father: FEDERICO TRINIDAD Mother: YOLANDA JACUINDE	
<input type="checkbox"/>	Aff.Sub.Wit.	Paternal Grandfather: Lorenzo Aparicio	
<input checked="" type="checkbox"/>	Verified	Maternal Grandfather: Eduardo Jacuinde	
<input type="checkbox"/>	Inventory	Maternal Grandmother: Yolanda Moreno (Deceased)	
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input type="checkbox"/>	Notice of Hrg	X	
<input type="checkbox"/>	Aff.Mail	Petitioner states the mother is not able to care for the children due to her drug use. Nicholai is slow in speech. Petitioner needs temporary guardianship to take him to a therapist or seek medical help.	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.	X	
<input checked="" type="checkbox"/>	Conf. Screen	Attached is a DSS Team Decision-Making Summary Report dated 12-4-14 pursuant to which Nicholai and Trinity were placed with their paternal grandmother, Petitioner Teodomigia Trinidad, and their three older siblings were placed with their paternal grandmother, Lupita Chavez. The TDM is signed by DSS, Petitioner, the mother, and other parties.	
<input checked="" type="checkbox"/>	Letters		
<input checked="" type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report	Petitioner states the father is incarcerated and she may not be able to serve him in time for the hearing.	
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input checked="" type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
			Reviewed by: skc
			Reviewed on: 12-23-14
			Updates:
			Recommendation:
			File 26 - Fernandez & Trinidad