



ATTENTION

Probate cases on this calendar are currently under review by the probate examiners. Review of some probate cases may not be completed and therefore have not been posted.

If your probate case has not been posted please check back again later.

Thank you for your patience.

Atty Sanoian, Joanne (for Petitioner/guardian of the estate Katherine Ann Iekel-Thompson)

Atty Bagdasarian, Gary (for Guardians of the Person Irene and Eustolia Molina)

(1) First Account and Report of Guardian, (2) Petition for Its Settlement, for (3) Attorney Fees and Reimbursement of Costs Advanced (2620, 2640 & 2628 Local Rule 7.16A and CRC 7.750-7.752)

Age: 6 years		<p>KATHERINE ANN IEKEL-THOMPSON, guardian of the estate, is petitioner.</p> <p>Account period: 9/18/2008 - 9/18/2012</p> <p>Accounting - \$57,795.25 Beginning POH - \$56,340.56 Ending POH - \$42,205.92</p> <p>All funds are in a blocked account.</p> <p>Attorney - \$6,684.75 (per itemization and declaration, 37.40 hours at \$200-\$300 per hour of attorney time and \$100 - \$125 per hour for paralegal time for the preparation of petition for guardianship of the person, visitation petitions, and preparation of the accounting)</p> <p>Costs - \$435.00 (filing fee)</p> <p>Petitioner prays for an Order:</p> <p>1. Approving, allowing and settling the first account. 2. Authorizing the attorney fees and costs.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need order. Local Rule 7.1.1E states a proposed order shall be submitted with all pleading that request relief.</p> <p>2. Need bank statements pursuant to Probate Code §2620(c)(2)</p> <p>Note: If the petition is granted a status hearing will be set as follows:</p> <ul style="list-style-type: none"> Friday, November 21, 2014 at 9:00 a.m. in Department 303, for the filing of the second account. <p>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.</p>
Cont. from			
<input type="checkbox"/>	Aff.Sub.Wit.		
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<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	2620(c) X		
<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: KT</p> <p>Reviewed on: 12/17/12</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 1 - Molina</p>	

Atty Sanoian, Joanne (for Petitioner/guardian of the estate Katherine Ann Iekel-Thompson)

Atty Bagdasarian, Gary (for Guardians of the Person Irene and Eustolia Molina)

(1) First Account and Report of Guardian, (2) Petition for Its Settlement, for (3) Attorney Fees and Reimbursement of Costs Advanced (2620, 2640 & 2628 Local Rule 7.16A and CRC 7.750-7.752

Age: 9 years		<p>KATHERINE ANN IEKEL-THOMPSON, guardian of the estate, is petitioner.</p> <p>Account period: 9/18/2008 - 9/18/2012</p> <p>Accounting - \$57,772.83 Beginning POH - \$56,340.56 Ending POH - \$42,193.03</p> <p>All funds are in a blocked account.</p> <p>Attorney - \$6,684.75 (per itemization and declaration, 37.40 hours at \$200-\$300 per hour of attorney time and \$100-\$125 per hour for paralegal time for the preparation of petition for guardianship of the person, visitation petitions, and preparation of the accounting)</p> <p>Costs - \$435.00 (filing fee)</p> <p>Petitioner prays for an Order:</p> <p>3. Approving, allowing and settling the first account. 4. Authorizing the attorney fees and costs.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>3. Need order. Local Rule 7.1.1E states a proposed order shall be submitted with all pleading that request relief.</p> <p>4. Need bank statements pursuant to Probate Code §2620(c)(2)</p> <p>Note: If the petition is granted a status hearing will be set as follows:</p> <ul style="list-style-type: none"> Friday, November 21, 2014 at 9:00 a.m. in Department 303, for the filing of the second account. <p>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.</p>
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<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
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<input type="checkbox"/>	Order X		
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<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
		<p>Reviewed by: KT</p> <p>Reviewed on: 12/17/12</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 2 – Molina</p>	

Report of Sale and Petition for Order Confirming Sale of Real Property

DOD: 8-3-09	ERICA LYNN DORFMEIER, Administrator with Limited IAEA, is Petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>4. Need proof of publication pursuant to Probate Code §10300.</p> <p>5. Petitioner filed a "Proof of Service" indicating mailing of the petition to the appropriate parties; however, the <u>mandatory</u> Judicial Council Form DE-120 "Notice of Hearing" containing mandatory language per Probate Code §§ 1211, 1252, 10308 was not served. The Court may require amended service.</p> <p>6. Petitioner requests that the Court not require increased bond for the reasons provided. If bond is increased, the Court will set status hearing for filing of increased bond on Friday 2-15-13.</p>
	Sale price: \$37,500.00 Overbid: \$39,875.00	
	Reappraisal: \$35,000.00	
Aff.Sub.Wit.	Property: Decedent's 50% interest in certain real property located at 1949 S. Sierra Vista, Fresno, CA 93702 (APN 471-321-56)	
✓ Verified	Buyer: Mona-Imena Gamboa, as her sole and separate property	
Inventory	Broker: 6% (\$2,250.00) to Linda Coelho of B&B Investment Realty	
PTC	Property to be sold "as is" and contingent upon purchaser also purchasing the other one-half interest in this property (See Page 4, Estate of Jodi Lynn O'Neal 09CEPR00693)	
Not.Cred.	Petitioner states current bond amount of \$490,500.00 does not include the real properties; however, additional bond is not needed, despite the influx of cash from this proposed sale, as significant payments to creditors have been made, reducing the value of the estate to below \$290,000.00.	
Notice of Hrg	Petitioner anticipates that all proceeds will be used to make additional payments to estate creditors, in particular, Ron Richie, who filed a \$700,000.00 creditor's claim, further reducing the value of the estate.	
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: skc		
Reviewed on: 12-17-12		
Updates:		
Recommendation:		
File 4 – O'Neal		

(1) First and Final Account and Report of Administrator, Petition for Its Settlement and (2) for Allowance of Statutory Attorneys Fees and (3) for Allowance of Statutory Administrator Fees, Allowance of Extraordinary Fees and (4) for Final Distribution and (5) Discharge of Administrator and Surety Bond

DOD: 9/21/2006	APRIL C. ROBERTS , Successor Administrator, is Petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Petition indicates that the Petitioner had to file a Petition pursuant to Probate Code § 17200 to Determine the Non-Existence of a Trust (case no. 09CEPR01054.) The Trust action indicated that the decedent had a bank account holding rent collected on the real property since the decedent's date of death. The Inventory and Appraisal contains only real property. Court may require clarification as to what happened to the bank account and why was it not accounted for in this estate matter?</p> <p>2. Petition states that the attorney had to do extra work on the sale of the real property because the Personal Representative lived out of town. If the attorney did the work of the Personal Representative on the sale of the real property should the Personal Representative also be entitled to the flat rate for extraordinary fees as allowed by the Local Rules? The Local Rule assumes that the Personal Representative is completing most of the tasks associated with the sale of the real property.</p> <p style="text-align: center;">Please see additional page</p> <p>Reviewed by: KT</p> <p>Reviewed on: 12/17/12</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 5 - Nabors</p>
	Account period: 4/4/10 – 11/1/12	
Cont. from	Accounting - \$130,612.69	
<input type="checkbox"/> Aff.Sub.Wit.	Beginning POH - \$130,000.00	
<input checked="" type="checkbox"/> Verified	Ending POH - \$ 32,405.54	
<input type="checkbox"/> Inventory	Administrator - \$1,544.51	
<input type="checkbox"/> PTC	(statutory)	
<input type="checkbox"/> Not.Cred.	Administrator x/o - \$1,000.00	
<input checked="" type="checkbox"/> Notice of Hrg	(per Local Rule for court confirmed sale of real property)	
<input checked="" type="checkbox"/> Aff.Mail	Attorney - \$1,544.51	
<input type="checkbox"/> Aff.Pub.	(statutory)	
<input checked="" type="checkbox"/> Sp.Ntc.	Attorney x/o - \$11,897.50	
<input type="checkbox"/> Pers.Serv.	(\$6,527.50 for Trust 17200 petition, \$2,655.00 for an unlawful detainer action and \$2,715.00 for court confirmed sale of real property.)	
<input type="checkbox"/> Conf. Screen		
<input checked="" type="checkbox"/> Letters	4/9/10	
<input type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections	Costs - \$1,011.25	
<input type="checkbox"/> Video Receipt	Closing - \$28.00	
<input type="checkbox"/> CI Report		
<input checked="" type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order	Distribution of the remaining property on hand consisting of \$14,484.27 to the Department of Health Services in partial satisfaction of their claim.	
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input checked="" type="checkbox"/> FTB Notice		

3. Schedule F – changes in the form of assets lists assets that were not listed on the inventory and appraisal.
 - A) furniture and furnishings.
 - D) cash found in decedent's safe deposit box
 - E) Life insurance policy
 - F) Decedent's chase bank checking account
 - G) Bank of America estate checking account closed and deposited into Joanne Sanoian's Client Trust account. Why were the estate funds deposited into the attorney's Client Trust Account? They should have been in an interest bearing account.

4. Petition states the former personal representative is deceased and that her portion of the statutory fees should be paid to her heirs at law, her children, Petitioner and Jack Smith. Need 13100 affidavit for the distribution of the deceased administrator Arline Metcalf's portion of the statutory fees to her heirs.

Age: 71	PUBLIC GUARDIAN , Conservator, is Petitioner. Account period: 9-13-11 through 9-6-12 Accounting: \$21,783.23 Beginning POH: \$4,539.31 Ending POH: \$9,411.75 Conservator: \$2,258.96 (per itemization) Attorney: \$2,000.00 (per local rule) Bond fee: \$54.46 (ok) Petitioner prays for an order: 1. Approving, allowing and settling the account; 2. Authorizing the conservator and attorney fees and commissions; 3. Payment of the bond fee; and 4. Payment of the Court filing fee of \$395.00 and processing fee of \$52.00.	NEEDS/PROBLEMS/COMMENTS: 1. Petitioner includes a request for payment of the Court filing fee at the rate of \$395; however, the current filing fee is \$435. Examiner has interlined the order. <u>Note:</u> Petitioner may wish to check for other outdated information, including the Dept. (should be 303, not 98A) and may wish to review the local rules that were most recently updated in July 2012.
DOB: 9-7-41		
<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		
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<input type="checkbox"/> Pers.Serv.		
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<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input checked="" type="checkbox"/> 2620(c)		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting	Reviewed by: skc	
<input type="checkbox"/> Status Rpt	Reviewed on: 12-20-12	
<input type="checkbox"/> UCCJEA	Updates:	
<input type="checkbox"/> Citation	Recommendation:	
<input type="checkbox"/> FTB Notice	File 6 - Owings	

(1) Petition for Final Distribution on Waiver of Accounting and (2) for Allowance of Fees and Costs

DOD: 7-24-11		<p>MATTHEW JAMES SHARPE, Son and Administrator with Full IAEA without bond, is Petitioner.</p> <p>Accounting is waived.</p> <p>I&A: \$227,643.40 POH: \$555.57 cash plus various real property interests, timeshare, two vehicles.</p> <p>Administrator (Statutory): Waived</p> <p>Attorney (Statutory): \$7,552.87</p> <p>Costs: \$776.00 (Probate Referee, filing)</p> <p>Distribution pursuant to intestate succession:</p> <p>Matthew James Sharpe: Entire estate</p>	NEEDS/PROBLEMS/COMMENTS:
	Aff.Sub.Wit.		
✓	Verified		
✓	Inventory		
✓	PTC		
✓	Not.Cred.		
N/A	Notice of Hrg		
	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
✓	Letters 9-16-11		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
✓	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
✓	FTB Notice	<p>Reviewed by: skc</p> <p>Reviewed on: 12-17-12</p> <p>Updates:</p> <p>Recommendation: SUBMITTED</p> <p>File 7 - Sharpe</p>	

DOD: 05/29/2010		<p>DEBORAH GURRY, spouse is petitioner and requests appointment as Administrator without bond.</p> <p>All heirs wave bond.</p> <p>Full IAEA – o.k.</p> <p>Decedent died intestate</p> <p>Residence: Fresno Publication: The Business Journal</p> <p>Estimated value of the estate: Real property \$180,000.00 Less encumbrances (-\$200,000.00) Total -\$20,000.00</p> <p>Probate Referee: Steven Diebert</p>	<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"> • Friday, 05/17/2013 at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal <u>and</u> • Friday, 02/14/2014 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.			
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<input 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			
<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 type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
				<p>Reviewed by: LV</p> <p>Reviewed on: 12/17/2012</p> <p>Updates:</p> <p>Recommendation: Submitted</p> <p>File 9 - Gurry</p>

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

Age: 27		<u>NO TEMPORARY REQUESTED</u>		NEEDS/PROBLEMS/COMMENTS: 1. Need Capacity Declaration. 2. Need Citation. 3. Need proof of personal service of the citation and a copy of the Petition on the proposed conservatee. Court Investigator Samantha D. Henson to provide: 1) CI Report 2) Advisement of Rights	
		INES SMITH , mother, is petitioner and requests appointment as Conservator of the person, with medical consent powers.			
Cont. from		Capacity Declaration – Need			
	Aff.Sub.Wit.		Petitioner states: the proposed conservatee is 27 years old and cannot take care of herself. She must be constantly monitored and supervised. The proposed conservatee has difficulty with the ordinary tasks and responsibilities of life including such relatively fundamental things as meal preparation and personal grooming. She is unable to do such things as taking a shower, brushing her teeth, or tying her shoes without help. In addition, the proposed conservatee lacks understanding of the world around her. For example, she cannot use a telephone and simple kitchen appliances. In addition, she cannot distinguish between a one dollar bill and a five dollar bill or understand numbers. The proposed conservatee is unable to give informed consent for medical treatment. She is not able to understand the nature of any illness, disorder, or defect she might have now or develop in the future. She would not understand the nature of any necessary treatment or be able to evaluate the benefits and risks of such treatment.		
✓	Verified				
	Inventory				
	PTC				
	Not.Cred.				
✓	Notice of Hrg				
✓	Aff.Mail	W/			
	Aff.Pub.				
	Sp.Ntc.				
	Pers.Serv.	X			
✓	Conf. Screen				
✓	Letters				
✓	Duties/Supp				
	Objections				
	Video Receipt				
	CI Report	X			
	9202				
✓	Order				
	Aff. Posting				
	Status Rpt				
	UCCJEA				
	Citation	X			
	FTB Notice				
				Reviewed by: LV Reviewed on: 12/17/2012 Updates: 12/18/2012 Recommendation: File 10 - Smith	

Amended Petition for Letters of Administration; Authorization to Administer Under the Independent Administration of Estates Act

DOD: 05/20/12	DOROTHEA LANEY , daughter, is Petitioner and requests appointment as Administrator without bond.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need Publication. 2. Item 3(d)(2) of the <i>Amended Petition</i> filed on 11/14/12 states all beneficiaries have waived bond. However, Petitioner did not attach waivers of bond from all heirs. Need waivers of bond from: <ul style="list-style-type: none"> • Mark James, son; • Ralph Gray James, son; • Theresa James, daughter; • Jesse James, son; 3. Item 3(f)(2)(b) of the <i>Amended Petition</i> states Petitioner is a nominee of a person entitled to <i>Letters</i>. Need nominations of the Petitioner for appointment as personal representative from all heirs of the estate. 4. Item 5(a)(7) is marked that the decedent was survived by issue of a predeceased child; however, item 8 of the <i>Petition</i> does not include a deceased child, nor are children of a deceased child listed. If decedent had a predeceased child, that person's name and date of death must be listed in item 8 pursuant to Local Rule 7.1.1D. Also the issue of the predeceased child must also be listed in item 8. 5. Need Order & Letters.
Cont. from	Full IAEA – NEED	
<input type="checkbox"/> Aff.Sub.Wit.	Decedent died intestate	
<input checked="" type="checkbox"/> Verified	Residence: Fresno	
<input type="checkbox"/> Inventory	Publication: NEED	
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.	Estimated Value of the Estate:	
<input checked="" type="checkbox"/> Notice of Hrg	Personal property - \$111,700.00	
<input checked="" type="checkbox"/> Aff.Mail	Probate referee: STEVEN DIEBERT	
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.	Declaration of Richard Gillespie filed 12/11/12 objects to the <i>Petition</i> and states that there is no estate to probate because the decedent intentionally gave away his possession prior to his death. The Declaration further states that the decedent did not have a relationship with his children and did not want them to have anything of his after his death, therefore, he intentionally sold or gave away his possessions.	
<input type="checkbox"/> Pers.Serv.		
<input type="checkbox"/> Conf. Screen		
<input type="checkbox"/> Letters	x	
<input checked="" type="checkbox"/> Duties/Supp		
<input checked="" type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input type="checkbox"/> 9202	Note: If the petition is granted status hearings will be set as follows:	
<input type="checkbox"/> Order	x	
<input type="checkbox"/> Aff. Posting	<ul style="list-style-type: none"> • Friday, 05/17/2013 at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal <u>and</u> • Friday, 02/14/2014 at 9:00a.m. in Dept. 303 for the filing of the first account and final distribution. 	
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice	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>Reviewed by: JF</p> <p>Reviewed on: 12/18/12</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 11 - James</p>

Petition for Temporary Appointment of Guardian of the Person (Prob. C. 2550)

Age: 1		<u>TEMPORARY EXPIRES 01/08/2013</u>		NEEDS/PROBLEMS/COMMENTS:		
		<p>SOLUYBOTH and OLYVIA YVETTE MEAS, Non-Relatives, are Petitioners.</p> <p>Father: UNKNOWN, Court Dispensed with Notice on 11/06/2012</p> <p>Mother: CHRISTIAN BITTOLA, Personally served 10-29-12</p> <p>Paternal Grandfather: Unknown Paternal Grandmother: Unknown</p> <p>Maternal Grandfather: Unknown Maternal Grandmother: Unknown</p> <p>Siblings: Giovanni Molinar, Roman Vann, Mackayla Vann, Bella Vann</p> <p>Petitioners state the mother asked them to be parents of the child. Petitioners were there for his birth and brought him home the day after he was born. The mother is unable to provide for the child and is currently being evicted from her home due to domestic violence. CPS has been involved. The child is behind on his shots and the mother has consistently failed to schedule routine checkups with the physician even after numerous reminders from Petitioners. Petitioners need guardianship to put him on their insurance. The child has bonded with their family and their other children and Petitioners state they can support the child emotionally and financially, and love the child unconditionally.</p> <p>Court Investigator Dina Calvillo's report filed 12/17/2012.</p>		<p>1. Need Notice of Hearing.</p> <p>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:</p> <ul style="list-style-type: none"> • Paternal Grandparents (Unknown) • Maternal Grandparents (Unknown) 		
Cont. from						
<input type="checkbox"/>	Aff.Sub.Wit.					
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<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					x
<input type="checkbox"/>	Aff.Pub.					
<input type="checkbox"/>	Sp.Ntc.					
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<input checked="" type="checkbox"/>	Letters					
<input checked="" type="checkbox"/>	Duties/Supp					
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<input checked="" type="checkbox"/>	CI Report					
<input type="checkbox"/>	9202					
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<input type="checkbox"/>	Status Rpt					
<input checked="" type="checkbox"/>	UCCJEA					
<input type="checkbox"/>	Citation					
<input type="checkbox"/>	FTB Notice					
				Reviewed by: LV		
				Reviewed on: 12/17/2012		
				Updates:		
				Recommendation:		
				File 13 - Meas		

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

Age: 23 months		<p>THERE IS NO TEMPORARY. No temporary was requested.</p> <p>CRYSTAL MONIQUE MARTINEZ and AARON ISIDRO LOPEZ, maternal aunt and uncle, are petitioners.</p> <p>Father: MARIO CHAVARRIA HERNANDEZ, SR.</p> <p>Mother: DESTINI MARIE LEAL</p> <p>Paternal grandparents: Unknown Maternal grandfather: Tony Jimenez Martinez Maternal grandmother: Veronica Leal</p> <p>Petitioner alleges a guardianship in necessary to ensure the minor is properly cared for and stays out of the foster care system. Petitioners state CPS encouraged them to seek guardianship.</p> <p>Court Investigator JoAnn Morris' Report filed on 12/17/12.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need Notice of Hearing. 2. Need proof of personal service of the Notice of Hearing along with a copy of the Petition or Consent and Waiver of Notice or Declaration of Due Diligence for: <ol style="list-style-type: none"> a. Mario Chavarria Hernandez, Sr. (father) b. Destini Marie Leal (mother) 3. Need proof of service of the Notice of Hearing along with a copy of the Petition or Consent and Waiver of Notice or Declaration of Due Diligence for: <ol style="list-style-type: none"> a. Paternal grandparents (unknown) b. Tony Jimenez Martinez (maternal grandfather) c. Veronica Leal (maternal grandmother) 	
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			

Reviewed by: KT

Reviewed on: 12/18/12

Updates:

Recommendation:

File 14 - Hernandez

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

Age: 10 years	THERE IS NO TEMPORARY. Temporary was denied – no appearances.	NEEDS/PROBLEMS/COMMENTS: 1. Need Notice of Hearing. 2. Need proof of personal service of the Notice of Hearing along with a copy of the Petition or Consent and Waiver of Notice or Declaration of Due Diligence on: a. Guillermo Hernandez (father) b. Veronica Busulto (mother) – unless the court dispenses with notice. 3. Need proof of service of the Notice of Hearing along with a copy of the Petition or Consent and Waiver of Notice or Declaration of Due Diligence on: a. Paternal grandparents b. Humberto Busulto (maternal grandfather) c. Sylvia Rivera (maternal grandmother)
	ARACELI LOZANO , cousin/godmother, is petitioner.	
	Father: GUILLERMO HERNANDEZ	
Cont. from	Mother: VERONICA BUSULTO – declaration of due diligence filed on 10/29/12.	
Aff.Sub.Wit.	Paternal grandparents: Unknown	
✓ Verified	Maternal grandfather: Humberto Busulto	
Inventory	Maternal grandmother: Sylvia Rivera	
PTC	Petitioner alleges: the mother abandoned her four children one month ago.	
Not.Cred.	Court Investigator Julie Negrete's Report filed on 12/10/12.	
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: KT
		Reviewed on: 12/18/12
		Updates:
		Recommendation:
		File 15 – Hernandez

Verified Petition to Approve Resignation by Guardians

Jammy, age 10	JAMES HARRIS, JR., M.D., and ROSINA HARRIS , brother and sister-in-law/guardians are petitioners.	NEEDS/PROBLEMS/COMMENTS:
Jarvis, age 8		
Cont. from 112812	Father: JAMES EARL HARRIS, SR. – deceased	Note: The guardians are residents of Maryland. After the guardianship was granted the guardians moved the minors with them to their home in Maryland.
Aff.Sub.Wit.	Mother: RAJANNE ANGELIC JEFFERSON – Declaration of Due Diligence.	Note: Minute Order dated 4/23/12 appointing James Harris, Jr., M.D. and Rosina Harris as guardians states: "Mother Rajanne Jefferson objects to the petition. The Court grants the petition and appoints James Harris, Jr., M.D., and Rosina Harris as the guardians. The Court notes for the record that it is granting the petition after considering the report of the court investigator, testimony of the mother here today; the physical surrounding of the minors Jammy and Jarvis, and the many absences and tardies the children have had from school. In addition, the Court finds that it is not in the best interest of Jammy and Jarvis to remain with their mother and to do so would result in detriment. The court orders that Jammy and Jarvis be delivered to the guardians James Harris, Jr., M.D., and Rosina Harris at the end of today's school day."
Verified	Paternal grandfather: HENRY BLACK – deceased	<p>Minute Order 11-28-12: James Harris, Jr. and Rosina Harris are appearing via conference call. The Court finds that substantial efforts have been made to locate mother. The Court finds due diligence as to mother and dispenses with further notice. The guardians are authorized to take whatever actions are appropriate for guardians to take under the circumstances. Parties agree to continue this matter to a date sometime in January so the guardians can be present in court with Jammy. Mr. Krbechek is directed to contact Court Examiner Kathy Tigchelaar with the agreed upon date so the matter can be placed back on calendar. The Court advises counsel that it will entertain an order shortening time.</p> <p>Reviewed by: KT/skc</p> <p>Reviewed on:</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 16 – Harris & Jefferson</p>
Inventory	Paternal grandmother: GRACIE MAE HARRIS – deceased	
PTC	Maternal grandparents: UNKNOWN	
Not.Cred.	Petitioners state they hereby render their resignation as guardians. Petitioners indicate they were unaware of Jarvis' serious medical ailments and Jammy's severe anti-social temperament. Had petitioners known of the severity and extent of the wards' mental and emotional ailments, it would have been clear that they lack the skills and resources needed to properly care for the wards.	
Notice of Hrg	Petitioners pray for relief in the form of a therapeutic foster service for the Wards.	
Aff.Mail	Declaration of Rosina Harris in support of Petition filed on 9/25/12 states after enrolling the children in school in Maryland, they began receiving notices of Jarvis' behavior problems. Jarvis received an average of two to three office referrals per week. By the middle of May, Jarvis had been involved in multiple fights and was even sent home for assaulting a classmate. Jammy also received office referrals for disruptive classroom behavior.	
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
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CI Report		
9202		
Order	X	
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Status Rpt		
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Citation		
FTB Notice		

SEE PAGE 2

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Ms. Harris reports that Jarvis has violent outbursts, refused to take his medications, and was violent towards property and himself. Petitioners were instructed by Jarvis's psychiatrist to contact the police or take him to the hospital if he was out of control and a danger to himself. In June, Jarvis was admitted to Johns Hopkins Adolescent Psychiatric Ward. On the way to the hospital Jarvis had to be restrained because he attempted to jump out of the car on the freeway. Jarvis was then enrolled in a daily outpatient psychiatric hospital at Johns Hopkins. He had several outbursts while at the hospital and at home. Dr. Carolyn Howell told Petitioners that Jarvis has Attention Deficit Hyperactivity Disorder; a Disruptive Behavior Disorder; speech and language deficits; borderline intellectual functioning; left sided hearing loss; indications of severe abuse, neglect, homelessness, and transitions and a "parent-child relationship problem." Petitioners fear Jarvis will harm them or one of their children. As a result they have been hiding knives and other sharp items that could be used as a weapon. Jammy is not violent in the way Jarvis is, but exhibits disruptive behavior, jealousy and destructive bickering with Petitioner's other children. Ms. Harris states, despite ongoing, earnest efforts at incorporating Jarvis and Jammy into the family, it has proved an insurmountable task. Ms. Harris states the price they are paying is the degradation of their marriage, the collapse of a stable household, and the loss of their peace of mind. The stress has proven too difficult for their family to handle.

Petitioners pray for an order:

1. That the Court approve the resignation of Petitioners as the guardians of the Wards, with such resignation to be effective immediately;
2. That the Court authorize Petitioners to deliver the minors to Child Protective Services, either in California or Maryland, or another appropriate agency until a successor guardianship can be established;
3. That the guardianship of the Wards be transferred to a therapeutic foster service.