

PSH (1) Third Account Current and Report of Conservator and (2) Petition for Allowance of Compensation to Conservator and Attorney (Prob. C. 2620, 2623, 2640, 2942)

Age:		NEEDS/PROBLEMS/COMMENTS: <u>OFF CALENDAR</u> (This status hearing was calendared on 1-5-11; however, the Fourth and Final Account was settled 11-14-11.)
DOD:		
Cont. from		
<input type="checkbox"/>	Aff.Sub.Wit.	
<input type="checkbox"/>	Verified	
<input type="checkbox"/>	Inventory	
<input type="checkbox"/>	PTC	
<input type="checkbox"/>	Not.Cred.	
<input type="checkbox"/>	Notice of Hrg	
<input type="checkbox"/>	Aff.Mail	
<input type="checkbox"/>	Aff.Pub.	
<input type="checkbox"/>	Sp.Ntc.	
<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 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: skc
		Reviewed on: 1-10-13
		Updates:
		Recommendation:
		File 2 - Capriotti

DOD: 12-28-00	JUDI A. HASKELL aka JUDY A. HASKELL, Daughter, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
	40 days since DOD	
	No other proceedings	
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<input checked="" type="checkbox"/>	Verified	
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<input type="checkbox"/>	PTC	
<input type="checkbox"/>	Not.Cred.	
N/A	Notice of Hrg	
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<input type="checkbox"/>	9202	
<input checked="" type="checkbox"/>	Order	
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<input type="checkbox"/>	Status Rpt	
<input type="checkbox"/>	UCCJEA	
<input type="checkbox"/>	Citation	
<input type="checkbox"/>	FTB Notice	
		Reviewed by: skc
		Reviewed on: 1-10-13
		Updates:
		Recommendation: SUBMITTED
		File 3 - Weber

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

DOD: 08/02/06		<p>JOHN DAY, son/named alternate Executor without bond, is Petitioner.</p> <p>Full IAEA – OK</p> <p>Will dated 12/15/92</p> <p>Residence: Fresno Publication: The Business Journal</p> <p>Estimated Value of the Estate: Real property - \$190,000.00</p> <p>Probate Referee: RICK SMITH</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> It does not appear, based on Court records, that the original Will has been deposited with the Court. The original will must be deposited with the Court pursuant to Probate Code § 8200. Need Order. <p>Note: Status hearings will be set at follows:</p> <ul style="list-style-type: none"> Friday, 06/21/2013 at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal; and Friday, 03/21/2014 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.			s/p
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<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
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<input checked="" type="checkbox"/>	Aff.Mail			w/
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<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			
Reviewed by: JF				
Reviewed on: 01/10/13				
Updates:				
Recommendation:				
File 4 - Day				

5 Margarita Rodriguez (CONS/PE)

Case No. 11CEPR00622

Atty Kruthers, Heather H

Atty Istanbulian, Flora

Status Hearing Re: Accounting

Age:		NEEDS/PROBLEMS/COMMENTS: <p style="text-align: center;"><u>OFF CALENDAR</u></p> <p>(First and Final Account was settled 10-17-12.)</p>
DOD:		
Cont. from		
<input type="checkbox"/>	Aff.Sub.Wit.	
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		Reviewed by: skc
		Reviewed on: 1-10-13
		Updates:
		Recommendation:
		File 5 - Rodriguez

**Review Hearing Re: Mother's Compliance; Possible Dismissal of the Petition;
 Visitation Schedule**

Aiyanna Katigbak Age: 5	TEMPORARY EXPIRES 1-16-13	NEEDS/PROBLEMS/COMMENTS:		
Gavin Katigbak Age: 9	DIANA KATIGBAK and RICHARD VAGER, paternal aunt and uncle, petitioned for guardianship of Aiyanna (5) and Gavin (9). Mother objected.	12CEPR00375 (Page 6) – Aiyanna 12CEPR00376 (Page 7) – Gavin		
	Father: EMERSON KATIGBAK – Deceased Mother: JANA KEELEY	1. Need status report, including whether any assets were marshaled by the temporary guardians. The Court may require accounting pursuant to Probate Code §2256.		
	Paternal Grandfather – Deceased Paternal Grandmother – Deceased Maternal Grandfather: David Keeley Maternal Grandmother: Mornica Keeley			
<table border="1"> <tr> <td data-bbox="136 674 293 701">Aff.Sub.Wit.</td> <td data-bbox="334 674 380 701"></td> </tr> </table>	Aff.Sub.Wit.			
Aff.Sub.Wit.				
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Not.Cred.				
<table border="1"> <tr> <td data-bbox="136 814 293 842">Notice of Hrg</td> <td data-bbox="334 814 380 842"></td> </tr> </table>	Notice of Hrg		Estimated value of estate: Personal property: \$500,000.00	
Notice of Hrg				
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Aff.Mail				
<table border="1"> <tr> <td data-bbox="136 882 293 909">Aff.Pub.</td> <td data-bbox="334 882 380 909"></td> </tr> </table>	Aff.Pub.		Minute order from Court Trial on 7-11-12 states: Parties reach a settlement agreement as fully set forth on the record by Ms. Hopper. Parties agree to set the matter for a Review Hearing on 1/16/13 with the understanding that if mother is in compliance with the terms and conditions of the agreement, the petition will be dismissed. The Court extends the temporary to 1/16/13. Counsel is directed to prepare the order. Set on 1/16/13 for Review Re: Mother's Compliance; Possible Dismissal of the Petition; Visitation Schedule. Temp Letters extended to 1/16/13	<u>If guardianship goes forward, the Court will set status hearings as follows:</u>
Aff.Pub.				
<table border="1"> <tr> <td data-bbox="136 915 293 942">Sp.Ntc.</td> <td data-bbox="334 915 380 942"></td> </tr> </table>	Sp.Ntc.			<ul style="list-style-type: none"> • Friday 3-8-13 for Filing of bond or receipt for blocked account • Friday 6-14-13 for Filing of Inventory and Appraisal • Friday 6-13-14 for Filing of First Account
Sp.Ntc.				
<table border="1"> <tr> <td data-bbox="136 949 293 976">Pers.Serv.</td> <td data-bbox="334 949 380 976"></td> </tr> </table>	Pers.Serv.			
Pers.Serv.				
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Objections				
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Video Receipt				
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9202				
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Order				
<table border="1"> <tr> <td data-bbox="136 1251 293 1278">Aff. Posting</td> <td data-bbox="334 1251 380 1278"></td> </tr> </table>	Aff. Posting		Order After Hearing filed 8-29-12 provides visitation schedule and conditions for compliance including drug testing for the mother, no arrests or CPS involvement, consistency and involvement with therapy and meetings for the minor Gavin with Holdsambeck and Associates and/or CVRC, ensuring that the children have and sleep in their own beds and are taken to school on time.	Reviewed by: skc
Aff. Posting				
<table border="1"> <tr> <td data-bbox="136 1285 293 1312">Status Rpt</td> <td data-bbox="334 1285 380 1312" style="text-align: center;">X</td> </tr> </table>	Status Rpt	X		Reviewed on: 1-10-13
Status Rpt	X			
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UCCJEA				
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Citation				
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FTB Notice				

7 Gavin Katigbak (GUARD/PE)

Case No. 12CEPR00376

Atty Hopper, Cindy J. (for Petitioners Diana Katigbak and Richard Vager)

Atty Keeley, Jana (Pro Per – Mother)

Review Re: Mother's Compliance; Possible Dismissal of the Petition; Visitation Schedule

<p>Aiyanna Katigbak Age: 5</p>	<p>TEMPORARY EXPIRES 1-16-13</p> <p>DIANA KATIGBAK and RICHARD VAGER, paternal aunt and uncle, petitioned for guardianship of Aiyanna (5) and Gavin (9). Mother objected.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>12CEPR00375 (Page 6) – Aiyanna 12CEPR00376 (Page 7) – Gavin</p>		
<p>Gavin Katigbak Age: 9</p>	<p>Father: EMERSON KATIGBAK – Deceased Mother: JANA KEELEY</p>	<p>2. Need status report, including whether any assets were marshaled by the temporary guardians. The Court may require accounting pursuant to Probate Code §2256.</p>		
<table border="1"> <tr> <td data-bbox="136 674 334 716">Aff.Sub.Wit.</td> <td data-bbox="334 674 380 716"></td> </tr> </table>	Aff.Sub.Wit.		<p>Paternal Grandfather – Deceased Paternal Grandmother – Deceased Maternal Grandfather: David Keeley Maternal Grandmother: Mornica Keeley</p>	<p><u>If guardianship goes forward, the Court will set status hearings as follows:</u></p>
Aff.Sub.Wit.				
<table border="1"> <tr> <td data-bbox="136 722 334 764">Verified</td> <td data-bbox="334 722 380 764"></td> </tr> </table>	Verified		<p>Estimated value of estate: Personal property: \$500,000.00</p>	<ul style="list-style-type: none"> • Friday 3-8-13 for Filing of bond or receipt for blocked account
Verified				
<table border="1"> <tr> <td data-bbox="136 770 334 812">Inventory</td> <td data-bbox="334 770 380 812"></td> </tr> </table>	Inventory		<p>Minute order from Court Trial on 7-11-12 states: Parties reach a settlement agreement as fully set forth on the record by Ms. Hopper. Parties agree to set the matter for a Review Hearing on 1/16/13 with the understanding that if mother is in compliance with the terms and conditions of the agreement, the petition will be dismissed. The Court extends the temporary to 1/16/13. Counsel is directed to prepare the order. Set on 1/16/13 for Review Re: Mother's Compliance; Possible Dismissal of the Petition; Visitation Schedule. Temp Letters extended to 1/16/13</p>	<ul style="list-style-type: none"> • Friday 6-14-13 for Filing of Inventory and Appraisal
Inventory				
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PTC				
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Citation				
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FTB Notice				

8 Caitlin Lanier and Autumn Lanier (GUARD/P)

Case No. 10CEPR00510

Atty Lanier, Brandi (pro per Guardian/paternal aunt)

Atty Lanier, Kenneth (pro per Petitioner/father)

Petition for Visitation

Caitlin age: 5	KENNETH LANIER , father, is petitioner.	NEEDS/PROBLEMS/COMMENTS:					
Autumn age: 3	BRANDI LANIER , paternal aunt, was appointed guardian on 8/12/2010. – served by mail on 12/26/12.						
Cont. from	Mother: ERIN LANIER						
<input type="checkbox"/> Aff.Sub.Wit.	Paternal Grandfather: Ken Lanier						
<input checked="" type="checkbox"/> Verified	Paternal Grandmother: Rose Marie Lanier						
<input type="checkbox"/> Inventory	Maternal Grandfather: Robert R. Zane						
<input type="checkbox"/> PTC	Maternal Grandmother: Barbara Lapham-Zane						
<input type="checkbox"/> Not.Cred.	Petitioner states when he agreed to the Guardianship in August 2010 it was under the belief that hit was to be temporary. Petitioner states he was to get visitation every two weeks which would be agreed upon by him and Brandi Lanier. However, after the hearing Brandi was unwilling to arrange visitation. Instead she gave him guidelines such as writing, which would lead to calling and then maybe a visit.						
<input checked="" type="checkbox"/> Notice of Hrg	In September 2012 Petitioner states he petitioned to terminate the guardianship. At the hearing the termination was denied. The Judge ordered that he have a one hour supervised visit at CYS at the request of Brandi. Brandi's reason was that Caitlin was afraid of her father. The Judge stated that if the visit went well we could revisit the visitation issue.						
<input checked="" type="checkbox"/> Aff.Mail	Petitioner states he visited with his children on 11/1/12 and it went very well. They showed no signs of being afraid of him.						
<input type="checkbox"/> Aff.Pub.	Because he and Brandi cannot come to an agreement about visitation Petitioner is asking the court to order visitation.						
<input type="checkbox"/> Sp.Ntc.							
<input type="checkbox"/> Pers.Serv.							
<input type="checkbox"/> Conf. Screen							
<input type="checkbox"/> Letters							
<input type="checkbox"/> Duties/Supp							
<input type="checkbox"/> Objections							
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Please see additional page		<table border="1"> <tr> <td>Reviewed by: KT</td> </tr> <tr> <td>Reviewed on: 1/10/13</td> </tr> <tr> <td>Updates: 1/15/13</td> </tr> <tr> <td>Recommendation:</td> </tr> <tr> <td>File 8 - Lanier</td> </tr> </table>	Reviewed by: KT	Reviewed on: 1/10/13	Updates: 1/15/13	Recommendation:	File 8 - Lanier
Reviewed by: KT							
Reviewed on: 1/10/13							
Updates: 1/15/13							
Recommendation:							
File 8 - Lanier							

Declaration of Brandi Lanier Regarding Petition for Visitation filed on 1/15/13 states she is married to Kenny Lanier's (father) brother, John Lanier. The children have been in their care since April 28, 2010. At the time Caitlin was three years old and Autumn was 8 months old. On August 12, 2010 Petitioner was appointed guardian of the girls. During the past three years both girls have struggled with mental, emotional and psychological issues stemming from the neglect and abuse of their parents, Kenny and Erin.

Kenny, by his choice, has not been actively involved in the girls' lives. He has moved several times all over the state, and at times they did not have any way to contact him. Prior to the September 18, 2012 Petition to Terminate the Guardianship, Kenny had contacted them about 10 times. This contact included three cards, one letter, two phone calls and five days of text messages between Kenny and the Petitioner. Most of the contact with Kenny during this time was regarding Petitioner and her husband adopting the girls.

Kenny has chosen not to be actively involved in the girls' lives since April of 2010. He has never attempted to arrange visitation or telephone calls with Petitioner or her husband.

Only recently since moving in with his girlfriend, April, Kenny insisted on being in the girls' lives. His first "request" to be involved with the girls was his petition to Terminate the Guardianship. Kenny did not attempt to work anything out with Petitioner and her husband prior to filing his petition. Prior to the filing of the petition Kenny mention to them multiple times that he wanted them to adopt the girls. The only reason they have not adopted the girls is the cost involved.

After the supervised visit at CYS, Kenny still refused to work with Petitioner informally. Instead he filed a Petition for Visitation. Both Petitioner and her husband have asked Kenny to call to arrange contact with the girls but he refuses to call.

Caitlin is afraid of Kenny. She reverts to infantile behavior and panic attacks at the anticipation of seeking Kenny. Because Kenny has been unwilling to work informally with Petitioner and because of the negative effect in person contact with Kenny has on Caitlin, Petitioner requests contact with Kenny and the girls be limited to bi-weekly telephone conversations. After a few months, if the bi-weekly telephone conversations go well, they can work out visitation arrangements with a follow-up hearing before the court.

If the court deems visitation necessary at that time, Petitioner requests therapeutic supervised visitation through CYS. As stated on CYS' website, "Therapeutic supervised visitation is similar to a traditional monitored visit between a non-custodial parent and child, except a licensed therapist interacts with the family prior to, during and after the visit to mend and heal the parent-child relationship. The therapist also makes sure that the guidelines set by the Court or referral agency are followed, and submits progress reports and recommendations to the referral source as required."

If the court does order Therapeutic Supervised Visitation, Petitioner request that Kenny be required to bear the costs of these visits in addition to their gasoline cost to travel to Fresno. Adding the girls to their family has greatly increased their monthly expenditures. Petitioner states they love the girls and have gladly added the expense of raising them. However Petitioner is the sole provider for the family and they are on a tight budget. Finally Petitioner requests the court order Kenny to participate in mental health counseling. Petitioner believes this would greatly aid any future relationship he has with the girls. Kenny was encouraged to participate in mental health counseling by CPS after CPS removed the girls from his care. To Petitioner's knowledge Kenny has never participated in mental health counseling.

Petitioner states she believes that the girls should have a relationship with Kenny, but that relationship must be healthy and beneficial for the girls.

Pro Per Lovejoy, Raymond (Pro Per Petitioner)

(1) Final Account and Report [on Waiver of Account] and (2) Petition for Final Distribution

DOD: 7/13/2011		<p>RAYMOND LOVEJOY, son and Executor, is Petitioner.</p> <p>Accounting is waived? (need waivers)</p> <p>I & A — \$215,650.00 POH — \$215,650.00</p> <p>Executor — waives</p> <p>Distribution pursuant to Decedent's Will is to:</p> <ul style="list-style-type: none"> • RAYMOND LOVEJOY – dresser, costume jewelry and entire interest in real property; • RUTH ANN HARDY – bed and costume jewelry; • LINDA WHITE – costume jewelry and Betty Boop items; • WILLIAM LOVEJOY – costume jewelry and Betty Boop items; • SALLY LOVEJOY – costume jewelry and Betty Boop items; • JOHN LOVEJOY – costume jewelry and Betty Boop items. 	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need signed <i>Waiver of Accounting</i> from the following devisees:</p> <ul style="list-style-type: none"> • William Lovejoy, son; • John Lovejoy, son. <p>2. <i>Petition</i> does not contain a statement regarding whether notice has been sent to the Franchise Tax Board as required pursuant to Probate Code 9202(c)(1) for estates in which <i>Letters</i> were issued 7/1/2008 or after, and Court records contain no proof of service of such notice. Need proof of mailed service to the Franchise Tax Board pursuant to Probate Code 9202(c)(1).</p>	
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		<p>Reviewed by: LEG</p> <p>Reviewed on: 1/10/13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 9 - Lovejoy</p>		

Age: 11 months		<u>TEMP EXPIRES 1-16-13</u>		NEEDS/PROBLEMS/COMMENTS:
		<p>CLAUDETTE JEFFRIES, paternal grandmother, is Petitioner.</p> <p>Father: JEREMIAH JOHN JEFFRIES - Personally served 11-14-12</p> <p>Mother: DENISE MCNEW - Personally served 11-12-12</p> <p>Paternal grandfather: James Jeffries - Personally served 11-7-12</p> <p>Maternal grandfather: Deceased Maternal grandmother: Rhonda Cates - Mailed service 11-8-12</p> <p>Siblings: Cayden Crutchfield, Dakota Crutchfield</p> <p>Petitioner states the parents left the child in her care. In October 2012, the father gained employment that required him to work out of town, and it was understood that the child would be in the mother's care. Upon the mother's departure, she left a letter confirming her wish that the child stay in Petitioner's care (attached). Petitioner states after the mother left, an enormous amount of drug paraphernalia was left behind. Petitioner states she learned that the mother was living in a park (homeless) and in no condition to care for the child.</p> <p>Court Investigator Jennifer Daniel filed a report on 1-9-13.</p>		
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				File 10 - Jeffries

11 **Miah Morningstar (GUARD/P)**
 Atty Aguirre-Bittner, Jackie (pro per Petitioner/maternal grandmother)
 Atty Bittner, Clinton (pro per Petitioner/maternal step-grandfather)

Case No. 12CEPR01031

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

Age: 4 years		<p>THERE IS NO TEMPORARY. No temporary was requested.</p> <p>JACKIE AGUIRRE BITTNER, maternal grandmother, and CLINTON BITTNER, maternal step-grandfather, are petitioners.</p> <p>Father: JERIMIAH MORNINGSTAR – Declaration of Due Diligence filed on 11/13/12.</p> <p>Mother: NICHOLE AGUIRRE – consents and waives notice.</p> <p>Paternal grandparents: Unknown – Declaration of Due Diligence filed on 11/13/12.</p> <p>Maternal grandfather: Oscar Villareal – served by mail on 11/16/12.</p> <p>Petitioners state the parents have abandoned the minor. The father was never in the picture. Mother is a drug addict and left the minor with them.</p> <p>Court Investigator Charlotte Bien's report filed on 1/7/13.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need proof of personal service of the Notice of Hearing along with a copy of the Petition or Consent and Waiver on: <ol style="list-style-type: none"> a. Jerimiah Morningstar (father) – unless the court dispenses with notice. 2. Need proof of service of the Notice of Hearing along with a copy of the Petition or Consent and Waiver of Notice on: <ol style="list-style-type: none"> a. Paternal grandparents (unknown) – unless the court dispenses with notice.
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		<p>Reviewed by: KT</p> <p>Reviewed on: 1/10/13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 11 – Morningstar</p>	

12 Joe E. Frea (Det Succ)
 Atty Frea, J. Michael (pro per Petitioner)
 Atty Frea, John (pro per Petitioner)
 Atty Frea, David (pro per Petitioner)

Case No. 12CEPR01062

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

DOD: 6/23/2010		<p>J. MICHAEL FREA, JOHN FREA and DAVID FREA, children of the decedent, are petitioners.</p> <p>40 days since DOD</p> <p>Will - ???</p> <p>I & A - \$58,975.00</p> <p>Petitioners request court confirmation that decedent's 75% interest in real property located at 4140 W. Michigan in Fresno, a 84 Chevy Monte Carlo and a 92 Chevy S-10 pass to them.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> Petition does not request that personal property also pass however there is personal property listed on the inventory and appraisal. #5 of the petition was not answered re: intestate or testate. #7 of the Petition was not answered re: whether or not there are other proceedings for the administration of the decedent's estate in another jurisdiction. #9a(3) of the petition was not answered re: issue of a predeceased child. Need attachment 11 – legal description of the real property and decedent's interest in the property. #12 states the each petitioner is a beneficiary under the decedent's however a copy of the will is not attached to the petition. Need attachment 13 – specific property interest claimed by each petitioner. Inventory and appraisal is incomplete. <ol style="list-style-type: none"> #3 – all or a portion of the property #5 property tax certificate Declaration portion was not signed under penalty of perjury. Need Order 	
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<p>Reviewed by: KT</p> <p>Reviewed on: 1/16/13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 12 - Frea</p>				

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

Age: 18 years		<p>THERE IS NO TEMPORARY. No temporary was requested.</p> <p>WENDY OKOEGWALE, adoptive mother, is petitioner and requests appointment as conservator of the person with medical consent powers.</p> <p>Grace W. Lim, M.D. 9/10/2012.</p> <p>Voting rights affected.</p> <p>Petitioner states the proposed conservatee is diagnosed with severe mental retardation, schizophrenia, aggression and self-mutilation. He was born addicted to crack cocaine and part of his brain never developed.</p> <p>Court Investigator Jennifer Daniel's Report filed on 1/10/13.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Court Investigator advised rights on 12/14/12.</p> <p>Voting rights affected need minute order.</p> <p>1. Capacity declaration does not state the date the proposed conservatee was last seen at #4a.</p>				
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File 13 - Okoegwale							

DOD: 4-20-08		<p>RENA RANDLE, Daughter, is Petitioner and requests appointment as Executor and Special Administrator with general powers (Full IAEA) without bond.</p> <p>Full IAEA – not published</p> <p>Will dated 5-20-91</p> <p>Estimated Value of Estate: Not stated</p> <p>Residence: Fresno Publication: Fresno Business Journal</p> <p>Probate Referee: Steven Diebert</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>It appears amendment and clarification may be necessary due to the following items:</u></p> <ol style="list-style-type: none"> This petition is titled as a request for special administration; however, Petitioner does not state why special administration is needed, and Petitioner also checks boxes to be appointed as Executor, and to have general powers. Section 3c is blank regarding the character and estimated value of the estate. Need original will pursuant to Probate Code §8200. The will is not self-proving. Need Proof of Subscribing Witness pursuant to Probate Code §8220 (DE-131) or other proof pursuant to §8221. Petitioner states she is the named executor in Decedent's will dated 5-20-91; however, the will names Huey Randle and Rita Randle. Need Confidential Supplement to Duties and Liabilities (DE-147S) Petitioner requests appointment without bond; however, it does not appear that the heirs have waived bond. Therefore, if appointed, need bond in an amount to be determined by #2 above (#3c of petition). Publication does not reflect notice that Petitioner has requested powers under the IAEA. Petitioner lists four people at #8, but does not indicate their relationship to the decedent. Additionally, the will lists other people that appear to be omitted from this list. Need clarification. Need date of death of deceased spouse per Local Rule 7.1.1.D. Examiner notes that this petition was filed with a fee waiver. If any distribution is ordered from this estate, filing fees will be due at that time.
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Reviewed on: 1-10-13			
Updates:			
Recommendation:			
File 14 – Randle			

Pro Per Saucedá, Graziela (Pro Per Petitioner, paternal grandmother)

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

Abrina Age: 14		<p style="text-align: center;"><u>General Hearing set for 3/4/2013</u></p> <p>GRAZIELA SAUCEDA, paternal grandmother is Petitioner.</p> <p>Father: WILLIAM ANTHONY SANTOS; <i>incarcerated</i>; sent notice by mail 1/9/2013.</p> <p>Mother: VIVA GARCIA; <i>Declaration of Due Diligence filed 1/3/2013.</i></p> <p>Paternal grandfather: <i>Not listed</i></p> <p>Maternal grandfather: <i>Not listed</i></p> <p>Maternal grandmother: <i>Not listed</i></p> <p>Petitioner states the mother left the child with her and said she does not want to take care of her any longer. Petitioner states the mother has always left the child on the 1st of every month to go gambling and use drugs, and that the child wants to believe in her mother but they fight with each other. Petitioner states she had taken care of the child for 8 years of her life, and the mother didn't want her help anymore but failed to provide for the child. Petitioner states the child's father is in jail and has been for all of the child's life. Petitioner states the mother uses drugs and drinks a lot, and that the mother's 7-year-old child stays with her grandparents all the time. Petitioner states the child is headed the wrong way and she wants to stop it before it becomes too late.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> If Court does not dispense with notice, need proof of five (5) court days' notice by personal service of the Notice of Hearing and a copy of the Petition for Appointment of Temporary Guardian, or Consent to Appointment of Guardian and Waiver of Notice for: <ul style="list-style-type: none"> Viva Garcia, mother; (<i>Due Diligence filed 1/3/2012; Notice by mail was served 1/9/2013</i>); William A. Santos, father. (<i>Notice by mail was served 1/9/2013.</i>) Need <i>Duties of Guardian</i> form signed by the Petitioner. <i>UCCJEA</i> form filed on 1/3/2013 does not provide residence information for the last 5 years as required.
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File 15 - Santos			

16A Elijah Vasquez & Elaina Vasquez (GUARD/P)

Case No. 11CEPR00584

Atty Hopper, Cindy J (for Guardians Rebecca Elizondo, Abraham Elizondo and Lisa Elizondo)

Atty Vasquez, Elizabeth (pro per Mother)

Atty Vasquez, Michael Jay (pro per father)

Ex Parte Motion for Modification OF Child Visitation

Elijah age: 8	REBECCA ELIZONDO , maternal aunt, ABRAHAM ELIZONDO , maternal grandfather and, LISA ELIZONDO , maternal grandmother, are petitioners.	NEEDS/PROBLEMS/COMMENTS: Note: A Petition for Visitation has been filed by Guardian, Rebecca Elizondo, and is set for hearing on 1/28/13.
Elaina age: 6	Petitioners were appointed guardians on 9/7/2011.	
Cont. from	Father: MICHAEL JAY VASQUEZ	Note: Order setting the matter for hearing ordered Notice of Hearing along with a copy of the moving papers to be personally served on the father, Michael Vasquez and the mother, Elizabeth Vasquez no later than 5 days prior to the hearing. A copy of the Order was mailed to attorney Cindy Hopper on 1/7/13. <ol style="list-style-type: none"> 1. Need Notice of Hearing 2. Need proof of personal service of the Notice of Hearing along with the moving papers on: <ol style="list-style-type: none"> a. Michael Vasquez (father) b. Elizabeth Vasquez (mother)
<input type="checkbox"/> Aff.Sub.Wit.	Mother: ELIZABETH VASQUEZ	
<input checked="" type="checkbox"/> Verified	Petitioners state the motion is brought on the grounds that Michael Vasquez and Elizabeth Vasquez are a danger and threat to the children. The Family Court has granted permanent restraining orders protecting the children from their respective parents, however the Family Court deferred the issue of the parents having visitation with the children to the Probate Court.	
<input type="checkbox"/> Inventory	Petitioners allege that since the establishment of the guardianship both parents have habitually made false claims of abuse against the guardians to both the Fresno Police Department and Child Protective Services. The parents both use their time at CYS to interrogate the children. Then they proceed to call the Fresno Police Department and Child Protective Services to make false allegations. The police have come to the Guardians' home to question the children. The children have told police officers again and again that they are not being harmed. Both children are very frightened and cry after being interrogated by the police and social workers.	
<input type="checkbox"/> PTC	Both children have received extended therapy sessions with their individual licensed mental health clinicians due to all the continued false allegations and lies by the parents.	
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Updates: 1/15/13		
Recommendation:		
File 16A - Vasquez		

Both children are in counseling and Petitioners have spoken to each child's counselor and they have informed Petitioners that the children continue to need intense and extended therapy which Petitioners believe is a direct result of their parents' continued actions.

Petitioners request the court grant a temporary order of no contact between the children and Elizabeth Vasquez and Michael Vasquez pending a full hearing on the issue.

Declaration of Elizabeth Vasquez (mother) filed on 1/14/13. Mother states she is objecting to the modification of the visitation. Visitation with the children is conducted at CYS for two hours. Visitation has strict guidelines with rules and regulations. Before visits were started both parties had to attend orientation and sign and initial all the rules and regulations which must be followed for visits to occur. There have been a few instances that mom would like to bring to the court's attention. She has concerns about the well-being of the children. On the visit on Wednesday, July 11, 2012, Elijah kept complaining about a headache that he got from being out in the sun all day. There was a heat advisory that day and the temperature was 105. After the visit mom states she was concerned and sent a text to her mother, Lisa Elizondo, simply asking if Elijah was okay, and if he was getting plenty of water to keep hydrated since he had a headache. Lisa Elizondo's response was LEAVE ME ALONE. On the Wednesday, 8/26/12 visit Elijah had a black eye and scratches all over his face. It looked as if he had been punched. CYS documented this. Mom states she was truly concerned about her son because the Elizondo's 18 year old son, Andrew was living with them and had been constantly bullying Elijah. Elijah stated on one occasion, "Uncle Andrew throws chips on the floor and makes me eat them like a dog." Mom alleges the Elizondo's refuse to have any kind of contact with her about her children. She has not contacted them in the past to bother them, she just simply wanted to know about her children. Mom states she has been making positive changes in her life since the guardianship was granted. She is trying with all her heart to regain custody of her children. Mom states she truly believes that the guardians will do anything in their power to try to destroy any kind of relationship and bond that she has with her children.

Current Visitation Order of 1/25/2012:

The parents have supervised visits at Comprehensive Youth Services (CYS) 2 hours each week per parent with days and times to be arranged by the supervising agency.

Phone calls each Monday and Thursday each week.

On Monday Mom can call between 6:30 and 7:00 p.m. and Dad can call between 7:00 and 7:30 p.m.

On Thursday Mom can call between 4:30 and 5:00 p.m. and Dad can call between 5:00 and 5:30 p.m.

The duration of the call is to be determined by the child's attention span (approximately 5 minutes per child, one child at a time).

Atty Hopper, Cindy J (for Guardians Rebecca Elizondo, Abraham Elizondo and Lisa Elizondo)

Atty Vasquez, Elizabeth (pro per Mother)

Atty Vasquez, Michael Jay (pro per father)

Ex Parte Petition for Visitation

Elijah age: 8		<p>ELIZABETH VASQUEZ, mother, is petitioner.</p> <p>REBECCA ELIZONDO, maternal aunt, ABRAHAM ELIZONDO, maternal grandfather and, LISA ELIZONDO, maternal grandmother, are petitioners. Petitioners were appointed guardians on 9/7/2011.</p> <p>Father: MICHAEL JAY VASQUEZ</p> <p>Petitioner states the guardians are not fulfilling their duties and caretakers. They are not following the court's orders which grant her telephone visitation on Mondays and Thursdays and visitation two hours per week at CYS.</p> <p>The guardians did not bring the children for their visit at on Sunday, January 6, 2013. Petitioner states CYS called her on 1/6/13 stating that the Guardians are not returning their calls and cancelled visitation because of the hearing. The Guardians also owe several outstanding balances to CYS.</p> <p>On Monday, November 12, 2012 Petitioner states she called the Guardian's residence to speak to the children. Petitioner state she spoke to Elijah for 6 minutes and the Guardians hung up and would not let her speak to Elaina.</p> <p>On Monday, 12/24/12 at 6:31 and 6:35 Petitioner states she called the Guardian's residence to have her visit but there was no answer, the call went to voicemail. On Monday, 1/7/13 at 6:31 Petitioner states she called for her telephone visit there was no answer. Petitioner states she called a second time and someone intentionally hung up the phone.</p> <p>Petitioner states if the court did not suspend visitation then the Guardians are not following the court's order which grants her visitation.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need Notice of Hearing. 2. Need proof of service of the Notice of Hearing along with a copy of the Petition on: <ol style="list-style-type: none"> a. Rebecca Elizondo (guardian) b. Abraham Elizondo (guardian) c. Lisa Elizondo (guardian) 	
Elaina age: 6				
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