

(1) Report of Administrator, (2) Petition for Distribution Upon Waiver of Account
 and (3) Allowance of Fees for Attorney

DOD: 1/26/2004		ANTONETTE FREGOSO, Administrator, is petitioner.	NEEDS/PROBLEMS/COMMENTS: Continued from 12/12/12. <u>NEED AMENDED PETITION</u> based on but not limited to the following: 1. Cynthia Arroyo was originally the attorney of record in this case. Pursuant to §10814 Attorney Arroyo would be entitled to a portion of the statutory attorney fees. 2. Need allowance or rejection of Creditor's Claim of Employment Development Department in the amount of \$444,816.51 filed on 1/8/2007. California Rules of Court 7.401. 3. This waiver of account does not include information required by California Rules of Court 7.550 (1) Creditor's claims (2) Sales purchases, or exchanges of assets (3) Changes in the form of assets 4. Need current status of all inventoried items. Local Rule 7.13. 5. Order does not comply with Local Rule 7.6.1.
		Accounting is waived.	
Cont. from 091712, 110112, 121212		I & A - \$264,250.00	
Aff.Sub.Wit.		POH - \$ 1,500.00	
<input checked="" type="checkbox"/>	Verified	Administrator - waives	
<input checked="" type="checkbox"/>	Inventory		
<input checked="" type="checkbox"/>	PTC	Attorney - \$4,099.00	
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	Duties/Supp		
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	CI Report		
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Reviewed by: KT			
Reviewed on: 1/14/13			
Updates:			
Recommendation:			
File 1 - Canales			

Supplement to Report of Administrator was filed on 12/12/12 states the property at 1105 "J" Street was deeded in Antonette Fregoso's (petitioner) name in May 2005, to acquire financing to pay off the mortgage, delinquent property taxes, and some income tax debt of the decedent. Ms. Fregoso sought the advice of her attorney at that time and was told if the title company and the mortgage company would agree, that this was permissible. All of the proceeds of this loan was applied to the back property taxes, delinquent mortgage and income tax debt of the decedent. The personal representative has since found out that this was not permissible, but this did not occur until many years after it had happened. The heirs of the decedent were informed of this fact by the personal representative and since the personal representative was ill informed regarding the transfer, they all agreed to take \$10,000.00 as their total beneficial interest in the estate. They understood that without this action taken by the personal representative to acquire financing, both the "J" Street and "I" Street properties would have been foreclosed upon due to unpaid mortgages and/or outstanding debts of the decedent.

Page 2

Petitioner states the expenses of administration reasonably related to the administration of the encumbered property are \$46,167.18, computed at Exhibit E, which includes:

- Estimated statutory fees allocable to the property, based on the estimated current value;
- Extraordinary fees payable to Petitioner and his attorney for the sale of the property at a minimal rate pursuant to Local Rule 7.18;
- Filing fees;
- Additional attorney's fees incurred in bringing this petition, together with costs advanced; and
- Expenses paid for the care preservation and maintenance of said property during the course of administration, including mortgage payments, homeowner's insurance and property taxes.

No additional expenses of sale are requested at this time. If the property is ultimately sold pursuant to the power of sale under the deed of trust, said expenses will be borne by the Bank. However, if Petitioner is successful in negotiating a short sale or otherwise reaching accommodation with the lender, this petition will be amended accordingly.

Petitioner will incur additional charges in serving notice of hearing on this petition and may incur additional attorney's fees for appearing at the hearing(s) on this petition. Said additional fees will be presented in a supplement to this petition prior to the hearing date.

Petitioner requests the Court order that following the hearing and approval of this petition, any proceeds of sale be paid to the clerk of the court to be disbursed as provided in Probate Code § 10362 as follows:

- First in payment of costs of administration attributable to this property;
- Second towards payment of the lien held by Bank of America, and thereafter
- To lenders with secured interests in the property, including Paul A. Dictos (\$7,650.00) and Atkinson, Andelson, Loya, Ruud and Romo (\$106,767.00)

Petitioner requests:

1. That the Court determine the amount of expenses of administration reasonably related to the administration of the encumbered property;
2. That the Court determine the expenses of sale of said property, if any there be;
3. That the Court order the proceeds from the sale to be paid to the Clerk of the Court to be disbursed as provided in Probate Code § 10362
4. For an order that upon such payment the lien on the property be discharged; and
5. For such further orders that the Court may deem proper.

Bank of America, N.A., Respondent/Secured Party filed:

- **Memorandum of Points & Authorities in Response to Petition to Determine Administrative Expenses Pursuant to Cal. Prob. Code §§ 10361.5, 10362**
Respondent requests the Court deny any order compelling Respondent to accept less than the entire amount due under its security interest and/or deny any order requiring a Reconveyance of its lien, and further deny Petitioner any fees and costs claimed to be related to the sale and administration of the property, particularly any fees and costs derived from proceeds from the sale of Respondent's secured property. See pleading for details.
- **Request for Judicial Notice in Support of its Response to Petition to Determine Administrative Expenses Pursuant to Cal. Evid. Code §§ 452(c), (g), 453 & Appendix of Exhibits**
12 exhibits provided. See pleading for details.

Accounting

Age:		<p>NEEDS/PROBLEMS/COMMENTS:</p> <p style="text-align: center;"><u>OFF CALENDAR</u></p> <p>Second and Final Account was settled on 11-9-11.</p>
DOD:		
Cont. from		
Aff.Sub.Wit.		
Verified		
Inventory		
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Notice of Hrg		
Aff.Mail		
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Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: skc
		Reviewed on: 1-11-13
		Updates:
		Recommendation:
		File 4 - Counts

7 Robert A. Moody (Estate)

Case No. 11CEPR01125

Atty Dunn, Edward K. (of Sacramento, CA, for Dottie M. Moody – Executor – Petitioner)

(1) Petition for Orders Approving First and Final Report of Administration on Waiver of Accounting; (2) Allowance of Executor's Compensation; (3) Attorney Fees for Ordinary Service; and (4) Probate Costs Advanced and (5) for Decree of Final Distribution

DOD: 11-12-02		<p>DOTTIE M. MOODY, Executor with Full IAEA without bond, is Petitioner.</p> <p>Accounting is waived.</p> <p>I&A: \$315,000.00 (real property in Sacramento)</p> <p>POH: Real property in Sacramento and any proceeds of the pending eminent domain action)</p> <p>Petitioner states real property is subject to a settlement agreement in an eminent domain action brought by Sacramento Area Flood Control Agency (SAFCA). If the settlement is approved prior to the hearing on this petition, any funds collected will be placed in an estate account for distribution.</p> <p>Executor (Statutory): Waived</p> <p>Attorney: The lower of the statutory amount (\$9,300.00) or the attorney's hourly rate of \$275, which is currently estimated at less than \$6,000.00</p> <p>Costs: \$1,422.07 (filing, certified letters, probate referee, postage, publication, duplicating, facsimile, courtcall)</p> <p>Distribution pursuant to Decedent's will: Dottie M. Moody, trustee of the Moody Family Revocable Trust, dated 9-24-98 – entire estate</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> Attorney requests reimbursement for costs including postage, duplicating, and facsimile. Such costs are considered by the Court to be costs of doing business and are not reimbursable pursuant to Local Rule 7.17. The Court will reduce reimbursement accordingly by \$180.07. Need trust declaration pursuant to Local Rule 7.12.5. Need order. Order should comply with the requirements of Local Rule 7.6.1 and should provide for reduced costs per #1 above. 	
	Aff.Sub.Wit.			
✓	Verified			
✓	Inventory			
✓	PTC			
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✓	Notice of Hrg			
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	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
✓	9202			
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	UCCJEA			
	Citation			
✓	FTB Notice			
		<p>Reviewed by: skc</p> <p>Reviewed on: 1-11-13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 7 - Moody</p>		

8A Hendrix Escoto, Camryn Escoto and Carlos Escoto, III (GUARD/P)

Case No. 12CEPR00182

Atty Stegall, Nancy J. (for Lynda Lockwood – Guardian)

Atty Escoto, Laura L. (pro per – mother/Petitioner)

Petition for Visitation

<table border="1"> <tr><td>Hendrix, 11</td></tr> <tr><td>Camryn, 8</td></tr> <tr><td>Carlos, 7</td></tr> <tr><td> </td></tr> <tr><td>Cont. from 11/05/12, 12/03/12</td></tr> <tr><td>Aff.Sub.Wit.</td></tr> <tr><td>Verified</td></tr> <tr><td>Inventory</td></tr> <tr><td>PTC</td></tr> <tr><td>Not.Cred.</td></tr> <tr><td><input checked="" type="checkbox"/> Notice of Hrg</td></tr> <tr><td>Aff.Mail <input type="checkbox"/> x</td></tr> <tr><td>Aff.Pub.</td></tr> <tr><td>Sp.Ntc.</td></tr> <tr><td>Pers.Serv.</td></tr> <tr><td>Conf. Screen</td></tr> <tr><td>Letters</td></tr> <tr><td>Duties/Supp</td></tr> <tr><td>Objections</td></tr> <tr><td>Video Receipt</td></tr> <tr><td>CI Report</td></tr> <tr><td>9202</td></tr> <tr><td>Order <input type="checkbox"/> x</td></tr> <tr><td>Aff. Posting</td></tr> <tr><td>Status Rpt</td></tr> <tr><td>UCCJEA</td></tr> <tr><td>Citation</td></tr> <tr><td>FTB Notice</td></tr> </table>	Hendrix, 11	Camryn, 8	Carlos, 7		Cont. from 11/05/12, 12/03/12	Aff.Sub.Wit.	Verified	Inventory	PTC	Not.Cred.	<input checked="" type="checkbox"/> Notice of Hrg	Aff.Mail <input type="checkbox"/> x	Aff.Pub.	Sp.Ntc.	Pers.Serv.	Conf. Screen	Letters	Duties/Supp	Objections	Video Receipt	CI Report	9202	Order <input type="checkbox"/> x	Aff. Posting	Status Rpt	UCCJEA	Citation	FTB Notice	<p>LAURA ESCOTO, mother is Petitioner.</p> <p>LYNDA LOCKWOOD, maternal grandmother, was appointed guardian of the minors and Letters were issued on 04/26/12. – Served by mail on 10/06/12.</p> <p>Father: CARLOS ESCOTO</p> <p>Paternal grandfather: CARLOS ESCOTO Paternal grandmother: NORA ESCOTO</p> <p>Maternal grandfather: MARK BUIK – <i>Declaration of Due Diligence filed 11/02/12</i></p> <p>Petitioner requests unsupervised visitation every weekend commencing Fridays at 3:00 pm and concluding Sunday at 6:00 pm. The visits will take place at the paternal grandparents house. Petitioner also requests unsupervised visitation on the children's birthdays and every holiday. Petitioner further requests educational rights to attend sporting events, holiday programs/band performances, etc. She also requests reasonable phone calls to the minors on a daily basis. Petitioner states that she would also like to start family counseling to help aid in the family reunification process.</p> <p>Declaration of Nora Escoto, paternal grandmother, filed 10/16/12 states: she is no longer providing supervision for visitation with the father as of the end of July 2012. She states that she would like to provide her home for her Petitioner and her grandchildren to spend weekends together.</p> <p style="text-align: center;">CONTINUED ON PAGE 2</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>CONTINUED FROM 12/03/12</u></p> <p>Petition to Terminate Guardianship filed by Guardian Lynda Lockwood (See page 8B) and Petition by Nora and Carlos Escoto, Sr. to be appointed as guardians are both set for hearing on 02/04/13.</p> <p>If the Petition for Visitation moves forward, the following remains outstanding:</p> <ol style="list-style-type: none"> 1. Need proof of service by mail at least 15 days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Visitation</i> or <i>Consent & Waiver of Notice</i> or <i>Declaration of Due Diligence</i> for: <ul style="list-style-type: none"> - Carlos Escoto (father) - Carlos Escoto (paternal grandfather) - Nora Escoto (paternal grandmother) - Mark Buik (maternal grandfather) <p>Reviewed by:</p> <p>Reviewed on:</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 8A - Escoto</p>
Hendrix, 11																														
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Response of Guardian to Laura Escoto's Request to Modify Visitation filed 10/31/12 states: the current court order is that Laura may visit in the guardians home on alternating Sundays commencing at 10:00 am and ending at 4:00 pm. The current order was executed when Laura was enrolled in an inpatient drug rehab at Spirit of Woman. Laura was not allowed to leave the facility, so guardian brought the children to visit her at the facility. Laura had Sunday visitation because the children's father, Carlos, was to have supervised visits with his parents (paternal grandparents) on alternating Saturdays. Carlos and Laura cannot visit simultaneously because Laura is protected from Carlos by a domestic violence restraining order that doesn't expire until 06/01/14. As a condition of visiting, both Carlos and Laura were to submit to a drug test 3 days before each visitation.

After completing the 90 day program, Laura renewed her enrollment for an additional 30 days to make it a 120 day program; however, Laura left Spirit of Woman without completing the additional program she pledged to complete. Shortly after leaving Spirit of Woman, Laura enrolled herself in an out-patient transitional sober living facility called Lifehouse, however she left Lifehouse within 1 month. Laura continued alternating Sunday visitation in Respondent's home and continued to submit to a drug test prior to visiting. Laura never returned to either Spirit of Woman or Lifehouse and is currently homeless.

On 05/17/12, Carlos (father), tested positive for meth, thus the guardian suspended his visitation pursuant to the court order. Since suspending Carlos' visitation, Respondent has been harassed by Laura, Carlos, and Carlos' parents regarding visitation. Although Laura has a restraining order against Carlos, they communicate regularly. Carlos has always lived with his parents. In the past, when the children have visited with their paternal grandparents, the grandparents let Carlos visit with the children unsupervised and even let them leave their home with Carlos, which is unacceptable.

After Carlos' visitation was suspended due to his drug use, he and his parents have shown up at the school when Hendrix had a soccer game. Respondent states that Carlos' father, Carlos, Sr. verbally assaulted her on one occasion and on another occasion, after having been warned by the school to stay away, they showed up again and the school called the police which resulted in a huge scene and Carlos being arrested. It is not in the best interest of the children to witness these incidents.

On October 2, 2012, Laura advised that she was working and could not visit the children on Sunday and requested to visit the children on Wednesday 10/03/12 instead. Respondent agreed so long as Laura could drug test before visiting. Laura made excuses for why she could not drug test before visiting, respondent states that she tried accommodating Laura to drug test offering to drive her to the drug testing sight or use a home test, but Laura refused. Respondent fears that Laura is using drugs again and did not want to test because of the possibility of a positive drug test.

Respondent states that the guardianship has been very difficult for her. She stepped in and obtained guardianship due to the parents drug use and instability. She believes that the children would have been taken by CPS had she not sought guardianship. Since becoming guardian, she has been verbally assaulted by the paternal grandparents, has had to deal with the police due to Carlos being at the school, and rearranging her schedule to accommodate visitation for Laura has been difficult. Respondent also has 3 other children in her home to care for and she is the caretaker for a medically challenged child who requires 24 hour care. Respondent states that she is willing to continue to act as guardian but she needs help from the Court and definite rules in place to make things easier.

Continued on Page 3

When the children were visiting both parents and the paternal grandparents every weekend, they would return to Respondents home with bad attitudes and were tough to control. The parents and paternal grandparents rules are much more liberal than Respondents. The children don't understand why they can't live with their parents or paternal grandparents and it is difficult for them adjusting to living in Respondents household after visiting over the weekends. Respondent states that she ensures that the children do their homework, eat meals as a family, and respect people. The parents and paternal grandparents give the children much more freedom and even allow them to walk by themselves to the mall close to the paternal grandparents home, it is often difficult for them to readjust to a more strict home.

Further, Laura remains homeless and unstable. She did not complete her drug rehabilitation and Respondent believes she is using drugs again. Based on past behavior, Laura's suicide attempts and drug use, Respondent believes the safety of the children is still an important issue. Respondent is uncomfortable with the paternal grandparents providing their home for visitation due to the fact that they have facilitated Carlos interacting with the children in violation of the Court's prohibition. Respondent asks the Courts assistance in setting definite boundaries regarding guardianship and the visitation schedule with Laura. Respondent states that she has tried to accommodate Laura, but believes with her drug addiction, she needs continued supervision. Respondent realizes that Carlos has not asked to modify his visitation yet, but by Laura requesting that her visitation take place at the paternal grandparents home, indirectly the paternal family is involved in this petition. Respondent asks that the Court review the best interests of the children and assist her in making this guardianship work.

Based on the foregoing, Respondent asks the court:

1. Consider the proposed visitation schedule as follows which provides reasonable orders not including overnight visits at this time, but allows Laura to visit with the children on alternating Saturdays from 10:00 am – 5:00 pm and alternating Sundays from 10:00 am to 5:00 pm.
2. Require Laura to submit to a witnessed drug screen on each Friday immediately preceding the Saturday visitation. The drug test shall be faxed directly to Respondent and if the drug screen is positive, visitation shall be suspended pending further order of the Court.

Declaration of Nora Escoto filed 11/02/12 states that she is in total agreement with the visitation plan requested by Laura Escoto.

Declaration of Carlos A. Escoto, Sr. filed 11/02/12 states that he and his wife have allowed Laura Escoto to move into their home. They are in total agreement with the visitation request made by Laura. Further, Mr. Escoto states that they are happy to answer to the false information that has been stated about them in court or mediation.

Declaration of Carlos Escoto (father) filed 11/02/12 states that he no longer lives with his parents having moved from their home 3 months ago. Mr. Escoto further states that Laura is a good mother. He further states that the guardian has not followed through with things she stated she would with the children (such as getting them therapy) and that she has often stated that caring for the children is a burden for her. He fully supports the children being with their mother and his parents.

Atty Stegall, Nancy J. (for Lynda Lockwood – Guardian)

Petition for Termination of Guardianship

Age:		NEEDS/PROBLEMS/COMMENTS:
DOD:		
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Duties/Supp		
Objections		
Video Receipt		
CI Report		
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Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Continued to 02/04/13 Per request of Counsel
		Reviewed by: JF
		Reviewed on: 01/14/13
		Updates:
		Recommendation:
		File 8B - Escoto

(1) Report of Executor and Petition for Its Settlement on Waiver of Account, for (2) Allowance of Compensation to Executor and Attorneys for Ordinary Services and for (3) Final Distribution (Prob. C. 11640)

DOD: 09/03/10		<p>PATRICE R. WHITE, Executor, is Petitioner.</p> <p>Accounting is waived.</p> <p>I & A - \$200,000.00 POH - \$184,964.80 (all cash)</p> <p>Executor - waived</p> <p>Attorney - \$7,000.00 (statutory)</p> <p>Costs - \$1,658.00 (for filing fees, certified copies, publication, probate referee)</p> <p>Distribution, pursuant to Decedent's will, is to:</p> <p>Patrice R. White, Trustee of the WHITE 1998 FAMILY TRUST - \$176,306.80</p>	NEEDS/PROBLEMS/COMMENTS:
Cont. from			
<input type="checkbox"/>	Aff.Sub.Wit.		
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<input type="checkbox"/>	Citation		
<input checked="" type="checkbox"/>	FTB Notice		
		Reviewed by: JF	
		Reviewed on: 01/11/13	
		Updates:	
		Recommendation: SUBMITTED	
		File 9 - White	

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

Age: 68	TEMPORARY EXPIRED 11-15-12 (NOT EXTENDED)	NEEDS/PROBLEMS/COMMENTS:
	ISABEL BARRIENTOS , daughter, is Petitioner and requests appointment as Conservator of the Person and Estate with medical consent and dementia medication and placement powers. <i>[Note: Per Minute Order 10-12-12, Estate request is dismissed.]</i>	<u>Court Investigator advised rights on 8-21-12.</u>
Cont. from 090612, 101812, 111512, 121312	VOTING RIGHTS NOT AFFECTED	<u>Continued from 9-6-12, 10-18-12, 11-15-12, 12-13-12. As of 1-10-13, nothing further has been filed.</u>
Aff.Sub.Wit.	Need Capacity Declaration.	<u>Note:</u> The temp order also authorized Petitioner to move the Conservatee's residence to reside with Petitioner.
✓ Verified	Petitioner states: Petition is blank. No facts are provided.	<u>Note:</u> Examiner notes that the Petitioner also checked boxes for additional powers under Probate Code §§ 2590, 2351-2358, limited conservatorship, and dementia powers.
Inventory	Court Investigator Charlotte Bien filed a report on 8-27-12.	<u>Minute Order 10-12-12:</u> The Petitioner informs the Court that Ricardo Barrientos is back in a convalescent home. <u>The Court dismisses the Petition for Appointment of Conservator of the Estate finding that the Petitioner's desire not to go forward with that petition is a request for dismissal.</u> The Court continues the Petition for Appointment of Conservator of the Person to 11/15/12. The temporary is extended to 11/15/12.
PTC		<u>Minute Order 11-15-12:</u> Counsel informs the Court that she will try to contact Isabel Barrientos to see what the status is.
Not.Cred.		<u>Note:</u> Nothing further has been filed. <u>There are still extensive deficiencies.</u> <u>See Page 2.</u>
Notice of Hrg X		SEE PAGE 2
Aff.Mail X		Reviewed by: skc
Aff.Pub.		Reviewed on: 1-10-13
Sp.Ntc.		Updates:
Pers.Serv. X		Recommendation:
✓ Conf. Screen		File 10A - Barrientos
✓ Letters		
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Objections		
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UCCJEA		
Citation X		
FTB Notice		

NEEDS/PROBLEMS/COMMENTS:

1. Need Capacity Declaration (GC-335) with Dementia Attachment (GC-335A) for consideration of medical consent and dementia medication and placement powers.

Note: Petitioner attached a physician's statement to her Confidential Supplemental Information form; however, the Capacity Declaration is a mandatory Judicial Council form that is necessary for the Court to make the findings required to grant medical consent and dementia powers. See GC-335.

2. Need Citation (GC-322).
3. Need proof of personal service of Citation with a copy of the Petition at least 15 days prior to the hearing pursuant to Probate Code §1824 on Mr. Barrientos.
4. Need Notice of Hearing (Form GC-020).
5. Need proof of service of Notice of Hearing at least 15 days prior to the hearing on all relatives pursuant to Probate Code §1822.

Note: Petitioner does not list relatives on the Petition; however, the Court Investigator's Report indicates the following relatives:

- Guadalupe Barrientos (Spouse)
- Diana Gamez (Daughter)
- Alice Ayala (Daughter)
- Demetrio Barrientos (Son)
- Sylvia (Daughter)
- Cindy (Daughter)

6. Need Video Receipt (Local Rule 7.15.8.)

Note: Due to the above issues, continuance for compliance may be necessary. Examiner has retained the Order and will prepare accordingly if/when granted.

Order to Show Cause Re: Failure to Appear

	<p>ISABEL BARRIENTOS, Daughter, filed a petition for conservatorship of the person and estate with medical consent and dementia medication and placement powers on 8-1-12.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p>
<p>Aff.Sub.Wit.</p> <p>Verified</p> <p>Inventory</p> <p>PTC</p> <p>Not.Cred.</p> <p>Notice of Hrg</p> <p>Aff.Mail</p> <p>Aff.Pub.</p> <p>Sp.Ntc.</p> <p>Pers.Serv.</p> <p>Conf. Screen</p> <p>Letters</p> <p>Duties/Supp</p> <p>Objections</p> <p>Video Receipt</p> <p>CI Report</p> <p>9202</p> <p>Order</p> <p>Aff. Posting</p> <p>Status Rpt</p> <p>UCCJEA</p> <p>Citation</p> <p>FTB Notice</p>	<p>Also on 8-1-12, Ms. Barrientos filed a petition for temporary conservatorship which included a request to change the conservatee's residence during the temporary conservatorship from his personal residence in Madera to Petitioner's home in Fresno.</p>	
	<p>On 8-14-12, the Court granted the temporary petition.</p>	<p>Reviewed by: skc</p> <p>Reviewed on: 1-10-13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 10B - Barrientos</p>
	<p>On 8-21-12, Attorney Jennifer Walters was appointed to represent the Conservatee in connection with the petition for conservatorship (due to the request for dementia powers).</p>	
	<p>At the hearing on 9-6-12, Examiner notes reflected numerous deficiencies that required attention before conservatorship could be established. Additionally, Attorney Walters informed the Court that she had been unable to speak with the Conservatee and requested a continuance. The matter was continued and the temporary conservatorship was extended to 10-18-12.</p>	
	<p>At the continued hearing on 10-18-12, the Court dismissed the petition for conservatorship of the estate, and continued the matter to 11-15-12. Petitioner informed the Court that Mr. Barrientos was back in a convalescent home.</p>	
	<p>On 11-15-12, Petitioner did not appear. Attorney Walters indicated that she would try to contact her for status. The matter was continued to 12-13-12.</p>	
	<p>On 12-13-12, Attorney Walters informed the Court that she was unsuccessful in contacting the petitioner, but would attempt to contact other family members. The Court set this Order to Show Cause why Petitioner shouldn't be sanctioned in the amount of \$500.00 for failure to appear. Notice was mailed to Petitioner on 12-17-12.</p>	
	<p>As of 1-10-13, nothing further has been filed.</p>	

DOD: 09/24/2012		<p>MARTIN MATA RODRIGUES, friend/named executor without bond, is petitioner.</p> <p>Full IAEA – o.k.</p> <p>Will dated: 03/15/2012</p> <p>Residence: Fresno Publication: The Business Journal</p> <p>Estimated value of the Estate: Personal property \$150,000.00 Annual Gross Income \$33,800.00 Total: \$183,800.00</p> <p>Probate Referee: Rick Smith</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need original will to be deposited with the Court pursuant to Probate Code §8200(a)(1). 2. Need name and date of death of decedent's spouse per Local Rule 7.1.1D. 3. #5a(3) or #5a(4) of the petition regarding registered domestic partner was not answered. 4. #5a(7) or #5a(8) of the petition regarding issue of predeceased child was not answered. 5. Need Duties & Liabilities of Personal Representative. 6. Need Confidential Supplement to Duties & Liabilities of Personal Representative. 7. Need Order. 8. Need Letters. <p>Note: If the petition is granted status hearings will be set as 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 <u>and</u> • 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>
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<input type="checkbox"/>	Status Rpt		
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<input type="checkbox"/>	Citation		
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Reviewed by: LV			
Reviewed on: 01/11/2013			
Updates:			
Recommendation:			
File 11 - Bedrosian			

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

DOD: 04/20/2012		<p>LARAIN NAKASHIGE WHITE and JEAN NAKAMURA, cousins, are petitioners.</p> <p>40 days since DOD</p> <p>No other proceedings</p> <p>I & A - \$60,000.00</p> <p>Will dated: 04/12/2007 devises all property both real and personal be divided in equal shares to Lorraine Nakashige White and Jean Nakamura.</p> <p>Petitioners request Court determination that decedent's 100% interest in real property located at 3152 N. Valentine Ave, Fresno, Ca. pass 50% to Lorraine Nakashige White and 50 % to Jean Nakamura pursuant to decedent's will.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need Order.</p>
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		Reviewed by: LV	
		Reviewed on: 01/11/2013	
		Updates:	
		Recommendation:	
		File 12- Koge	

14 Lloyd C Macklin III & Kayveon D Macklin
 Atty Smith, Deborah
 Atty Macklin, Lloyd C.
 Atty Macklin, Deborah

Case No. 11CEPR00512

Petition for Termination of Guardianship

Age:		NEEDS/PROBLEMS/COMMENTS: <u>Continued to 02/14/2013 at the Request of Petitioners.</u>
DOD:		
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Aff. Posting		
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UCCJEA		
Citation		
FTB Notice		
		Reviewed by: LV
		Reviewed on: 01/11/2013
		Updates:
		Recommendation:
		File 14 - Macklin

15 Leticia Wilson (GUARD/P)
Atty Cipolla, Katie (Pro Per – Petitioner – Uncle’s Fiancée)
Atty Brabbin, Kenneth (Pro Per – Petitioner –Uncle)

Case No. 12CEPR00762

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

Age: 3	TEMPORARY EXPIRES 01/17/2013	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need Notice of Hearing. 2. Declaration of Due Diligence filed 10/11/12 states that the father is unknown. If diligence is not found, need proof of personal service at least 15 days before the hearing of Notice of Hearing with a copy of the Petition for Appointment of Guardian of the Person <u>or</u> Consent & Waiver of Notice for: - Father (unknown) 3. Need proof of service by mail at least 15 days before the hearing of Notice of Hearing with a copy of the Petition for Appointment of Guardian of the Person <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for: - Paternal grandparents (unknown) - Eddie (maternal grandfather)
	<p>KENNETH BRABBIN, uncle, and KATIE CIPOLLA, uncle’s fiancée, are Petitioners.</p> <p>Father: UNKNOWN – Declaration of Due Diligence filed 10/11/12</p> <p>Mother: SHANNALEE PALACIOS – Consent & Waiver of Notice filed 10/11/12</p> <p>Paternal grandparents: UNKNOWN</p> <p>Maternal grandfather: EDDIE</p> <p>Maternal grandmother: BRENDA WILKINSON – deceased</p> <p>Petitioners allege CPS removed the child from the mother’s care and mother agreed to place the minor in petitioners care.</p> <p>Court Investigator Jennifer Young’s report filed on 10/22/12.</p>	
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<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed by: LV
		Reviewed on: 01/14/2013
		Updates:
		Recommendation:
		File 15 - Wilson

Pro Per Rodriguez, Maria Luisa
 Pro Per Rodriguez, Aciano Chano

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

Age: 5 months		NO TEMPORARY REQUESTED		NEEDS/PROBLEMS/COMMENTS:	
		<p>MARIA LUISA RODRIGUEZ and ACIANO CHANO RODRIGUEZ, JR., great aunt and uncle, are Petitioners.</p> <p>Father: MATEO GUERRERO; personally served 11/23/2012.</p> <p>Mother: SUSANHA AYALA; personally served 11/28/2012.</p> <p>Paternal grandfather: Regino Guerrero; Mexico; Declaration of Due Diligence filed 1/2/2013.</p> <p>Paternal grandmother: Name unknown; Mexico; Declaration of Due Diligence filed 1/2/2013.</p> <p>Maternal grandfather: Jose L. Ayala; personally served 11/28/2012.</p> <p>Maternal grandmother: Maria C. Ayala; personally served 11/28/2012.</p> <p>Petitioner states the mother has violated her probation and admits that she and the baby's father use drugs, and both parents agree to the Petitioners having custody of the child.</p>		<p>Note: Court Investigator's Report filed 1/7/2013 states a continuance is necessary as the guardianship petition was misplaced after filing and was not assigned to a court investigator until 12/20/2012, which did not allow for sufficient time to complete the guardianship investigation.</p> <ol style="list-style-type: none"> 1. Need <i>Duties of Guardian</i> signed by Co-Petitioner, Aciano Chano Rodriguez. 2. <i>Proof of Personal Service</i> filed 1/2/2013 does not show a copy of the petition was served with notice. 	
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	PTC				
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✓	Notice of Hrg				
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✓	Duties/Supp				
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	Aff. Posting				
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	FTB Notice				
				Reviewed by: LEG	
				Reviewed on: 1/11/13	
				Updates:	
				Recommendation:	
				File 17 - Guerrero	

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

DOD: 6-7-12		LAURA LORING, Surviving Spouse, is Petitioner and requests appointment as Special Administrator with Full IAEA without bond.	NEEDS/PROBLEMS/COMMENTS:
		Full IAEA – need publication	<p><u>It appears amendment and clarification may be necessary due to the following items:</u></p> <ol style="list-style-type: none"> 1. This petition is titled as a request for special administration, but does not specify why special administration is needed. 2. #3e is blank. Was there a will, or did the decedent die intestate? 3. #5 does not state whether the decedent had any children, and no relatives are listed at #8. Need clarification. 4. Need Notice of Petition to Administer Estate and proof of service on persons entitled to notice. 5. Petitioner requests appointment without bond; however, if there are other heirs, bond may be required if they do not waive bond. <p><u>Petitioner may wish to seek legal advice regarding her options for proceeding depending on what she is trying to do.</u></p>
Aff.Sub.Wit.		Residence: Fresno	
✓ Verified		Publication: need publication	
Inventory		Estimated value of estate:	
PTC		Real property: \$100,000.00	
Not.Cred.		Probate Referee: Steven Diebert	
Notice of Hrg	X		
Aff.Mail	X		
Aff.Pub.	X		
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: 1-11-13
			Updates:
			Recommendation:
			File 18 – McClain

Age: 7 months		<p align="center"><u>GENERAL HEARING 03/04/13</u></p> <p>ROSEMARIE ANITA CHAVEZ-GONZALEZ, maternal grandmother, is Petitioner.</p> <p>Father: UNKNOWN</p> <p>Mother: ARLENE DELEON</p> <p>Paternal grandparents: UNKNOWN</p> <p>Maternal grandfather: RUBEN GARCIA</p> <p>Siblings: Moses DeLeon, Joseph DeLeon, Jesse DeLeon, Richard DeLeon</p> <p>Petitioner alleges that the mother is addicted to meth and has abandoned the minor. The mother was convicted of multiple offenses and is looking at service 6 or more months in jail. Petitioner states that guardianship is needed because she has no way to reach the mother in the case of an emergency.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need Notice of Hearing. 2. Need proof of personal service at least 5 court days before the hearing of Notice of Hearing with a copy of the Petition for Appointment of Temporary Guardian of the Person or Consent & Waiver of Notice or Declaration of Due Diligence for: <ul style="list-style-type: none"> - Arlene DeLeon (mother) - Father (unknown) 	
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<input type="checkbox"/>	FTB Notice			
<p>Reviewed by: JF</p> <p>Reviewed on: 01/14/13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 19 - Chavez</p>				

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

Age: 11		<p>GENERAL HEARING 3-5-13</p> <p>GAIL EASTERWOOD, Maternal Grandmother, is Petitioner.</p> <p>Father: DALE FINCEL Mother: MELISSA JOHNSON</p> <p>Paternal Grandfather: Unknown Paternal Grandmother: Pat Fincel - Deceased</p> <p>Maternal Grandfather: Richard Hansen</p> <p>Petitioner states the mother is a drug addict and continues to use drugs and not seek help for her addiction. She starts fights with Petitioner and other family members. On 12-31-12, she again started a ranting raving fit that turned into another fight. The next day, Petitioner's 2-year-old grandson found a meth pipe in the mother's backpack and broke it. The mother is not making good decisions when it comes to the welfare of her children and Petitioner feels it is not safe for her to be around any of the children. Petitioner requests temporary guardianship because the mother threatens to take Elizabeth from the home. The Court has already given Petitioner custody of Elizabeth's younger siblings due to the mother's drug addiction per attached family law order.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need Notice of Hearing. 2. Need proof of 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 on the mother Melissa Johnson and the father Dale Fincel, if notice is not excused.
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: skc	
		Reviewed on: 1-14-13	
		Updates:	
		Recommendation:	
		File 20 - Fincel	

Petition for Appointment of Temporary Guardianship of the Person

<p>Age: 17</p> <p>Aff.Sub.Wit.</p> <p>✓ Verified</p> <p>Inventory</p> <p>PTC</p> <p>Not.Cred.</p> <p>Notice of Hrg X</p> <p>Aff.Mail</p> <p>Aff.Pub.</p> <p>Sp.Ntc.</p> <p>Pers.Serv. X</p> <p>✓ Conf. Screen</p> <p>Letters</p> <p>✓ Duties/Supp</p> <p>Objections</p> <p>Video Receipt</p> <p>CI Report</p> <p>9202</p> <p>Order</p> <p>Aff. Posting</p> <p>Status Rpt</p> <p>✓ UCCJEA</p> <p>Citation</p> <p>FTB Notice</p>	<p>TEMP GRANTED EX PARTE EXPIRES 1-17-13</p> <p>GENERAL HEARING 3-7-13</p> <p>ISAAC YOUNGCLARKE, minor (age 17), is Petitioner and requests appointment of MARGARET CLARKE, Maternal Grandmother, as Guardian.</p> <p>Father: DAVIN YOUNGCLARKE (Deceased)</p> <p>Mother: JEAN YOUNGCLARKE</p> <p>Paternal Grandfather: Unknown Paternal Grandmother: Lana Young</p> <p>Maternal Grandfather: Vincent Clarke Maternal Grandmother: Margaret Clarke - Consent and Waiver of Notice filed 1-7-13</p> <p>Petitioner states his mother told him in Oct. 2012 that he needed to move out of her house. He stayed with a friend and his mother for approx. one month. His mother came unexpectedly one evening with the sheriff and was convinced that his friend was "brainwashing" him and told the officer that he punches her in the face all the time. Petitioner states he has never hit his mother. The officer told the minor to gather his things and leave with his mother. However, his mother then dropped him off with another friend and his parents (his current address).</p> <p>Petitioner states his father passed away approx. five years ago. His mother attempts to "push my buttons" and tells him that his dad was a horrible father. Petitioner states his mother believes there is something wrong with him and has taken him to five different counselors, each of whom has told her there is nothing wrong with him; that the problem lies with her.</p> <p>Petitioner states he is a senior at Sierra High and will graduate in June 2013. He has been active in sports; however, has not been allowed to participate this year. When he was living with his mother, she would punish him for no apparent reason.</p> <p>Petitioner states he has been in Arizona visiting his grandparents for the Christmas break. His mother has stated that when he returns she is taking him to a therapeutic clinic in Mexico. Petitioner does not want to go to Mexico. He does not speak Spanish and is concerned about violence there. He has no passport to return to the U.S., and won't be able to come home once he turns 18. He will graduate in six months. He wants to be able to enjoy his last days at school and not have to worry about where his mom will take him next.</p> <p>Therefore, Petitioner is requesting that the Court grant his grandparents guardianship so that they can make decisions regarding his care.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need Notice of Hearing. 2. Need proof of personal service of Notice of Hearing with a copy of the Petition at least five court days prior to the hearing per Probate Code §2250(e) on the mother, Jean Youngclarke. 3. If the minor is to reside in Arizona, the Court may require that guardianship be sought there pursuant to Probate Code §2352. <p>Reviewed by: skc</p> <p>Reviewed on: 1-14-13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 21 - Youngclarke</p>
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