



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.

Petition for Order Directing Trustee to Pay Medi-Cal Creditor Claim

		<p>TOBY DOUGLAS, Director of the California Department of Health Care Services (DHSC), is Petitioner.</p> <p>Petitioner requests an Order directing the trustee of the Martin Rodriguez Special Needs Trust to pay DSHC's creditor's claim.</p> <p>In support of the petition, Petitioner alleges Title 42 United States Code section 1396p(d)(4)(A) and California Code of Regulations, title 22, section 50489.9 subdivisions (a)(3)(C) and (a)(4)(E) govern special needs trusts and mandate that to the extent that there are assets remaining in the beneficiary's trust account upon the beneficiary's death, the trust must reimburse the State from such remaining assets "up to an amount equal to the total medical assistance paid on [the beneficiary's] behalf . . . under a state plan . . ." that is, under Medi-Cal here. Thus the federal Medicaid statute and the California regulations set for the parallel language and both require that the State recoup Medicaid/Medi-Cal monies when a special needs trust terminates.</p> <p>Wherefore, Petitioner prays for an Order that:</p> <ol style="list-style-type: none"> The Court find that DHCS's claim in the amount of \$ of \$422,984.74 [this amount was later revised by DHCS to \$120,502.20 per Reply to Objections filed on 1/29/13] is valid under federal and California law. The trustee is directed to pay the claim before any remaining trust assets are distributed. <p style="text-align: center;">Please see additional page</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> Petition was not verified. Probate Code §1021. Need Notice of Hearing. (Judicial Council form DE-120, California Rules of Court 7.101 states if a form has been adopted for mandatory use, that form must be used.) Need proof of service of the Notice of Hearing on all interested parties. Reply to Objections were not verified. Probate Code §1021. Need Order
Cont. from 012413			
Aff.Sub.Wit.			
Verified	X		
Inventory			
PTC			
Not.Cred.			
Notice of Hrg	X		
Aff.Mail	X		
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
<input checked="" type="checkbox"/> Objections			
Video Receipt			
CI Report			
9202			
Order	X		
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
		<p>Reviewed by: KT</p> <p>Reviewed on: 1/31/13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 1A - Rodriguez</p>	

1A Martin Rodriguez Special Needs Trust (SNT) Case No. 11CEPR00430

Objection to Petition for Order Directing Trustee to Pay Medi-Cal Creditor Claim filed by Trutee Bruce Bickel on 1/7/13. Objector alleges he received DHCS Medi-Cal Claim dated 8/6/12 in the amount of \$422,891.74. On 8/31/13, the Trustee's attorney wrote to DHCS disputing the Claim on the basis that DHCS is barred by existing law. The parties have since exchanged several communications in attempt to negotiate a settlement. DHCS has continued to maintain that they have a recovery right against the Trust, and the parties have been unable to come to a settlement.

In summary, the dispute is as follows: When a Medi-Cal beneficiary like Martin Rodriguez dies, DHCS generally is entitled to recover the value of the benefits provided against the estate of the decedent. On the one hand, these recovery rights may be cut off completely or, at least delayed, by several statutory exceptions. Two such exceptions squarely apply to Martin's case, i.e. he was under the age of 55 at the time services were received, and he left a surviving spouse. On the other hand, Martin had established a special needs trust (SNT) with the proceeds of a litigation settlement. Such a trust requires that DHCS be reimbursed from the trust at an amount equal to the total medical assistance paid on behalf of the beneficiary. An SNT with this reimbursement feature is commonly called a "payback SNT." Thus the crux of the dispute takes shape: When a Medi-Cal beneficiary dies with a payback SNT, do the normal exceptions to DHCS recovery apply, or does the payback provisions in the SNT override these estate recovery exceptions?

In Shewry v. Arnold (2004) 125 Cal.App.4th 186, the California Court of Appeal has already answered this question, and held the normal exceptions to DHCS' recovery apply, notwithstanding the existence of a payback SNT.

Legal discussion included in the pleadings.

Objector concludes, the normal estate recovery statutes under federal law would completely bar DHCS's recovery. Under California law, such recovery would be completely delayed until the death of Martin's wife, Rosetta Rodriguez, and then such recovery would be limited to only nursing facility care provided by the State to Martin. Shewry v. Arnold holds that the normal estate recovery exceptions should apply to payback SNTs and this holding is broad enough to apply the estate recovery exceptions applicable to Martin's estate. Neither Shewry v. Arnold nor the relevant statutes support a sensible argument that would limit the holding just to the adult disabled child estate recovery exception.

Accordingly, Petitioner's request for an Order Directing the Trustee to Pay the Medi-Cal Creditor's Claim should be denied.

Wherefore, the Trustee respectfully requests that the Court issue an Order:

1. Based upon federal law, denying DHCS' claim of \$422,984.74 [this amount was later revised by DHCS to \$120,502.20 per Reply to Objections filed on 1/29/13] against the trust in its entirety;
2. In the alternative, based upon California law, denying DHCS's claim in its entirety until the death of Rosetta Rodriguez, and then limiting DHCS's recovery to services provided to Martin Rodriguez for nursing facility care.

Please see additional page

1A Martin Rodriguez Special Needs Trust (SNT) Case No. 11CEPR00430

Reply to Objections filed by DHCS on 1/29/13 states Petitioner initially sought reimbursement of \$422,894.74, but has recently learned that Mr. Rodriguez paid \$302,392.50 toward a previous personal injury lien. Petitioner therefore seeks reimbursement of the remaining balance of \$120,502.20.

The Trustee contends that DHCS's reimbursement claim is barred by Medicaid/Medi-Cal estate recovery exemptions because Rodriguez was less than 55 years of age when he died, and he left a surviving spouse. According to the Trustee, Shewry v. Arnold held that those Medicaid/Medi-Cal estate recovery exemptions apply to the Rodriguez SNT.

The Trustee's arguments are without merit. Both federal and state law requires the Rodriguez SNT reimburse DHCS before distributing any remaining trust assets. The express provisions of the Rodriguez SNT also require the reimbursement of DHCS. The estate recovery exemptions do not apply because this is an action against the SNT, not the estate. The federal payback provision for the SNTs trumps all estate recovery exemptions. The controlling state law provisions also mandate reimbursement. Shewry v. Arnold does not apply because the assets in question are still part of the Rodriguez SNT, and have yet to be distributed to his heir. For these reasons, the Court should issue an order directing DHCS's claim of \$120,502.20 for all Medi-Cal expenses. Alternatively, the court should issue an order finding that DHCS is entitled to recover the \$120,502.20 from Rodriguez's surviving spouse, Rosetta, upon her death.

Legal argument included in the pleading.

1B Martin Rodriguez Special Needs Trust (SNT)

Case No. 11CEPR00430

Atty **Mattak, Steven M. (for current Trustee Bruce Bickel)**
 Atty **Barron, Richard B. (for former Trustee, Perine & Dickens Professional Fiduciaries)**
 Atty **Lien, Grant (for Director of Dept. of Health Services)**

Petition for Approval of Supplemental Account, for Discharge of Trustee, for Exoneration of Trustee's Bond, for Approval of Trustee's Fees and for Authorization to Pay Fees of Trustee's Attorneys

		PERINE & DICKENS PROFESSIONAL FIDUCIARIES , former conservator, is Petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need receipt from Bruce Bickel for the \$1,292.49 received from former trustee. Petitioner cannot be discharged until receipts are filed.</p>	
		Account period: 6/1/11 - 9/30/12		
Cont. from		Accounting - \$10,283.55		
<input checked="" type="checkbox"/>	Aff.Sub.Wit.	Beginning POH - \$ 9,485.55		
<input checked="" type="checkbox"/>	Verified	Ending POH - \$0		
	Inventory			
	PTC			
	Not.Cred.	Current bond : \$1,139,886.00		
<input checked="" type="checkbox"/>	Notice of Hrg	Trustee - not addressed		
<input checked="" type="checkbox"/>	Aff.Mail	Attorney - \$1,382.50 (5.5 hours of attorney time @ \$235.00 per hour and 10.3 hours of paralegal time @ \$90.00 per hour)		
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen	Costs - \$356.00 (filing fee and court call)		
	Letters			
	Duties/Supp	Petitioner prays for an order:		
	Objections	1. Approving, allowing, and settling the supplemental account;		
	Video Receipt	2. Approving the fees and costs charged by the attorney as set forth in the petition and directing successor Trustee to pay the sum of \$2,575.50 for professional services rendered and costs.		
	CI Report	3. Discharging the Trustee and exoneration of its bond as Trustee of the Trust.		
<input checked="" type="checkbox"/>	9202			
<input checked="" type="checkbox"/>	Order			
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			
				Reviewed by: KT
				Reviewed on: 1/31/13
			Updates:	
			Recommendation:	
			File 1B - Rodriguez	

1B

Atty Wall, Jeffrey L., sole practitioner (for Petitioner Maria Flores-Cervantes, surviving spouse)
 Atty Karby, Michael; Hogue, David; of H & K Inc. (for Claimant Ernesto Flores, brother)

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

DOD: 6/10/2012		<p>MARIA FLORES-CERVANTES, surviving spouse, is Petitioner.</p> <p>No other proceedings.</p> <p>Decedent died intestate.</p> <p>Petitioner states the real property was acquired during the marriage of Decedent and Petitioner with community funds; however, title was registered in the name of Decedent alone.</p> <p>Petitioner requests Court determination that ½ interest in real property located at 20944 S. Castro Street, Laton, passes to her, and Court confirmation that ½ interest in the real property belongs to her.</p> <p style="text-align: center;">~Please see additional page~</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: Minute Order dated 11/9/2012 from the hearing on the <i>Petition for Letters of Administration</i> filed 10/12/2012 by ERNESTO FLORES, brother, filed in competition with the <i>Petition for Letters of Administration</i> filed 8/20/2012 by the Petitioner herein, states in pertinent part: Mr. Wall informs the Court that he just substituted in as counsel [Substitution filed 11/5/2012]. Mr. Karby informs the Court that he will be filing a request for special notice and a creditor's claim. At the request of counsel the competing petition of Ernesto Flores is withdrawn and dismissed.</p> <p>1. Attachment 7 to the Petition does not include sufficient facts pursuant to Probate Code § 13651 (a)(3) and (4) for the Court to determine that the property listed in Attachment 7(a) is community property passing to Petitioner; for example, Petitioner should provide the date that Decedent and Petitioner were married and the date the real property was acquired in addition to stating that community funds were used, as well as provide the reason that title was registered in the name of Decedent alone.</p>	
Cont. from				
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input type="checkbox"/>	Not.Cred.			
<input checked="" type="checkbox"/>	Notice of Hrg			
<input checked="" type="checkbox"/>	Aff.Mail			W/
<input type="checkbox"/>	Aff.Pub.			
<input checked="" type="checkbox"/>	Sp.Ntc.			W/
<input type="checkbox"/>	Pers.Serv.			
<input type="checkbox"/>	Conf. Screen			
<input type="checkbox"/>	Letters			
<input type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input type="checkbox"/>	CI Report			
<input type="checkbox"/>	9202			
<input checked="" type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
		Reviewed by: LEG		
		Reviewed on: 1/31/13		
		Updates:		
		Recommendation:		
		File 3 - Flores		

Creditor's Claim filed 1/25/2013 in the amount of \$9,818.27 by ERNESTO FLORES, brother of Decedent, requests the following:

- Reimbursement of **\$3,818.27** (\$2,873.49 plus \$944.78) for payments on 6/12/2012 and 7/7/2012 for the purchase of a grave lot, endowment care, opening and closing, concrete vault, marker setting fee, and head stone grave marker.
- Reimbursement of **\$6,000.00** for a loan to the Decedent in order to bail him out of jail.
- *Attachment to Creditor's Claim* states in brief sum, he is the brother of the Decedent and a creditor of the Decedent's estate, and requests reimbursement of the following expenditures:
 1. **Bail:** During Decedent's lifetime on 1/31/2011, the Decedent was arrested and he agreed to loan Decedent the money to post bail and be released from the Fresno County jail on bond;
 - He contracted with All-Pro Bail Bonds and agreed to pay the sum of **\$6,000.00** to bail the Decedent out of jail, and made an immediate payment of **\$1,500.00** on Decedent's behalf and owed the remaining **\$4,500.00**, a debt against which he has been making payments ever since (*please refer to Exhibits A and B for copies of transaction documentation*);
 - **He requests the Court make a finding that this debt owed to him by the Decedent in the amount of \$6,000.00 is a debt of the Decedent, and that the Court make an order that repayment to him in the amount of \$6,000.00 from Decedent's estate is allowed and confirmed.**
 2. **Funeral expenses:** At the time of Decedent's death, he was estranged from his spouse, Petitioner herein, and Decedent was residing in his home when Decedent unexpectedly drowned in the Kings River; no one seemed to have funds sufficient to arrange for costs associated with the Decedent's burial;
 - He paid Selma Cemetery District the sum of **\$2,873.49** so that Decedent could be buried and laid to rest in peace (*please refer to Exhibit C for copy of invoice evidencing payment*);
 - **He requests the Court make a finding that this debt owed to him in the amount of \$2,873.49 is a debt of Decedent, and that the Court make an order that repayment to him of this amount from Decedent's estate is allowed and confirmed.**
 3. **Headstone:** He paid Bell Memorial & Granite Works the sum of **\$944.78** so that Decedent could have a headstone marking his grave (*please refer to Exhibit D for copy of invoice evidencing payment*);
 - **He requests the Court make a finding that this debt owed to him in the amount of \$944.78 is a debt of Decedent, and that the Court make an order that repayment to him of this amount from Decedent's estate is allowed and confirmed.**

Note: The Probate Code does not appear to contain provisions for allowing or rejecting of creditors' claims during the course of a summary proceeding such as the instant spousal property petition.

Note Re Liability of Surviving Spouse: Probate Code § 13500 provides, summarized in pertinent part: When a husband dies intestate leaving property that passes to the surviving spouse under 6401 (*namely, the intestate share of the surviving spouse is the 1/2 of the community property that belongs to the Decedent*), the property passes to the survivor subject to the provisions of § 13540 et seq. (*applicable to surviving spouse's power to deal with and dispose of community real property*), and to § 13550 et seq. (*regarding personal liability for debts*), and no administration is necessary. Commentary to § 13500 states that a surviving spouse who takes advantage of the spousal property summary proceeding without administration may be liable for the debts of the decedent under § 13550 et seq. **Probate Code § 13554 provides in Subsection (a): Enforcement of debt against surviving spouse.** Except as otherwise provided in this chapter, any debt described in § 13550 may be enforced against the surviving spouse in the same manner as it could have been enforced against the deceased spouse if the deceased spouse had not died.

Petition for Probate of Will and for Letters Testamentary (Prob. C. 8002, 10450)

DOD: 10/27/12		<p>ANTHONY BLAINE KARAS, named alternate Executor without bond, is Petitioner.</p> <p>Full IAEA – ok</p> <p>All heirs waive bond.</p> <p>Will dated 04/17/07</p> <p>Residence: Fresno Publication: The Business Journal</p> <p>Estimated value of the estate: Personal property - \$ 80,000.00 Real property - 20,000.00 Total - \$100,000.00</p> <p>Probate Referee: STEVEN DIEBERT</p> <p>Petitioner states that he has not been able to procure the original will because the decedent's girlfriend/ex-wife has not allowed him access to the decedent's residence where his personal papers and the key to his safety deposit box are located.</p> <p>Petitioner states that he is confident that once he is able to gain access to the decedent's things and his girlfriend/ex-wife surrenders decedent's keys, he will be able to find the original will.</p> <p>Petitioner states that he is confident that the decedent had no other will, had not revoked this will, and that Decedent had affirmed to him that the copy submitted to the Court was his Last Will and Testament.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need Original Will.</p> <p>Note: If the petition is granted status hearings will be set as follows:</p> <ul style="list-style-type: none"> • Friday, 07/12/13 at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal <u>and</u> • Friday, 04/11/14 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			
Aff.Sub.Wit.	s/p		
✓ Verified			
Inventory			
PTC			
Not.Cred.			
✓ Notice of Hrg			
✓ Aff.Mail	w/		
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
✓ Letters			
✓ Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
✓ Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
Reviewed by: JF			
Reviewed on: 01/30/13			
Updates:			
Recommendation:			
File 4 - Karas			

Petition for Probate of Will and for Letters Testamentary (Prob. C. 8002, 10450)

DOD: 05/27/12		JIM KOBZEFF , son, named alternate Executor without bond, is Petitioner. Full IAEA – NOT PUBLISHED FOR Will dated 03/11/86 Residence: Kerman Publication: The Business Journal <u>Estimated Value of the Estate:</u> Personal property - \$12,000.00 Probate Referee: RICK SMITH	NEEDS/PROBLEMS/COMMENTS: 1. Publication does not include a statement that Petitioner is requesting authority to administer the estate under IAEA. If Full IAEA is requested, need new publication. 2. Notice of Petition to Administer Estate is not marked at item 5 requesting authority to administer the estate under IAEA. 3. The Petition states that the decedent had a predeceased spouse, need the name and date of death of predeceased spouse listed in item 8 of the Petition pursuant to Local Rule 7.1.1D. 4. Need Confidential Supplement to Duties & Liabilities. 5. Need Letters. Note: If the petition is granted status hearings will be set as follows: <ul style="list-style-type: none"> • Friday, 04/11/14 at 9:00a.m. in Dept. 303 for the filing of the first account and final distribution. Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.
Cont. from			
<input type="checkbox"/>	Aff.Sub.Wit. s/p		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail w/o		
<input checked="" type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters x		
<input type="checkbox"/>	Duties/Supp x		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
		Reviewed by: JF Reviewed on: 01/30/13 Updates: Recommendation: File 6 - Popoff	

First Amended Petition to Determine Succession to Real Property

DOD: 1-5-92	NICHELLE LAWS , Granddaughter, is Petitioner.	NEEDS/PROBLEMS/COMMENTS: 1. Petitioner does not have authority to petition on behalf of her parent Willie Earl in this summary proceeding without appointment as personal representative. Petitioner may wish to consider a special administration of Willie Earl's estate (which would be a separate case) for the sole purpose of signing an amended petition in this case as personal representative to pass the property to Willie Earl. Then, Petitioner, as the proper successor in interest to Willie Earl's estate, could petition to pass the property to her, either via petition to determine succession or by affidavit procedure, if appropriate. <u>Note: This information is procedural only. The attorney may wish to consider options with reference to applicable code/authority.</u>
	40 days since DOD	
	No other proceedings	
Aff.Sub.Wit.	I&A: \$40,000.00	
Verified	Decedent died intestate	
Inventory	Petitioner is issue of the decedent's post-deceased only child Willie Earl and requests court determination that decedent's 100% separate property interest in real property located at 2370 S. Eunice in Fresno passes to Willie Earl.	
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
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Aff. Posting		
Status Rpt		
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Citation		
FTB Notice		
		Reviewed by: skc
		Reviewed on: 1-31-13
		Updates:
		Recommendation:
		File 8 – Earl

Atty Trujillo, Jessica (pro per Petitioner/mother)
 Atty Trujillo, Darlene (pro per Guardian/maternal grandmother)

Petition for Termination of Guardianship

Age: 7 years	JESSICA TRUJILLO, mother, is petitioner.	NEEDS/PROBLEMS/COMMENTS: 1. Need Notice of Hearing. 2. Need proof of service of the Notice of Hearing on: a. Darlene Trujillo (guardian/maternal grandmother) b. Ralph Trujillo (maternal grandfather)	
	DARLENE TRUJILLO, maternal grandmother, was appointed guardian on 5/16/2012.		
	Father: UNKNOWN		
Cont. from	Paternal grandparents: Unknown		
<input type="checkbox"/> Aff.Sub.Wit.	Maternal grandfather: Ralph Trujillo		
<input checked="" type="checkbox"/> Verified	Petitioner states she is the parent of the minor and is requesting termination of the guardianship and for her daughter to come back to her.		
<input type="checkbox"/> Inventory	Court Investigator Samantha Henson's Report filed on 1/29/2013.		
<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.			
<input type="checkbox"/> Pers.Serv.			
<input type="checkbox"/> Conf. Screen			
<input type="checkbox"/> Letters			
<input type="checkbox"/> Duties/Supp			
<input type="checkbox"/> Objections			
<input type="checkbox"/> Video Receipt			
<input type="checkbox"/> CI Report			
<input type="checkbox"/> 9202			
<input checked="" type="checkbox"/> Order			
<input type="checkbox"/> Aff. Posting			
<input type="checkbox"/> Status Rpt			
<input type="checkbox"/> UCCJEA			
<input type="checkbox"/> Citation			
<input type="checkbox"/> FTB Notice			
		Reviewed by: KT	
		Reviewed on: 1/30/13	
		Updates:	
		Recommendation:	
		File 9 - Trujillo	

Pro Per Williams, Diane (Pro Per Petitioner, maternal aunt)

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

Shayma Age: 3 years	<p>TEMPORARY GRANTED ON COURT'S OWN MOTION EXPIRES 1/8/2013; extended to 2/5/2013.</p> <p>DIANE WILLIAMS, maternal aunt, is Petitioner.</p> <p>Father: DERRICK L. CROCKETT; personally served 11/13/2012.</p> <p>Mother: DELLA L. LYNN; personally served 11/13/2012.</p> <p>Paternal grandfather: Not listed; Court dispensed with notice 11/13/2012.</p> <p>Paternal grandmother: Not listed; Declaration of Due Diligence filed 1/17/2013.</p> <p>Maternal grandfather: Not listed; Court dispensed with notice 11/13/2012.</p> <p>Maternal grandmother: Roberta Waldrop; deceased.</p> <p>Petitioner states she wants guardianship of the children because no one wants to take care of them and she does not want them to go to CPS, and she loves them because they are her blood.</p> <p>Court Investigator Dina Calvillo's Report was filed on 11/6/2012.</p> <p>Court Investigator Dina Calvillo's Supplemental Report was filed on 11/16/2012.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Continued from 1/8/2013. Minute Order states in pertinent part: father, Derrick Crockett, and mother, Della Lynn, are in favor of the petition. The Petitioner is informed that there are defects in the petition that need to be cured. Matter is continued to 2/5/2013. The temporary is extended to 2/5/2013.</p>
Derrick Age: 2 years		
Cont. from 111312, 010813		
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg		
<input type="checkbox"/> Aff.Mail		
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input checked="" type="checkbox"/> Pers.Serv. W/		
<input checked="" type="checkbox"/> Conf. Screen		
<input type="checkbox"/> Aff. Posting		
<input checked="" type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input checked="" type="checkbox"/> CI Report		
<input checked="" type="checkbox"/> Clearances		
<input checked="" type="checkbox"/> Order		
<input checked="" type="checkbox"/> Letters		
<input type="checkbox"/> Status Rpt		
<input checked="" type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		<p>Reviewed by: LEG</p> <p>Reviewed on: 1/31/13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 10 - Crockett</p>

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

Age: 7 months		TEMPORARY EXPIRES 2/5/2013		<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Petition indicates the paternal grandfather is unknown. Need declaration of due diligence.</p> <p>Court Investigator Jennifer Young to provide:</p> <p>1. Court Investigator's Report 2. Clearances</p>
		<p>KELLEY D. GALVAN, non-relative, is petitioner.</p>		
Cont. from		<p>Father: JERRY LEE BRYSON – consents and waives notice.</p>		
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail	W/		
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
✓	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report	X		
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
✓	UCCJEA			
	Citation			
	FTB Notice			
<p>Paternal grandfather: unknown Paternal grandmother: Adelaida McClain – served on 1/22/13. Maternal grandfather: deceased Maternal grandmother: Jane Hernandez – consents and waives notice.</p> <p>Petitioner states the mother is incarcerated in San Bernardino County. The father consents to the guardianship due to him having a substance abuse problem.</p>				
<p>Reviewed by: KT</p>				
<p>Reviewed on: 1/30/13</p>				
<p>Updates:</p>				
<p>Recommendation:</p>				
<p>File 11 - Bryson</p>				

Age: 15 years		TEMPORARY EXPIRES ON 2/5/13		NEEDS/PROBLEMS/COMMENTS:	
		ERICA DORFMEIER , sister and AARON DORFMEIER , brother-in-law, are petitioners.		1. Need proof of personal service of the Notice of Hearing along with a copy of the Petition or Consent and Waiver of Notice on:	
Cont. from		Father: DECEASED		a. Jordan Paul O'Neal (minor)	
	Aff.Sub.Wit.	Mother: DECEASED		2. 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:	
✓	Verified	Paternal grandparents: Deceased		a. David O'Neal (brother)	
	Inventory	Maternal grandfather: Deceased			
	PTC	Maternal grandmother: Joyce "Janet" Newton – served by mail on 1/8/13			
	Not.Cred.	Petitioner states they have cared for the minor since his parents' death in August 2009. Jordon is happy, content and secure living with the Petitioners.			
✓	Notice of Hrg	Court Investigator Jennifer Daniel's Report filed on 1/29/13.			
✓	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: 1/30/13	
				Updates:	
				Recommendation:	
				File 12 – O'Neal	