



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.

(1) Fourth and Final Account and Report of Conservator; (2) Petition for Allowance of Compensation to Conservator and Attorney; and (3) Distribution [Prob. C. 1860; 2620; 2623; 2630; 2942; 11850(a)]

DOD: 08/29/12	PUBLIC GUARDIAN , Conservator, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
	Account period: 07/01/11 – 08/29/12	
	Accounting - \$230,477.90	
	Beginning POH - \$149,670.91	
	Ending POH - \$48,919.39	
Cont. from	Subsequent Account period: 08/30/12 – 11/19/12	
<input type="checkbox"/> Aff.Sub.Wit.	Accounting - \$51,774.35	
<input checked="" type="checkbox"/> Verified	Beginning POH - \$48,919.39	
<input type="checkbox"/> Inventory	Ending POH - \$43,511.18	
<input type="checkbox"/> PTC	Conservator - \$4,892.20 (19.63 Staff hours @ \$76/hr. and 35.42 Deputy hours @ \$96/hr.)	
<input type="checkbox"/> Not.Cred.	Attorney - \$1,250.00 (per Local Rule)	
<input checked="" type="checkbox"/> Notice of Hrg	Costs - \$435.00 (filing fee)	
<input checked="" type="checkbox"/> Aff.Mail w/	Bond Fee - \$117.92 (ok)	
<input type="checkbox"/> Aff.Pub.	Petitioner states that the conservatee died intestate and no family members have initiated any probate proceedings. Because the property value never exceeded \$50,000.00 the Public Administrator assumed the duties of an Administrator pursuant to Probate Code § 7660(a)(2).	
<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"/> 2620(c) n/a		
<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	Petitioner prays for an Order:	
	<ol style="list-style-type: none"> 1. Finding that the conservatorship of the person and estate terminated on 08/29/12, the conservatee's date of death; 2. Approving, allowing and settling the fourth and final account; 3. Authorizing the conservator and attorney fees and commissions; 4. Payment of the bond fee; and 5. Authorizing distribution of the balance of property on hand after payment of commissions, fees and costs to the Fresno County Public Administrator for administration of the estate. 	
	Reviewed by: JF	
	Reviewed on: 01/31/13	
	Updates:	
	Recommendation:	
	File 1 - Withers	

2 Grandchildren's Trust created under the Mabel P Lundstrom Living Trust

Atty Kruthers, Heather H. (for Public Guardian – Petitioner)

First Account Current and Report of Trustee: Petition for Allowance of Compensation to Trustee and Attorney

		PUBLIC GUARDIAN , Successor Trustee, is Petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Notice of Hearing was mailed to the minor beneficiary only. Pursuant to Cal. Rules of Court 7.51 (d), a separate copy of the notice must also be sent to the person or persons having legal custody of the minor, with whom the minor resides. The Court may require continuance for proper notice or waiver of notice from the appropriate party.</p>
		Account period: 6-27-11 through 7-31-12	
	Aff.Sub.Wit.	Accounting: \$27,048.74	
✓	Verified	Beginning POH: \$27,018.52	
	Inventory	Ending POH: \$27,048.74	
	PTC	Trustee: \$200.00 (for 0.5 Deputy hours @ \$96/hr and 2.0 Staff hours @ \$76/hr)	
	Not.Cred.	Attorney: \$1,250.00 (one-half of the allowed fee per local rule)	
✓	Notice of Hrg	Bond fee: \$67.63 (ok)	
✓	Aff.Mail	Petitioner prays for an order:	
	Aff.Pub.	1) Approving, allowing and settling the account;	
	Sp.Ntc.	2) Authorizing payment of the trustee's and attorney's compensation; and	
	Pers.Serv.	3) Authorizing payment of the bond fee.	
	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: 1-31-13
			Updates:
			Recommendation:
			File 2 - Lundstrom

(1) Third and Final Account and Report of Successor Conservator and (2) Petition for Allowance of Compensation to Successor Conservator and Attorney and (3) Distribution

DOD: 08/18/2012	PUBLIC GUARDIAN , conservator, is petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> At the time the conservatorship was established there was a predeceased child. Did the predeceased child leave issue? If so they would be entitled to a portion of the remaining property on hand. Notice of Hearing listed the department as 98A, the hearing is in Department 303. Need 13100 Affidavit from this conservatorship to the heirs.
	Account period: 08/10/2011 – 08/18/2012	
Cont. from	Accounting - \$22,153.31	
<input type="checkbox"/> Aff.Sub.Wit.	Beginning POH - \$4,691.41	
<input checked="" type="checkbox"/> Verified	Ending POH - \$2,074.21	
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC	Subsequent Account Period: 08/19/2012 - 09/18/2012	
<input type="checkbox"/> Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg	Accounting - \$7,29.45	
<input checked="" type="checkbox"/> Aff.Mail w/	Beginning POH - \$2,074.21	
<input type="checkbox"/> Aff.Pub.	Ending POH - \$5,256.57	
<input type="checkbox"/> Sp.Ntc.	Conservator - \$1,435.16	
<input type="checkbox"/> Pers.Serv.	(10.85 Staff Hours x \$76/hr and 6.36 Deputy Hours x \$96/hr)	
<input type="checkbox"/> Conf. Screen		
<input type="checkbox"/> Letters	Attorney - \$1,250.00 (per Local Rule)	
<input type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt	Bond - \$25 (o.k.)	
<input type="checkbox"/> CI Report	Petitioner prays for an Order:	
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order	<ol style="list-style-type: none"> Approving, allowing and settling the third account. Authorizing the conservator and attorney fees and commissions. Payment of the bond fee. Authority to distribute the remaining \$763.06 to Vicki Barbato, surviving daughter. 	
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		

Reviewed by: LV
Reviewed on: 02/01/2013
Updates:
Recommendation:
File 3 - Neitzel

(1) Second Account Current and Report of Guardian and (2) Petition for Allowance of Compensation to Guardian and Attorney

Age: 14	PUBLIC GUARDIAN , conservator, is petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: If the petition is granted status hearings will be set as follows:</p> <p style="text-align: right;">• Friday, 02/06/2015 at 9:00a.m. in Dept. 303 for the filing of the third account.</p> <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>
	Account period: 11/17/2010 – 11/16/2012	
Cont. from	Accounting - \$130,959.47	
<input type="checkbox"/> Aff.Sub.Wit.	Beginning POH- \$130,605.66	
<input checked="" type="checkbox"/> Verified	Ending POH - \$124,424.78	
<input type="checkbox"/> Inventory	Conservator - \$47.60	
<input type="checkbox"/> PTC	(.50 Staff Hours x \$76/hr and .10 Deputy Hours x \$96/hr)	
<input type="checkbox"/> Not.Cred.	Attorney - \$1,250.00	
<input checked="" type="checkbox"/> Notice of Hrg	(Per Local Rule 7.16(B)(4))	
<input checked="" type="checkbox"/> Aff.Mail	Bond Fee - \$622.14 (o.k.)	
<input checked="" type="checkbox"/> Aff.Pub. w/	Petitioner prays for an Order:	
<input type="checkbox"/> Sp.Ntc.	1. Approving, allowing and settling the second account.	
<input type="checkbox"/> Pers.Serv.	2. Authorizing the conservator and attorney fees.	
<input type="checkbox"/> Conf. Screen	3. Payment of the bond fee.	
<input type="checkbox"/> Letters		
<input type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed by: LV
		Reviewed on: 02/04/2013
		Updates:
		Recommendation:
		File 4 - Ring

Age: 55	<p>PUBLIC GUARDIAN, Conservator, is Petitioner.</p> <p>Account period: 6-30-11 through 10-19-12</p> <p>Accounting: \$ 78,733.25 Beginning POH: \$ 332.07 Ending POH: \$ 50,724.75 (cash)</p> <p>Conservator: \$7,892.16 (for 71.76 Deputy hours @ \$96/hr and 13.20 Staff hours @ \$76/hr. Conservator notes that the Conservatee is currently involved in divorce proceedings with the assistance of his attorney in that proceeding, Paul Lerandeau, and Conservator)</p> <p>Attorney: \$2,500.00 (per local rule)</p> <p>Bond fee: \$189.79 (ok)</p> <p>Petitioner prays for an order:</p> <p>4) Approving, allowing and settling the account;</p> <p>5) Authorizing payment of the trustee's and attorney's compensation; and</p> <p>6) Authorizing payment of the bond fee.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</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			
9202			
✓ Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
		Reviewed by: skc	
		Reviewed on: 1-31-13	
		Updates:	
		Recommendation:	
		File 6 - Hermosillo	

Report of Status of Administration

DOD: 5-26-11		<p>DONALD TOPPIN, Executor with Full IAEA without bond, is Petitioner.</p> <p>Status Report filed 12-17-12 pursuant to Probate Code § 12200 et seq., states the Final I&A originally filed was inaccurate and didn't reflect all of the estate property. A corrected I&A was filed 12-5-12.</p> <p>The estate is not yet in a position to close because the time for filing creditor's claims has not yet expired.</p> <p>Petitioner requests that the time for administration of the estate be extended six months.</p> <p>Petitioner prays for an order granting an extension of time for six (6) months to close administration of the estate and for such further relief as the Court deems appropriate.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need order.</p> <p>Note: If this petition is approved, the Court will set a status hearing for Friday 8-16-13 for the filing of the petition for final distribution.</p>	
<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 type="checkbox"/>	Sp.Ntc.			
<input type="checkbox"/>	Pers.Serv.			
<input type="checkbox"/>	Conf. Screen			
<input checked="" type="checkbox"/>	Letters			9-26-11
<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	X		
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
		<p>Reviewed by: skc</p> <p>Reviewed on: 1-31-13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 7 - Toppin</p>		

DOD: 1-11-11		<p>PAMELA R. BORREGO and DEBRA ANN CLARK, Co-Executors, are Petitioners.</p> <p>Accounting is waived.</p> <p>I&A: \$173,685.37 POH: \$173,685.37 (US Savings bonds)</p> <p>Co-Executors (Statutory): Waived</p> <p>Attorney (Statutory): \$6,210.56</p> <p>Costs: \$1,361.00 (filing, publication, telephonic appearance)</p> <p>Distribution pursuant to Decedent's will is to:</p> <p>PAMELA R. BORREGO and DEBRA ANN CLARK, Co-Trustees of the Petzoldt Family Trust: Entire estate</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need declaration re trust per Local Rule 7.12.5.</p>
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input checked="" type="checkbox"/>	Inventory		
<input checked="" type="checkbox"/>	PTC		
<input checked="" type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail w		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters 4-19-12		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input checked="" 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 checked="" type="checkbox"/>	FTB Notice		
		<p>Reviewed by: skc</p> <p>Reviewed on: 1-31-13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 8 - Petzoldt</p>	

Atty Lopez, Amy L (for Petitioner Amanda Joy Mathia)

Atty Hopper, Cindy J (for Rebecca Jones and Chad Jones, maternal grandparents)

Atty Kharazi, H. Ty (for Thomas Bingham-Mathia, father)

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

Age: 5 years	TEMPORARY EXPIRES ON 2/6/13	NEEDS/PROBLEMS/COMMENTS:
	AMANDAJAY MATHIA , paternal great-aunt, is petitioner.	<p>Continued from 12/13/12. Minute order states Mr. Kharazi informs the court that there is a Family Law Case pending. The Court informs Ms. Lopez that an ICWA notice needs to be filed. The court adopts the agreement for the supervised visitation as the order of the Court. Visitation shall be effective as of today. The Court orders that visitation be supervised by either Howard Keller, Cathy Amero or Gary Amero. The Court further orders that Vincent Mathia not be present around Rachael Bingham-Mathia. As of 2/1/13 the following issues remain:</p> <ol style="list-style-type: none"> 1. Need Notice of Hearing. 2. Need proof of service of the Notice of Hearing on: <ol style="list-style-type: none"> a. Vincent Mathia (paternal grandfather) b. Douglas Bingham (paternal grandfather) c. Cathy Amero (paternal grandmother) d. Chad Jones (maternal grandfather) e. Rebecca Jones (maternal grandfather) <p>Please see additional page</p>
	Father: THOMAS BINGHAM-MATHIA	
Cont. from 121312	Mother: TERESA BINGHAM-MATHIA – consents and waives notice.	
Aff.Sub.Wit.	Paternal grandfather: Vincent Mathia	
Verified	Paternal grandmother: Cathy Amero	
Inventory	Maternal grandfather: Chad Jones	
PTC	Maternal grandmother: Rebecca Jones	
Not.Cred.	Petitioner alleges: the minor has been residing with her since October 2011. The mother is unable and unwilling to care for the minor. The father resides in Arizona and is ordered to have supervised visits only. Father has not exercised any visitation since February 2012. For the past year, Petitioner has been primarily responsible for the minor's needs and welfare. Petitioner loves the minor child and treats her as if she were her own daughter. Petitioner requests the court grant the guardianship so that she has the ability to make all legal decisions for the minor child. Petitioner also wishes to continue to keep the child loved, safe and free from harm.	
Notice of Hrg	X	
Aff.Mail	W/	
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.	W/	
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order	Objections to Appointment of Guardian filed by Rebecca Jones and Chad Jones, maternal grandparents, on 10/22/12. Objectors allege: The statements made by the Petitioner are not accurate. The maternal grandparents request the court deny Amandajoy's request for guardianship.	
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
	Please see additional page	<p>Reviewed by: KT</p> <p>Reviewed on: 2/1/13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 9 - Bingham-Mathia</p>

9 Rachael Lynn Bingham-Mathia (GUARD/P) Case No. 12CEPR00908

Thomas Bingham-Mathia's (father) Declaration in Support of Termination of Temporary Guardianship filed on 11/21/12. Mr. Mathia states that unbeknownst to him his daughter has been living with and in the care of Petitioner for approximately 1 year. Mr. Mathia states he was completely unaware that his daughter had been living with Petitioner all this time. In fact, throughout the entire process in which Teresa [mother] and Mr. Mathia were trying to work out custody and visitation of the minor, Petitioner and Teresa have fraudulently claimed that the minor was in the care of her mother.

Mr. Mathia states the current Family Court order granted on 7/6/2011 gave Teresa sole legal and physical custody of the minor. Father was given supervised visits on the 4th weekend of each month Saturday and Sunday from 9:00 a.m. to 1:00 p.m. The visits were to occur at the club house located at the apartment of the supervisor [Amanda Joy Mathia]. In the event of controversy regarding the selection of the third party supervisor, parties shall contact an agency that provides supervised visitation. Each parent will be responsible for his or her own registration fees and/or orientation costs. All costs of said supervised visitation shall be the responsibility of the mother and the father.

Mr. Mathis alleges that the first visitation did not go well with Amanda Joy Mathia supervising. Mr. Mathia states he told the mother that he felt it was best to go through an agency. Mr. Mathia states he told the mother that he could not afford the visits on his own and that the court order stated she was to split the costs but mom refused to help. Mr. Mathia states he suggested other third party supervisors but mom refused to agree to any of them. Since February 2012 Mr. Mathia states he has only been able to have telephone communications with his daughter.

For the first few months Mr. Mathia states he had no issues taking with his daughter. At times they would video chat and times he would call the minor and they would chat for up to an hour. However, on or around May of 2012 these communications with the minor decreased.

Petitioner and Teresa [mother] would purposely plan activities with the minor during Mr. Mathia's designated call times so that the minor would not want to stay and talk to him. They would tell the minor that they were taking her swimming, to Chuck-e-Cheese, or to play with friends. As of late, the conversations last maybe one minute because the minor wants to get to the activity that the Petitioner and mom have planned for her.

Mr. Mathia states he is not a danger to his daughter as seen by his psychiatric assessment (Exhibit B). His daughter has never expressed fear nor has she ever seemed anxious when they spend time together. In fact it is the opposite, the minor wants to tell her father about her day, wants to watch movies with him, or play games together. The minor and Mr. Mathia have a good relationship despite what the Petitioner wants the court to believe.

Mr. Mathia is requesting the Court terminate the temporary guardianship and allow the Family Court to determine custody of the minor. Furthermore, Mr. Mathia alleges Petitioner has tried to extort money from him and lied to the Family Court about her involvement with the minor. Petitioner has no legal ties to the minor. Petitioner is the sister of Mr. Mathia's biological father who severed his legal relationship with Mr. Mathia when Mr. Mathia was adopted by Douglas Bingham as a child. Petitioner is not Rachel's legal aunt as she claims.

Teresa [mom] has already stated she is unable to care for the minor. Mr. Mathia states he has a stable job and lives in a loving home with his mother and step-father. Both his parents are active members of the church and are foster parents themselves. Mr. Mathia believes it is in the minor's best interest to be in a stable loving home with her father.

Please see additional page

Dept. 303, 9:00 a.m. Wednesday, February 6, 2013

Points and Authorities in Support of Termination of Guardianship filed on 1/14/2013. Thomas Bingham-Mathia seeks termination of the guardianship in order that the issues concerning custody of his minor daughter may be determined in family court where all interested parties have appeared before that court and jurisdiction exists therein. Respondent has recently discovered that his daughter has been living with Petitioner, Amandajoy Mathia for approximately one year unbeknownst to him. In this period both the mother and Petitioner had informed the Family Court that the child lived with her mother and indeed lied to the court.

Good cause exists for the court to exercise its discretion and refer this matter back to Family Court. Since 2010 both Respondent and Theresa Bingham-Mathia have been in and out of Family Court in an attempt to resolve their issues regarding child custody and visitation. In fact the parties were in court as most recently as July of 2012 on Ms. Bingham-Mathia's motion to modify custody and visitation.

Since February 2012 Respondent has been unjustly denied his court ordered visitation and had been taking great efforts to resolve the issue when he was served with Petitioner's petition for guardianship. Until the petition was filed Respondent had no knowledge that his daughter had been residing with Petitioner. Even Ms. Bingham-Mathia filed her motion to modify in July 2012 accompanied with Petitioner's declaration in support, both parties signed under penalty of perjury that the minor child was residing with Ms. Bingham-Mathia and not petitioner.

It is imperative that Petitioner's petition be denied as Petitioner has conducted herself in a fraudulent manner to this court hand as openly refused to allow respondent visitation with his daughter. The Family Court is well acquainted with the parties and the issues involving custody of his child. Moreover, the issues of child support and the fraudulent collection of that support will also need to be addressed, an issue best suited for the Family Court.

Currently, the Family Court has before it a motion to modify custody/visitation and child support. In terms of judicial economy, the Family Court is best equipped to deal with these matters as these issues have been ongoing. Therefore, based on the foregoing, Respondent respectfully requests that this court exercise its jurisdiction by terminating the guardianship and referring the matter to the Family Court to determine the aforementioned issues.

Court Investigator Julie Negrete's Report filed on 11/15/12.

NEEDS/PROBLEMS/COMMENTS (cont.):

3. Thomas Mathia (father) reports that the minor has Native American Ancestry. Notice of Child Custody Proceeding for Indian Child was mailed on 12/18/13. CA Rules of Court 7.1015(c)(9) further states if after a reasonable time following service of notice under the act—**but in no event less than 60 days**—no determinative response to the *Notice of Child Custody Proceeding* is received, the court may determine that the act does not apply to the proceeding unless further evidence of its applicability is later received.
4. Thomas Bingham Mathia states he was adopted as a child by Douglas Bingham, therefore he is the legal paternal grandfather and would be entitled to notice of this hearing see #2b above.

	NATALIE C. SULLIVAN was reappointed as Successor Trustee without bond pursuant to agreement of the family and Minute Order 10-19-11.	NEEDS/PROBLEMS/COMMENTS:
		Background: Per the trust, the trustees are required to pay to or apply for the benefit of Eddie Ortega, son of Trustors, for the duration of his life, after which time the trust is to be distributed to other sibling beneficiaries.
Aff.Sub.Wit.	The Public Guardian, former Successor Trustee, presented his First and Final Account, which was settled on 3-7-12.	On 3-18-10, on petition by the current Successor Trustee Natalie C. Ortega Sullivan, the Court removed Co-Trustees Rachel Dominguez and Connie Ortega Ariaz and appointed the Public Guardian as Successor Trustee. In addition, Rachel Dominguez was found to have misappropriated funds and was surcharged \$330,612.28.
Verified		On 10-19-11, on petition by the current Successor Trustee Natalie C. Ortega Sullivan and agreement between family members, the Court removed the Public Guardian as Successor Trustee and appointed Natalie C. Ortega Sullivan as Successor Trustee.
Inventory		Minute Order 10-19-11: Counsel advises the Court that the family has signed an agreement to have Natalie handle the trust. He further advises that there are eight homes all together and three of them are on Dakota. The Court grants the petition.
PTC		The Court advises counsel that it will be expecting some closure as to Rachel at the First Accounting.
Not.Cred.	Minute Order 3-7-12 states Mr. Fanucchi advises the Court that all the properties have been rented or are in a position to be rented. The Court set this status hearing Re Accounting.	The Order dated 10-19-11 also requires the Successor Trustee to file annual accountings detailing her acts as successor trustee.
Notice of Hrg		Note: Natalie C. Ortega Sullivan resides in Haverhill, Massachusetts.
Aff.Mail		1. Need account.
Aff.Pub.		2. Need update regarding Rachel Dominguez
Sp.Ntc.		
Pers.Serv.		
Conf. Screen	Status Report filed 1-31-13 by Attorney Fanucchi states the trustee has delivered the bank statements and her accounting of receipts and disbursements since she became successor trustee to her attorneys. The paralegal is currently preparing the accounting petition and schedules which should be ready for filing by the end of February 2013.	
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		Reviewed by: skc
✓ Status Rpt		Reviewed on: 1-31-13
UCCJEA		Updates: 2-4-13
Citation		Recommendation:
FTB Notice		File 10 - Ortega

Atty Reyes, Brittany (Pro Per – Mother – Petitioner)
 Atty Montero, James (Pro Per – Father of two minors – Petitioner)
 Atty Alden, Nancy J. (Pro Per – Maternal Grandmother – Co-Guardian – Objector)
 Atty O'Day, Molly (Pro Per – Maternal Great-Aunt – Co-Guardian – Objector)

Petition for Termination of Guardianship

<p>Steve Reyes (9) Seth Reyes (8) Shellbie Reyes (6) Symphony Reyes (5) Anthony Montero (3) Aubrianna Montero (2)</p>	<p>BRITNEY REYES, Mother, and JAMES MONTERO, Father of Anthony and Aubrianna, are Petitioners.</p> <p>NANCY J. ALDEN, Maternal Grandmother, and MOLLY O'DAY, Maternal Great-Aunt, were appointed as Co-Guardians on 4-25-11.</p> <p>Father (Reyes minors): STEVE REYES Paternal Grandfather (Reyes minors): Deceased Paternal Grandmother (Reyes minors): Louise Reyes</p> <p>Paternal Grandfather (Montero minors): Deceased Paternal Grandmother (Montero minors): Irma Rueda <i>(Consents and waives notice)</i></p> <p>Maternal Grandfather: Kent McCallough <i>(Consents and waives notice)</i></p> <p>Petitioner Brittney Reyes states she consented to guardianship because she had no way of caring for her children at the time. The guardianship gave her and her fiancé a chance to find treatment for their addictions, obtain stable employment, and find a stable home. Ms. Reyes states she has since completed a 6-month inpatient treatment and a 6-month outpatient treatment of Spirit of Women, and has been able to obtain a stable home for over a year and pay her bills on time. At Spirit of Women, she also completed a 12 week program for Anger Management, and 6 months of AOD Cognitive Behavioral Women's Trauma Therapy. She has taken steps to learn to be a better parent by taking and graduating from a parenting class, and is currently taking another parenting class. The classes have helped her to be sober, stable, and have taught her the necessary tools to be a good nurturing parent. She has been clean and sober for 17 months now and is doing everything she can so that the children can return home. The current visitation order is for supervised visits twice a month at one of the guardian's homes. Ms. Reyes feels she has taken the necessary measures to provide a stable and healthy environment for the children and would like them to return to her custody.</p> <p>Ms. Reyes states she has been caring for the children these past three weeks because her mother (Nancy Alden) had surgery and was unable to care for them due to complications. During this time, she has cared for all six children, plus her youngest, who she has had custody of since he was born. In addition, she has been caring for her aunt (Molly O'Day) because she was unable to care for herself or the children due to her back.</p> <p style="text-align: center;">SEE ADDITIONAL PAGES</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 per Probate Code §1460(b)(5) on: <ul style="list-style-type: none"> - Steve Reyes (father) - Louise Reyes (paternal grandmother) 																																																			
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Steve (9) has muscular dystrophy, and Ms. Reyes states the doctor told her mother that she absolutely cannot lift him. Also, Seth (8) has a severe deaf, speech impediment and ADHD. It is hard for the guardians to care for the two minors with special needs along with the other four children.

Ms. Reyes states she is still enrolled in parenting classes and therapy with a support group through Exceptional Parents Unlimited. She has had custody of her youngest son since his birth. Ms. Reyes requests the Court allow she and Mr. Montero to have custody again.

James Montero, father of Anthony (3) and Aubrianna (2) states he completed a 6-month outpatient program at Delta Care and is also submitting a drug test proving that he is clean and sober. Mr. Montero states he was a leader of the support group and has maintained a full time job. He has had a stable home for over a year and has paid his bills on time. He was also enrolled in parenting classes through EPU and took as many classes as possible, but this was put on hold due to his full time employment. He is financially, mentally and physically ready for his two children and four step-children to come home so that they can be a family again with their sibling.

Guardians Nancy Alden and Molly O'Day filed Objections on 1-10-13. Objectors state:

- There are times when Brittney hasn't called to talk to the children for 2-3 months. Both petitioners have missed 5 of the children's birthdays except for Anthony's in March. They do not call to talk to the children on any holiday, including this past Christmas. Brittney asked Nancy to pick her up on Thursday after Christmas because she had gifts, spent two nights, and went home Saturday.
- Petitioners have no car for transporting the children to school or doctor appointments and to Children's Hospital in Madera. Brittney has never spoken of any kind of support for babysitting or transportation. Guardians have reliable transportation with reliable backup. Their van is able to transport Steve's wheelchair. The school bus stop is directly across from the Guardians' home. The children have stability and consistency with the Guardians including bedtimes and rising times, dinner at 5:30 most nights, and a snack and homework after school.
- Other than beds, there is no furniture for the children at Brittney's apartment. The dining room set only seats four.
- Seth and Shellbie have been started in therapy for behavioral and emotional problems, which the Guardians feel are related to sexual abuse and after finding out that the children watched porn with their parents. Shellbie has a learning disability and will start tutoring on 1-14-13. Aubrianna receives in home schooling from EPU after being diagnosed developmentally delayed.
- As for Brittney coming over and helping when her mother had surgery, they had offers from others, but offered to Brittney as a nice gesture to allow her to spend time with the children.

Guardians also filed a declaration with exhibits. Guardians state it is a full time job to care for the children with the help of three others. With James working, it will be just Brittney. While spending time with the children, Brittney has stated that she couldn't handle seven children. The Guardians also do not feel it has been sufficient time to prove sobriety.

Guardians state that 95% of the time Brittney has come to see the children, Nancy has gone and picked her up. Guardians state that when a niece was living with Petitioners, she witnessed James hiding food from the children. Seth would sneak it and bring food to all of the kids, and James would beat them. Seth still sneaks food, and now they understand why. Guardians reference CPS files.

Guardians state James has told them that he doesn't like the oldest four children because they are not his, and he wouldn't do anything for them. Guardians state James has threatened the Guardians numerous times.

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

Drake, 11	TEMPORARY EXPIRES 02/06/13	NEEDS/PROBLEMS/COMMENTS: 1. Need UCCJEA (Form FL-105/GC-120). 2. Need proof of service by mail at least 15 days before the hearing of Notice of Hearing with a copy of the <i>Petition for Appointment of Guardian of the Person</i> <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for: - Paternal grandfather (unknown)
Kingston, 8	JONATHAN CRIST , maternal grandfather, is Petitioner. Father: ED HOFFMAN – <i>Consent & Waiver of Notice filed 12/05/12</i> Mother: EMILIE CRIST – <i>Personally served on 12/27/12</i> Paternal grandfather: UNKNOWN Paternal grandmother: DONNA SATTERLEE - <i>Served by mail on 12/26/12</i> Maternal grandmother: GAYLE JAMERSON – <i>Served by mail on 12/26/12</i> Siblings: COLLIN HOFFMAN, ELLA AUSTIN – <i>Served by mail on 12/26/12</i> Petitioner alleges that the mother does not have a stable home and suffers from mental health issues. She has been hospitalized multiple times over the past 10 years and has been diagnosed with several disorders including substance abuse disorder. The father agrees with the guardianship. Court Investigator Julie Negrete filed a report on 01/29/13.	
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Age: 5	<p align="center"><u>NO TEMPORARY REQUESTED</u></p> <p>DOMINGO RENTERIA GUTIERREZ, paternal step-grandfather, is Petitioner.</p> <p>Father: GENARO RENTERIA – Consent & Waiver of Notice filed 12/06/12</p> <p>Mother: ROSARIO GUTIERREZ – Personally served on 12/31/12</p> <p>Paternal grandfather: UNKNOWN Paternal grandmother: FELICITAS SANTOYO – served by mail on 12/31/12</p> <p>Maternal grandfather: RAFAEL GUTIERREZ - deceased Maternal grandmother: LUCILLA ROMERO – served by mail on 12/31/12</p> <p>Siblings: DANNY GUTIERREZ (2)</p> <p>Petitioner alleges the minor was removed from the mother for drug use and physical abuse by CPS. The father has requested that Damien be placed with Petitioner. The Petitioner has provided care for Damien since he was an infant.</p> <p>Court Investigator Jennifer Young filed a report on 01/31/13.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Petitioner is Spanish speaking.</p> <p>1. 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:</p> <ul style="list-style-type: none"> - Paternal grandfather (unknown) 		
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		File 13 - Gutierrez		

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

Josiah, 3		<p align="center">TEMPORARY GRANTED EX PARTE; EXPIRES 02/06/13</p> <p>SHARON MURPHY, maternal grandmother, is Petitioner.</p> <p>Father: GERALD SHILLINGS</p> <p>Mother: ANNETTE IMPERATRICE – Consent & Waiver of Notice filed 01/29/13</p> <p>Paternal grandfather: MELVIN SHILLINGS Paternal grandmother: PAULETTE EASON</p> <p>Maternal grandfather: JACK IMPERATRICE, JR.</p> <p>Siblings: JACK IMPERATRICE, III, AUNNA IMPERATRICE</p> <p>Petitioner alleges that the mother has been homeless for over a year and Josiah has lived with her during that time. Petitioner states that the mother comes to visit and only wants to take a shower and sleep. The mother has been violent towards her and cannot provide a safe and stable environment for her children. Petitioner obtained guardianship of Josiah's brother in 2006. Petitioner states that the mother is currently 7 months pregnant with another child and wants Josiah in her care so she can get aid for him and the new baby. Petitioner states that the mother can't care for herself, let alone a child. She has no food, no home and also has 3 pending court cases.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>This Petition is for Josiah Shillings only. Petitioner was appointed guardian of David Sanchez, IV on 09/25/06.</p> <p>1. Need proof of personal service at least 5 court days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Temporary Guardian of the Person</i> <u>or</u> <i>Consent & Waiver of Notice</i> <u>or</u> <i>Declaration of Due Diligence</i> for:</p> <ul style="list-style-type: none"> - Gerald Shillings (father)
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