



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.

First and Final Report and Petition for Final Distribution on Waiver of Accounting

DOD: 12/22/2001		LISA A. BOWIE , Executor, is petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> #5 of the Inventory and Appraisal is not complete regarding the property tax certificate. Need property tax certificate. Need Order. Local Rule 7.1 states a proposed Order shall be submitted with all pleadings that request relief. If the proposed order is not received in the Probate Filing Clerk's Office ten (10) days before the scheduled hearing, a continuance may be required.
		Accounting is waived.	
		I & A - \$100,000.00	
Cont. from		POH - \$100,000.00	
	Aff.Sub.Wit.		
✓	Verified	Executor - waives	
✓	Inventory	Attorney - waives	
	PTC		
	Not.Cred.	Costs - \$853.00 (filing fees, publication)	
✓	Notice of Hrg		
✓	Aff.Mail	W/ Distribution, pursuant to decedent's will, is to:	
	Aff.Pub.		
	Sp.Ntc.	Lisa A. Bowie – 100% interest in the real property	
	Pers.Serv.		
	Conf. Screen		
✓	Letters	9/11/01	
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
✓	9202		
	Order	X	
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
✓	FTB Notice		
			Reviewed by: KT
			Reviewed on: 2/18/14
			Updates:
			Recommendation:
			File 1 – Mike

DOD: 2/3/03	ANTHONY PETRELLI , Administrator, is petitioner.	NEEDS/PROBLEMS/COMMENTS:
Cont. from 011314	Petitioner states in his petition for Probate Petitioner alleged that the value of the assets subject to Administration was \$210,000.00. This allegation was based on the fact that prior to the issuance of letters, Petitioner concluded from the best evidence available that the decedent died in possession of real and personal property.	
<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 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	<p>It appears now that the property is not property that was subject to administration because investigation, after letters were issued, revealed that all of decedent's known assets were either in joint tenancy or had beneficiary designations. The parties interested agreed that there were no assets, then known, that were subject to probate.</p> <p>On or about 4/7/2004, the parties settled a dispute about the assets and entered into a Mutual Release and Compromise Agreement. All parties were represented by counsel who also signed the agreement.</p> <p>The assets of Pete Petrelli were distributed pursuant to the agreement by non-probate transfer leaving the estate with no assets.</p> <p>Wherefore, Petitioner prays for an order:</p> <ol style="list-style-type: none"> 1. Terminating further proceedings. 2. Discharging the Personal Representative. 	
		Reviewed by: KT
		Reviewed on: 2/18/14
		Updates:
		Recommendation:
		File 2 – Petrelli

(1) First Account and Status Report of Administrator, and (2) to set Aside Exempt Personal Property

DOD: 9/18/2007		<p>LAURA DOZIER, surviving spouse/Administrator, is petitioner.</p> <p>Account period: 2/4/2008 – 9/30/2013</p> <p>Accounting - \$650,755.95 Beginning POH - \$650,750.00 Ending POH - \$333,000.00</p> <p>Petitioner states certain assets that were decedent's separate property constitute exempt personal property eligible to be set aside to the surviving spouse pursuant to Probate Code §6510. Petitioner requests the court set aside the following personal property with an aggregate value of \$10,250.00</p> <ul style="list-style-type: none"> • 1997 Chevrolet pickup truck • 2005 Honda ATV R1V32 • 2005 KTM Motorcycle • 1963 Willy Jeep <p>Petitioner states as surviving spouse, she is entitled to have the assets set over to her. Petitioner has already taken possession of the assets and requests that her actions be ratified and confirmed.</p> <p>Petitioner states the estate is not yet in a position to close. An action was filed on a rejected creditor's claim. The estate defaulted. The estate now is reviewing the situation to see whether it is possible to file a motion to set aside the default. Petitioner believes it will take an additional 4-6 months to close the estate.</p> <p style="text-align: center;">Please see additional page</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Petition does not allege any fact as to why the personal property should be set aside for the surviving spouse. 2. Disbursement schedule does not include the nature and purpose of each disbursement as required by Probate Code §1062(b). 3. Petition states the Petitioner used the proceeds from the sale of a bulldozer to reimburse herself various administrative expenses. Need itemization. 4. Need order <p>Note: If the petition is granted the court will set a status hearing for the filing of the petition for final distribution on Friday, September 26, 2014 at 9:00 a.m. in Dept. 303.</p> <p>Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior the date set the status hearing will come off calendar and no appearance will be required.</p>	
Cont. from 121113, 020314				
Aff.Sub.Wit.				
✓	Verified			
✓	Inventory			
✓	PTC			
✓	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail			W/
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen			
✓	Letters			2/4/08
	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
✓	9202			
	Order	X		
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
✓	FTB Notice			
		<p>Reviewed by: KT</p> <p>Reviewed on: 2/19/14</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 3 – Dozier</p>		

Petitioner prays for an order:

1. That the First Account and Report of Petitioner be settled, allowed and approved as filed;
2. That all actions of Petitioner as Administrator, as set forth in the petition, account and report be ratified, confirmed and approved;
3. That the exempt personal property described in the petition be set aside to the surviving spouse;
4. That the administration of the estate continue.

Atty

Hogue, David M. (for Petitioner Clarence Dale Stevens)

Atty

Bennett, Joan (of Orange, CA, for Objector Robert Stevens)

First-Amended Petition for Instructions and to Determine Entitlement

Edith DOD: 3-12-12	<p>CLARENCE DALE STEVENS is Petitioner.</p> <p>Petitioner states he is the named successor trustee and beneficiary of the Edith Lillian Mitchell Stevens Revocable Living Trust dated 11-2-83, as amended 5-4-04, 5-9-07, and 2-11-08. Attached to the petition are the trust and the 2nd and 3rd amendments. Petitioner states the 1st amendment has been irretrievably lost or stolen, but its non-existence is of no legal or factual consequence, as the terms, conditions, and instructions under which the trust is to be administered and distributed are more than adequately described in the 2nd and 3rd amendments.</p> <p>Petitioner states Sam C. Stevens and Edith Lillian Mitchell Stevens were once married and residing in the County of Fresno. They had four children of the marriage: Robert Duane Stevens; Betty Lou Amelino; Larry Bryan Stevens; and Clarence Dale Stevens (Petitioner).</p> <p>Sam and Lillian wrote two revocable living trusts during their marriage to address their estate planning needs and desires. Sam's trust dated 11-2-83 is also attached for reference. Petitioner notes the "reciprocal provisions" of Sam's and Edith's trusts.</p> <p>Petitioner states that the two trusts told title to multiple parcels of real property in both Fresno County and within the State of California and a promissory note secured by real property in Torrance, CA, said property being vested in the name of Betty Lou Amelino.</p> <p>Petitioner states there is no ambiguity in the writings created by Edith prior to her death, and that Petitioner is the unquestioned successor trustee of her trust under the 3rd Amendment dated 2-11-08.</p> <p>A dispute has arisen between the beneficiaries and trustees of the two trusts.</p> <p style="text-align: center;">SEE ADDITIONAL PAGES</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. As previously noted: Notice to certain beneficiaries was sent "C/O" other persons. However, <u>direct</u> notice to the person entitled thereto is required by Cal. Rules of Court 7.51 (<u>even to a minor or a conservatee</u>), and notice to the attorney, if represented, is required by Probate Code §1214. The Court may require continuance for proper notice (30 days' direct notice) to all persons entitled to notice, as noted above.</p> <p>Specifically, notice to Betty Lou Amalino was sent "C/O" Public Guardian, rather than directly, as previously noted.</p> <p>Also, notice to <u>Robert Stevens</u> was previously sent to his attorney. This time, notice was sent to him "C/O" Shari Ann Stevens, with the attorney excluded.</p> <p>2. Need order.</p> <p>Reviewed by: skc</p> <p>Reviewed on: 2-14-14</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 6A – Stevens</p>
Sam DOD: 9-27-97		
Cont. from 121613		
Aff.Sub.Wit.		
✓ Verified		
Inventory		
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	X	
Order	X	
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		

Page 2

Petitioner states that on 10-10-13, Robert Stevens filed an unlawful detainer action against petitioner 13CECL09482 seeking to evict Petitioner from real property located at 19760 E. American Avenue, Reedley, CA 93654 (APN 333-290-13). See deed at Exhibit H. (Deed dated 1983 indicates that Sam and Edith granted this property in one-half undivided interests to each of their respective trusts.) Petitioner submits that is beyond dispute that title to this real property is vested as such.

Petitioner believes the UD action initiated by Robert Stevens was brought against Petitioner with an intent to vex, annoy, harass, and needlessly impose financial punishment upon Petitioner, and the Court must issue instructions and make findings confirming Petitioner as the proper successor trustee of Edith's trust, as amended, or a multiplicity of separate but related legal actions will ultimately be filed between the interested parties to each of the trusts.

Petitioner requests the following:

1. **An adjudication, finding, and instruction from the Court that, under operation of the 3rd Amendment dated 2-11-08, Petitioner is confirmed as the due, proper, and only successor trustee of the Edith Lillian Mitchell Stevens Revocable Living Trust dated 11-2-83 as amended 5-4-04, 5-9-07, and 2-11-08;**
2. **An adjudication, finding, and instruction from the Court that the 3rd Amendment is in full force and effect;**
3. **An adjudication, finding, and instruction from the Court that the 3rd Amendment controls and instructions Petitioner as successor trustee how the trust estate contained within the trust shall be distributed; and**
4. **That the Court order such other and further relief as it may deem proper.**

Objections filed 2-18-14 by Robert Stevens state that pursuant to the notice sent pursuant to §16061.7, Petitioner had 120 days from the date of service of such notice to bring action. 120 days passed and no objections were received; therefore, Robert signed the Affidavit of Change of Trustee on each trust property reflecting that he was the new owner of the property. Petitioner has not performed any duties in what he claims to be his capacity as successor trustee of the Edith Trust, has not made any effort to comply with Probate Code §16061.7. By his failure to respond to the 120 day notice to file action or even inform Robert of the existence of what he claims are valid amendments to the trust, he has waived his right to act as trustee and enforce those amendments.

Objector states at a minimum Petitioner is liable under §16061.9 for the significant damages, attorney's fees and costs caused by his failure to serve the notification required by §16061.7.

SEE ADDITIONAL PAGES

Page 3

Objector states that since Edith's death in 2012 and until recently, Dale has acted as if he is the sole owner of the several properties owned by the Sam Trust and the Edith Trust, and collected rents from tenants for over 18 months and has never accounted for his actions. While he admits that Robert is the trustee of the Sam Trust, he nevertheless collected rents and used those rents for his own advantage and has ignored Robert's request to account for rents collected.

After Robert was finally able to collect some of the rents upon providing copies of the deeds showing Robert as successor trustee, Dale even filed an unlawful detainer action against a tenant at one of the properties in this county claiming to be the owner of the property. The tenant properly paid Robert, which Dale knew, but chose to ignore. He could not provide proof that he was the owner of the property and the case was dismissed.

Objector states Dale was acting as de facto trustee of the Sam Trust and the Edith Trust prior to Edith's passing and collecting all rents. Edith was not competent and could not have exercised the duties of trustee. The rents were clearly not used to pay for upkeep and repairs. Not only is Dale liable for the waste he has caused, his failure to keep the properties safe subjects both the Sam Trust and the Edith Trust to liability.

Objector requests the Court order Dale to file an accounting from the time he began acting as de facto trustee, including all information as to the cash Edith had up until her death, and requests that the Court order Dale to stay off the properties owned by the trusts and quit collecting rent thereon.

Objector requests the Court:

- 1. Deny the First Amended Petition for Instructions and to Determine Entitlement;**
- 2. Order that Robert Stevens be allowed to continue as trustee of the Edith Trust;**
- 3. Order Clarence Dale Stevens to provide an accounting of the Edith Trust;**
- 4. Order that Clarence Dale Stevens stay off the properties owned by the Edith Trust and cease collecting rent on those properties;**
- 5. Award damages, cost and attorney fees as will be proven at trial; and**
- 6. For other and further relief as the court deems proper.**

Atty Pape, Jeffrey B., of Pape & Shewan (for Petitioner Ronald Snyder, Trustee)

Petition for Order Accepting Resignation of Trustee and for Appointment of Successor Trustee

	RONALD SNYDER , Trustee of MARGARET WENTWORTH TESTAMENTARY TRUST , is Petitioner.		NEEDS/PROBLEMS/COMMENTS:
	Petitioner states:		
Cont. from	<ul style="list-style-type: none"> He was duly appointed as Trustee of the MARGARET WENTWORTH TESTAMENTARY TRUST by Order of the Court dated 2/8/1991 (copy of Order attached as Exhibit A); Petitioner serves as Trustee without bond; Petitioner has tendered his resignation as Trustee, and Petitioner requests that his resignation be accepted; (Resignation attached as Exhibit B); As there is no successor trustee nominated in the Order, Petitioner requests that BRUCE D. BICKEL, a private professional trustee, be appointed as successor trustee; (Acceptance of Appointment as Trustee attached as Exhibit C); The Trust estate consists of one asset which is cash in the amount of \$109,816.81. 		1. Probate Code § 15602(a)(3) provides a trustee is not required to give a bond unless an individual who is not named as trustee in the trust instrument is appointed as trustee by the court. Subdivision (b) provides that a request by all adult beneficiaries of a trust that bond be waived for the individual not named as trustee in the trust is deemed to constitute a compelling circumstance sufficient for the court to excuse requirement of bond. <i>Petition</i> is silent on the issue of bond for the successor trustee, and none of the beneficiaries have requested or consented to waiver of bond.
<input type="checkbox"/> Aff.Sub.Wit.			
<input checked="" type="checkbox"/> Verified			<p>Note: Order dated 2/8/1991 in Case #4057394 from the ESTATE OF MARGARET WENTWORTH finds the estate residue shall be distributed to Petitioner in trust for EVERETT ALLEN WENTWORTH, JR. for his lifetime; upon his death, the trust property shall be distributed in specific percentages to the Petitioner, ROSEANN MACSWAIN, and JERRY DALE SNYDER.</p> <p>Reviewed by: LEG</p> <p>Reviewed on: 2/18/14</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 7 – Wentworth</p>
<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 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	Petitioner requests: <ol style="list-style-type: none"> The Court accept Petitioner's resignation; The Court appoint BRUCE D. BICKEL as Successor Trustee of the MARGARET WENTWORTH TESTAMENTARY TRUST created under Order dated 2/8/1991; Petitioner Ronald Snyder be directed to transfer the Trust assets to BRUCE D. BICKEL; and On acknowledge of receipt of Trust assets by BRUCE D. BICKEL, the Court discharge Petitioner Ronald Snyder, as Trustee, from all duties and responsibilities as Trustee of the MARGARET WENTWORTH TESTAMENTARY TRUST created under Order dated 2/8/1991. 		
<input type="checkbox"/> Aff. Posting			
<input type="checkbox"/> Status Rpt			
<input type="checkbox"/> UCCJEA			
<input type="checkbox"/> Citation			
<input type="checkbox"/> FTB Notice			

Atty Jaech, Jeffrey A. (for Wendy M. Carlos – Petitioner)

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

DOD: 01/03/14	WENDY M. CARLOS, daughter/named Executor without bond, is Petitioner.	NEEDS/PROBLEMS/COMMENTS: Note: Status hearings will be set as follows: <ul style="list-style-type: none"> • Friday, 07/25/14 at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal and • Friday, 04/24/15 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	Full IAEA – OK	
Aff.Sub.Wit. s/p	Will dated 03/26/99	
✓ Verified	Residence: Fresno	
Inventory	Publication: The Business Journal	
PTC	Estimated Value of the Estate:	
Not.Cred.	Personal property - \$ 60,000.00	
✓ Notice of Hrg	Annual income - 500.00	
✓ Aff.Mail w/o	Real property - 169,000.00	
Aff.Pub.	Total - \$229,500.00	
Sp.Ntc.	Probate Referee: RICK SMITH	
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: 02/18/14
Updates:
Recommendation: SUBMITTED
File 9 – Davalos

Raul, 14	GENERAL HEARING 04/14/14		<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need <i>Notice of Hearing</i>. 2. 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>Temporary Petition or Consent & Waiver of Notice or Declaration of Due Diligence</i> for: <ol style="list-style-type: none"> a. Raul Salvador Andres Lopez (father) b. Karla Liliana Juarez Bautista (mother) Note: Notarized statement from mother, does not excuse personal service requirement. Need mother's signature on Consent & Waiver of Notice.
Odalys, 12	<p>MARIA BAUTISTA JUAREZ, maternal grandmother, is Petitioner.</p> <p>Father: RAUL SALVADOR ANDRES LOPEZ Mother: KARLA LILIANA JUAREZ BAUTISTA</p> <p>Paternal grandfather: RAUL ANDRES RIVAS Paternal grandmother: MANUELA DEL CARMEN LOPEZ DE ANDRES</p> <p>Maternal grandfather: ALEJANDRO JUAREZ</p> <p>Petitioner states that the minor's father lives in Canada and the mother lives in El Salvador. Petitioner is willing to provide them with housing, care and maintenance. There is no adult willing to care for the minors. Temporary guardianship is needed in the event of an emergency and for the children's educational needs/issues.</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 type="checkbox"/> Notice of Hrg	<input checked="" type="checkbox"/>		
<input type="checkbox"/> Aff.Mail			
<input type="checkbox"/> Aff.Pub.			
<input type="checkbox"/> Sp.Ntc.			
<input type="checkbox"/> Pers.Serv.	<input checked="" type="checkbox"/>		
<input checked="" type="checkbox"/> Conf. Screen			
<input checked="" type="checkbox"/> Letters			
<input checked="" type="checkbox"/> Duties/Supp			
<input type="checkbox"/> Objections			
<input type="checkbox"/> Video Receipt			
<input type="checkbox"/> CI Report			
<input type="checkbox"/> 9202			
<input checked="" type="checkbox"/> Order			
<input type="checkbox"/> Aff. Posting			
<input type="checkbox"/> Status Rpt			
<input checked="" type="checkbox"/> UCCJEA			
<input type="checkbox"/> Citation			
<input type="checkbox"/> FTB Notice			
			Reviewed by: JF
			Reviewed on: 02/18/14
			Updates:
			Recommendation:
			File 10 – Juarez

ProPer Mathis, Judy (pro per – Conservator)

ProPer Holguin, Irene (pro per – mother/Petitioner)

Petition for Visitation

Age: 29	IRENE HOLGUIN, mother, is Petitioner.	NEEDS/PROBLEMS/COMMENTS: Note: Per minute order dated 08/03/11, Irene Holguin currently has unsupervised visitation every Sunday from 8:00am to 6:00pm.	
	JUDY MATHIS , foster mother/friend, was appointed conservator of the person on 1/7/03.		
Cont. from	Petitioner states that she has complied with the previous court ordered visitation since 2011 and would now like to increase the visitation from 8:00am Saturday morning to 8:00pm Sunday evening and to include every legal holiday. Declaration attaching letter from Ronald Sequeira of CVRC filed 02/19/14 states: Currently, Isabel visits with her mother, Irene Holguin, on Sundays from 8:00am to 8:00pm. Upon returning from those visits, an increase in all behaviors has been noted and blood sugar levels have not been within normal range, taking numerous days to stabilize. Ms. Holguin is now requesting overnight and holiday visits. Mr. Sequeira recommends that no changes be made to the current visitation plan and that the terms and conditions of the visits remain at the discretion of Conservator Judy Mathis.		
Aff.Sub.Wit.			
✓ Verified			
Inventory			
PTC			
Not.Cred.			
✓ Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
✓ Pers.Serv.			w/
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			x
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
		Reviewed by: JF	
		Reviewed on: 02/18/14	
		Updates: 02/19/14	
		Recommendation:	
		File 11 – Castro	

12 Ariel Golden, Dallas Kerns, Dylan Kerns & Dwayne McCoy (GUARD/P)

Case No.

09CEPR00065

Atty Crawford, Angelita C. (pro per Guardian/maternal grandmother)

Atty English, Anita (pro per Petitioner/mother)

Petition for Visitation

Ariel age: 15		<p>ANITA R. ENGLISH, mother, is petitioner.</p> <p>ANGELITA CRAWFORD, maternal grandmother, was appointed guardian of Ariel on 4/22/2009 and was appointed guardian of Dallas, Dylan and Dwayne on 1/12/13. - <i>Served by mail on 1-16-14</i></p> <p>Father (of Ariel): DANNY EARL GOLDEN Father (of Dallas and Dylan): CHARLES KERNS Father (of Dwayne): DWAYNE McCOY</p> <p>Petitioner states she was unable to appear in Court and her prior petition for visitation was denied. Since that hearing, she has not been able to continue visits with her children and she needs a court date to be able to see them.</p> <p>Petitioner's prior petition filed 10/23/13 stated she has not been allowed to talk to or see her children in five months. Her mother, guardian Angelita Crawford, is refusing to give her any contact.</p> <p>Examiner's Note: On 12/9/13, the Court ordered the parties to participate in mediation. However, at the continued hearings on 12/19/13 and 12/30/13, there were no appearances.</p> <p>A copy of the Mediation agreement was filed by Anita English on 12/9/13. The parties agreed that mom would have supervised visits. The visits would continue as long as they were peaceful and healthy family visits. The first visit will be 12/14/13 between 2:00 and 5:00 at Hometown Buffet and adjacent stores. Future visits will be every other weekend beginning on 1/4/14. The parties agree to encourage the children to keep visits. The parties agree that telephone conversations may be had between mom and her children.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need proof of service of Notice of Hearing at least 15 days prior to the hearing on: - Ariel Golden (Minor, age 15) 2. The Court may also require proof of service of Notice of Hearing at least 15 days prior to the hearing on: - Danny Golden (Father of Ariel) - Charles Kerns (Father of Dallas and Dylan) - Dwayne McCoy (Father of Dwayne) <p>Note: On 1/3/14, Guardian Angelita Crawford was granted a domestic violence restraining order against Petitioner Anita English in Case No. 13CEFL05929 that expires 1/3/19.</p>
Dallas age: 9			
Dylan age: 8			
Dwayne age: 1			
Aff.Sub.Wit.			
✓	Verified		
Inventory			
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			
	Order X		
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
		<p>Reviewed by: KT / skc</p> <p>Reviewed on: 2-19-14</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 4B – Golden, Kerns & McCoy</p>	

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

		NO TEMP REQUESTED	NEEDS/PROBLEMS/COMMENTS: <u>If this matter goes forward:</u> 1. Need Notice of Hearing. 2. Need proof of personal service of Notice of Hearing with a copy of the petition per Probate Code §1511 or consent and waiver of notice or declaration of due diligence on: - Shaquisha Jenkins (mother) - Unknown father 3. Need proof of service of Notice of Hearing with a copy of the petition per Probate Code §1511 or consent and waiver of notice or declaration of due diligence on: - Faitha Jane Jenkins (Maternal Grandmother) - Paternal Grandparents	
		LEE DALE JENKINS , Maternal Grandfather, is Petitioner and requests guardianship of D'Eric Jenkins. Father: NOT LISTED Mother: SHAQUISHA JENKINS Paternal Grandfather: Not listed Paternal Grandmother: Not listed Maternal Grandmother: Faitha Jenkins (Guardian of this minor's sibling)		
	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			
✓	Clearances			
✓	Order			
	Aff. Posting			
	Status Rpt			
✓	UCCJEA			
	Citation			
	FTB Notice			
				Reviewed by: skc Reviewed on: 2-18-14 Updates: Recommendation: File 13 – Jenkins

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

Age: 8		<u>TEMPORARY EXPIRES 02/24/14</u>		NEEDS/PROBLEMS/COMMENTS:	
		ROSARIO REYES and DANIEL REYES,		Court Investigator Jennifer Young to	
		non-relatives (godparents), are		provide:	
		Petitioners.		1) CI Report	
Cont. from				2) Clearances	
	Aff.Sub.Wit.	Father: EDUARDO DOMINGUEZ , Court		1. Need proof of service fifteen (15)	
✓	Verified	dispensed with notice per minute		days prior to the hearing of the	
	Inventory	order of 01/07/2014		Notice of Hearing along with a	
	PTC	Mother: NANCY FALCUCCI – <i>personally</i>		copy of the Petition for	
	Not.Cred.	<i>served on 01/01/14</i>		Appointment of Guardian or	
✓	Notice of Hrg	Paternal grandfather: NOT LISTED		consent and waiver of notice or	
	Aff.Mail	Paternal grandmother: NOT LISTED		declaration of due diligence for:	
	Aff.Pub.	Maternal grandfather: NOT LISTED		<ul style="list-style-type: none"> • Paternal Grandfather (Not Listed) 	
	Sp.Ntc.	Maternal grandmother: NOT LISTED		<ul style="list-style-type: none"> • Paternal Grandmother (Not Listed) 	
✓	Pers.Serv.	Siblings: TERESA HOLGUIN, J.B.		<ul style="list-style-type: none"> • Maternal Grandfather (Not Listed) 	
✓	Conf. Screen	Petitioners state that Petra has lived		<ul style="list-style-type: none"> • Maternal Grandmother (Not Listed) 	
✓	Letters	with the petitioners since she was 3			
✓	Duties/Supp	months old, they have provided			
	Objections	clothing, housing, food and an			
	Video Receipt	education.			
	CI Report			Reviewed by: LV	
	9202			Reviewed on: 02/18/2014	
✓	Order			Updates:	
	Aff. Posting			Recommendation:	
	Status Rpt			File 14 – Ferris	
✓	UCCJEA				
	Citation				
	FTB Notice				

Petition for Appointment of Temporary Guardianship of the Person

Age: 1 month	<p>TEMPORARY GRANTED TO ANGELINA ORTEZ <u>ONLY EXPIRES 02/24/2014</u></p> <p><u>GENERAL HEARING 04/09/2014</u></p> <p>ANGELINA ORTEZ and RINALDO ORTEZ, maternal aunt and uncle are petitioners.</p> <p>Father: UNKNOWN</p> <p>Mother: CYNTHIA E. VALLADORES, consents and waives notice</p> <p>Paternal Grandfather: Unknown Paternal Grandmother: Unknown</p> <p>Maternal Grandfather: Alfredo A. Valladores, Deceased Maternal Grandmother: Norma Linda Garcia, Deceased</p> <p>Petitioners state: the mother of the minor child does not want the child. She is unstable and at the present time is unable to care for the child. She tested positive for drugs. Temporary orders are needed so the proposed guardians will be able to obtain medical care for the child, when necessary. The baby is only a few days old and will need to be taken to the doctor for checkups, etc. The guardianship will also provide the proposed guardians the opportunity to place the child on their health insurance.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> Petition was not signed or verified by Rinaldo Ray Ortez. Need proof of personal service five (5) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Guardian or consent and waiver of notice or declaration of due diligence for: <ul style="list-style-type: none"> Father (Unknown) Page #5 of the Guardianship Petition – Child Information Attachment (GC 210(CA)) which pertains to whether the child has Native American Ancestry was not completed. Need declaration with page #5 attached.
Cont. from		
Aff.Sub.Wit.		
✓ Verified		
Inventory		
PTC		
Not.Cred.		
✓ Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
✓ Pers.Serv. w/		
✓ Conf. Screen		
✓ Letters		
✓ Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
✓ Order		
Aff. Posting		
Status Rpt		
✓ UCCJEA		
Citation		
FTB Notice		
	<p>Reviewed by: LV</p> <p>Reviewed on: 02/19/2014</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 15 – Valladores</p>	

		GENERAL HEARING 2-6-14, CONTINUED TO 4-3-14	<p>NEEDS/PROBLEMS/ COMMENTS:</p> <p>Note: The Proposed Conservatee has <u>NOT</u> been advised of her rights.</p> <p>Minute Order 2-6-14: Based on Polina Arevalo's anticipated move to Fresno, the Court finds that it would be in the best interest to have jurisdiction in Fresno County. The Court indicates to counsel that it will entertain a petition for temporary conservator of the estate on an order shortening time. Matter is continued to 4/3/14 so the investigation in Monterey County can be completed. Continued to 4-3-14 at 9am in Dept. 303.</p> <p><u>SEE ADDITIONAL PAGES</u></p>
		<p>MARIA DE LOS ANGELES RODRIGUEZ, Step-Granddaughter, is Petitioner and requests appointment as Temporary Conservator of the Estate only with bond of \$35,450.00 with specific authority to sell the proposed conservatee's former residence in Salina, CA, and to direct payment of the proposed conservatee's Social Security benefits for her care and maintenance during temporary conservatorship.</p> <p>Petitioner states the proposed conservatee's residence is at risk of vandalism and must be sold immediately to obtain funds to care for the proposed Conservatee and prevent damage to the property.</p> <p>Petitioner requests the Court excuse notice to the step-daughter and other step-granddaughters listed in the original petition because the residence needs to be sold immediately.</p> <p>Estimated value of estate: Personal property: \$2,500.00 Public assistance benefits: \$12,000.00 Real property: \$194,800.00</p> <p>Court Investigator Jennifer Daniel filed a report on 2-19-14.</p> <p>Curtis D. Rindlisbacher filed Report and Recommendation of Court Appointed Counsel for Proposed Conservatee on 2-18-14.</p> <p style="text-align: center;"><u>SEE ADDITIONAL PAGES</u></p>	
	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	X	
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
		<p>Reviewed by: skc</p> <p>Reviewed on: 2-19-14</p> <p>Updates: 2-20-14</p> <p>Recommendation:</p> <p>File 16 – Arevalo</p>	

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Report and Recommendation of Curtis D. Rindlisbacher, Court-appointed counsel for the proposed Conservatee, filed 2-18-14, states:

Mr. Rindlisbacher visited Ms. Arevalo at her current facility and confirmed that she is in need of 24 hour care and cannot be safely cared for in her home. According the Petitioner's attorney Catherine Amador, temporary conservatorship is needed to sell the residence and obtain social security benefits. Ms. Amador confirmed that her client is employed and will be bonded.

Based on review of the pleadings and interview with the proposed Conservatee and staff at the care facility, Mr. Rindlisbacher recommends:

- a. That venue be maintained in Fresno County only if the proposed Conservatee is actually moved to a care facility in Fresno County within the next six months to facilitate ongoing reviews by this Court Investigator's Office.
- b. That temporary conservatorship of the estate be granted with authority to sell the residence and either store or sell the tangible personal property items located in that residence. Temporary powers are also needed to collect the social security benefits for the proposed Conservatee.
- c. That permanent conservatorship of the person and estate be granted with voting rights affected and exclusive rights to make medical decisions on behalf of the proposed Conservatee.
- d. Because the capacity declaration is incomplete regarding dementia powers, no power to administer psychotropic medications appropriate to the care of dementia be given without a completed capacity declaration supporting such.
- e. Finally, the Court order appointing Mr. Rindlisbacher as counsel for the proposed Conservatee provides that fees and expenses are to be paid by County of Fresno. However, according to counsel for Petitioner, it is believed that the residence is free and clear, and if sold at the estimated value of \$194,000, Mr. Rindlisbacher requests the Court consider revising its order so that his services could be paid from the estate upon approval.

SEE ADDITIONAL PAGES

NEEDS/PROBLEMS/COMMENTS:

1. Need proof of service of Notice of Hearing with a copy of the Temporary Petition at least five Court days prior to the hearing on the Proposed Conservatee Polina Church Arevalo and her Court-appointed attorney Curtis D. Rindlisbacher pursuant to Probate Code §§ 2250(e), 1214.
2. Petitioner requests the Court excuse notice to the step-relatives listed in the petition. Petitioner stated in the original petition that the proposed Conservatee has no biological relatives, and all relatives listed in the petition are relatives by marriage. If notice is not excused, need notice per Probate Code §2250(e).
3. The Court may require clarification regarding the urgency for sale with reference to Probate Code §2252(e), which provides the findings required for an order authorizing sale during temporary conservatorship, and may require a complete investigation to be completed pursuant to Probate Code §1826 prior to authorizing the sale of the Conservatee's assets.
4. Petitioner does not state whether the proposed sale has been discussed with the proposed Conservatee pursuant to Probate Code §2540.
5. Petitioner requests bond of \$35,450.00 based solely on personal property and income. However, Petitioner requests to sell the Conservatee's real property; therefore, that value should be included in bond calculation.

Bond amount based on the value of the proposed Conservatee's personal property, annual income, value of the real property, and cost of recovery pursuant to Probate Code §2320(c)(4) and Cal. Rules of Court 7.207 should be \$230,230.00.

6. Please confirm if the proposed conservatee's last name is "AREVALO" or "AREVALOS" – the name appears both ways in the paperwork.

ProPer Augustus, Carolyn (pro per – biological paternal grandmother/Petitioner)

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

Anquan, 7	<p align="center"><u>NO TEMPORARY REQUESTED</u></p> <p>CAROLYN AUGUSTUS, biological paternal grandmother, is Petitioner.</p> <p>Biological Father: ANTWANE DUPREE LEE – personally served on 01/21/14</p> <p>Biological Mother: DEREICE DRAPER Adoptive mother/maternal aunt: JAVON WALDROP</p> <p>Paternal grandfather: DECEASED</p> <p>Maternal grandfather: CLOYD LEE MARSHALL Maternal grandmother: DECEASED</p> <p>Petitioner alleges that the children are not being properly cared for in their current home. Their medical and dental needs are neglected, they are underfed, and do not have adequate clothing. The ragged clothes they do have are unclean and their hygiene is poor. The children have no beds and sleep on a dirty floor sometimes without covers.</p> <p>Court Investigator Dina Calvillo filed a report on 02/14/14.</p> <p>DSS Social Worker Irma Ramirez filed a report on 02/14/14.</p> <p>Objection to Guardianship filed 02/18/14 by Javon Waldrop states that Petitioner, Carolyn Augustus has made false allegations against her. Objector believes that Ms. Augustus is angry because her visitation was stopped. Objector states that she stopped allowing Ms. Augustus to visit the children because of the false allegations.</p> <p>Declaration of Petitioner Carolyn Augustus filed 02/20/14 attaches letters attesting to her character from her church pastor and another woman. The declaration also attaches pictures, reportedly of Javon Waldrop (adoptive mother/aunt) and her husband Darryl Johnson that shows alcohol being consumed with children around and possible drug use. There also is a picture of one of the children with a scabbed sore on the temple.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>CONTINUED FROM 02/18/14 Minute Order from 02/18/14 states: Court Investigator Dina Calvillo is sworn and testifies. The Court orders that Carolyn Augustus take part in the DSS Team Decision Meeting. Javon Waldrop is ordered to provide before the next hearing, proof that the children are enrolled and attending school.</p> <ol style="list-style-type: none"> 1. Need proof of 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 or Consent & Waiver of Notice or Declaration of Due Diligence for: <ol style="list-style-type: none"> a. Javon Waldrop (adoptive mother/biological maternal aunt) – personal service required b. Cloyd Lee Marshall (maternal grandfather) – service by mail is sufficient 2. Items 3 & 13 of the Confidential Screening Form were not completed. #3 – I have/have not been charged with, arrested for, or convicted of a crime deemed to be a felony or a misdemeanor; #13 – I have or may have/I do not have an adverse interest that the court may consider to be a risk to, or to have an effect on, my ability to faithfully perform the duties of guardian. 	
Anquanesse, 7			
Cont. from 021814			
Aff.Sub.Wit.			
✓ Verified			
Inventory			
PTC			
Not.Cred.			
✓ Notice of Hrg			
Aff.Mail			x
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Sp.Ntc.			
✓ Pers.Serv.			w/o
✓ Conf. Screen			
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✓ UCCJEA			
Citation			
FTB Notice			
<p>Reviewed by: JF</p> <p>Reviewed on: 02/18/14</p> <p>Updates: 02/20/14</p> <p>Recommendation:</p> <p>File 17 – Lee</p>			