



## 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.

Atty Casheros, Jerry D. (for Kelsey Erin Rij – Minor)

Atty Stern, Rhonda S. (for Ninon Trimm – Mother – Objector)

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

		<b>TEMP EXPIRES 3-28-14</b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		<b>KELSEY ERIN RIJ</b> , Minor, is Petitioner.	
		Petitioner requests appointment of <b>DR. MICHAEL KRUEGER and SUSAN KRUEGER</b> , non-relatives, as Guardians. The proposed Guardians are the parents of the minor's best friend.	<u>Continued from 1-27-14</u>
<b>Cont. from 012714</b>			
	Aff.Sub.Wit.		<p>As of 3-26-14, nothing further has been filed. The following issue remains:</p> <ol style="list-style-type: none"> <li>Need proof of service of Notice of Hearing with a copy of the Petition at least 15 days prior to the hearing on all relatives per Probate Code §1511: <ul style="list-style-type: none"> <li>Roger Rij (Paternal Grandfather)</li> <li>Irma Rij (Paternal Grandmother)</li> <li>Landon Castillo (Maternal Grandfather)</li> <li>Joanna Castillo (Maternal Grandmother)</li> <li>Ryan Rij (sibling, if age 12 or older)</li> <li>Ethan Rij (sibling, if age 12 or older)</li> </ul> </li> </ol>
✓	Verified	Father: <b>JOHN RIJ</b> - Consents and waives notice	
	Inventory	Mother: <b>NINON TRIMM</b> - Objection filed 11-6-13 - Attorney served 1-10-14	
	PTC	Paternal Grandfather: Roger Rij Paternal Grandmother: Irma Rij	
	Not.Cred.	Maternal Grandfather: Landon Castillo Maternal Grandmother: Joanna Castillo	
✓	Notice of Hrg	Siblings: Ryan Rij, Ethan Rij	
	Aff.Mail	<b>Minor Petitioner states</b> her mother and stepfather Terry Trimm have created a toxic environment for her for the past several years. Petitioner states she is an A student with a love for cross-country running. She will probably be able to obtain a scholarship for college and has been in contact with two universities. However, her mother and stepfather she has not been allowed to focus on aspects of life that are important to her, such as school, future career, and sports, and has raised her siblings, assuming the role of parent, with little help from her mother. Petitioner met her friend Kennedy Krueger in school and feels fortunate to have the Krueger family in her life. She has felt more welcome in their home than in her own.	
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
✓	Conf. Screen		
✓	Letters		
✓	Duties/Supp		
	Objections		
	Video Receipt		
✓	DSS Report		
✓	Clearances		
	Order		
	Aff. Posting		
	Status Rpt		
✓	UCCJEA		
	Citation		
	FTB Notice	Petitioner states that over the summer, her stepfather moved out, but continued coming around, yelling, and being emotionally abusive, and this only made the way her mother treated her worse. Petitioner went on a two-week camp and when the trip was over, informed her mother that she did not want to live there. Her mother seemed to appreciate this and contacted Mrs. Krueger and asked if she could stay with the Kruegers. Mrs. Krueger agreed. Petitioner moved in with the Kruegers on 8-8-13.	
<b>SEE ADDITIONAL PAGES</b>			<p><b>Reviewed by:</b> skc</p> <p><b>Reviewed on:</b> 3-26-14</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 3 – Rij</b></p>

**Petitioner states** that after she moved in with the Kruegers, she continued to look after her siblings and take them to school. However, Petitioner states her mother started making threats to make her come back and live with her, such as to have her placed in a mental institution. On 10-17-13, Petitioner states her mother demanded that she be back at home the next day (Friday). Due to a cross-country meet set for Saturday, she then demanded that she return on Sunday. On Sunday, she called the police, who contacted her and told her to go home or they would come get her. Petitioner states Dr. and Mrs. Krueger drove her home where the police were waiting. Petitioner states her mother berated her and called her a runaway, even though they had arranged the situation and knew where she was.

Since being forced to move back in with her mother, Petitioner is terrified that her mother will try to prevent her from going to college or having any success. Petitioner states her mother has also made accusations that she is still taking money from the Kruegers and hiding it. Her stepfather continues to come around and on 10-22-13, made a number of specific threats: That he would "royally fuck up her life and future" if she "pulled another stunt like that again;" that he would take out a restraining order against the Kruegers and sue them when they break it; that he would file charges against Petitioner for car theft; that he would make sure Petitioner would not get into college; that he would take out a restraining order against Kennedy to prevent them from seeing each other at school; that he would make sure any scholarship offer she received was revoked; that he would make it so Petitioner would never be able to get a job, and kick her out of the house and watch her "fall on her face and come running back home;" that he knows the justice system and would use it to ruin Petitioner's and the Kruegers' lives; that he would charge her with slander of her mother; that he would charge the Kruegers with "aiding a runaway;" and that he would "beat the shit out of her if he tried to 'run away' from them again."

Petitioner states she is scared to be living at her mother's house and fears for her safety and her future. The Kruegers treat her like family. Petitioner states she will be 18 in March and will graduate from high school in May, and begs the Court to appoint the Kruegers as her guardians. Petitioner also requests an order preventing her stepfather Terry from being near or communicating with her.

Petitioner filed documentation in support including a declaration from her father, **JOHN RIJ**, who resides in Nevada. Mr. Rij states he is aware of the issues that his daughter faces and fully supports her staying with the Kruegers. He signed consent and waiver of notice form. Additional declarations are filed in support, as well as school reports, text messages.

**Declaration of Attorney Jerry D. Casheros filed 11-6-13 states that a Temporary Restraining Order granted 10-28-13 protects Kelsey from her stepfather Terry Trimm (attached, expires 11-13-13).** Since that time, Mr. Trimm has engaged in a number of retaliatory acts and threats against Kelsey and the Kruegers, including making criminal allegations of statutory rape against the Kruegers' adult son. Attorney Casheros states he investigated these allegations and believes they are retaliatory and lacking any credibility. See details provided. Attorney Casheros states Mr. Trimm is preoccupied with the idea that he could lose his job and have to relinquish his firearms, since he was a security guard at a federal building. However, Attorney Casheros states his sole loyalty is to Kelsey Rij and her safety, and if he felt there were any threat to her safety or physical or emotional well-being, he would cease these proceedings immediately. However, based on his investigation, Kelsey flourishes in the Kruegers' environment and does not believe sending her back to live with her mother and stepfather is in her best interest.

**SEE ADDITIONAL PAGES**

**Attorney Casheros' Declaration (Cont'd):** Additional declarations from Attorney Gary Hunt, Susan Krueger, and Kelsey Rij were also filed. Mrs. Krueger states there was never any intent to threaten Mr. Trimm's career, but given the threats and reports of domestic violence, there was no choice but to seek restraining order to ensure Kelsey's safety. Mrs. Krueger states that when an officer appeared at her home in connection with the allegations made by Mr. Trimm, she showed him the temporary guardianship order, which the officer had not been made aware of. The serious charges have shaken their family, and Kelsey is devastated by the lengths to which her mother and stepfather will go to retaliate for her choosing to stand up to their emotional abuse and threats of physical abuse. Mrs. Krueger states that since Kelsey petitioned the Court for protection in the way of guardianship and restraining order, Terry and Ninon Trimm have acted consistent with the type of threats that scared Kelsey into asking this Court for help in the first place.

Kelsey's declaration states that the fact that her mother and stepfather have taken actions against the Kruegers and their son has only hurt her more. Kelsey states they only act in their own self-interest and are only worried about Terry's job. Kelsey states they even sent her grandmother to her school to tell her to "do the right thing" without regard for her own safety and wellbeing. Kelsey states the living situation with her mother and stepfather is toxic, emotionally abusive, threatening, and detrimental.

**[Examiner's Note: Pursuant to Minute Order 11-7-13 (temp guardianship hearing), the Family Law TRO is dismissed. (DVTRO filed by Petitioner Kelsey Erin Rij against Terry Trimm on 10-28-13 in 13CEFL05884).]**

---

**Opposition to Petition for Guardianship was filed 11-6-13 by Ninon Trimm (Mother). Opposition states the system is being manipulated to allow the adult son to have continued romantic/sexual relations with the minor.**

Mrs. Trimm states the minor has been defiant toward her mother, her stepfather, her siblings, and accepted parental discipline has been taken, including taking away her privileges. The minor continues to be defiant and manipulative. Mother states there have been no incidents of holes in the wall, threats of violence, or any other unacceptable parental discipline. Mother has only exerted her parental authority over the minor, which has resulted in the minor manipulating and misstating facts to the Court. After this action was initiated, Mother found evidence of a sexual relationship between the minor and the Kruegers' adult son. A police report has been filed. These activities are occurring in the Kruegers' home with their full knowledge. Although the son lives out of state, he is home frequently. Text messages attached.

Attached is a Request for Civil Harassment Restraining Order against Dan Krueger filed 11-5-13 by Ninon Trimm that requests protection for herself, Kelsey, and Terry Trimm, indicating that Terry Trimm has been the victim of harassing phone calls and that Dan Krueger has threatened to kill people who go against him and Kelsey. Attached are text messages between Kelsey and Dan.

Mrs. Trimm states in addition to the texts, she found the minor's diary, which contains entries of a sexually explicit nature.

Mrs. Trimm states she has never threatened to put Kelsey in a mental institution. This is another manipulation by the minor to have continued contact with Dan Krueger. Mother's only comments to minor were regarding the ability of the family to afford college without a scholarship, merit, or other financial aid.

**SEE ADDITIONAL PAGES**

**Mother's Objection (Cont'd):** Mrs. Trimm states that her daughter insisted that if guardianship papers are signed, there would be no need for a restraining order against her stepfather, who is a peace officer and required to carry a firearm in his duties of employment. A recording of this conversation can be provided to the court.

As to specific "threats" by her stepfather, they are all taken out of context and manipulated to the minor's benefit. The minor has been defiant and abusive to Mother, screaming and yelling, and has been told that if she continued to "pull another stunt like this" (like running away to the Kruegers and refusing to come home) requiring the police to be contacted to retrieve her, it would possibly hurt her chances of getting into college. She was told that scholarships are competitive and that people with issues of defiance and illegal behavior are not often considered as candidates. The minor was also told that having a vehicle is a privilege, and that she had no permission to take the vehicle to the Krueger home, and that they have every right to file charges of car theft if she continued to take the vehicle without permission.

**Mrs. Trimm states the Court needs to make orders to protect this minor from further sexual manipulation and requests that the Court deny the petition for guardianship, dismiss the case in its entirety, and order the proposed guardians to surrender the minor to the mother immediately to protect her welfare and safety.**

***[Examiner's Note: Court records indicate that the Request for Civil Harassment Restraining Order filed 11-5-13 by Ninon Trimm (Mother) against Dan Krueger (son of Proposed Guardians) in 13CECG03463 was dismissed.]***

---

**DSS Social Worker Irma Ramirez filed a report on 12-20-13.**

---

**Supplemental Declaration of Attorney Jerry D. Casheros filed 1-2-14 provides updated status:** The parties were directed to meet and confer regarding visitation. Kelsey spent time with her family over the holidays and has attended family counseling sessions with her mother. The Investigator's report recommends the guardianship be approved on a permanent basis. Mr. Casheros believes that the mother will not contest the permanent guardianship. It appears both sides have come together and handled this in a manner conducive to the best interest of the child. It is respectfully requested that the guardianship be granted.

Atty Fanucchi, Edward L.

Atty Pulido, Reynaldo Carrillo

Probate Status Hearing: Agreement

Cont. from		
	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	
	Aff. Posting	
	Status Rpt	
	UCCJEA	
	Citation	
	FTB Notice	
NEEDS/PROBLEMS/COMMENTS:		
<b><u>OFF CALENDAR</u></b>		
Order Terminating Guardianship with attached agreement was filed on 3-17-14.		
Reviewed by: skc		
Reviewed on: 3-26-14		
Updates:		
Recommendation:		
File 8 – Gomez, Madrigal & Zaragoza		

Status Hearing Re: Filing of the Receipt for the Blocked Account

<b>DOD: 6-22-12</b>		<p><b>KAREN WILLIAMS</b>, daughter, was appointed Administrator with Limited IAEA with funds placed into a blocked account on 6-4-13.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <ol style="list-style-type: none"> <li><b>Need receipt for blocked account (Mandatory Judicial Council Form MC-356) showing that the sale proceeds were deposited to the previously established blocked account.</b></li> </ol> <p><b>Note:</b> According to a status report filed 8-1-13, there was approx. \$70,000.00 in equity in the real property.</p> <ol style="list-style-type: none"> <li>According to the Amended Order for Probate with an attached estimated deposit schedule filed 8-29-13, the initial deposit to the blocked account was to be \$47,926.88 plus interest, followed by deposits of the proceeds from the sale of the two vehicles (total value \$12,000.00), transfer from another account in the amount of \$14,915.04 plus interest, and finally the proceeds from the sale of the house.</li> </ol> <p><u>Therefore, need status of the additional deposits.</u></p> <p><b>Note:</b> The Mandatory Judicial Council Form MC-356 reflecting the signature of an authorized representative from the financial institution regarding blocking, has <u>not</u> been filed. On 1-7-14, a “depository receipt” was filed indicating an initial deposit of \$47,931.99, and the Court subsequently authorized a withdrawal in the amount of \$9,594.08 to avoid foreclosure; however, nothing further has been filed with regard to the blocked account or additional deposits as ordered.</p>
Aff.Sub.Wit.		<p>Final Inventory and Appraisal filed 12-9-13 indicates a total estate value of \$179,919.84 consisting of \$67,919.84 cash plus real property, vehicles, and personal property.</p>	
Verified			
Inventory		<p>On 2-18-14, the Court confirmed the sale or estate real property and set this status hearing for receipt of the proceeds into the blocked account.</p>	
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			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
			Reviewed by: skc
			Reviewed on: 3-26-14
			Updates:
			Recommendation:
			File 11 – Williams