

Third Amended First and Final Account and Report of Conservator; Petition for Its Settlement; for Attorney Fees; and Discharge or Conservator of the Estate

DOD: 04/17/13	KATINA SAPIEN LOZANO PAULEY, Conservator, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
	Account period: 09/19/11 – 12/16/13	1. It appears there is a miscalculation of the funds remaining in the attorney trust account as stated in the petition at paragraph 18. Examiner calculates the balance remaining after payment of the approved attorney's fees to be \$1,922.00 rather than \$1,442.00.
Cont. from	Accounting - \$102,960.95	<p>Note: Petitioner states that additional funds in the amount of \$8,189.84 (refund from Golden Living Center) and \$40.00 (refund from Aetna) were also deposited into the Joann Sanoian client trust account. Therefore, examiner calculates there should be a balance of \$10,151.84 (exclusive of any accrued interest) of conservatorship assets currently in the Sanoian client trust account. The Petition (and Order) seek authorization to withdraw funds from various conservatorship accounts to pay the requested attorney fees, however it appears that there are sufficient funds already in the trust account to pay the fees. Further, after payment of the requested \$7,295.00 in attorney's fees (if approved), there should be a balance of \$2,856.84 to be refunded to the conservatorship estate. It is noted that Schedule E – Property on Hand indicates that there is a balance of \$7,731.72 in the client trust account. Need clarification.</p> <p>2. Need accounting period for the period after decedent's death pursuant to Probate Code § 2620(b).</p>
<input type="checkbox"/> Aff.Sub.Wit.	Beginning POH - \$37,268.63	
<input checked="" type="checkbox"/> Verified	Ending POH - \$17,668.83 (\$15,668.83 is cash)	
<input type="checkbox"/> Inventory	Conservator - waived	
<input type="checkbox"/> PTC	Attorney - \$7,295.00 (per declaration, itemized by date for 2.4 hours @ \$300/hr., 17.3 hours @ \$200/hr. and 31.15 hours @ \$100/hr.)	
<input type="checkbox"/> Not.Cred.	Petitioner states that \$10,796.83 was paid to the Joanne Sanoian client trust account on 06/04/12. The Court subsequently reduced the approved attorney fee to \$8,874.83 leaving a balance in the trust account of \$1,442.00 (see note 1).	
<input checked="" type="checkbox"/> Notice of Hrg	Petitioner requests that the remaining property on hand be distributed to her as the successor trustee of the Angelina S. Lozano Living Trust pursuant to Probate Code § 13100 (Declaration attached to Petition as exhibit B).	
<input checked="" type="checkbox"/> Aff.Mail w/	Bond, currently posted in the amount of \$60,000.00 is sufficient.	
<input type="checkbox"/> Aff.Pub.	Petitioner prays for an Order:	
<input type="checkbox"/> Sp.Ntc.	1. Authorizing the attorney's fees;	
<input type="checkbox"/> Pers.Serv.	2. Authorizing Petitioner to close the blocked account ending in 5483 and deposit into the conservatorship checking account ending in 6758.	
<input type="checkbox"/> Conf. Screen	3. Authorizing and directing Petitioner to distribute the remaining assets in the Joanne Sanoian Client Trust Account into the conservatorship's checking accounting ending in 6758.	
<input type="checkbox"/> Letters	4. Authorizing the distribution of the remaining assets of the conservatorship estate to Katina Sapien Lozano Pauley as successor trustee of the Angelina S. Lozano Living Trust.	
<input type="checkbox"/> Duties/Supp	5. Discharging Petitioner's bond and upon filing of the proper receipts, and filing of an Ex Parte Order for Final Discharge, discharging Petitioner.	
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input checked="" type="checkbox"/> 2620(c)		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed by: JF
		Reviewed on: 05/27/14
		Updates:
		Recommendation:
		File 1 - Lozano

**Amended Petition for Probate of Will and for Letters of Administration with Will
 Annexed; Authorization to Administer Under IAEA**

DOD: 06/19/2012	MONIKA SMITH , daughter is petitioner and requests appointment as Administrator with will Annexed.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>3B is the competing petition filed by Julia Williams.</p> <p>The following issues remain:</p> <ol style="list-style-type: none"> 1. Need date of death of the deceased spouse pursuant to Local Rule 7.1.1D. 2. Pursuant to California Rule of Court 7.53(a) an amended pleading or an amendment to a pleading requires the same notice of hearing (including publication) as the pleading it amends. Need Notice of Petition to Administer Estate on all entitled to notice and need Publication. 3. Will lists a deceased child, Joyce Smith-Mack, however this person is not listed on #8 of the petition as required. 4. Nicole Williams, named Executor of Decedent's will, is not listed on #8 of the petition as required. 5. Need proof of service of the Notice of Petition to Administer Estate on Nicole Williams pursuant to Probate Code § 8110. 6. Previous petition listed Jessica Alexander, granddaughter, however this person is not listed on #8 of the amended petition. Need clarification. <p><u>Please see additional page for Status Hearings</u></p>
	Limited IAEA – ?	
Cont. from 032714	Will dated: 05/08/2009	
<input type="checkbox"/> Aff.Sub.Wit.	s/p	
<input checked="" type="checkbox"/> Verified	Residence: Selma Publication: Need	
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input type="checkbox"/> Notice of Hrg	x	
<input type="checkbox"/> Aff.Mail	x	
<input type="checkbox"/> Aff.Pub.	x	
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.		
<input 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	<p>Probate Referee: Steven Diebert</p> <p>Petitioner states: There are two rental properties vested in Decedent's name. Petitioner has been advised that the Decedent has no motor vehicles in his name and no bank or investment accounts.</p> <p>Although the status of his other property is unknown, Petitioner estimates there may be \$100 worth of personal furnishings and personal effects remaining in the estate. However, Petitioner has not been in Decedent's home since shortly after his funeral and there may be, in fact, no personal furnishings or personal effects in the estate at this time.</p> <p>Petitioner requests that no bond be required and all funds from the sale of real property be deposited in the blocked accounts.</p>	
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
	<u>Please see additional page</u>	
		Reviewed by: LV
		Reviewed on: 05/27/2014
		Updates:
		Recommendation:
		File 3- Smith

Objection of Julia Williams to the Amended Petition for probate of Will and for Letters of Administration with Will Annexed filed on 03/26/2014 states she is the daughter of the decedent, Cleophus Smith. At the time of the decedent's death she believed that he had an Estate plan in place consisting of his Will and a Trust.

The Decedent had designated Julia Williams Executrix and Successor Trustee in his Estate plan. The Trust contemplated an even distribution of the Trust assets amongst all of her father's immediate heirs.

Ms. Williams only recently learned that about six weeks before her father's death, he revoked his Trust. Ms. Williams was not aware of this information until after she was served a copy of a 01/21/2014 Petition by Monika Smith for her appointment as Administrator of the Cleophus Smith Estate.

Once Ms. Williams learned of Monika Smith's efforts to become the Administrator, copies of the Will and Trust were provided to her attorneys. Ms. Williams also caused the last known Will of Cleophus Smith to be lodged with the court on or about February 3, 2014.

Ms. Williams later learned that her father's Trust has been revoked because other family members were concerned that their father's Trust did not treat all his immediate heirs in an equal fashion. However, the truth was that the Trust and the Will treated the real property in the same manner.

Unfortunately, now, because the two properties in the Trust were removed from the Trust and put into the decedent's individual name, the two properties are not passing outside of probate. Instead, these properties must go through probate and the Estate is liable for, at minimum, the statutory attorney and executor fees.

Thus, the revocation of the Trust did nothing but guarantee that the decedent's estate would incur thousands of dollars more in expenses and delay than it would have had the estate plan simply been left intact.

The decedent's last known Will clearly nominates Julia Williams as executrix, and if for any reason Ms. Williams is not able to perform those duties, then Nicole Williams is nominated as the alternative Executrix. Monika Williams, the person seeking appointment as the Executrix is not nominated anywhere in the decedent's Will to serve in a representative capacity.

Note: If the petition is granted status hearings will be set as follows:

- **Thursday, 10/30/2014 at 9:00a.m. in Dept. 303** for the filing of the inventory and appraisal **and**
- **Thursday, 07/30/2015 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.

Atty Wright, Judith A (for Monika Smith – Daughter)

Atty Pimentel, Paul J. (for Julia Williams – Petitioner)

Petition for Probate of Will and for Letters of Administration;
 Authorization to Administer Under IAEA

DOD: 06/19/2012		<p>JULIA WILLIAMS, named executor/daughter without bond, is petitioner.</p> <p>Full IAEA – o.k.</p> <p>Will dated: 05/08/2009</p> <p>Residence: Selma Publication: Selma Enterprise</p> <p>Estimated value of the Estate:</p> <table> <tr> <td>Personal property</td> <td>\$65,000.00</td> </tr> <tr> <td>Real property</td> <td>\$200,000.00</td> </tr> <tr> <td>Total</td> <td>\$265,000.00</td> </tr> </table> <p>Probate Referee: Steven Diebert</p>	Personal property	\$65,000.00	Real property	\$200,000.00	Total	\$265,000.00	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: If the petition is granted status hearings will be set as follows:</p> <ul style="list-style-type: none"> • Thursday, 10/30/2014 at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal and • Thursday, 07/30/2015 at 9:00a.m. in Dept. 303 for the filing of the first account and final distribution. <p>Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.</p>
Personal property	\$65,000.00								
Real property	\$200,000.00								
Total	\$265,000.00								
Cont. from									
<input type="checkbox"/>	Aff.Sub.Wit. s/p								
<input checked="" type="checkbox"/>	Verified								
<input type="checkbox"/>	Inventory								
<input type="checkbox"/>	PTC								
<input type="checkbox"/>	Not.Cred.								
<input checked="" type="checkbox"/>	Notice of Hrg								
<input checked="" type="checkbox"/>	Aff.Mail w/								
<input checked="" type="checkbox"/>	Aff.Pub.								
<input type="checkbox"/>	Sp.Ntc.								
<input type="checkbox"/>	Pers.Serv.								
<input 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 type="checkbox"/>	UCCJEA								
<input type="checkbox"/>	Citation								
<input type="checkbox"/>	FTB Notice								
		<p>Reviewed by: LV</p> <p>Reviewed on: 05/27/2014</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 8B - Smith</p>							

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

DOD: 8/28/14	GLORIA RODRIGUEZ is petitioner.	NEEDS/PROBLEMS/COMMENTS: Continued from 4/24/14. Minute order states Mr. Feigel informs the Court that he is waiting for the inventory and appraisal to be sent to him. As of 5/27/14 no additional documents have been filed. This file has not be reviewed based on, but not limited to, the following: 1. The petition is incomplete in that several questions have not been answered. 2. There is no inventory and appraisal. 3. No copy of the will is attached. 4. There is no description of the property that the petitioner is asking to pass. 5. There is no attachment 14 listing the names, relationships, ages and addresses of all required to be listed. 6. A Notice of Hearing has not been filed.
Cont. from 032714, 042414		
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		
Reviewed by: KT		
Reviewed on: 5/27/14		
Updates:		
Recommendation:		
File 4 – Fernandez		

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

DOD: 03/21/2008		<p>DWAYNE KNIFFIN, PORTIA HARDCASTLE, GWENDOLYN L. PREVOST, JOYCE I. IZARD and DONALD L. KNIFFIN, children are petitioners.</p> <p>40 days since DOD</p> <p>I & A - \$140,000.00</p> <p>Decedent died intestate.</p> <p>Petitioners request Court determination that decedent's interest in real property located at 4590 E. Grant Fresno, Ca pass 20% to Dwayne Kniffin, 20% to Portia A. Hardcastle, 20% to Gwendolyn L. Prevost, 20% Joyce I. IZARD, and 20% to Donald L. Kniffin pursuant to intestate succession.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> Attachment 11 does not provide the decedent's interest in the real property. #9a(2) of the petition indicates that the decedent's spouse is deceased. Pursuant to Local Rule 7.1D the name and date of death of the decedent's spouse is required. Each petitioner needs to sign the Inventory and Appraisal.
Cont. from			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input checked="" 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>Reviewed by: LV</p> <p>Reviewed on: 05/27/2014</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 5 - Kniffin</p>	

DOD: 03/20/07		<p>JOHN GONSALVES, surviving spouse, is Petitioner.</p> <p>No other proceedings.</p> <p>Decedent died intestate</p> <p>Petitioner states that he and the decedent were married on 07/30/66 in Fowler, CA. The decedent owned no real property and had minimal personal property assets at the time of the marriage. All property subject to this petition was acquired during the marriage and was the community property of Petitioner and decedent.</p> <p>Petitioner requests court confirmation that ½ interest in real property located at 311 S. Fowler Avenue, Fowler, CA passes to him and ½ interest in the property belongs to him.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p>
Cont. from			
	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: JF
			Reviewed on: 05/27/14
			Updates:
			Recommendation: SUBMITTED
			File 6 - Gonsalves

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

DOD: 02/18/2014	RANDALL D. COOLIDGE and TRACIE COOLIDGE-FIERRO , children, are petitioners and request appointment as Administrator without bond.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Competing Petition filed by Dianne E. Coolidge, Surviving Spouse, on 05/23/2014. Hearing is set for 07/02/2014.</p> <p>Note: If the petition is granted status hearings will be set as follows:</p> <ul style="list-style-type: none"> • Thursday, 10/30/2014 at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal and • Thursday, 07/30/2015 at 9:00a.m. in Dept. 303 for the filing of the first account and final distribution. <p>Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.</p>
Cont. from	Petitioners waive bond	
<input type="checkbox"/> Aff.Sub.Wit.	Limited Authority – o.k.	
<input checked="" type="checkbox"/> Verified	Residence: Fresno	
<input type="checkbox"/> Inventory	Publication: The Business Journal	
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg	Estimated value of the Estate:	
<input checked="" type="checkbox"/> Aff.Mail w/	Personal property - \$15,000.00	
<input type="checkbox"/> Aff.Pub.	Real property - \$660,000.00	
<input type="checkbox"/> Sp.Ntc.	Total: - \$675,000.00	
<input type="checkbox"/> Pers.Serv.	Probate Referee: Steven Diebert	
<input type="checkbox"/> Conf. Screen	Petitioners state that they are the children of the decedent and entitled to priority for appointment as administrators under Probate Code §8461(b). Decedent and Diane E. Coolidge had held themselves as husband and wife, however petitioners believe they may not have been legally married. Even if Dianne E. Coolidge is found to be a surviving spouse, she has failed to timely petition for her appointment as personal representative and pursuant to Probate Code §8468 the Court can and should now appoint petitioners as administrators.	
<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 type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
Please see additional page		
Reviewed by: LV		
Reviewed on: 05/27/2014		
Updates:		
Recommendation:		
File 7 - Coolidge		

Opposition to Petition of Randall D. Coolidge and Tracie Coolidge-Fierro for Letters of Administration filed by Attorney Ryan M. Janisse on 05/23/2014 states that the decedent and Dianne E. Coolidge were married in the County of Mohave, State of Arizona, on 11/12/1993. They remained married until decedent's death on 02/18/2014. Decedent died in a tragic fire which consumed the Coolidge residence. The undisputed evidence before this Court is that Mrs. Coolidge is the surviving spouse of the decedent. Concurrently with the filing of this Opposition, Mrs. Coolidge has filed a competing Petition for Letters of Administration seeking her appointment as administrator.

The petitioners Randall D. Coolidge and Tracie Coolidge-Fierro are the decedent's estranged children. In their Petition, Randall and Tracie assert that Mrs. Coolidge is an "alleged spouse" and that decedent and she were never married. This is false.

Probate Code §8461 sets for the order of priority for appointment of an administrator of the state of a decedent as follows: "(a) Surviving Spouse...(b) Children..."

Because Mrs. Coolidge is the surviving spouse she is assigned priority to (a). Petitioners, as the decedent's children, are assigned to (b). Accordingly, the Petition for Letters of Administration filed by Mrs. Coolidge must be granted and the competing petition filed by Randall and Tracie must be Denied.

Therefore, Dianne E. Coolidge respectfully requests that this Court grant her Petition for Letters of Administration and deny the Petition for Letters of Administration filed by Randall and Tracie.

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

DOD: 02/03/14		<p>STEPHEN PETER JAMES, son/named Executor without bond, is Petitioner.</p> <p>Full IAEA – OK</p> <p>Will dated 09/15/13</p> <p>Residence: Selma Publication: Selma Enterprise</p> <p>Estimated Value of the Estate: Personal property - \$ 23,000.00 Real property - 147,000.00 Total - \$170,000.00</p> <p>Probate Referee: RICK SMITH</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: Status hearings will be set as follows:</p> <ul style="list-style-type: none"> • Thursday, October 30, 2014 at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal and • Thursday July 30, 2015 at 9:00a.m. in Dept. 303 for filing of the first account and final distribution. <p>Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter, the status hearing will come off calendar and no appearance will be required.</p>
Cont. from			
<input type="checkbox"/>	Aff.Sub.Wit. s/p		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail w/		
<input checked="" type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input 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 type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
		<p>Reviewed by: JF</p> <p>Reviewed on: 05/29/14</p> <p>Updates:</p> <p>Recommendation: SUBMITTED</p> <p>File 8 - James</p>	

Probate Status Hearing for Failure to File the First Account or Petition for Final Distribution

DOD: 2/2/1998	<p>DIANE WINNING was appointed Executor of the estate with full IAEA authority and with bond set at \$7,000.00 on 12/10/2002.</p> <p>Bond filed on 12/16/2002.</p> <p>Letters issued on 12/16/2002.</p> <p>I & A filed on 5/9/2003 showing an estate valued at \$49,899.33.</p> <p>Petition for final distribution was due 12/2003.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Continued from 5/8/14.</p> <p>1. Need petition for final distribution <u>or</u> current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.</p>
Cont. from 120613, 030614, 050814		
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		
	<p>Reviewed by: KT</p> <p>Reviewed on: 5/27/14</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 9 - Brockway</p>	

Age:		<p>NEEDS/PROBLEMS/COMMENTS:</p> <p style="text-align: center;"><u>OFF CALENDAR</u></p> <p>3rd Account filed 5-21-14 is set for hearing on 6-25-14</p>
DOB:		
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		
		Reviewed by: skc
		Reviewed on: 5-27-14
		Updates:
		Recommendation:
		File 10 - Pope

Age: 54 years		<p>THERE IS NO TEMPORARY. No temporary was requested.</p> <p>EVANGELINE FERNANDEZ, mother, and LAURA RUDD, sister, are petitioners and request appointment as co-conservators of the person with medical consent powers.</p> <p>Declaration of Irma Yolanda Castro, M.D., 5/1/14.</p> <p>Petitioners state the proposed conservatee was diagnosed with schizophrenia when she was 18 years of age. Over the years her condition has worsened. She now cannot dress or bathe herself. She does not speak, except the occasional "yes" or "no." She cannot operate kitchen appliances so as to feed herself or even make a basic sandwich.</p> <p>Court Investigator Jennifer Daniel's Report filed on 5/21/14.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Court Investigator Advised Rights on 5/12/14.</p> <p>Voting Rights Affected need minute order.</p>	
Cont. from				
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input type="checkbox"/>	Not.Cred.			
<input checked="" type="checkbox"/>	Notice of Hrg			
<input checked="" type="checkbox"/>	Aff.Mail			W/
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input checked="" type="checkbox"/>	Pers.Serv.			
<input checked="" type="checkbox"/>	Conf. Screen			
<input checked="" type="checkbox"/>	Letters			
<input checked="" type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input checked="" type="checkbox"/>	Video Receipt			
<input checked="" 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 checked="" type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
		Reviewed by: KT		
		Reviewed on: 5/29/14		
		Updates:		
		Recommendation:		
		File 12 - Fernandez		

Age: 13 years	<p>THERE IS NO TEMPORARY. No temporary was requested.</p> <p>LEONOR MARTINEZ, maternal grandmother, is petitioner.</p> <p>Father: UNKNOWN</p> <p>Mother: SELENA MARTINEZ – Declaration of Due Diligence filed on 3/25/14.</p> <p>Paternal grandparents: Unknown Maternal grandfather: Jose Babucas</p> <p>Petitioner states mom was deported and her whereabouts are unknown.</p> <p>Court Investigator Jennifer Daniel's Report filed on 5/21/14.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. UCCJEA is incomplete. Need minor's residence information for 2009 to December 2013. 2. Need Notice of Hearing. 3. Need proof of personal service of the Notice of Hearing along with a copy of the petition or Consent and Waiver of Notice on: <ol style="list-style-type: none"> a. Melina Martinez (minor) b. Selena Martinez (mother) – unless the court dispenses with notice. 4. Need proof of personal service of the Notice of Hearing along with a copy of the petition or Consent and Waiver of Notice or Declaration of Due Diligence on: <ol style="list-style-type: none"> a. Father 5. Need proof of service of the Notice of Hearing along with a copy of the petition or Consent and Waiver of Notice on: <ol style="list-style-type: none"> a. Jose Babucas (maternal grandfather) b. Paternal grandparents 	
Cont. from			
<input type="checkbox"/> Aff.Sub.Wit.			
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<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: KT	
		Reviewed on: 5/27/14	
		Updates:	
		Recommendation:	
		File 13 – Martinez & Reyes	

14A Timothy Ouaneuanhpheng, Pearl Vasquez, Noah Vasquez & Sienna Hang

Case No. 14CEPR00272

Atty **Vue, Thai (pro per maternal uncle)**
 Atty **Vang, Valentina G. (pro per Petitioner/paternal cousin)**
 Atty **Vang, Angelina Npauj (pro per Petitioner/paternal cousin)**

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

Age: 2 years	TEMPORARY EXPIRES 5/29/14	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>This petition is as to <u>Sienna Hang</u> only.</p> <ol style="list-style-type: none"> 1. Need Duties of Guardian for Angelina Vang. 2. UCCJEA is incomplete. Need minor's residence information for 2/17/12 to the present. 3. Need Notice of Hearing. 4. Need proof of personal service of the Notice of Hearing along with a copy of the petition or consent and waiver of notice or declaration of due diligence for: <ol style="list-style-type: none"> a. Nhia Hang (father) 5. Need proof of service of the Notice of Hearing along with a copy of the petition or consent and waiver of notice or declaration of due diligence for: <ol style="list-style-type: none"> a. Paternal grandfather b. la Moua (paternal grandmother) c. Paternal grandparents
	<p>VALENTINA G. VANG and ANGELINA N. VANG, paternal cousins, are petitioners.</p> <p>Father: NHIA HANG</p> <p>Mother: PANG (PAULA) VUE – court dispensed with notice per minute order dated 4/10/14.</p> <p>Paternal grandfather: Not listed Paternal grandmother: la Moua Maternal grandparents: Not listed.</p> <p>Petitioners state both parents are unable to care for the minor. Father is nowhere to be found. Mother is absent.</p> <p>Court Investigator Charlotte Bien's Report filed on 5/13/14.</p>	
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<input type="checkbox"/> Notice of Hrg	X	
<input type="checkbox"/> Aff.Mail	X	
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		Reviewed by: KT
		Reviewed on: 5/27/14
		Updates:
		Recommendation:
		File 14A – Ouaneuanhpheng, Vasquez & Hang

14B Timothy Ouaneuanhpheng, Pearl Vasquez, Noah Vasquez & Sienna Hang

Case No. 14CEPR00272

Atty **Vue, Thai (pro per Petitioner/maternal uncle)**
 Atty **Vang, Valentina G. (pro per paternal cousin)**
 Atty **Vang, Angelina Npauj (pro per paternal cousin)**

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

Timothy age: 12	<p style="text-align: center;">TEMPORARY EXPIRES 5/29/14</p> <p>THAI VUE, maternal uncle, is petitioner.</p> <p>Timothy's father: DECEASED</p> <p>Pearl & Noah's father: GILBERT VASQUEZ – court dispensed with notice per minute order dated 4/10/14</p> <p>Mother: PANG VUE – court dispensed with notice per minute order dated 4/10/14.</p> <p>Timothy's Paternal grandparents: Unknown Pearl & Noah's Paternal grandparents Unknown Maternal grandfather: Yang Vue Maternal grandmother: Xia Vang Vue</p> <p>Petitioners state the parent (Pang Vue) is irresponsible and undependable in providing a safe and positive atmosphere for the children due to her drug addiction.</p> <p>Court Investigator Charlotte Bien's Report filed on 5/13/14.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>This petition is as to <u>TIMOTHY, PEARL and NOAH</u> only.</p> <p>6. UCCJEA is incomplete. Need minor's residence information for 2009 to 2013</p> <p>7. Need Notice of Hearing.</p> <p>8. Need proof of personal service of the Notice of Hearing along with a copy of the petition for: b. Timothy Ouaneuanhpheng (minor)</p> <p>9. Need proof of service of the Notice of Hearing along with a copy of the petition or consent and waiver of notice or declaration of due diligence for: d. Timothy's Paternal grandparents e. Pearl & Noah's paternal grandparents f. Yang Vue (maternal grandfather) g. Xia Vang Vue (maternal grandmother)</p>	
Pearl age: 7			
Noah age: 5			
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<input type="checkbox"/> Notice of Hrg			X
<input type="checkbox"/> Aff.Mail			X
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<input type="checkbox"/> Pers.Serv.			X
<input checked="" type="checkbox"/> Conf. Screen			
<input checked="" type="checkbox"/> Letters			
<input checked="" type="checkbox"/> Duties/Supp			
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<input type="checkbox"/> Status Rpt			
<input checked="" type="checkbox"/> UCCJEA			
<input type="checkbox"/> Citation			
<input type="checkbox"/> FTB Notice			
		Reviewed by: KT	
		Reviewed on: 5/27/14	
		Updates:	
		Recommendation:	
		File 14B – Ouaneuanhpheng, Vasquez & Hang	

		TEMP EXPIRES 5-29-14	NEEDS/PROBLEMS/COMMENTS:
		GRAZIELA SAUCEDA , paternal grandmother to William, is Petitioner.	Note: Please clarify whether the child's name is "Makaya" or "Makayla" (with an "L").
		Father (William): WILLIAM SANTOS – currently incarcerated at Wasco State Prison	1. Need Notice of Hearing.
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory	Father (Makaya): Not listed	2. Need proof of personal service of Notice of Hearing with a copy of the petition at least 15 days prior to the hearing per Probate Code §1511 <u>or</u> consent and waiver of notice <u>or</u> declaration of due diligence on: - Annette Husted (Mother) - William Santos (William's Father) - Makaya's father
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.	Mother: ANNETTE HUSTED	
<input type="checkbox"/>	Notice of Hrg	X	
<input type="checkbox"/>	Aff.Mail	X	
<input type="checkbox"/>	Aff.Pub.	Paternal grandfather (William): William Santos	
<input type="checkbox"/>	Sp.Ntc.	Paternal grandfather (Makaya): Not listed	
<input type="checkbox"/>	Pers.Serv.	X	
<input checked="" type="checkbox"/>	Conf. Screen	Maternal grandparents: Not listed	
<input checked="" type="checkbox"/>	Letters	Petitioner alleges that the mother does not have a safe home for the children. She stays with drug addicts and is frequently fighting with people around her. Petitioner alleges that the children have witnessed the fighting. William gets scared whenever a voice is raised and does not sleep well.	3. Need proof of service of Notice of Hearing with a copy of the petition at least 15 days prior to the hearing per Probate Code §1511 <u>or</u> consent and waiver of notice <u>or</u> declaration of due diligence on: - William Santos (William's paternal grandfather) - Makaya's paternal grandparents - Maternal Grandparents
<input checked="" type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input checked="" type="checkbox"/>	CI Report		
<input checked="" type="checkbox"/>	Clearances	Court Investigator Jennifer Young filed a report on 5-21-14.	
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		Reviewed by: skc
<input type="checkbox"/>	Status Rpt		Reviewed on: 5-27-14
<input checked="" type="checkbox"/>	UCCJEA		Updates:
<input type="checkbox"/>	Citation		Recommendation:
<input type="checkbox"/>	FTB Notice		File 15 – Santos & Colombero

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

Ayden, 5		<p align="center"><u>TEMPORARY GRANTED EX PARTE:</u> <u>EXPIRES 05/29/14</u></p> <p align="center"><u>GENERAL HEARING 07/17/14</u></p> <p>MARIA CARRION and MANUEL ZEPEDA, grandparents, are Petitioners.</p> <p>Father: MICHAEL LAJOIE</p> <p>Mother: DESTINY GARCIA</p> <p>Paternal grandparents: NOT LISTED</p> <p>Maternal grandparents: NOT LISTED</p> <p>Petitioners state that the children have lived with their grandmother all of their lives. The mother took the children on 05/11/14. Petitioners fear that the children are in danger because the mother is homeless and using heroin. Mother has stated that she plans to take the children to Nevada.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> The Petition does not state whether Petitioners are the maternal or paternal grandparents. Petition is incomplete at item 2 of both Child Information Attachments. No relatives of the children are listed. Need amended/completed Child Information Attachment for each child. Need Confidential Guardian Screening Form for Manuel Zepeda. Need <i>Notice of Hearing</i>. 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> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for: <ol style="list-style-type: none"> Michael Lajoie (father) Destiny Garcia (mother) 	
Josias, 4				
Cont. from				
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
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<input type="checkbox"/>	Notice of Hrg			x
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<input type="checkbox"/>	Pers.Serv.			x
<input checked="" type="checkbox"/>	Conf. Screen			
<input type="checkbox"/>	Letters			x
<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 type="checkbox"/>	Order			x
<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: 05/27/14		
		Updates:		
		Recommendation:		
		File 16 - Garcia		

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

Age: 2	<p align="center"><u>TEMPORARY GRANTED EX PARTE;</u> <u>EXPIRES 05/29/14</u></p> <p align="center"><u>GENERAL HEARING 07/17/14</u></p> <p>MARIA CARRION and MANUEL ZEPEDA, maternal grandparents, are Petitioners.</p> <p>Father: MARCOS BRAVO</p> <p>Mother: ALEXANDRIA ZEPEDA</p> <p>Paternal grandparents: UNKNOWN</p> <p>Petitioners state that the mother is using hard drugs (meth & heroin) and has male friends in and out of her apartment. Petitioners state that up to 10 people are staying in the mother's apartment creating an unhealthy environment. The apartment is a crack house. Child has reported to Petitioners that she has been touched but mother refuses to take her to a doctor.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>5. Need Confidential Guardian Screening Form for Maria Carrion.</p> <p>6. Need <i>Notice of Hearing</i>.</p> <p>7. 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> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for: c. Michael Lajoie (father) d. Destiny Garcia (mother)</p>	
Cont. from			
Aff.Sub.Wit.			
✓ Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			x
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			x
✓ Conf. Screen			
Letters			x
✓ Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			x
Aff. Posting			
Status Rpt			
✓ UCCJEA			
Citation			
FTB Notice			
<p>Reviewed by: JF</p>			
<p>Reviewed on: 05/27/14</p>			
<p>Updates:</p>			
<p>Recommendation:</p>			
<p>File 17 - Bravo</p>			

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

Age: 1	<u>TEMPORARY GRANTED EX PARTE;</u> <u>EXPIRES 05/29/14</u>		NEEDS/PROBLEMS/COMMENTS: Note: There is an open Family Law matter regarding this minor (13CEFL04870), however, it appears neither party appeared at the hearing 01/21/14 and the matter was continued for a status hearing on 08/19/14. It does not appear that any orders have been made.
	<u>GENERAL HEARING 07/14/14</u>		
Cont. from	SHELLY SPIROPULOS , paternal grandmother, is Petitioner.		
<input type="checkbox"/> Aff.Sub.Wit.	Father: SETH MCLELAN – personally served on 05/20/14		
<input checked="" type="checkbox"/> Verified	Mother: MARRISSA ROCHA – personally served on 05/20/14		
<input type="checkbox"/> Inventory	Paternal grandfather: DANIEL MCLELAN		
<input type="checkbox"/> PTC	Maternal grandfather: FELICIANO ROCHA		
<input type="checkbox"/> Not.Cred.	Maternal grandmother: HOLLY CANTU		
<input checked="" type="checkbox"/> Notice of Hrg	Petitioner states that the parents are unfit and incapable of providing for the minor. Petitioner states that there is domestic violence between the parents. There is an open CPS case due to the domestic violence. Petitioner further states that the parents neglect the minor, causing him to suffer from severe diaper rash.		
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<input checked="" type="checkbox"/> Conf. Screen			
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<input type="checkbox"/> Objections			
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<input type="checkbox"/> CI Report			
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<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: 05/27/14
			Updates:
			Recommendation:
			File 18 - McLean

Petition to Terminate Authority of Agent for Health Care

	MICHAEL H. SMITH, Son, and FRESNO COUNTY PUBLIC GUARDIAN, Conservator of the Person and Estate, are Petitioners.	NEEDS/PROBLEMS/ COMMENTS:
	Petitioners state the Conservatee's grandson, Michael H. Smith, Jr. ("Butch"), retains the authority to make all medical decisions for the Conservatee pursuant to an advance health care directive signed by the Conservatee on 6-17-11 prior to the conservatorship. This authority was clarified by the Court via a motion brought by the Conservatee, through his attorney on 3-11-13. At that hearing, the Court instructed Butch that he was henceforward to take sole responsibility for all aspects of the Conservatee's health care, including scheduling and transportation to all necessary doctor visits and ensuring that medications were given as directed by his doctors. He was instructed to coordinate and cooperate with staff from Anjaleoni, who provide care from 11am to 7pm several days per week.	Note: This matter was originally set for 6-23-14; however, pursuant to Orders Shortening Time dated 5-21-14 and 5-27-14, the hearing date was moved to 5-29-14.
Aff.Sub.Wit.		Note: Notice of Hearing was served on the Conservatee by email to his attorney, Jeffrey Jaech, and on Michael Smith, Jr. (Butch), by email to his attorney, Randolph Krbechek, with both attorneys' consent, on 5-23-14.
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections	Petitioners seek termination of Butch's authority as agent for health care on the ground that he has failed to perform and is unfit to perform the duties required of him under the advance health care directive and is acting in a manner that is clearly contrary to the conservatee's best interest.	
Video Receipt		
CI Report		
9202		
Order	After numerous hearings and mediation, it was initially determined that the Conservatee could be well served by remaining in his own home with care and supervision provided by Butch and Butch's mother Robin Kent and supplemented by professional services provided by Anjaleoni. Anjaleoni originally cared for the conservatee 7 days per week, which was subsequently reduced per Butch's request to reduce expense. Butch and Robin were to provide more hours of care, including nights. All parties and Anjaleoni staff were to keep a journal regarding the Conservatee's care including meals and medication.	
Aff. Posting		Reviewed by: skc
Status Rpt		Reviewed on: 5-27-14
UCCJEA		Updates:
Citation		Recommendation:
FTB Notice		File 19 – Smith
	SEE ADDITIONAL PAGES	

Petitioner states that while the Probate Code gives an agent selected by advance health care directive priority over others, including a conservator, to make health care decisions, it is also possible to terminate such authority when necessary. Probate Code §4766(d). Over the last four months, the Conservatee's care has deteriorated seriously. The Public Guardian has determined that his home is no longer the least restrictive setting where he can receive the care he needs. Moreover, the Public Guardian has determined that Butch is likely not ensuring that the Conservatee is receiving all prescribed medications, that he is not receiving adequate nutrition, and that his personal hygiene needs are not being met. He has bed sores that are being left untreated.

Anjaleoni staff has reported to the Public Guardian that the Conservatee is receiving substandard care from Butch and Robin. For example, he remains unbathed and unshaven unless Anjaleoni is on duty. They fail to get him out of bed until after 11am, leaving him in a soiled diaper and without breakfast. Once up, he spends most of his time sitting alone watching television. He frequently skips meals and is not encouraged to eat. He receives almost no socialization except when Mike and his wife Lisa visit.

Petitioners state Butch continuously interferes with Anjaleoni staff's efforts to provide care when they are on duty, such as telling them to leave him alone, he doesn't need to eat. This encourages the Conservatee to refuse to eat. Mike and Lisa have observed similar problems to what is described above. Anjaleoni staff has requested Mike's assistance several times due to Butch's interference with their efforts to provide necessary care such as bathing or meals. Butch's interference has become so troubling that Anjaleoni started taking more aggressive action to serve the Conservatee's needs. With this care, he is more alert, whereas he rarely interacts much under Butch's and Robin's care. He also eats willingly, which he will not do otherwise.

The Public Guardian has therefore determined that it is necessary to change the conservatee's residence to the Autumn Ridge residential care facility where he will receive the care and assistance he needs daily and will benefit from socialization with other residents.

When advised of the Public Guardian's intention to move the Conservatee and the need to obtain a TB test, Butch inquired as to the cost and was informed that it would actually be less than the cost to maintain him in his home with part time care.

Counsel for Mike has repeatedly asked counsel for Butch for permission for the TB test; however, Butch has failed and refused to obtain the test or permit the Public Guardian to do so.

This Court has previously determined that the Conservatee has dementia and lacks capacity to give informed consent for medical treatment or health care issue. Therefore, Petitioners submit that he lacks capacity to execute or revoke an advance health care directive or disqualify a surrogate.

See Declarations in support filed by Catherine Amador (attorney for Michael H. Smith); Stacy Mauro, Deputy Public Guardian; Sundari Susan Kendakur, Administrator of Anjaleoni; and Lisa Smith, wife of Michael H. Smith.

Petitioners request an order:

- 1. Terminating Butch's authority to make medical decisions for Ben pursuant to the advance health care directive signed by the Conservatee on 6-17-11;**
- 2. Confirming its earlier finding that the Conservatee lacks capacity to give informed medical consent for any purpose;**
- 3. Appointing the Public Guardian, the Conservator of the Person and Estate, as the party with authority to make all medical decisions for the Conservatee, including but not limited to scheduling and attending all medical appointments, reporting symptoms to Conservatee's physicians, and directing the administration of medications per the Conservatee's physician's orders, and obtaining all tests necessary to effectuate a change of Conservatee's residence; and**
- 4. Such other and further relief as the Court deems necessary and proper.**

1A Fred Otto Loeffler (CONS/PE)

Case No. 13CEPR00655

Atty Downing, Marcella (for Diane Marie Huerta & Linda Plitt – daughters/Petitioners)

Atty Rube, Melvin K. (for proposed conservatee)

Atty Janisse, Ryan (for Michael Loeffler – son/objector)

Notice of Motion and Motion to Disqualify Proposed Conservatees' Counsel of Record

Age:		NEEDS/PROBLEMS/COMMENTS: <u>OFF CALENDAR</u> Notice of Settlement of Entire Case filed 05/21/14 Confirmed with attorney Summer Johnson on 05/21/14 Note: This matter was scheduled to be heard in Dept. 502 at 3:30pm.
DOD:		
Cont. from		
Aff.Sub.Wit.		
Verified		
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PTC		
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Notice of Hrg		
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Duties/Supp		
Objections		
Video Receipt		
CI Report		
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Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: JF
		Reviewed on: 05/23/14
		Updates:
		Recommendation:
		File 1A – Loeffler

1A

1B Fred Otto Loeffler (CONS/PE)

Case No. 13CEPR00655

Atty Downing, Marcella (for Diane Marie Huerta & Linda Plitt – daughters/Petitioners)

Atty Rube, Melvin K. (for proposed conservatee)

Atty Janisse, Ryan (for Michael Loeffler – son/objector)

Notice of Motion of Mick Loeffler for Order Vacating Judgment and Entry of Difference Judgment

Age:			NEEDS/PROBLEMS/COMMENTS:
DOD:			
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Verified			
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Notice of Hrg			
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Objections			
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Status Rpt			
UCCJEA			
Citation			
FTB Notice			
		Reviewed by: JF	
		Reviewed on: 05/23/14	
		Updates:	
		Recommendation:	
		File 1B – Loeffler	

OFF CALENDAR
Notice of Settlement of Entire Case filed 05/21/14

Confirmed with attorney Summer Johnson on 05/21/14

Note: This matter was scheduled to be heard in Dept. 502 at 3:30pm.

Atty Downing, Marcella (for Diane Marie Huerta & Linda Plitt – daughters/Petitioners)

Atty Rube, Melvin K. (for proposed conservatee)

Atty Janisse, Ryan (for Michael Loeffler – son/objector)

Notice of Motion and Motion to Disqualify Proposed Conservatees' Counsel of Record

Age:		<p>NEEDS/PROBLEMS/COMMENTS:</p> <p style="text-align: center;"><u>OFF CALENDAR</u> Notice of Settlement of Entire Case filed 05/21/14</p> <p style="text-align: center;">Confirmed with attorney Summer Johnson on 05/21/14</p> <p><u>Note:</u> This matter was scheduled to be heard in Dept. 502 at 3:30pm.</p>
DOD:		
Cont. from		
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<input type="checkbox"/>	Status Rpt	
<input type="checkbox"/>	UCCJEA	
<input type="checkbox"/>	Citation	
<input type="checkbox"/>	FTB Notice	
		Reviewed on: 05/23/14
		Updates:
		Recommendation:
		File 2A – Loeffler

Atty Downing, Marcella (for Diane Marie Huerta & Linda Plitt – daughters/Petitioners)

Atty Rube, Melvin K. (for proposed conservatee)

Atty Janisse, Ryan (for Michael Loeffler – son/objector)

Notice of Motion of Mick Loeffler for Order Vacating Judgment and Entry of Difference Judgment

Age:		<p>NEEDS/PROBLEMS/COMMENTS:</p> <p style="text-align: center;"><u>OFF CALENDAR</u> Notice of Settlement of Entire Case filed 05/21/14</p> <p style="text-align: center;">Confirmed with attorney Summer Johnson on 05/21/14</p> <p><u>Note:</u> This matter was scheduled to be heard in Dept. 502 at 3:30pm.</p>
DOD:		
Cont. from		
<input type="checkbox"/>	Aff.Sub.Wit.	
<input type="checkbox"/>	Verified	
<input type="checkbox"/>	Inventory	
<input type="checkbox"/>	PTC	
<input type="checkbox"/>	Not.Cred.	
<input type="checkbox"/>	Notice of Hrg	
<input type="checkbox"/>	Aff.Mail	
<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 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 on: 05/23/14
		Updates:
		Recommendation:
		File 2B – Loeffler