



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 Rybin, Mikhail (pro per – father/Petitioner)

Atty Cunningham, Nikole E. (for Gennadiy & Lidia Kitsen/Temporary Guardians)

Ex parte Petition for Visitation

Timothy, 6	MIKHAIL RYBIN , father, is Petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>CONTINUED FROM 05/06/13 Minute Order from 05/06/13 states: With respect to visitation during the summer vacation, the Court orders that the father have one week per month as set forth by Mr. Thompson. The Court further orders that pick-up and delivery of the children take place in Modesto. Counsel is directed to prepare the order.</p> <p>As of 08/13/13, nothing further has been filed other than the Order regarding visitation.</p> <p>The following note pertains to the original Petition for Visitation:</p> <ol style="list-style-type: none"> 1. Need Notice of Hearing.
Sophia, 5	GENNADIY KITSEN and LIDIA KITSEN , maternal uncle and aunt, were appointed temporary guardians on 12/12/12.	
Cont. from 050613	Mother: MARIAM RYBIN	
<input type="checkbox"/> Aff.Sub.Wit.	Paternal grandfather: YURI RYBIN	
<input checked="" type="checkbox"/> Verified	Paternal grandmother: OLGA RYBIN	
<input type="checkbox"/> Inventory	Maternal grandfather: NICKOLAY KOTENKOFF	
<input type="checkbox"/> PTC	Maternal grandmother: VALENTINA KOTENKOFF	
<input type="checkbox"/> Not.Cred.		
<input type="checkbox"/> Notice of Hrg	<input checked="" type="checkbox"/>	
<input checked="" type="checkbox"/> Aff.Mail	<input type="checkbox"/> w/	
<input type="checkbox"/> Aff.Pub.	Petitioner states that after the last hearing on 04/11/13, he and the temporary guardians have not been able to reach an agreement regarding a visitation schedule and exchange location. He states that he has not been offered the opportunity to take the children to Sacramento where he lives. He states that he has been offered a 6 hour visit in Fresno, but states that the 6 hour Fresno visits are stressful because they have to use public restrooms and eat at fast food places. In addition, the children frequently ask when they are going home with him to Sacramento. Petitioner states that he has had to beg for visits in the last 5 months. He would like to have a court ordered visitation schedule to include days, time, and exchange location at a half-way point (Modesto). Petitioner proposes the following visitation schedule: <u>During school:</u> 1 st & 3 rd Friday 6:00pm exchange at McDonalds in central Modesto. <u>During summer:</u> June 15 th @ 12pm – June 24 th @ 7pm July 6 th @ 12pm – July 15 th @ 7pm Aug. 3 rd @ 12pm – Aug. 12 @ 7 pm Exchange at McDonalds in central Modesto.	
<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		

Continued on Page 2

Declaration of Nikole E. Cunningham in support of Opposition to Ex Parte Petition for Visitation filed 05/02/13
states:

1. At the status conference hearing on 04/11/13, the Court extended the temporary guardianship to 10/10/13 and requested that the parties reach an agreement regarding visitation. In regards to visitation, Mr. Rybin requested that the Court order Petitioners to drive to Modesto for each visit in order to exchange the children. Petitioners noted the burden associated with traveling to Modesto for each visit and requested that the Court not issue such an Order. Petitioners did agree and remain willing to travel to Modesto for a portion of the visits between Mr. Rybin and his children. The Court requested that the parties agree to exchange the children in Modesto for a portion of the visits.
2. On 04/15/13, counsel and her clients prepared a proposed visitation schedule and submitted it to Mr. Rybin. The proposed visitation schedule greatly expanded the prior custody orders issued by Yolo County Superior Court. The proposed visitation schedule allows Mr. Rybin to have 1 six hour visitation and 1 weekend visitation per month during the school year. When the children are on summer vacation, the schedule allows Mr. Rybin to have 1 week-long visit from Saturday to Saturday, per month. The guardians are willing to travel to Modesto for a significant number of visits.
3. On 04/17/13, Mr. Rybin sent counsel an e-mail that included a copy of the minute order from the Court's online docket. Mr. Rybin highlighted portions of the minute order where the Court directed the parties to work amongst themselves to determine the days when they would meet halfway to exchange the children for visitation. Mr. Rybin then sought to have a weekend visit the 1st and 3rd weekends of each month and demanded that the guardians drive to Modesto to exchange the children for each visitation. During summer vacation, Mr. Rybin also proposed that week-long trips be extended to run through Monday and also demanded that guardians drive to Modesto for exchanges for each week-long visit.
4. Also on 04/17/13, counsel responded to Mr. Rybin regarding his visitation demands. She pointed out that the Court only asked that guardians travel to Modesto for a portion of the visitations, not all visits. It was further pointed out that due to the guardian's work schedules, they were unable to travel to Modesto for each visit. Finally, given that the guardians are paying all expenses associated with raising the children, to further burden guardians with the expense and time associated with always exchanging the children in Modesto was neither fair nor reasonable. Counsel did offer Mr. Rybin an additional visit the weekend of 04/26 – 04/28 and requested that Mr. Rybin let her know if he agreed to the visitation schedule. Mr. Rybin never responded to the e-mail and instead filed this ex parte petition.

Memorandum of Points and Authorities in Opposition to Ex Parte Petition for Visitation filed 05/02/13.

		DAVID C. DUNGY , Trustee, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
		Account period: 1-1-07 through 11-1-12	
		Accounting: \$225,375.69	
		Beginning POH: \$ 0.00	
		Ending POH: \$ 0.00	
	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
	Inventory	Petitioner states the trustee has reimbursed himself out of pocket expenses but otherwise has not received or taken any compensation.	
	PTC		
	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg	Petitioner requests that:	
<input checked="" type="checkbox"/>	Aff.Mail		
	Aff.Pub.	1. The account be settled, allowed, and approved, and all acts and transactions of Petitioner be ratified, confirmed, and approved;	
	Sp.Ntc.	2. The trust be terminated; and	
	Pers.Serv.	3. Such other and further orders as the Court may deem proper under the circumstances.	
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
<input checked="" type="checkbox"/>	Order		
	Aff. Posting		Reviewed by: skc
	Status Rpt		Reviewed on: 8-13-13
	UCCJEA		Updates:
	Citation		Recommendation:
	FTB Notice		File 3 – De Caro

Atty Esraelian, Robyn L., of Richardson, Jones & Esraelian (for Petitioners Charles Chavoor, Jack Chavoor, and Shamera Chavoor)

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

DOD: 9/26/1997		<p>CHARLES CHAVOOR, JACK CHAVOOR, and SHAMERA CHAVOOR, children, are Petitioners.</p> <p>40 days since DOD.</p> <p>No other proceedings.</p> <p>I & A - \$13,333.00</p> <p>Decedent died intestate.</p> <p>Petitioners request Court determination that Decedent's 1/6th (16.67%) interest in real property located at 1134 E. Yale, Fresno, passes to the Petitioners (at 1/3 interest each) pursuant to intestate succession.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p>	
Cont. from				
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input checked="" type="checkbox"/>	Inventory			
<input checked="" 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: LEG</p> <p>Reviewed on: 8/13/13</p> <p>Updates:</p> <p>Recommendation: SUBMITTED</p> <p>File 7 - Chavoor</p>	

Age: 10 months	TEMPORARY EXPIRES 08/19/13	NEEDS/PROBLEMS/COMMENTS:
	STEPHANIE ROBERTSON , paternal aunt, is Petitioner.	CONTINUED FROM 05/13/13
	Father: JOSHUA ROBERTSON – Consent & Waiver of Notice filed 03/27/13	As of 08/13/13, the following notes remain:
Cont. from 051313	Mother: DOMANIQUE KITCHENER – Consent & Waiver of Notice filed 04/25/13	1. Need Notice of Hearing .
<input type="checkbox"/> Aff.Sub.Wit.	Paternal grandfather: ORVAL ROBERTSON	2. Need proof of service by mail at least 15 days before the hearing of Notice of Hearing with a copy of the Petition for Appointment of Guardian of the Person <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for:
<input checked="" type="checkbox"/> Verified	Paternal grandmother: DENISE FANNON	- Orval Robertson (paternal grandfather)
<input type="checkbox"/> Inventory	Maternal grandparents: UNKNOWN	- Denise Fannon (paternal grandmother)
<input type="checkbox"/> PTC	Petitioner alleges that both parents are incarcerated and not able to care for the minor.	- Maternal grandfather
<input type="checkbox"/> Not.Cred.	Petitioner states that CPS has urged her to seek guardianship.	- Maternal grandmother
<input type="checkbox"/> Notice of Hrg	Court Investigator Julie Negrete filed a report on 04/25/13.	Note: Per CI report, Petitioner stated that the child may have Indian ancestry. A Notice of Indian Child Custody Proceeding was mailed to all the necessary parties. No tribe has responded that they will be intervening in this matter. 60 days elapsed on 08/05/13, the matter is now ready to proceed.
<input type="checkbox"/> Aff.Mail		
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input 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 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 checked="" type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed by: JF
		Reviewed on: 08/13/13
		Updates:
		Recommendation:
		File 8 – Robertson-Kichener

Pro Per Bush, Kimberly Ann (Pro Per Petitioner, maternal grandmother)
 Pro Per Dawson-Singleton, Lakeysha R. (Pro Per Objector, mother)
 Pro Per Singleton, Detrick (Pro Per Objector, father)

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

Age: 9 years	TEMPORARY EXPIRES 7/1/2013; extended to 8/19/2013	NEEDS/PROBLEMS/COMMENTS: Note for Background: Minute Order dated 7/1/2013 [Judge Whitehead] from the hearing on the temporary petition states: Lakeysha Singleton and Detrick Singleton are appearing via CourtCall and object to the petition. Parties agree to allow the Court to speak with the minor in chambers. The temporary is extended to 8/19/2013. The general hearing remains set for 8/19/2013. 1. Need Notice of Hearing and proof of personal service of notice with a copy of the <i>Petition for Appointment of Guardian, or Consent to Appointment of Guardian and Waiver of Notice, or a Declaration of Due Diligence</i> , for: <ul style="list-style-type: none"> • Lakeysha Dawson-Singleton, mother; • Detrick Singleton, father; (Note: Court records do not show proof of notice having been served to any parties. Parents have filed objections and have indicated their intent to appear at the hearing on 8/19/2013.)
Cont. from	KIMBERLY ANN BUSH, maternal grandmother, is petitioner.	
Aff.Sub.Wit.	Father: DETRICK SINGLETON	
✓ Verified	Mother: LAKEYSHA DAWSON-SINGLETON	
Inventory	Paternal grandfather: Not listed	
PTC	Paternal grandmother: Patricia Brown	
Not.Cred.	Maternal grandfather: Not listed	
Notice of Hrg	Petitioner states the child is visiting her here from Hawaii and there is an open CPS investigation of child abuse regarding the child in Honolulu, Hawaii. Petitioner states there is also an open Fresno Police Department case, and the Police questioned the child regarding the abuse. Petitioner states she is concerned for the child's safety and he is afraid of his father and doesn't want to go back to Honolulu. Petitioner states he is concerned for the child's safety if he returns to Honolulu, and she was contacted by Detective Anthony Colon of the Honolulu Police Department who stated he also has concerns regarding the current living arrangements, and she was advised to seek guardianship of her grandson.	
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
✓ Conf. Screen		
✓ Letters		
✓ Duties/Supp		
✓ Objections		
Video Receipt		
✓ CI Report	~Please see additional page~	
✓ Clearances		
✓ Order		
Aff. Posting		
Status Rpt		
✓ UCCJEA		
Citation		
FTB Notice		
		Reviewed by: LEG Reviewed on: 8/14/13 Updates: Recommendation: File 10 – Singleton

Objections of Detrick Singleton and Lakeysha Dawson-Singleton, parents, filed on 6/28/2013 state:

- They are mentally, physically and emotionally capable of caring for their child;
- They recently reconciled their marriage and have had nothing but opposition from the Petitioner (Kimberly Bush), and Ms. Bush has placed false and misleading reports to CPS in the hopes of obtaining custody for her own selfish reasons;
- CPS has declined to remove the minor from their care or pursue any type of criminal complaint against them;
- They sent their son to visit his grandmother (Petitioner) on 5/29/2013 for three weeks in order for him to spend time with her, but she refused to put him back on the plane to Hawaii where he resides, in addition to filing for guardianship behind their backs; they only learned about this unscrupulous attempt to adopt their child on 6/20/2013, and state they cannot appear in person on such short notice *[for the temporary hearing on 7/1/2013]*, as Detrick is finishing up his psychology degree at the University of Hawaii and Lakeysha works full time;
- They hope to resolve this matter without further delay and reunite their family.

Court Investigator Jennifer Daniel's Report was filed on 8/13/2013.

NEEDS/PROBLEMS/COMMENTS, continued:

2. Need proof of service by mail of the *Notice of Hearing* with a copy of the *Petition for Appointment of Guardian, or Consent to Appointment of Guardian and Waiver of Notice, or a Declaration of Due Diligence*, for:
 - Patricia Brown, paternal grandmother;
 - Paternal grandfather;
 - Maternal grandfather.