



## ATTENTION

Probate cases on this calendar are currently under review by the probate examiners. Review of some probate cases may not be completed and therefore have not been posted.

If your probate case has not been posted please check back again later.

Thank you for your patience.

**(1) Executor's Final Account and Report, (2) Petition to Approve Attorney Fees and Costs to (3) Authorize Reimbursement of Executor and Close Estate**

<b>DOD: 12/12/06</b>		<b>GEORGE BAKER</b> , Executor, is Petitioner.	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <ol style="list-style-type: none"> <li>1. Notice of Hearing to Robert Baker and Michael Keith Russell were sent in care of Carrie Cook, and Notice to Steven Russell was sent to Clint Yarbrough; notice mailed to a person in care of another is insufficient, pursuant to California Rules of Court 7.51 (a)(2).</li> <li>2. No accounting is presented in the Petition. Need Accounting or waivers of accounting from: <ul style="list-style-type: none"> <li>- Robert Baker</li> <li>- Michael Russell</li> <li>- Steven Russell</li> </ul> </li> <li>3. The Petition does not address the statutory fees to the Executor or attorney. The attorney is requesting \$3,500.00, however there is explanation of this fee. Further, the Executor was previously represented by attorney Kim Herold until 09/11/09. As previous counsel for the Executor, Ms. Herold may be entitled to a portion of the statutory fee, the Petition does not address the previous representation or apportionment of fees.</li> <li>4. The attorney is requesting to be reimbursed \$2,395.12, but there is no itemization or explanation of those costs.</li> <li>5. A Creditor's Claim was filed 04/03/07 by FIA Services in the amount of \$1,896.22. No allowance or rejection of creditors claim has been filed. The Petition indicates that there are not sufficient funds to pay this debt and that it will not be paid. An allowance or rejection of creditor's claim should be filed regarding this debt.</li> </ol> <p style="text-align: right;">Continued on page 2</p>
		Account period: <b>09/11/11 – not specified</b>	
<b>Cont. from</b>		Accounting - <b>No Accounting presented</b>	
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>	Beginning POH - <b>NOT STATED</b> (I & A - \$192,447.72)	
<input checked="" type="checkbox"/>	<b>Verified</b>	POH - <b>\$22,430.87</b> (all cash)	
<input checked="" type="checkbox"/>	<b>Inventory</b>	Executor - <b>statutory fee not addressed</b>	
<input checked="" type="checkbox"/>	<b>PTC</b>	Executor reimbursement - <b>\$11,124.17</b> , plus 1995 Nissan Sentra valued at \$2,200 (as reimbursement for mortgage payments on the real property of the estate)	
<input checked="" type="checkbox"/>	<b>Not.Cred.</b>	Attorney - <b>\$3,500.00</b> (no calculation of the statutory fee provided)	
<input checked="" type="checkbox"/>	<b>Notice of Hrg</b>	Costs - <b>\$2,395.12</b> (no itemization provided)	
<input checked="" type="checkbox"/>	<b>Aff.Mail</b>	Public Guardian reimbursement - <b>\$5,411.58</b> (for monies advanced for repairs on the real property asset of the estate)	
	<b>Aff.Pub.</b>	Petitioner states that after making these disbursements, there will be no assets remaining to pay other claims against the Estate or to make distributions to the Decedent's heirs. Upon making the payments and disbursements set forth above, the Executor asks that the Estate be closed and the Executor be discharged.	
	<b>Sp.Ntc.</b>	Petitioner filed his First Account and Status Report on 12/12/06 – 09/10/11. At the hearing for the First Account on 10/20/11, the Court deferred judgment on the First Account to the date of the filing of the final account.	
	<b>Pers.Serv.</b>		
	<b>Conf. Screen</b>		
	<b>Letters</b>	03/19/07	
	<b>Duties/Supp</b>		
	<b>Objections</b>		
	<b>Video Receipt</b>		
	<b>CI Report</b>		
	<b>9202</b>	n/a	
<input checked="" type="checkbox"/>	<b>Order</b>		
	<b>Aff. Posting</b>		
	<b>Status Rpt</b>		
	<b>UCCJEA</b>		
	<b>Citation</b>		
	<b>FTB Notice</b>	n/a	

Continued on Page 2

**Minute Order from hearing on First Account and Status Report on 10/20/11** states: Counsel Joanne Sanoian, as well as the brokers for the sale of real property, are also present. Ms. Sanoian objects and asks that the accounting not be approved. The Court notes that it would interlineate and accept an accounting, not ratify one. Additionally, the Court notes that an unemployed Michael Russell has been living in the house, primarily to have the house insured, but has benefited from living in the house, e.g. PG&E, and thus, his share should be adjusted. Since this matter depends on the close of escrow, this matter is continued to the date of the final accounting, whatever that date may become. Mr. Robert Fry has heard the objections and the stated concerns. Mr. Fry will not appear via Courtcall, but rather in person.

<b>Age: 96</b>	<b>PUBLIC GUARDIAN</b> , Conservator of the Estate, is Petitioner.	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b><u>CONTINUED TO 9-18-13</u></b> <b>Per Petitioner request</b></p> <ol style="list-style-type: none"> <li>1. Need proof of service of Notice of Hearing at least 15 days prior to the hearing pursuant to Probate Code §§ 2621, 1460(b)(1) on Co-Conservators of the Person Harold Wooten and Wilhelmina Lamar, (Conservatee's son and daughter).</li> <li>2. Need proof of service of Notice of Hearing <i>with a copy of the petition</i> at least 15 days prior to the hearing pursuant to Probate Code §1252 on Kelly Porterfield pursuant to Request for Special Notice filed 12-28-10.</li> <li>3. Need schedule and information re Conservatee's property in Texas per Probate Code §§ 2401.1 and 1063(h).</li> </ol>
	Account period: 6-18-11 through 6-17-13	
	Accounting: \$117,023.54	
	Beginning POH: \$73,881.95	
	Ending POH: \$3,927.13 (\$1,427.13 cash)	
	Conservator: \$1,850.56	
	(6.61 Deputy hours @ \$96/hr and 16 Staff hours @ \$76/hr)	
	Attorney: \$1,250.00 (less than local rule)	
	Bond fee: \$88.94 (ok)	
	<b>Petitioner prays for an order:</b>	
	1. Approving, allowing and settling the 2 <sup>nd</sup> Account;	
	2. Authorizing the conservator and attorney fees and commissions;	
	3. Authorizing payment of the bond fee; and	
	4. Any other orders the Court considers proper.	
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>		
<input checked="" type="checkbox"/> <b>Verified</b>		
<input type="checkbox"/> <b>Inventory</b>		
<input type="checkbox"/> <b>PTC</b>		
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<input checked="" type="checkbox"/> <b>Order</b>		
<input type="checkbox"/> <b>Aff. Posting</b>		
<input type="checkbox"/> <b>Status Rpt</b>		
<input type="checkbox"/> <b>UCCJEA</b>		
<input type="checkbox"/> <b>Citation</b>		
<input type="checkbox"/> <b>FTB Notice</b>		
		<b>Reviewed by:</b> skc
		<b>Reviewed on:</b> 8-28-13
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 2 – Wooten</b>

Atty Shekoyan, James E., of Baker Manock & Jensen (for John R. Panzak, Jr., Deceased Executor;

First and Final Account of Deceased Personal Representative (PC 10953)

<b>DOD: 3/12/2010</b>		<p><b>JAMES E. SHEKOYAN</b>, legal representative for <b>JOHN R. PANZAK, JR.</b>, Executor appointed on 8/11/2010, is Petitioner.</p> <p><b>Account period: 3/12/2010 – 2/15/2013</b></p> <p>Accounting - <b>\$620,182.86</b>                  Beginning POH - <b>\$575,843.31</b>                  Ending POH - <b>\$558,887.37</b>  <i>(POH consists of brokerage account and vehicle.)</i></p> <p>Executor - <b>not requested</b>                  Attorney - <b>not requested</b>                  Costs - <b>\$1,765.86</b>  <i>(filing fees, publication, certified copies; research by runner; parking fees and travel/mileage to Court)</i></p> <p><b>Petitioner states:</b></p> <ul style="list-style-type: none"> <li>Most of Decedent's assets were in the <b>JOHN R. PANZAK LIVING TRUST</b>, which are not part of the probate estate;</li> <li><b>GORDON PANZAK</b>, son, filed two litigation matters between himself and the deceased personal representative, <b>JOHN PANZAK, JR.</b>, as the Executor of the estate; one of the litigation matters involves the probate estate; the second matter is a civil litigation action filed by Gordon Panzak (Case #11CECG00789) regarding the Decedent's trust and trust assets;</li> <li>John Jr. was prepared to commence trial in the civil litigation action, which was scheduled to begin on 12/12/2012; however, on 12/6/2012, Gordon dismissed this case without prejudice, and on the same day, he filed a new civil litigation action (Case #12CECG03842) citing the same causes of action grievances as alleged in the action he just dismissed, such that the new complaint is a copy of the complaint dismissed the same day [Note: Court records show the Case Management Conference in 12CECG03842 was continued to <b>10/15/2013</b>, citing the reason "service."]                      ~Please see additional page~</li> </ul>	<p><b>NEEDS/PROBLEMS/ COMMENTS:</b></p> <p><b>Note:</b> Letters of Administration with Will Annexed issued to the Public Administrator on 6/3/2013. Court may set status hearing for the filing of the final account of the successor personal representative on <b>Friday, March 7, 2014, at 9:00 a.m. in Department 303.</b></p> <p>1. Petition requests reimbursement of <b>\$9.72</b> for parking expenses and mileage to Court, and <b>\$36.00</b> for research by a runner service, which pursuant to Local Rule 7.17(B)(3), (5) and (7) are not reimbursable costs, such that the total cost reimbursement amount should be <b>\$1,720.14.</b>                      ~Please see additional page~</p>
Cont. from			
✓	Aff.Sub.W		
✓	Verified		
✓	Inventory		
✓	PTC		
✓	Not.Cred.		
✓	Notice of Hrg		
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✓	Order		
	Aff. Post		
	Status Rpt		
	UCCJEA		
	Citation		
✓	FTB Notice		
		<p><b>Reviewed by:</b></p> <p><b>Reviewed on:</b></p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 3 – Panzak</b></p>	

**Petitioner states, continued:**

- The issues in the civil litigation matter are entwined with the issues in the probate estate; as soon as the civil litigation is resolved, John Jr. intended to close the probate estate;
- **SHARON PANZAK**, spouse of John Jr., petitioned this Court to become the successor personal representative citing conflicts of interest in the appointment of Gordon, who also petitioned this Court to be appointed as personal representative;
- On 4/29/2013, the Court appointed the **PUBLIC ADMINISTRATOR** as the successor personal representative of this estate;
- All claims filed with the Court or presented against the estate, consisting of claims by Gordon Panzak filed 12/8/2010 for claims such as rent waste, damage to property, conversion of truck, ½ interest in Santa Cruz real property, and various other items of personal property, totaling **~\$1,582,940.00**, were rejected on 2/28/2011;
- The sole beneficiary of the estate is the **JOHN R. PANZAK LIVING TRUST**; Gordon has received the distributions he was entitled to under the terms of the Trust; the remaining assets of the Trust estate are distributed solely to John R. Panzak, Jr.;
- When John Jr. opened the estate brokerage account, he arranged to have the dividends paid into the account distributed to him monthly (*please refer to Schedule D, Distributions to Beneficiary*); Schedule D shows dividends from pre-August/2010 to 2/15/2013 distributed to John Jr. in the sum of **\$61,168.76**;
- John Jr. was entitled to receive the dividends through the Trust estate; additionally, John Jr. was paying the Decedent's bills and probate administration expenses from these assets;
- **Petitioner requests approval of the monthly distributions to John Panzak, Jr.**

**Petitioner prays for an Order:**

1. Settling, allowing and approving the First and Final Account of the attorney for the deceased personal representative;
2. Confirming and approving all acts and proceedings of the deceased personal representative, including the monthly distributions of the dividends paid to himself totaling **\$61,168.76**; and
3. Authorizing and directing the successor personal representative to pay to Baker Manock & Jensen the sum of **\$1,765.86** for costs advanced to the estate.

**Note:** The devisee of the estate pursuant to Decedent's Will admitted to probate on 8/11/2010 is **JOHN R. PANZAK, JR.**, Trustee of the **JOHN R. PANZAK LIVING TRUST**. *Petition* states the remaining assets of the Trust estate are distributed solely to John R. Panzak, Jr. It appears John R. Panzak, Jr. has received payments of **\$61,168.76** from this Decedent's estate prior to court order approving such payments in contravention of Probate Code §§ 11603(a), 11640, and 11641.

<b>Age: 87</b>		<p><b>RANDY WOODRUM</b>, Son and Conservator of the Person, is Petitioner and requests appointment as Conservator of the Estate with bond of \$715,356.80.</p> <p><b>Estimated value of estate:</b>                  Personal property: \$555,000.00 (IRA)                  Annual income: \$92,640.00</p> <p><b>Petitioner states</b> the Conservatee suffers from Alzheimers/dementia and has severe short term memory loss. She is incapable of taking care of finances, paying bills or handling any financial matters.</p> <p><b>Court Investigator Samantha Henson filed a report on 8-28-13.</b></p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Note: If granted, the Court will set status hearings as follows:</b></p> <ul style="list-style-type: none"> <li>• Friday 11-1-13 for proof of bond</li> <li>• Friday 2-7-14 for filing of I&amp;A</li> <li>• Friday 2-6-15 for filing of first account current</li> </ul> <p>If the appropriate documents have been filed, the status dates may come off calendar.</p>
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>		
<input checked="" type="checkbox"/>	<b>Verified</b>		
<input type="checkbox"/>	<b>Inventory</b>		
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<input checked="" type="checkbox"/>	<b>Pers.Serv.</b> <small>W</small>		
<input checked="" type="checkbox"/>	<b>Conf. Screen</b>		
<input checked="" type="checkbox"/>	<b>Letters</b>		
<input checked="" type="checkbox"/>	<b>Duties/Supp</b>		
<input type="checkbox"/>	<b>Objections</b>		
<input type="checkbox"/>	<b>Video Receipt</b>		
<input type="checkbox"/>	<b>CI Report</b> <small>X</small>		
<input type="checkbox"/>	<b>9202</b>		
<input checked="" type="checkbox"/>	<b>Order</b>		
<input type="checkbox"/>	<b>Aff. Posting</b>		
<input type="checkbox"/>	<b>Status Rpt</b>		
<input type="checkbox"/>	<b>UCCJEA</b>		
<input checked="" type="checkbox"/>	<b>Citation</b>		
<input type="checkbox"/>	<b>FTB Notice</b>		
		<p><b>Reviewed by:</b> skc</p> <p><b>Reviewed on:</b> 8-28-13</p> <p><b>Updates:</b> 8-29-13</p> <p><b>Recommendation:</b></p> <p><b>File 4 – Woodrum</b></p>	

<b>DOD: 10-2-06</b>		<p><b>JOAN GOUVEIA</b>, Daughter, is Petitioner and requests appointment as Administrator with Will Annexed without bond.</p> <p>Full IAEA – <i>need publication</i></p> <p>Holographic Will dated 9-1-55 (Proof of Holographic Instrument filed)</p> <p>Residence: Fresno Publication: <i>need publication</i></p> <p>Estimated value of estate: Real property: \$350,000.00</p> <p>Probate Referee: Rick Smith</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>1. <b>Need proof of publication per §8120.</b></p> <p>2. <b>The Court may require bond in the amount of \$350,000.00.</b></p> <p><b>Note:</b> If granted, the Court will set status hearings as follows:</p> <ul style="list-style-type: none"> <li>• Friday 11-1-13 for filing of bond, if required</li> <li>• Friday 2-7-14 for filing of I&amp;A</li> <li>• Friday 2-6-15 for filing of first account or petition for final distribution</li> </ul> <p>If the proper documents are on file prior to the hearings pursuant to local rules, the status hearings may come off calendar.</p>
	<b>Aff.Sub.Wit.</b>		
✓	<b>Verified</b>		
	<b>Inventory</b>		
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N/A	<b>Notice of Hrg</b>		
	<b>Aff.Mail</b>		
	<b>Aff.Pub.</b>		
	<b>Sp.Ntc.</b>		
	<b>Pers.Serv.</b>		
	<b>Conf. Screen</b>		
✓	<b>Letters</b>		
✓	<b>Duties/Supp</b>		
	<b>Objections</b>		
	<b>Video Receipt</b>		
	<b>CI Report</b>		
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✓	<b>Order</b>		
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	<b>UCCJEA</b>		
	<b>Citation</b>		
	<b>FTB Notice</b>		
<p><b>Reviewed by:</b> skc</p> <p><b>Reviewed on:</b> 8-28-13</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 6 – Gouveia</b></p>			

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

<b>DOD: 6/28/2012</b>		<p><b>J. TODD ARMAS</b>, named executor without bond, is petitioner.</p> <p>Full IAEA – o.k.</p> <p>Will dated: 1/5/2006</p> <p>Residence: Fresno          Publication: Fresno Business Journal</p> <p><b>Estimated value of the estate:</b>          Personal property - \$ 500.00          Real property - \$100,000.00  <b>Total - \$100,500.00</b></p> <p><b>Probate Referee: Rick Smith</b></p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <ol style="list-style-type: none"> <li>#6 of the petition was not answered re: next of kin.</li> <li>#8 of the petition does not identify the relationship to the decedent of the persons listed.</li> <li>Petition does not include a copy of the decedent's will (attachment 3e(2)).</li> <li>Need Duties and Liabilities.</li> <li>Need supplement to Duties and Liabilities.</li> <li>Need Order</li> <li>Need Letters</li> </ol> <p><b>Note:</b> If the petition is granted, status hearings will be set as follows:</p> <ul style="list-style-type: none"> <li><b>Friday, January 31, 2014</b> at 9:00 a.m. in Department 303, for the filing of the inventory and appraisal.</li> <li><b>Friday, November 7, 2014</b> at 9:00 a.m. in Department 303, for the filing of the first account or petition for final distribution.</li> </ul> <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>
<b>Cont. from</b>			
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b> S/P		
<input checked="" type="checkbox"/>	<b>Verified</b>		
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<b>Reviewed by: KT</b>			
<b>Reviewed on: 8/28/2013</b>			
<b>Updates:</b>			
<b>Recommendation:</b>			
<b>File 7 – Cole</b>			

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

<b>DOD: 5/28/2013</b>		<p><b>CARILY MAEKAWA</b>, named alternate executor without bond, is petitioner.</p> <p>Other named executors are deceased.</p> <p>Full IAEA – o.k.</p> <p>Will dated: 5/23/1996</p> <p>Residence: Fresno Publication: Fresno Business Journal</p> <p><b>Estimated value of the estate:</b>  <b>Personal property - \$150,000.00</b></p> <p><b>Probate Referee: Rick Smith</b></p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Note:</b> If the petition is granted, status hearings will be set as follows:</p> <ul style="list-style-type: none"> <li>• <b>Friday, January 31, 2014</b> at 9:00 a.m. in Department 303, for the filing of the inventory and appraisal.</li> <li>• <b>Friday, November 7, 2014</b> at 9:00 a.m. in Department 303, for the filing of the first account or petition for final distribution.</li> </ul> <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>
<b>Cont. from</b>			
<input checked="" type="checkbox"/>	<b>Aff.Sub.Wit.</b> S/P		
<input type="checkbox"/>	<b>Verified</b>		
<input type="checkbox"/>	<b>Inventory</b>		
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<input type="checkbox"/>	<b>UCCJEA</b>		
<input type="checkbox"/>	<b>Citation</b>		
<input type="checkbox"/>	<b>FTB Notice</b>		
		<p><b>Reviewed by: KT</b></p> <p><b>Reviewed on: 8/28/2013</b></p> <p><b>Updates:</b></p> <p><b>Recommendation: SUBMITTED</b></p> <p><b>File 8 – Maekawa</b></p>	

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

<b>DOD: 4-19-13</b>		<p><b>AKIKO YORIZANE</b>, Sister and named Executor without bond, is Petitioner.</p> <p>Full IAEA – ok</p> <p>Will dated 4-15-10</p> <p>Residence: Selma, CA                  Publication: Selma Enterprise and Kingsburg Recorder</p> <p>Estimated Value of Estate:                  Real property: \$330,000.00</p> <p>Probate Referee: Steven Diebert</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Note:</b> The Court will set status hearings as follows:</p> <ul style="list-style-type: none"> <li>• Friday 11-1-13 for filing of bond, if required</li> <li>• Friday 2-7-14 for filing of I&amp;A</li> <li>• Friday 2-6-15 for filing of first account or petition for final distribution</li> </ul> <p>If the proper documents are on file prior to the hearings pursuant to local rules, the status hearings may come off calendar.</p>
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b> s/p		
<input checked="" type="checkbox"/>	<b>Verified</b>		
<input type="checkbox"/>	<b>Inventory</b>		
<input type="checkbox"/>	<b>PTC</b>		
<input type="checkbox"/>	<b>Not.Cred.</b>		
<input checked="" type="checkbox"/>	<b>Notice of Hrg</b>		
<input checked="" type="checkbox"/>	<b>Aff.Mail</b> w/o		
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<input checked="" type="checkbox"/>	<b>Letters</b>		
<input checked="" type="checkbox"/>	<b>Duties/Supp</b>		
<input type="checkbox"/>	<b>Objections</b>		
<input type="checkbox"/>	<b>Video Receipt</b>		
<input type="checkbox"/>	<b>CI Report</b>		
<input type="checkbox"/>	<b>9202</b>		
<input checked="" type="checkbox"/>	<b>Order</b>		
<input type="checkbox"/>	<b>Aff. Posting</b>		
<input type="checkbox"/>	<b>Status Rpt</b>		
<input type="checkbox"/>	<b>UCCJEA</b>		
<input type="checkbox"/>	<b>Citation</b>		
<input type="checkbox"/>	<b>FTB Notice</b>		
		<p><b>Reviewed by:</b> skc</p> <p><b>Reviewed on:</b> 8-28-13</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b> SUBMITTED</p> <p><b>File 9 – Yorizane</b></p>	

**Status Hearing Re: Accounting from Mr. Aguirre**

<b>Age: 63</b>	<p><b>PUBLIC GUARDIAN</b> is Conservator of the Person and Estate.</p> <p>Public Guardian's First Account was settled on 7-31-13.</p> <p>On 7-31-13, pursuant to Examiner Notes, the Court set this status hearing for accounting of \$9,000.00 authorized to Attorney L. Kim Aguirre.</p> <p><b>Mr. Aguirre filed an "Accounting of Funds Advanced to L. Kim Aguirre to Secure Living Arrangement for M. Carlson Lee" on 8-21-13.</b></p> <p>Mr. Aguirre states funds received and expended is as follows:</p> <p>Payment to apartment (First, Last, Deposit): \$5,190.00</p> <p>Payment to Establish Visa Card for Misc. Expenses: \$1,000.00</p> <p>Diana Martinez (assist in securing facility, move, etc., per Exhibit A): \$1,062.50</p> <p>Laura Depfyffer (Assistant to L. Kim Aguirre), coordinating contact with M. Carlson Lee; Harper, Martinez @ \$20/hr per Exhibit B: \$1,036.00</p> <p>Mr. Aguirre continues to hold the remaining \$711.50 fbo Mr. Lee. No billing by Ms. Depfyffer since 10-15-12. It is believed that once she compiles that billing the amount due will exceed the \$711.50.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><u><b>Examiner Notes previously noted:</b></u></p> <p>1. On 7-31-12, the Court authorized payment of \$7,000.00 to L. Kim Aguirre, attorney for the Conservatee, for use in securing appropriate housing and transportation and ordered the funds placed in an appropriate account to be used for that limited purpose. On 11-8-12, an ex parte petition was filed that stated the Conservatee found an apartment and was required to pay "several thousand dollars" for first and last months' rent and deposit, and additional funds were needed. The Court authorized an additional \$2,000.00 on 11-9-12.</p> <p>Petitioner's disbursements schedule reflects the funds paid to Mr. Aguirre, but does not provide a breakdown of how those funds were used. Further, the disbursements schedule includes housing and transportation costs during this time frame that appear to have been arranged and paid for by the Public Guardian as Conservator, outside of the \$9,000.00 paid to Mr. Aguirre. See also the extensive itemization of time spent by the Conservator on these matters.</p> <p>Need clarification regarding the \$9,000.00 paid to Mr. Aguirre.</p> <p style="text-align: center;"><b><u>See Page 2</u></b></p>
<b>Aff.Sub.Wit.</b>		
<b>Verified</b>		
<b>Inventory</b>		
<b>PTC</b>		
<b>Not.Cred.</b>		
<b>Notice of Hrg</b>		
<b>Aff.Mail</b>		
<b>Aff.Pub.</b>		
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<b>Pers.Serv.</b>		
<b>Conf. Screen</b>		
<b>Letters</b>		
<b>Duties/Supp</b>		
<b>Objections</b>		
<b>Video Receipt</b>		
<b>CI Report</b>		
<b>9202 Order</b>		
<b>Aff. Posting</b>	<p><b>Reviewed by:</b> skc</p>	
<b>Status Rpt</b>	<p><b>Reviewed on:</b> 8-28-13</p>	
<b>UCCJEA</b>	<p><b>Updates:</b></p>	
<b>Citation</b>	<p><b>Recommendation:</b></p>	
<b>FTB Notice</b>	<p><b>File 10 – Lee</b></p>	

Page 2

1. The Court may require clarification as to the \$1,036.00 for Billing for Services provided by Laura dePfyffer, who is Mr. Aguirre's assistant.

Examiner Notes that attorneys' secretarial services are considered costs of doing business and not reimbursable per local rules. Here, all line items appear to be office telephone conversations with the client. Were the funds allotted for Mr. Lee's used to pay the attorney's assistant an hourly rate on top of her salary, or in lieu of, or in addition to? Attorney fees are subject to applicable petition and notice requirements according to the Probate Code and Cal. Rules of Court, but these services appear to fall under our local rule re cost of doing business.

2. The Court may require clarification as to who Diana Martinez is, and her qualifications to provide moving services.

Pro Per Buendia, Marie (Pro Per Petitioner, maternal great-grandmother)

Petition for Termination of Guardianship

Age: 12 years		<p><b>MARIE BUENDIA</b>, maternal great-grandmother and Guardian appointed on 1/4/2006, is Petitioner.</p> <p>Father: <b>MANUEL GARCIA</b>; Declaration of Due Diligence filed 7/3/2013.</p> <p>Mother: <b>JENNIFER BUENDIA</b>; consents and waives notice.</p> <p><b>Ward consents and waives notice.</b></p> <p>Paternal grandfather: Not listed. Paternal grandmother: Not listed. Maternal grandfather: Not listed.</p> <p><b>Petitioner states</b> the child's mother has 3 years of sobriety, she is stable financially, and the child wants to be with his mother. Petitioner states she is 76 years old and she needs time out for herself.</p> <p><b>Declaration filed by Petitioner Marie Buendia on 8/21/2013 states:</b> she and her husband, Eddie Buencia received guardianship of Joseph, their great-grandson on 7/27/2005, since their granddaughter (Jennifer) was not able to care for him because of her history of substance abuse and instability; Jennifer has been clean for almost 4 years, and is doing well; she loves her son and wants him with her; her husband, Co-Guardian Eddie Buendia, passed away 4 years ago on 8/22/2009, and she needs time for herself as it's been 4 years that she hasn't had a vacation and she could use one; Joseph loves his mother and wants to be with her.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Court Investigator Jennifer Young to provide CI Report.</b></p> <p>1. Need Notice of Hearing and proof of 15 days' service by mail of the Notice of Hearing with a copy of the Petition for Termination of Guardianship, or Consent to Termination and Waiver of Notice, or a Declaration of Due Diligence, for:</p> <ul style="list-style-type: none"> <li>• Manuel Garcia, father; if Court does not find due diligence.</li> <li>• Miguel Melendez, Jr., sibling, if age 12 or over;</li> <li>• Eddie Buendia, if age 12 or over;</li> <li>• paternal grandparents;</li> <li>• maternal grandfather.</li> </ul>
Cont. from			
Aff.Sub.Wit.			
✓ Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg	X		
Aff.Mail	X		
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report	X		
9202			
✓ Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
		<p><b>Reviewed by:</b> LEG</p> <p><b>Reviewed on:</b> 8/27/13</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 11 – Buendia</b></p>	

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

<b>Age: 3 ½ years</b>		<b><u>Temporary Denied on 07/15/2013</u></b>		<b>NEEDS/PROBLEMS/COMMENTS:</b>	
		<b>CAROLINE QUINTEROS</b> , maternal grandmother, is Petitioner.		<b>Note:</b> <i>Petition</i> and <i>UCCJEA</i> indicate the child currently lives in Sacramento with a non-relative.	
<b>Cont. from</b>		Father: <b>UNKNOWN</b>		1. Need Notice of Hearing.	
	<b>Aff.Sub.Wit.</b>			2. Need proof of personal service fifteen (15) 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:	
✓	<b>Verified</b>	Mother: <b>YVETTE MONICA VASQUEZ;</b> <i>consents and waives notice.</i>		<ul style="list-style-type: none"> <li>Father (Unknown)</li> </ul>	
	<b>Inventory</b>	Paternal grandfather: Unknown		3. Need proof of service fifteen (15) 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:	
	<b>PTC</b>	Paternal grandmother: Unknown		<ul style="list-style-type: none"> <li>Paternal Grandparents (Unknown)</li> </ul>	
	<b>Not.Cred.</b>	Maternal grandfather: Deceased		<b>Court Investigator JoAnn Morris to provide:</b>	
	<b>Notice of Hrg</b>	X		<ul style="list-style-type: none"> <li>CI Report</li> <li>Clearances</li> </ul>	
	<b>Aff.Mail</b>	X		<b>Please see additional page</b>	
	<b>Aff.Pub.</b>			<b>Reviewed by:</b> LV	
	<b>Sp.Ntc.</b>			<b>Reviewed on:</b> 08/29/2013	
	<b>Pers.Serv.</b>	X		<b>Updates:</b>	
✓	<b>Conf. Screen</b>			<b>Recommendation:</b>	
✓	<b>Letters</b>			<b>File 12 – Vasquez</b>	
✓	<b>Duties/Supp</b>				
	<b>Objections</b>				
	<b>Video Receipt</b>				
	<b>CI Report</b>				
	<b>9202</b>				
✓	<b>Order</b>				
	<b>Aff. Posting</b>				
	<b>Status Rpt</b>				
✓	<b>UCCJEA</b>				
	<b>Citation</b>				
	<b>FTB Notice</b>				

**Petitioner requests** to be excused from giving notice to the father as he is unknown to Petitioner, and the two persons the mother claimed to be the father were found not to be, and the one additional person the mother thinks might be the father is completely unknown to Petitioner.

Athena 2		<p align="center"><b><u>NO TEMPORARY REQUESTED</u></b></p> <p><b>RITA SALINAS</b>, maternal grandmother, is petitioner.</p> <p>Father of Athena: <b>DOMINIQUE BUSTAMANTE</b></p> <p>Father of Nathaniel: <b>DANIEL OCHOA</b>, Declaration of Due Diligence filed 07/02/2013</p> <p>Mother: <b>RACHEL RENEE SALINAS</b></p> <p>Paternal Grandparents of Athena: Not Listed</p> <p>Paternal Grandparents of Nathaniel: Unknown</p> <p>Maternal Grandfather: Abel Salinas</p> <p><b>Petitioner states:</b> mother, Rachel Salinas, is unfit and is on drugs, does not have a steady home for the children, and she is currently out on bail.</p> <p><b>Court Investigator Jennifer Daniel's report filed 08/28/2013.</b></p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <ol style="list-style-type: none"> <li>Need Notice of Hearing.</li> <li>Need proof of personal service fifteen (15) 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"> <li>Dominique Bustamante (father of Athena)</li> <li>Daniel Ochoa (father of Nathaniel) – Unless the Court dispenses with notice.</li> </ul> </li> </ol> <p>Note: Declaration of Due Diligence filed 07/02/2013 does not provide any information regarding efforts to locate Daniel Ochoa.</p> <ul style="list-style-type: none"> <li>Rachel Renee Salinas (Mother)</li> </ul> <ol style="list-style-type: none"> <li>Need proof of service fifteen (15) 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"> <li>Paternal Grandparents of Athena (Not Listed)</li> <li>Paternal Grandparents of Nathaniel (Unknown)</li> <li>Abel Salinas (Maternal Grandfather)</li> </ul> </li> </ol>	
Nathaniel 1				
Cont. from				
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<input type="checkbox"/>	Notice of Hrg			x
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<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			

<b>Reviewed by:</b> LV
<b>Reviewed on:</b> 08/29/2013
<b>Updates:</b>
<b>Recommendation:</b>
<b>File 13 – Bustamante &amp; Ochoa</b>

**14 Princess Rivera, Thaliana Rivera & Makayla Rivera (GUARD/P)**

**Case No. 13CEPR00747**

Pro Per Rivera, Sr., Victor M. (Pro Per Petitioner, paternal grandfather)  
 Pro Per Rivera, Belia (Pro Per Petitioner, paternal grandmother)

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

<b>Princess Age: 9 years</b>		<p align="center"><u>General Hearing set for 10/28/2013</u></p> <p><b>VICTOR MANUEL RIVERA, SR.</b> and <b>BELIA RIVERA</b>, paternal grandparents, are Petitioners.</p> <p>Father: <b>VICTOR MANUEL RIVERA, JR.</b>; <i>consents and waives notice.</i></p> <p>Mother: <b>GEORGINA (GINA) FRIETZE ISLAS</b></p> <p>Maternal grandfather: Javier Islas                  Maternal grandmother: Sandy Crane</p> <p><b>Petitioners state</b> both of the parents have drug problems and do not have their own place to live, and Petitioners have been caring for the children since October 2010. Petitioners state CPS has been involved, as the maternal grandmother reported the mother because the mother was still using drugs and staying in different places with the children and was pregnant with her 4<sup>th</sup> child. Petitioners state the mother was kicked out of her drug program in November 2012 for using drugs again. Petitioners state the father had been living with the children at different relative's homes, but his drinking and drug abuse was getting out of control and the relatives told him to leave. Petitioners state a CPS Team Decision Meeting was held on 12/3/2012, and the mother agreed the children would stay with Petitioners until the mother completed a program (<i>copy of TDM attached.</i>)</p> <p><b>Petitioners request</b> to be excused from giving notice to the mother and maternal grandfather as they have made reasonable efforts to find them, but have not been able to find them.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Note:</b> Temporary petition appears to be a copy rather than containing original signatures as required.</p> <p>2. <i>If Court does not excuse notice as requested by Petitioners, need Notice of Hearing and proof of five (5) court days' notice by personal service of the Notice of Hearing with a copy of the Petition for Appointment of Temporary Guardian, or Consent to Appointment of Guardian and Waiver of Notice, or a Declaration of Due Diligence for:</i></p> <ul style="list-style-type: none"> <li>• Georgina (Gina) Islas, mother.</li> </ul>
<b>Thaliana Age: 7 years</b>			
<b>Makayla Age: 5 years</b>			
<b>Cont. from</b>			
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>	<input type="checkbox"/>		
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<input type="checkbox"/> <b>Citation</b>	<input type="checkbox"/>		
<input type="checkbox"/> <b>FTB Notice</b>	<input type="checkbox"/>		
		<b>Reviewed by:</b> LEG	
		<b>Reviewed on:</b> 8/27/13	
		<b>Updates:</b>	
		<b>Recommendation:</b>	
		<b>File 14 – Rivera</b>	

Pro Per Vargas, Martin (Pro Per Petitioner, maternal grandfather)  
 Pro Per Vargas, Angela (Pro Per Petitioner, maternal grandmother)

**Petition for Appointment of Temporary Guardian of the Person**

Jenesis Age: 5 yrs		TEMPORARY GRANTED EX PARTE EXPIRES 9/4/2013	NEEDS/PROBLEMS/COMMENTS:
Lavi Age: not stated			
Cont. from		<p align="center"><u>General Hearing set for 10/23/2013</u></p> <p><b>MARTIN VARGAS</b> and <b>ANGELA VARGAS</b>, maternal grandparents, are Petitioners.</p> <p>Father: <b>ANTHONY McELROY</b></p> <p>Mother: <b>MELISSA VARGAS</b></p> <p>Paternal grandfather: Anthony McElroy, Sr. Paternal grandmother: Maria Nunez</p> <p><b>Petitioners state</b> the father, Anthony, is abusive both physically and verbally to the children, and the mother fails to protect the children, who are afraid of their father. Petitioners state on 8/13/2013 an incident occurred which causes them to doubt whether the father is in the right state of mind: the father had given Jenesis a taco with veggies, but Jenesis does not care for red-colored foods so she refused to eat it; the father insisted and grabbed the child by the arm and took her into her mother's room and shut the door; Petitioners' daughter Johanna heard Jenesis screaming and ran into the room, Jenesis ran toward her, and Anthony grabbed her by the throat and literally picked her up; Johanna's husband grabbed Anthony away from Jenesis and told Anthony he cannot do that (<i>please see photos attached as Exhibit A</i>). Petitioners state the mother has been in an abusive relationship with Anthony since they can remember, and had moved away to Georgia for a year, but returned to Fresno and Petitioners state it is likely because of the abuse. Petitioners state the children have been traumatized and are scared of their father, and the mother does nothing to protect the children from their abusive father.</p>	<p><b>Note:</b> Proof of Personal Service filed 8/26/2013 shows personal service was made on 8/23/2013 to the <u>Petitioners</u>.</p> <p>1. Need proof of five (5) court days' notice by personal service of the <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Temporary Guardian</i>, or <i>Consent to Appointment of Guardian and Waiver of Notice</i>, or a <i>Declaration of Due Diligence</i> for:</p> <p>3. Melissa Vargas, mother;</p> <p>4. Anthony McElroy, father.</p>
<input type="checkbox"/>	Aff.Sub.Wit.		
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<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
Reviewed by: LEG			
Reviewed on: 8/28/13			
Updates:			
Recommendation:			
File 15 – McElroy			

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

<b>Age: 1 month</b>		<b>GENERAL HEARING 10-23-13</b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>  1. Need Notice of Hearing.  2. Need proof of personal service of Notice of Hearing with a copy of the Temporary Petition at least five Court days prior to the hearing per Probate Code §2250(e) on: - Louie Martinez (Father) - Amanda Goodwin (Mother)  3. It appears that the mother resides with Petitioner. The Court may require clarification regarding CPS involvement and this request for temporary guardianship.	
		<b>SHIRLEY MCAULIFFE</b> , Maternal Grandmother, is Petitioner.		
		Father: <b>LOUIE MARTINEZ</b>		
		Mother: <b>AMANDA GOODWIN</b>		
		Paternal Grandfather: Deceased		
		Paternal Grandmother: Nellie		
		Maternal Grandfather: Phillip Goy Goodwin		
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>	<p><b>Petitioner states</b> the baby tested positive for drugs at birth and is still hospitalized and she has not been told of his date of release. Upon his release, he will be coming home with Petitioner to be under her care. Therefore, she will need a temporary order to make necessary decisions for him and take him to his medical appointments. Petitioner states CPS wants her to obtain guardianship. Petitioner states the parents are not in a position to care for their infant son. The father is homeless and has a substance abuse problem.</p>		
<input checked="" type="checkbox"/>	<b>Verified</b>			
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<input type="checkbox"/>	<b>PTC</b>			
<input type="checkbox"/>	<b>Not.Cred.</b>			
<input type="checkbox"/>	<b>Notice of Hrg</b>			X
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			<b>Reviewed by:</b>	
			<b>Reviewed on:</b>	
			<b>Updates:</b>	
			<b>Recommendation:</b>	
			<b>File 16 – Goodwin</b>	

Age: 14 years	<p align="center"><b>TEMPORARY EXPIRES 9/4/2013</b></p> <p><b>BARBARA HUNGERFORD</b>, paternal grandmother, and <b>BRENDA EPPERSON</b>, sister, are petitioners.</p> <p>Father: <b>WILLIAM DAWSON</b> – Deceased.</p> <p>Mother: <b>DEBORAH DAWSON</b> – consents and waives notice.</p> <p>Paternal grandfather: William Dawson – consents and waives notice.                  Maternal grandfather: Deceased                  Maternal grandmother: Deceased.</p> <p><b>Petitioners state</b> the minor and the co-guardian, Brenda had been living with their father until he passed away. Since then they have been living with the paternal grandmother/petitioner Barbara Hungerford. The minor has a learning disability and is in a special education program. She is very stable and happy.</p> <p><b>Court Investigator Julie Negrete's report filed on 7/18/2013.</b></p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>This matter is scheduled in Department 71 at 9:00 a.m.</b></p> <p><u>Note:</u> Judge Robert Oliver was disqualified pursuant to C.C.P. 170.6 on 5/21/2013.</p>
Cont. from 072413		
Aff.Sub.Wit.		
✓ Verified		
Inventory		
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Not.Cred.		
✓ Notice of Hrg		
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Citation		
FTB Notice		
<p><b>Reviewed by: KT</b></p> <p><b>Reviewed on: 8/29/2013</b></p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 1 – Dawson</b></p>		