



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.

Amended First and Final Account and Report of Administrator and Petition for Allowance of Ordinary and Extraordinary Commissions and Fees and for Distribution [Prob. C. 9202, 10800, 10810, 10951, 11600, 11850(a)]

DOD: 3/30/10		<p>PUBLIC ADMINISTRATOR, Administrator, is petitioner.</p> <p>Account period: 8/18/10 – 3/26/12</p> <p>Accounting - \$188,300.00 Beginning POH - \$188,300.00 Ending POH - \$132,879.51</p> <p>Administrator - \$6,319.00 (statutory)</p> <p>Administrator X/O - \$3,248.00 (per Local Rule for sale of real property, sale of personal property and preparation of taxes)</p> <p>Attorney - \$6,319.00 (statutory, payable \$3,819.00 to County Counsel and \$2,500.00 to Susan Moore.)</p> <p>Bond fee - \$588.44 (o.k.)</p> <p>Court fees - \$204.00 (certified copies)</p> <p>Closing - \$1,000.00</p> <p>Distribution, pursuant to intestate succession, is to:</p> <p>Robert Hartley - \$18,945.10 David Guy - \$18,751.99 Robert Guy - \$18,751.99 Melody McCombs - \$18,751.99</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need receipts for preliminary distribution of \$10,000 to Melody McCombs.</p>
Cont. from 090412			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input checked="" type="checkbox"/>	Inventory		
<input checked="" type="checkbox"/>	PTC		
<input checked="" type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail W/		
<input type="checkbox"/>	Aff.Pub.		
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<input type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters 8/25/10		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input checked="" 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 checked="" type="checkbox"/>	FTB Notice		

Reviewed by: KT
Reviewed on: 9/12/12
Updates:
Recommendation:
File 1 - Hartley

Petitioner states, continued:

- Decedent was survived by two grandchildren, both minors, and Decedent's Will passes her entire estate to her two grandchildren, **TAYLOR LORYN MOUNTS** (currently age 16) and **DYLAN JEFFREY MOUNTS** (currently age 14) in equal shares;
- The estate is solvent and is now in a condition to be closed.

Petitioner requests authority to deliver the real property of the estate to himself for the benefit of his children pursuant to the California Uniform Transfer to Minors Act (CUTMA), based upon the following:

- The Decedent owned a condominium at the time of her death with a value of **\$95,000.00**, and the Petitioner does not believe the value has increased significantly, if at all, since the date of Decedent's death (DOD 1/15/2011);
- The balance on the mortgage is about **\$80,000.00**, and if Petitioner was able to find a buyer, the net to the estate would be negligible after costs of sale;
- Because the equity in the property is small and the rents generated just cover expenses, Petitioner does not believe the expense to set up and maintain guardianships of the estate of the minors would be cost effective;
- Accordingly, Petitioner requests an order pursuant to Probate Code § 3906, which authorizes the Court to allow for a transfer to an adult on behalf of a minor in the absence of authorization by a will or trust, if [all of the following are met]:
 1. the personal representative believes the transfer to be in the best interest of the minor;
 2. the transfer is not [prohibited by or] inconsistent with the will or trust; and
 3. the transfer is authorized by the Court if it exceeds **\$10,000.00**. [Note: Value to each minor will be **~\$47,500.00**];
- Petitioner believes that delivery of the property to [himself to] hold for the benefit of the minors will be in their best interest;
- Petitioner is hopeful that real estate values will increase over time so that the property will have equity;
- Petitioner proposes that he continue to service the mortgage and maintain the property as a rental, and that he continue to collect the rents and otherwise maintain the property;
- Upon each child attaining the age of 18, Petitioner proposes he be allowed to file an ex parte request for an order to turn over ½ of the rental account to the former minor and to distribute ½ of the real property to the former minor.

Petitioner prays for an order:

1. Bringing administration of this estate to a close;
2. Settling, allowing and approving the First and Final Account of Petitioner as Executor;
3. Ratifying, confirming and approving all acts and transactions of Petitioner as Executor;
4. Distributing the real property of the estate to Philip Andrew Mounts under the California Uniform Transfer to Minors Act as custodian for the benefit of Taylor Loryn Mounts and Dylan Jeffrey Mounts, in equal undivided interests as prayed for in the petition;
5. Allowing Petitioner to continue to collect the rents and otherwise maintain the property;
6. Requiring that upon each child attaining age 18, the Petitioner file an ex parte request for an order to turn over ½ of the rental account to the former minor and to distribute ½ of the real property to the former minor;
7. Allowing the statutory fees and reimbursement of costs advanced; and
8. Ordering a lien on the property distributed to the beneficiaries for any unpaid attorney fees.

~Please see additional page~

NEEDS/PROBLEMS/COMMENTS:

1. *Petition* states in Footnote 1 to Paragraph 23 that deposits totaling **\$85,000.00** were made in error, and the receipts have been reduced by that amount in calculating the statutory fee amount. While the deposits made in error are not fully explained in the *Petition*, *Schedule B* of receipts shows that the deposit errors are identified as "Office Deposit." Other entries in *Schedule B* identified as "Office Deposit" with the notations "Gift to Estate" in amounts of **\$7,724.20** and **\$2,420.00** were not deducted from the statutory fee calculation, but are identified as "Office Deposit" in the same way that the deducted **\$85,000.00** is identified. Need clarification as to these office deposit gifts to the estate, and the reason that these similarly identified amounts totaling **\$10,144.20** were not also deducted from receipts when calculating the statutory fee.
2. Paragraph 23 of the *Petition* includes two different amounts for the requested statutory fee: **\$4,562.44** and **\$4,607.35**. Further, the values stated in Paragraph 23 that comprise the fee base result in a statutory fee calculation of **\$4,592.35**. Need clarification and/or correction regarding the actual fee base asserted in order to correctly calculate the statutory fees, taking into account the issue raised in Note #1, above.
3. Pursuant to Local Rule 7.12.4, the Court will not order distribution of real property in undivided interests without the written consent of all distributees. Need written consent of Taylor Loryn Mounts and Dylan Jeffrey Mounts.
4. *Petition* states in Paragraph 29 that upon each child attaining the age of 18, Petitioner proposes he be allowed to file an ex parte request for an order to turn over $\frac{1}{2}$ of the rental account to the former minor and to distribute $\frac{1}{2}$ of the real property to the former minor. It is unclear from this proposal the intent of the Petitioner for filing an ex parte request, since this estate will be closed at the time the first minor reaches age 18, and a new case would have to be opened since no case will be in existence in which to file such ex parte request to release the real property from the Petitioner as custodian. The Court may order establishment of guardianship estates for each of the minors, consistent with this Court's policy for distributing real property to minors, and in which two cases the Petitioner may later file the requests for distribution of the real property at the time each minor reaches majority.

(1) First Account and Report of Guardian and (2) Petition for Its Settlement and (3) Petition for Allowance of Fees to Attorney for Guardian and (4) Order Authorizing Such Payment from Blocked Account (Prob. C. 2456, 2620)

Age: 16	<p>JULIE FULCHER, Guardian of the Estate, is Petitioner.</p> <p>Account period: 06/09/11 – 06/05/12</p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 30%;">Accounting</td> <td style="width: 10%; text-align: center;">-</td> <td style="width: 60%;">\$121,273.36</td> </tr> <tr> <td>Beginning POH</td> <td style="text-align: center;">-</td> <td>\$121,103.77</td> </tr> <tr> <td>Ending POH</td> <td style="text-align: center;">-</td> <td>\$121,273.36</td> </tr> <tr> <td>Guardian</td> <td style="text-align: center;">-</td> <td>Not Addressed</td> </tr> <tr> <td>Attorney Local Rule)</td> <td style="text-align: center;">-</td> <td>\$2,500.00 (Per</td> </tr> <tr> <td>Costs</td> <td style="text-align: center;">-</td> <td>\$855.00 (for filing fees and certified copies)</td> </tr> </table> <p>Petitioner prays for an Order:</p> <ol style="list-style-type: none"> 1. Approving, allowing and settling the first account; 2. Authorizing payment of the attorney fees and costs; and 3. Authorizing payment of the attorney fees and costs from the blocked account held at Union Bank, N.A. 	Accounting	-	\$121,273.36	Beginning POH	-	\$121,103.77	Ending POH	-	\$121,273.36	Guardian	-	Not Addressed	Attorney Local Rule)	-	\$2,500.00 (Per	Costs	-	\$855.00 (for filing fees and certified copies)	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>CONTINUED FROM 08/28/12</u></p>
Accounting		-	\$121,273.36																	
Beginning POH		-	\$121,103.77																	
Ending POH		-	\$121,273.36																	
Guardian		-	Not Addressed																	
Attorney Local Rule)		-	\$2,500.00 (Per																	
Costs		-	\$855.00 (for filing fees and certified copies)																	
DOB: 02/15/96																				
Cont. from 082812																				
<input type="checkbox"/> Aff.Sub.Wit.																				
<input checked="" type="checkbox"/> Verified																				
<input type="checkbox"/> Inventory																				
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<input type="checkbox"/> Not.Cred.																				
<input checked="" type="checkbox"/> Notice of Hrg																				
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<input type="checkbox"/> Aff.Pub.																				
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<input type="checkbox"/> UCCJEA																				
<input type="checkbox"/> Citation																				
<input type="checkbox"/> FTB Notice																				
		Reviewed by: JF																		
		Reviewed on: 09/11/12																		
		Updates:																		
		Recommendation:																		
		File 3 - Fulcher																		

Second Amended First and Final Account and Report of Administrator; Petition for Its Settlement, for Ratification of Acts; for Allowance of Extraordinary Fees; for Final Distribution and for Discharge of Administrator

DOD: 06/01/11		SANDRA AVEDESIAN, Administrator, is Petitioner.		NEEDS/PROBLEMS/COMMENTS: 1. A creditor's claim in the amount of \$6,233.44 was filed by DCM Services and was accepted by the personal representative. Petitioner states that, after payment of fees, there is no cash left to pay DCM's claim. Petitioner states that DCM will not accept a lien on the real property of the estate as payment, but has offered to settle the claim for \$3,740.06. Petitioner has not made provision for payment of this claim, and is requesting to distribute the real property of the estate to the beneficiaries prior to payment of the remaining creditor's claim and proposing that the creditor will be paid if additional assets come into the estate. Pursuant to Probate Code § 11640(a) <u>the estate is in a position to petition for final distribution when all debts have been paid or adequately provided for, or if the estate is insolvent. This estate is solvent. Therefore, this estate does not appear to be in a position for final distribution until the remaining creditor claim has been paid or adequately provided for.</u> <u>No release or satisfaction of claim has been filed by DCM Services and they were not provided notice of this hearing.</u> Continued on Page 2
		Account period: 08/08/11 – 08/20/12		
Cont. from		Accounting - \$234,150.62		
Aff.Sub.Wit.		Beginning POH - \$226,340.47		
✓	Verified	Ending POH - \$195,868.47 (\$20,818.47 is cash)		
✓	Inventory	Administrator - \$7,125.05 (statutory less payments made by the estate on behalf of the Administrator and distribution of the beneficial interest in a gun)		
✓	PTC	Administrator x/o - \$1,000.00 (Per Local Rule for the sale of personal property)		
✓	Not.Cred.	Attorney - \$7,428.29 (statutory)		
✓	Notice of Hrg	Attorney x/o fees - \$3,437.50 (per itemization for assisting in the sale of personal property of the estate and assisting in marshaling assets of the estate)		
✓	Aff.Mail	Closing - \$142.00		
	Aff.Pub.	Distribution, pursuant to intestate succession, is to:		
	Sp.Ntc.	Sandra Fay Avedisian-16.666% interest in a 50% interest in real property		
	Pers.Serv.	Louise Avedisian - 16.666% interest in a 50% interest in real property		
	Conf. Screen	Thomas Avedisian - 16.666% interest in a 50% interest in real property		
	Letters	Sarah Avedisian - 4.166% interest in a 50% interest in real property		
	Duties/Supp	Stephanie Avedisian- 4.166% interest in a 50% interest in real property		
	Objections	Carla Avedisian - 4.166% interest in a 50% interest in real property		
	Video Receipt	Crystal Avedisian - 4.166% interest in a 50% interest in real property		
	CI Report	Harold Simonian - 16.666% interest in a 50% interest in real property		
✓	9202	Jeffrey Simonian - 5.555% interest in a 50% interest in real property		
	Order	Kristen Simonian - 5.555% interest in a 50% interest in real property		
	Aff. Posting	Jonathan Simonian - 5.555% interest in a 50% interest in real property		
	Status Rpt			
	UCC/JEA			
	Citation			
✓	FTB Notice			
		Reviewed by: JF		
		Reviewed on: 09/11/12		
		Updates:		
		Recommendation:		
		File 4B - Avedisian		

2. The attorney's extraordinary fee request includes work performed marshaling assets of the estate, telephone calls to the Administrator, advising the Administrator regarding selling personal property items of the estate, and multiple internal conferences between the attorneys, paralegal and assistant working in Ms. Sanoian's office.

The Court may require clarification as to how this falls under extraordinary compensation rather than statutory, as identifying and marshaling assets is a general aspect of estate administration. California Rule of Court 7.703 (c)(1) includes Legal Services in connection with the sale of property held in the estate; however the itemization of work performed in connection with the sale of personal property appears to be clerical in nature and consist largely of assisting the Administrator in her duties (such as marshaling assets and establishing estate bank accounts), rather than providing legal services. The Court may require more detailed information.

(1) Petition for Final Distribution and (2) Waiver of Account and (3) Fixing and Allowing Compensation for Services Rendered (Prob. C. 11640)

DOD: 8/13/2011		VICKI S. MELLO , Executor, is petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. <i>Need Franchise Tax Board Clearance.</i> On the filings of a final account or report, if the estate exceeds \$1,000,000 at the date of death and if \$250,000 or more is distributable to nonresident beneficiaries, the certificate of the California Franchise Tax Board required by Revenue and Taxation Code § 19513 must be on file.</p>
		Accounting is waived.	
Cont. from 082912		I & A - \$1,100,000.00	
<input type="checkbox"/>	Aff.Sub.Wit.	POH - \$1,100,000.00	
<input checked="" type="checkbox"/>	Verified	Attorney - \$24,000.00	
<input checked="" type="checkbox"/>	Inventory	(statutory, to be paid outside of probate)	
<input checked="" type="checkbox"/>	PTC	Executor - waives	
<input checked="" type="checkbox"/>	Not.Cred.	Costs - \$2,311.00 (filing fees, publication, probate referee)	
<input checked="" type="checkbox"/>	Notice of Hrg	Distribution, pursuant to Decedent's Will, is to:	
<input type="checkbox"/>	Aff.Mail	Vicki S. Mello – 100% interest in 3 parcels of real property located in Fresno County.	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters 12/12/11		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input checked="" 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 checked="" type="checkbox"/>	FTB Notice		
			Reviewed by: KT
			Reviewed on: 9/12/12
			Updates:
			Recommendation:
			File 5 - Mello

DOD: 9/1/2011	JANITE O. VARNER and GRANVILLE VARNER, JR. , children, are petitioners.		NEEDS/PROBLEMS/COMMENTS: 1. Need date of death of deceased spouse, pursuant to Local Rule 7.1.1D.
	40 days since DOD.		
	No other proceedings.		
Cont. from	Decedent died intestate.		
<input type="checkbox"/> Aff.Sub.Wit.	I & A - \$60,000.00		
<input checked="" type="checkbox"/> Verified	Petitioners request court determination that decedent's 100% interest in real property pass to them in equal shares pursuant to intestate succession.		
<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			
			Reviewed by: KT
			Reviewed on: 9/12/12
			Updates:
			Recommendation:
			File 6 - Varner

7 **Juanita Flores aka Juanita Flores Cibrian (Det Succ) Case No. 12CEPR00705**
Atty **Willoughby, Hugh W. (for Helen Medina and Pearl Delgado/Petitioners)**
Petition to Determine Succession (Probate Code § 13151)

DOD: 08/29/10		<p>HELEN MEDINA aka ELENA OCHOA MEDINA and PEARL DELGADO, fka AMPARO OCHOA MEDINA, daughters, are Petitioners.</p> <p>40 days since DOD</p> <p>No other proceedings</p> <p>I & A - \$65,000.00</p> <p>Will dated 06/27/77 devises entire estate to Elena Ochoa Medina and Amparo Ochoa Medina.</p> <p>Petitioner requests Court determination that decedent's interest in real property located at 1315 B Street, Fresno pass to them pursuant to decedent's will.</p>	NEEDS/PROBLEMS/COMMENTS:
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 type="checkbox"/>	Notice of Hrg n/a		
<input type="checkbox"/>	Aff.Mail n/a		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
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<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		
		Reviewed by: JF	
		Reviewed on: 09/12/12	
		Updates:	
		Recommendation: SUBMITTED	
		File 7 - Flores	

8A Domenici & Alanis (GUARD/P)

Case No. 03CEPR01567

Atty Alanis, Christina G. (pro per Petitioner/maternal grandmother)

Atty Domenici, Connie Mae (pro per Guardian/paternal grandmother)

Petition for Termination of Guardianship (Desiree Domenici)

Age: 14 years	CHRISTINA ALANIS , maternal grandmother, is petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need Notice of Hearing. 2. Need proof of service of the Notice of Hearing on: <ol style="list-style-type: none"> a. Connie Mae Domenici (guardian/paternal grandmother) b. Jason Domenici (father) c. Desiree Domenici (minor) d. Richard Domenici (paternal grandfather) e. Ramon Alanis (maternal grandfather)
Cont. from	CONNIE MAE DOMENICI , paternal grandmother, was appointed successor guardian on 12/5/2011.	
<input type="checkbox"/> Aff.Sub.Wit.	Father: JASON RYAN DOMENICI	
<input checked="" type="checkbox"/> Verified	Mother: LISA SANDOVAL – deceased.	
<input type="checkbox"/> Inventory	Paternal grandfather: Richard Domenici	
<input type="checkbox"/> PTC	Maternal grandfather: Ramon Alanis	
<input type="checkbox"/> Not.Cred.	Petitioner states the minor wishes to be back in the care of her grandmother, petitioner, Christina Alanis.	
<input type="checkbox"/> Notice of Hrg	<input checked="" type="checkbox"/>	
<input type="checkbox"/> Aff.Mail	<input checked="" type="checkbox"/>	
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.		
<input type="checkbox"/> Conf. Screen	Court Investigator JoAnn Morris' Report filed on 9/12/12.	
<input type="checkbox"/> Letters		
<input 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 type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed on: 9/12/12
		Updates:
		Recommendation:
		File 8A – Domenici & Alanis

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

Age: 14 years	CHRISTINA ALANIS , maternal grandmother, is petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>3. Need Notice of Hearing.</p> <p>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:</p> <p>f. Connie Mae Domenici (guardian/paternal grandmother)</p> <p>g. Jason Domenici (father)</p> <p>h. Desiree Domenici (minor)</p> <p>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 on:</p> <p>a. Richard Domenici (paternal grandfather)</p> <p>b. Ramon Alanis (maternal grandfather)</p>
Cont. from	CONNIE MAE DOMENICI , paternal grandmother, was appointed successor guardian on 12/5/2011.	
<input type="checkbox"/> Aff.Sub.Wit.	Father: JASON RYAN DOMENICI	
<input checked="" type="checkbox"/> Verified	Mother: LISA SANDOVAL – deceased.	
<input type="checkbox"/> Inventory	Paternal grandfather: Richard Domenici	
<input type="checkbox"/> PTC	Maternal grandfather: Ramon Alanis	
<input type="checkbox"/> Not.Cred.	Petitioner states the minor wishes to be back in the care of her grandmother, petitioner, Christina Alanis.	
<input type="checkbox"/> Notice of Hrg	<input checked="" type="checkbox"/>	
<input type="checkbox"/> Aff.Mail	<input checked="" type="checkbox"/>	
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.	<input checked="" type="checkbox"/>	
<input checked="" type="checkbox"/> Conf. Screen	Court Investigator JoAnn Morris' Report filed on 9/12/12.	
<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		
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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: 9/12/12
		Updates:
		Recommendation:
		File 8B – Domenici & Alanis

9 Juliah Marie Schultz (GUARD/P)

Case No. 11CEPR00611

Atty Sifuentes, Denise M. (Pro Per – Maternal Grandmother – Guardian)

Atty Sifuentes, Matthew (Pro Per – Maternal Step-Grandfather – Guardian)

Status Hearing Re: Filing of the Arizona Guardianship

Age: 2	<p>DENISE and MATTHEW SIFUENTES, maternal grandmother and step-grandfather, were appointed guardians on 11-29-11.</p> <p>On 12-8-11, the guardians filed a petition for Denise Sifuentes to move to Arizona with the child.</p> <p>Minute Order 1-31-12: No appearances. The Court grants the petition. The Court orders the guardians to initiate a guardianship in Arizona.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Minute Order 7-17-12: No appearances. Matter continued to 9/18/12. The Court orders that the guardians submit proof by 9/11/12 that a guardianship has been established in Arizona. If proof is filed by 9/11/12, matter will be taken off calendar. The Court directs that a copy of today's minute order be sent to the guardians as well as the mother and father. The Court orders that all prior orders remain in full force and effect. Continued to: 9/18/12. All other orders remain in full force and effect.</p> <p><u>A copy of the minute order was mailed to the guardians at both their Clovis address and their Phoenix, AZ addresses; however, the addresses of the parents are unknown to the Court.</u></p> <p><u>As of 9-12-12, nothing further has been filed.</u></p> <p>1. Need proof of guardianship in Arizona.</p> <p><u>Note to Judge:</u> Per Research Attorney Dawn Annino, options include the following:</p> <ul style="list-style-type: none"> Terminating the guardianship Referring the matter to the Fresno County DA re child abduction Leaving the case open with or without status hearings <p>Per Dawn, termination eliminates any possible safeguards or methods for parents or other family members to easily get involved or file paperwork if the need arises. Leaving the case open does not cause any issues for the Court because guardianships are not typically reviewed unless brought on calendar.</p> <p><u>Examiner notes that in this case</u>, Petitioner had informed the court at the original hearing on appointment of her intent to move to Arizona with her daughter.</p>
DOB: 6-16-10		
Cont. from 071712		
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Reviewed by: skc		
Reviewed on: 9-12-12		
Updates:		
Recommendation:		
File 9 - Schultz		

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

Age: 6 DOB: 06/21/05	<u>TEMPORARY EXPIRES 09/18/12</u>	NEEDS/PROBLEMS/COMMENTS:
	CYNTHIA WILLIAMS, paternal grandmother, is Petitioner.	CONTINUED FROM 07/10/12 Minute Order from 07/10/12 states: an ICWA packet is provided to the Petitioner. The Court extends the temporary to 09/18/12. The Court orders that father not have any unsupervised visits.
	Father: DARRIS HAYES – consent and waiver of notice filed 02/02/12	
Cont. from 040412, 050212, 071012	Mother: ALICIA SALINAS – served by mail on 03/16/12; consent & waiver of notice filed 04/02/12	As of 09/11/12, the following remains outstanding:
<input type="checkbox"/> Aff.Sub.Wit.	Paternal grandfather: EMERY HAYES – declaration of due diligence filed 02/02/12	1. 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 or Consent and Waiver of Notice for:
<input checked="" type="checkbox"/> Verified	Maternal grandfather: UNKNOWN – declaration of due diligence filed 02/02/12	- Emery Hayes (paternal grandfather)
<input type="checkbox"/> Inventory	Maternal grandmother: MERCY MORENO – consent and waiver of notice filed 02/02/12	- Maternal grandfather (unknown)
<input type="checkbox"/> PTC		Note: Declarations of Due Diligence have been filed for both grandfathers stating that their identity and/or whereabouts are unknown.
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<input checked="" type="checkbox"/> Conf. Screen	Petitioner states that the mother is unable to care for the minor. At a SDM Safety Plan meeting, CPS placed the minor in the Petitioners care. Petitioner states that she would like to provide him with a loving, stable home.	
<input checked="" type="checkbox"/> Letters		
<input checked="" type="checkbox"/> Duties/Supp		
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<input checked="" type="checkbox"/> CI Report	Court Investigator Charlotte Bien's report was filed 03/16/12.	
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		Reviewed by: JF
		Reviewed on: 09/11/12
		Updates:
		Recommendation:
		File 10 – Salinas-Mora

Angel, 4 DOB: 8/10/08	<u>TEMPORARY EXPIRES 09/18/12</u>		NEEDS/PROBLEMS/COMMENTS: Note: Petitioners state that Angel's father is unknown; however, per Family Court records indicate that his father is Rafael Quinones). 1. The Petition for Guardianship is not verified by either Petitioner. 2. Need <i>Notice of Hearing</i> . 3. Need proof of personal service at least 15 days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Guardian of the Person</i> <u>or</u> Consent and Waiver of Notice for: - Luis Garzon (father) - Sarahi Esquivel (mother) *Declarations of Due Diligence have been filed for both. 4. Need proof of service by mail at least 15 days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Guardian of the Person</i> <u>or</u> Consent and Waiver of Notice for: - Luis Garzon (Antonio's grandfather) - Rafael Esquivel (maternal grandfather) *Declarations of Due Diligence have been filed for both.
Antonio, 1 DOB: 10/10/10	CARMEN MARTINEZ , maternal grandmother and CARMEN CASTRO , paternal grandmother of Antonio, are petitioners. Angel's father: NOT LISTED – <i>Court dispensed with notice on 08/01/12.</i> Antonio's father: LUIS GARZON – <i>Declaration of Due Diligence filed 08/01/12</i> Mother: SARAH ESQUIVEL – <i>Declaration of Due Diligence filed on 7/18/12.</i> Angel's paternal grandparents: NOT LISTED - <i>Court dispensed with notice on 08/01/12.</i> Antonio's paternal grandfather: LUIS GARZON – <i>Declaration of Due Diligence filed 08/01/12</i> Maternal grandfather: RAFAEL ESQUIVEL – <i>Declaration of Due Diligence filed 08/01/12</i> Petitioners state the mother has mental problems (schizophrenia), is a drug addict and homeless. Court Investigator Jennifer Daniel filed a report on 09/10/12.		
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			Reviewed by: JF Reviewed on: 09/12/12 Updates: Recommendation: File 11 – Quinones & Garzon

12 Corey M. Gill & Vivyan M. Gill (GUARD/P)
Atty Gill, Michael S. (pro per – paternal grandfather/Petitioner)
Atty Gill, Susan J. (pro per – paternal grandmother/Petitioner)

Case No. 12CEPR00638

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

Corey, 12 DOB: 09/30/99		<p align="center">NO TEMPORARY IN PLACE; <u>TEMPORARY DENIED ON 08/02/12</u></p> <p>MICHAEL S. GILL and SUSAN J. GILL, paternal grandparents, are Petitioners.</p> <p>Father: COREY L. GILL Mother: KRISTI M. GILL</p> <p>Maternal grandfather: MARIO CASTRO – <i>consent & waiver of notice filed 07/19/12</i> Maternal grandmother: MARIA CASTRO – <i>consent & waiver of notice filed 07/19/12</i></p> <p>Petitioners state that the father has ongoing drug abuse issues and the mother is more concerned with staying in a relationship with the father than providing a safe home for the children. The children stay with various family members every weekend. Petitioners state that in 2000, the father hit Corey in the face when he was 5 months old resulting in hospitalization. The father was arrested but served little jail time. The mother was given custody of the children and was supposed to divorce the father, but she did not follow through with the divorce. Petitioners state that the father has disappeared for days at a time on drug binges and has been taken to a psychiatric facility for drug induced psychosis. Petitioners state that the children are afraid of their father because of his unpredictable behavior. Petitioners state that the parents are planning to move to San Antonio and they are fearful that the children will suffer without family support as family members have frequently taken the children in to shield them from their father's drug use. Petitioners state that the parents are charming, manipulative adults who present a façade of respectability but their friends and relatives no longer trust or believe them. Petitioners further state that the parents were evicted from their home and are currently homeless, having been in 5 different homes in the last 2-3 weeks. Petitioners fear for the children's safety and want to protect them from being further neglected and psychologically abused.</p> <p>Court Investigator Samantha Henson filed a report on 09/11/12.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need Notice of Hearing. 2. Need proof of personal service at least 15 days before the hearing of Notice of Hearing with a copy of the Petition for Appointment of Guardianship or Consent and Waiver of Notice or Declaration of Due Diligence for: <ul style="list-style-type: none"> - Corey L. Gill (father) - Kristi M. Gill (mother) - Corey M. Gill (minor) 3. Need Child Information Attachment for Vivyan.
Vivyan, 6 DOB: 05/02/06			
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<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
		<p>Reviewed by: JF</p> <p>Reviewed on: 09/12/12</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 12 - Gill</p>	

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

Age: 13	GENERAL HEARING 11-1-12		NEEDS/PROBLEMS/COMMENTS: 1. Need consent of the minor Martin Pedro Garcia or proof of personal service of notice of hearing with a copy of the petition on the minor since he is over 12 years old pursuant to Probate Code §2250(e).
DOB: 11-3-98	DOLORES PEREZ , Maternal Aunt, is Petitioner.		
	Father: PEDRO GARCIA - Deceased		
	Mother: RUBY ZERMENO - Personally served 9-10-12		
	Paternal Grandfather: Unknown Paternal Grandmother: Unknown		
	Maternal Grandfather: Ruben Corrales - Deceased		
	Maternal Grandmother: Yvonne Rios - Personally served 9-10-12		
	Sibling: Tony Corrales (age not listed)		
	Petitioner states the mother is on drugs and neglects Martin's needs and verbally abuses him. She has been taking care of Martin since 8-27-12 when the mother kicked him out of her home. Petitioner feels the mother is not caring about Martin and only cares for her drugs and boyfriend Luis who is also on drugs. Petitioner feels this is affecting Martin mentally and Martin does not want to go home, he wants to live with Petitioner. Petitioner wants what is best for Martin.		
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			Reviewed by: skc
			Reviewed on: 9-12-12
			Updates:
			Recommendation:
			File 13 – Garcia

<p>Caitlin Lanier Age: 5 DOB: 3-15-07</p> <hr/> <p>Autumn Lanier Age: 3 DOB: 8-1-09</p> <hr/> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr><td style="width: 10%;"></td><td style="width: 80%;">Aff.Sub.Wit.</td><td style="width: 10%;"></td></tr> <tr><td>✓</td><td>Verified</td><td></td></tr> <tr><td></td><td>Inventory</td><td></td></tr> <tr><td></td><td>PTC</td><td></td></tr> <tr><td></td><td>Not.Cred.</td><td></td></tr> <tr><td>✓</td><td>Notice of Hrg</td><td>X</td></tr> <tr><td>✓</td><td>Aff.Mail</td><td>w</td></tr> <tr><td></td><td>Aff.Pub.</td><td></td></tr> <tr><td></td><td>Sp.Ntc.</td><td></td></tr> <tr><td></td><td>Pers.Serv.</td><td></td></tr> <tr><td></td><td>Conf. Screen</td><td></td></tr> <tr><td></td><td>Letters</td><td></td></tr> <tr><td></td><td>Duties/Supp</td><td></td></tr> <tr><td></td><td>Objections</td><td></td></tr> <tr><td></td><td>Video Receipt</td><td></td></tr> <tr><td>✓</td><td>CI Report</td><td></td></tr> <tr><td></td><td>9202</td><td></td></tr> <tr><td>✓</td><td>Order</td><td></td></tr> <tr><td></td><td>Aff. Posting</td><td></td></tr> <tr><td></td><td>Status Rpt</td><td></td></tr> <tr><td></td><td>UCCJEA</td><td></td></tr> <tr><td></td><td>Citation</td><td></td></tr> <tr><td></td><td>FTB Notice</td><td></td></tr> </table>		Aff.Sub.Wit.		✓	Verified			Inventory			PTC			Not.Cred.		✓	Notice of Hrg	X	✓	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		<p>KENNETH LANIER, Father, is Petitioner.</p> <p>BRANDI LANIER, Paternal Aunt, was appointed Guardian on 8-12-10. On that date, the Court ordered supervised visits only for Petitioner.</p> <p>Mother: Erin Lanier Paternal Grandfather: Ken Lanier Paternal Grandmother: Rose Marie Lanier Maternal Grandfather: Robert R. Zane Maternal Grandmother: Barbara Lapham-Zane</p> <p>Petitioner states Mrs. Lanier was given guardianship on the basis that Petitioner could not provide basic needs. Since then, she has refused visitation. Petitioner has changed his life and can now provide his girls with everything they physically and mentally could need. This arrangement was meant to be temporary yet Mrs. Lanier refuses to relinquish guardianship as was planned and agreed upon in 2010.</p> <p>Petitioner's additional declaration states that he was supposed to receive supervised visitation, but the guardian has continuously denied any contact with the children – he is only allowed to call them on holidays and birthdays. Petitioner states he has a job for over a year and a two-bedroom apartment, and is requesting a second chance to prove he can not only be their father (who gave them life) but also their dad (the man who raises them). He thanks his brother and sister-in-law for caring for his daughters when he could not do so, but does not agree that being shut out of their lives is best for them. He loves and misses them terribly and feels his past mistakes should not be held against him. Petitioner states his family is going to stand against him because his brother is a pastor in Sanger and feels he is best suited and feels his choices in the past should forever punish him, but Petitioner is not the same person they judge him to be. Petitioner states he has completed a parenting class, has longevity in a job and a place to live. Petitioner researched what is needed to dissolve a guardianship and allow a parent to have custody back, and states he meets all four categories: 1) stable job (info provided); 2) stable home (info provided); 3) recovered – he was never drug-addicted, the issue was his ex-wife, who is out of the picture, and 4) safe place to live – the hostile environment is no longer an issue because his ex-wife is out of the picture. Petitioner respectfully asks the Court to give him this chance to have his daughters back in his life</p> <p>Court Investigator Jennifer Young filed a report on 9-12-12.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. A petition to terminate a guardianship requires notice to all relatives, not just the guardian, per Probate Code §1460(b)(5).</p> <p>Therefore, need proof of service of Notice of Hearing at least 15 days prior to the hearing or consent and waiver of notice or declaration of due diligence on:</p> <ul style="list-style-type: none"> - Erin Lanier (Mother) - Ken Lanier (Paternal Grandfather) - Rose Marie Lanier (Paternal Grandmother) - Robert R. Zane (Maternal Grandfather) - Barbara Latham-Zane (Maternal Grandmother) <hr/> <p>Reviewed by: skc</p> <hr/> <p>Reviewed on: 9-12-12</p> <hr/> <p>Updates:</p> <hr/> <p>Recommendation:</p> <hr/> <p>File 14 - Lanier</p>
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