



## 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 Jesus Gonzalez Rodriguez (GUARD/P)**

**Case No. 08CEPR00173**

**Atty Gonzalez, Jesus N. (Pro Per – Father – Petitioner)**

**Atty Aguilar, Nellie (for Maria Ibarra – Maternal Grandmother – Guardian)**

**Petition for Visitation**

<b>Jesus Gonzalez Rodriguez, age 9</b>		<b>JESUS N. GONZALEZ</b> , Father, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <u>Continued from 6-11-13, 7-30-13, 9-10-13. Minute Order 9-10-13 states: Ms. Valdivinos is sworn and interprets for Maria Ibarra. Maria Ibarra objects to the petition. Counsel is directed to facilitate counseling between father and child. Matter continued to 10/8/13.</u>
		<b>MARIA IBARRA</b> , Maternal Grandmother, was appointed Guardian on 6-26-08. - served by mail 5-27-13	
<b>Cont. from 061113, 073013, 091013</b>		Mother: Patricia Rodriguez (Deceased) Paternal Grandfather: Jose Gonzalez Paternal Grandmother: Josefina Gonzalez Maternal Grandfather: Lorenzo Rodriguez	
<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>		
<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	
<input type="checkbox"/>	<b>Aff.Pub.</b>		
<input type="checkbox"/>	<b>Sp.Ntc.</b>		
<input type="checkbox"/>	<b>Pers.Serv.</b>		
<input type="checkbox"/>	<b>Conf. Screen</b>		
<input type="checkbox"/>	<b>Letters</b>		
<input type="checkbox"/>	<b>Duties/Supp</b>		
<input type="checkbox"/>	<b>Objections</b>		
<input type="checkbox"/>	<b>Video Receipt</b>		
<input checked="" type="checkbox"/>	<b>CI Report</b>		
<input type="checkbox"/>	<b>9202</b>		
<input 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>Petitioner requests</b> to have custody of his son and to have his case reviewed. Petitioner sees no reason for his son to be with his grandmother when he is fully capable and willing to be fully responsible for his son. Petitioner doesn't feel the visitation that he is allowed is sufficient to fully bond with his son, especially now that he will be having a sibling. Petitioner believes it is in his son's best interest to be closer to his little brother and father than the 2 hours a week that is currently allowed (sometimes less because the grandmother arrives late).	
		Petitioner believes his son needs a father figure and he and his wife are able to provide a stable house for his son. Petitioner states there is no need for his son to continue living with his grandmother when he has a loving father who wants to be a part of his life.	
			<b>Reviewed by:</b> skc
			<b>Reviewed on:</b> 10-1-13
			<b>Updates:</b>
			<b>Recommendation:</b>
			<b>File 1 – Rodriguez</b>

Page 2

**Court Investigator Jennifer Young filed a report on 7-26-13.**

**Minute Order 7-30-13:** Also present in the courtroom is Jesus Rodriguez. Rosie Valdivinos is sworn and interprets for Maria Ibarra. Ms. Ibarra objects to the petition. Visitation between father and the minor is ordered as follows: visitation shall be every Sunday from 1:00 p.m. to 5:00 p.m. at a place mutually agreed upon by the parties. Father is ordered not to expose the minor to any horror movies or encourage any horse play with other children that may be uncomfortable for the minor. **The Court orders the court investigator to contact the Carmen Meza Center regarding the minor's therapy. Parties enter into a waiver of confidentiality for said purpose.** Continued to 9/10/13.

**Court Investigator Jennifer Young filed a report on 9-3-13.**

**Guardian Maria Ibarra filed a declaration on 9-6-13. Ms. Ibarra states** Jesus has always been in her custody since the death of his mother on 10-31-05. Jesus' mother was murdered with a kitchen knife. Her throat was cut open and Jesus was found on top of his mother's dead body covered in blood (at age 1½). The police turned him over to Ms. Ibarra that day. Shortly after the murder, Ms. Ibarra spoke with Mr. Gonzalez, who stated she could keep Jesus as long as he could use his SSN for his taxes. He did not participate in Jesus' life. When Jesus was two years old, Ms. Ibarra allowed overnight visits. During the visits, Jesus slept on pillows on the floor with the family dog. Mr. Gonzalez never returned him on time and she always had to pick him up. On one occasion, he wasn't even present, and Jesus was running around unsupervised with the grandfather getting drunk with his friends. A police report was made. In 2008, Jesus came home with a burn on his hand. Jesus told her that his aunt Karina was mad at him and grabbed his hand and burned it. A police report was made. Also, Jesus was always starving upon return from his visits.

Of great concern to Ms. Ibarra is the fact that Mr. Gonzalez was inconsiderate of what happened to Jesus. He had him watch the movie "Chucky" where a doll is murdering people with a knife. Mr. Gonzalez should have been more conscious of the fact that Jesus' mother was killed with a knife. Jesus was traumatized.

Ms. Ibarra states that even now, he continues to have little regard for Jesus' needs, and Mr. Gonzalez lacks maturity when it comes to Jesus' care. Recently he forced horseplay (fight) with Jesus' cousins, and tried to block Ms. Ibarra from seeing with a chair.

Further traumatizing Jesus, Mr. Gonzalez had Ms. Ibarra served with court papers in front of Jesus. The person was rude and disrespectful, demanding to see photo identification or verification of her address. She felt forced to show her PGE bill. Jesus was scared that he was going to be removed from her home.

Ms. Ibarra states she regularly attends church on Sunday afternoons. Jesus enjoys this because that is when his friends go to service too. Mr. Gonzalez refuses to change the visitation schedule so Jesus can attend. Ms. Ibarra would like visits to be Sundays 9-12.

Ms. Ibarra is not opposed to the court ordering Mr. Gonzalez to attend therapeutic visits with Jesus and his counselor. She has attended some sessions, and believes he should also.

Mr. Gonzalez pays only \$128/month child support. Ms. Ibarra pays \$60-70/week in child care. Mr. Gonzalez takes no interest in helping pay for school supplies, uniforms, medical bills, and **refuses to provide her with his insurance card or a letter stating he is not covered. The providers will not accept Medi-Cal because their system shows he has an insurance provider.** Jesus suffers from asthma and this is creating a hardship. Ms. Ibarra cannot afford these bills. All she needs from him is the insurance card.

**Dept. 303, 9:00 a.m. Tuesday, October 8, 2013**

(1) Report on Waiver of Accounting and (2) Petition for Final Distribution and (3) Allowance of Costs Advanced by Attorney

<b>DOD: 3-22-11</b>	<b>ROBERT B. PYE</b> , Administrator with Will Annexed, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <u>Continued from 5-21-13.</u>  On 9-19-13, Attorney Pye filed a Supplement addressing certain issues. However, the following issues remain:  1. Per Supplement filed 9-19-13, DHS was notified via its electronic filing system. However, Probate Code requires service by mail. See §§ 9202, 215, 1215. Also, the time for response is four months, not 60 days. The Court may require further continuance for proper notice.  <i>Note: Examiner notes that there was never a statement as to whether notice to DHS was required. If neither the decedent nor her predeceased spouse received services, this is not an issue. However, there is no verified statement either way in the petition or supplement. Need clarification.</i>
	All heirs waive accounting	
<b>Cont from 052113</b>	I&A: \$311,572.64 POH: \$296,758 (Stocks, accounts)	
<input type="checkbox"/> Aff.Sub.Wit.	Attorney Administrator: Waived	
<input checked="" type="checkbox"/> Verified	Costs: \$747.50 (filing, publication, certification)	
<input type="checkbox"/> Inventory	Petitioner states heir Stacy Ruth Pye was given a lifetime advance from her mother valued at \$135,000.00, to be offset against her sister's distribution from the estate.	
<input type="checkbox"/> PTC	<b>Distribution pursuant to Decedent's will:</b>	
<input type="checkbox"/> Not.Cred.	Karen Louise Arnold: \$105,147.00 cash plus certain various stocks	
<input checked="" type="checkbox"/> Notice of Hrg	Stacy Ruth Pye: \$3,667.00 cash plus certain various stocks	
<input checked="" type="checkbox"/> Aff.Mail		
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.		
<input type="checkbox"/> Conf. Screen		
<input type="checkbox"/> Letters		
<input type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input 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: skc
		Reviewed on: 10-1-13
		Updates:
		Recommendation:
		File 2 – Arnold

**3 Thelma Henrichs (CONS/PE)**

Case No. 13CEPR00314

Atty Kruthers, Heather H (for Public Guardian/Conservator)

Atty Teixeira, J. Stanley (Petitioner/court appointed attorneyfor conservatee)

Petition for Compensation

<b>Age: 92 years</b>		<p><b>J. STANLEY TEIXEIRA</b>, petitioner was Court appointed to represent the Conservatee on 4/22/13.</p> <p>The Public Guardian was appointed Conservator of the Person and Estate on 5/29/2013.</p> <p>Petitioner requests fees in connection with the representation of the Conservatee for the Public Guardian's petition to appoint a conservator.</p> <p>Petitioner <b>asks that he be paid</b> from the conservatorship estate for <b>5.20 hours @ \$250.00 per hour and costs of \$435 (filing fee) for a total of \$1,735.00.</b></p> <p>Services are itemized by date and include review of documents, visits with client, and court appearances.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p>	
<b>Cont. from</b>				
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input type="checkbox"/>	Not.Cred.			
<input checked="" type="checkbox"/>	Notice of Hrg			
<input checked="" type="checkbox"/>	Aff.Mail			W/
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
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<input type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input type="checkbox"/>	CI Report			
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<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: 10/2/13		
		Updates:		
		Recommendation:		
		File 3 - Henrichs		

Atty Boyajian, Thomas M (for Carl John Peterson – Petitioner – Former Spouse)

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

<b>DOD: 02/21/2013</b>	<b>CARL JOHN PETERSON</b> , former spouse/named executor without bond, is petitioner.	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Continued from 8/20/2013.</b> Minute Order states the Court indicates to the parties that it will expect a declaration and/or live testimony at the next hearing addressing the issues regarding the subscribing witnesses and the presumption relating to the destruction of a will. The Court advises the parties that it will entertain a petition for special letters for the maintenance of the property.</p> <p><b>Note for background:</b> Minute Order dated 7/2/2013 [Judge Snauffer] from the last hearing states the Court directs the parties to submit their concerns in writing. As of 10/1/2013, Court records show no written objection has been filed since the hearing on 8/20/2013.</p> <p align="center">~Please see additional page~</p>
	Full IAEA – o.k.	
<b>Cont. from 070213, 082013</b>	Will dated: 06/19/2012	
<input checked="" type="checkbox"/> <b>Aff.Sub.Wit.</b>		
<input checked="" type="checkbox"/> <b>Verified</b>		
<b>Inventory</b>		
<b>PTC</b>	Residence: Clovis	
<b>Not.Cred.</b>	Publication: The Business Journal	
<input checked="" type="checkbox"/> <b>Notice of Hrg</b>		
<input checked="" type="checkbox"/> <b>Aff.Mail</b>	W/	
<input checked="" type="checkbox"/> <b>Aff.Pub.</b>		
<b>Sp.Ntc.</b>		
<b>Pers.Serv.</b>		
<b>Conf. Screen</b>	Probate Referee: Steven Diebert	
<input checked="" type="checkbox"/> <b>Letters</b>		
<input checked="" type="checkbox"/> <b>Duties/Supp</b>		
<b>Objections</b>		
<b>Video Receipt</b>		
<b>CI Report</b>		
<b>9202</b>		
<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>		
		<b>Reviewed by:</b> LEG
		<b>Reviewed on:</b> 10/1/13
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 4 - Gomes</b>

**NEEDS/PROBLEMS/COMMENTS, continued:**

1. Petitioner states in the *Explanatory Declaration* filed 7/31/2013 that "the original statutory Will of the Decedent is not in the possession of the Petitioner at the moment and is not available." Probate Code § 6124 provides if the testator's Will was last in the testator's possession, the testator was competent until death, and neither the Will nor a duplicate original of the Will can be found after the testator's death, it is presumed that the testator destroyed the Will with intent to revoke it. This presumption is a presumption affecting the burden of producing evidence. If the proponents of the Will introduce no contrary evidence, the Court should find that the Will was revoked. *Declaration* filed 7/31/2013 states the submitted statutory Will is a "duplicate/copy." It does not appear that the copy of the Will that Petitioner has submitted constitutes a duplicate original. Further, *Attachment A, Declaration of Scott Ferguson* and *Declaration of Michelle Torres*, submitted by both of the subscribing witnesses to the Will (in addition to the *Proof of Subscribing Witness* filed 5/20/2013 by each of them) discuss the validity of execution of the Will and the Decedent's capacity at the time of making her Will. None of the Declarations discuss the status of the original Will other than stating it is not in Petitioner's possession and is not available, nor do they provide any evidence to support that her Will was not likely revoked by Decedent.
2. If Petitioner seeks to request the Court admit Decedent's Will as a "lost" Will following the Court's determination regarding whether Decedent revoked her Will (as noted above), Probate Code § 8223 provides that a petition for probate of a lost or destroyed Will shall include a written statement of the testamentary words or their substance. If the Will is proved, the provisions of the Will shall be set forth in the order admitting the Will to probate. If Court grants the petition for probate of Decedent's Will as a "lost" Will, pursuant to Probate Code § 8223 need revised proposed order containing the provisions of the lost Will (i.e., a copy of the Will attached to the order with a signature line included on the last page of the Will for the Court's approval.)
3. Proposed letters submitted by Petitioner have been altered with whiteout at Item 2, and do not indicate that Petitioner will be appointed as executor of Decedent's "lost" Will. Need revised proposed letters.

**Note: Court will set status hearings as follows:**

- **Friday, March 7, 2014 at 9:00 a.m. in Dept. 303 for filing of inventory and appraisal; and**
- **Friday, December 12, 2014 at 9:00 a.m. in Dept. 303 for filing of first account and/or petition for final distribution.**

Pursuant Local Rule 7.5, if the documents noted above are filed 10 days prior to the dates listed, the hearings will be taken off calendar and no appearance will be required.

**Dept. 303, 9:00 a.m. Tuesday, October 8, 2013**

<b>DOD: 05/17/2013</b>	<b>KORINA BERSENTES</b> , daughter is petitioner and requests appointment as Administrator without bond.	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>The following issues remain:</b></p> <ol style="list-style-type: none"> <li>Proposed personal representative is a resident of Colorado. Probate Code §8571 states notwithstanding a waiver of bond, the Court in its discretion may require a nonresident personal representative to give a bond in an amount determined by the Court.</li> <li>Petition states all heirs are adults and have waived bond. Need signed waivers of bond from: <ul style="list-style-type: none"> <li>Korina Bersentes</li> <li>John Bersentes</li> </ul>                     Or in the alternative bond set at \$250,000.00.                 </li> </ol> <p><b>Note:</b> If <i>Petition</i> is granted, Court will set status hearings as follows:</p> <ul style="list-style-type: none"> <li><b>Friday, 03/07/2014 at 9:00 a.m. in Dept. 303</b> for filing of final inventory and appraisal; and</li> <li><b>Friday, 12/05/2014 at 9:00 a.m. in Dept. 303</b> for filing of first account and/or petition for final distribution.</li> </ul> <p>Pursuant Local Rule 7.5, if the documents noted above are filed 10 days prior to the dates listed, the hearings will be taken off calendar and no appearance will be required.</p> <p><b>Reviewed by:</b> LV  <b>Reviewed on:</b> 10/02/2013  <b>Updates:</b>  <b>Recommendation:</b>  <b>File 5 – Bersentes</b></p>
<b>Cont. from 090313</b>	Petitioner is a resident of Superior, Colorado	
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>		
<input checked="" type="checkbox"/> <b>Verified</b>	Full IAEA – o.k.	
<input type="checkbox"/> <b>Inventory</b>		
<input type="checkbox"/> <b>PTC</b>	Decedent died intestate.	
<input type="checkbox"/> <b>Not.Cred.</b>		
<input checked="" type="checkbox"/> <b>Notice of Hrg</b>	Residence: Fresno Publication: The Business Journal	
<input checked="" type="checkbox"/> <b>Aff.Mail</b>	w/	
<input checked="" type="checkbox"/> <b>Aff.Pub.</b>		
<input type="checkbox"/> <b>Sp.Ntc.</b>	<b>Estimated value of the estate:</b> Personal property \$250,000.00	
<input type="checkbox"/> <b>Pers.Serv.</b>		
<input type="checkbox"/> <b>Conf. Screen</b>	Probate Referee: Rick Smith	
<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>		
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<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>DOD: 6/16/2013</b>		<b>YOLANDA HAUSCHEL, ANITA OAXACA</b> and <b>NORMA VIGIL</b> are petitioners.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		40 days since date of death.	1. Need Notice of Hearing.
<b>Cont. from</b>		No other proceedings.	2. Need proof of service of the Notice of Hearing on all those entitled to notice pursuant to Probate Code §13153.
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>	Will dated: June 11, 2013 devises the residue of the estate to Yolanda Hauschel, Anita Oaxaca and Norma Vigil.	3. #9a(3) or (a(4) of the petition was not answered re: domestic partner.
<input checked="" type="checkbox"/>	<b>Verified</b>		4. #9a(5) or 9a(6) of the petition was not answered re: child.
<input type="checkbox"/>	<b>Inventory</b>	I & A - \$75,000.00	5. #9a(7) or 9a(8) of the petition was not answered re: issue of predeceased child.
<input type="checkbox"/>	<b>PTC</b>		6. Need attachment 11 containing the legal description of the property along with the decedent's interest.
<input type="checkbox"/>	<b>Not.Cred.</b>	Petitioners request Court determination that Decedent's interest in real property pass to them.	7. Need attachment 13 the specific property interest claimed by each petitioner.
<input type="checkbox"/>	<b>Notice of Hrg</b>		8. Need attachment 14 the names, relationships, ages and addresses of all heirs and devisees of the decedent.
<input type="checkbox"/>	<b>Aff.Mail</b>		9. Will attached to the petition is the original. Petitioner requires a copy to be attached. Probate Code §8200 requires the original will to be deposited with the court.
<input type="checkbox"/>	<b>Aff.Pub.</b>		10. Inventory and appraisal was not signed by the attorney as required.
<input type="checkbox"/>	<b>Sp.Ntc.</b>		11. Inventory and appraisal was only signed by Yolanda Hauschel. It should be signed by all petitioners.
<input type="checkbox"/>	<b>Pers.Serv.</b>		12. Need Order
<input type="checkbox"/>	<b>Conf. Screen</b>		<b>Reviewed by: KT</b>
<input type="checkbox"/>	<b>Letters</b>		<b>Reviewed on: 10/2/13</b>
<input type="checkbox"/>	<b>Duties/Supp</b>		<b>Updates:</b>
<input type="checkbox"/>	<b>Objections</b>		<b>Recommendation:</b>
<input type="checkbox"/>	<b>Video Receipt</b>		<b>File 6 - Lopez</b>
<input type="checkbox"/>	<b>CI Report</b>		
<input type="checkbox"/>	<b>9202</b>		
<input type="checkbox"/>	<b>Order</b>		
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<input type="checkbox"/>	<b>Citation</b>		
<input type="checkbox"/>	<b>FTB Notice</b>		

Status Hearing

<b>Bernice C. Kasabian</b> <b>DOD: 1-17-13</b>	<b>JENNIFER KAPUR</b> , Granddaughter and beneficiary, filed a Petition to Determine Existence of Trust on 6-12-13.	<b>NEEDS/PROBLEMS/COMMENTS:</b>		
		<b>Minute Order 9-10-13: Mr. Roberts indicates that he will send out the notices to the beneficiaries and complete the administration.</b>		
<b>Cont from 091013</b>	<b>Order Determining Existence of Trust</b> filed 7-30-13 orders that Dana T. Kahler provide a true and correct copy of the trust, including the operative amendments.			
<table border="1"> <tr> <td data-bbox="142 466 321 504">Aff.Sub.Wit.</td> <td data-bbox="321 466 394 504"></td> </tr> </table>	Aff.Sub.Wit.			<ol style="list-style-type: none"> <li><b>As of 10-1-13, nothing further has been filed. Need status pursuant to Minute Order 7-30-13.</b></li> </ol>
Aff.Sub.Wit.				
<table border="1"> <tr> <td data-bbox="142 504 321 541">Verified</td> <td data-bbox="321 504 394 541"></td> </tr> </table>	Verified			
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<table border="1"> <tr> <td data-bbox="142 579 321 617">PTC</td> <td data-bbox="321 579 394 617"></td> </tr> </table>	PTC			
PTC				
<table border="1"> <tr> <td data-bbox="142 617 321 655">Not.Cred.</td> <td data-bbox="321 617 394 655"></td> </tr> </table>	Not.Cred.		<i>Note: Proposed language ordering Dana T. Kahler to account was stricken from the order.</i>	
Not.Cred.				
<table border="1"> <tr> <td data-bbox="142 655 321 693">Notice of Hrg</td> <td data-bbox="321 655 394 693"></td> </tr> </table>	Notice of Hrg			
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Objections				
<table border="1"> <tr> <td data-bbox="142 995 321 1033">Video Receipt</td> <td data-bbox="321 995 394 1033"></td> </tr> </table>	Video Receipt			
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9202				
<table border="1"> <tr> <td data-bbox="142 1108 321 1146">Order</td> <td data-bbox="321 1108 394 1146"></td> </tr> </table>	Order			
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FTB Notice				

**8 Brooklyn E. Jane and Nevaeh A. May Adams (GUARD/P)**

**Case No. 09CEPR00464**

**Atty LeFors, Teri (pro per Petitioner/guardian/paternal grandmother)**

**Atty LeFors, Michael E. (pro per guardian/paternal step-grandfather)**

**Atty Basquez, Patricia Viola (pro per mother)**

**Atty Adams, Bryce S (pro per father)**

**Request for Modification of Visitation**

<b>Brooklyn age: 5</b>	<b>TERI LEFORS</b> , Guardian/paternal grandmother, is petitioner.	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Continued from 8/13/13. Minute order states</b> the following visitation orders are in place pending the next hearing: mother and father shall have visitation with the children every other weekend beginning next weekend. Visitation shall be from Friday at 6 p.m. to Sunday at 4 p.m. The court orders the Court Investigator to conduct a new and complete investigation of the parties. The Court further orders that the investigation include any matter(s) involving CPS; the children's school attendance, and any other matters deemed necessary. Court is specifically concerned with the injury sustained by Brooklyn.</p> <p><b>Court Investigator Julie Negrete to provide:</b></p> <p><b>1. Court Investigator's Report</b></p>
<b>Nevaeh age: 4</b>	<b>Petitioner alleges:</b> There has been a change in circumstances. During the 2012 through 2013 school year, both Brooklyn and Nevaeh have experienced extensive absences and almost all occurred while at their bi-weekly visits with their parents. Brooklyn has had 15 absences and 8 tardies in what amounts to only one half of the school year.	
<b>Cont. from 081313</b>	This continued pattern of absences cause them to be summoned to attend a School Attendance Review Board pre-hearing. Both guardians and parents were in attendance. At that time all parties entered into an agreement to have the attendance problems resolved.	
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>	Neither parent has taken any interest in attending parent attending parent/teacher conferences, special parent activities or participation in the education of Brooklyn and Nevaeh to the degree that is necessary to nurture and support their education.	
<input checked="" type="checkbox"/> <b>Verified</b>	At the last parent/teacher conferences for both girls, Petitioner states she was advised that their homework is not consistent and turned in during the weeks the girls are with their parents.	
<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/	
<input type="checkbox"/> <b>Aff.Pub.</b>		
<input type="checkbox"/> <b>Sp.Ntc.</b>		
<input type="checkbox"/> <b>Pers.Serv.</b>		
<input type="checkbox"/> <b>Conf. Screen</b>		
<input type="checkbox"/> <b>Letters</b>		
<input 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 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>Please see additional page</b>		<p><b>Reviewed by: KT</b></p> <p><b>Reviewed on: 10/1/2013</b></p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 8 – Adams</b></p>

Petitioner states on Wednesday, June 12, 2013, while on their weekly visit with their parents, Brooklyn jumped off the top bunk bed at a friend's house and hit her nose on the bed frame below. Brooklyn was not taken for any medical treatment by her parents, nor was Petitioner contacted and given the option to seek evaluation of the injury. It was not until Petitioner picked up Brooklyn and Nevaeh on Sunday, June 16 that she saw that Brooklyn had, what amounted to, two black eyes. On Monday, Petitioner states she made an appointment with Brooklyn's physician, for her to be seen on June 18. The Doctor examined Brooklyn, took her for an x-ray and diagnosed her with a fractured nose. Brooklyn has been referred to a specialist at Children's Hospital for further evaluation.

As a result of Brooklyn's nose injury a referral was made to Child Protective Services. Petitioner states they were interviewed by a CPS worker on June 26<sup>th</sup> and advised that she would make a visit to Bryce and Patricia and that this would be listed as a "substantiated" referral for medical neglect.

Petitioner states that she also learned there have been other CPS referrals in regards to Bryce and Patricia and all three of their children, Brooklyn, Neveah and Owen that Petitioner, as guardian, did not know about. Petitioner states she has requested copies of all CPS referrals that she is entitled to receive as Legal Guardian and will present them at the hearing.

Petitioner states Patricia does not have a driver's license due to two DUI convictions in Fresno within the last two years. During most of the last school year, Bryce Adams drove Brooklyn and Neveah to school in their visitation weeks. Bryce recently became employed full time and will not be available to drive Brooklyn and Neveah to and from school this next school year. Petitioner states she believes that Patricia will drive the girls to school, unlicensed, as she has admitted to driving unlicensed with baby Owen in the car.

Petitioner states they have recently learned that Patricia is pregnant and due after the first of the year. Petitioner states she is further advised that parentage is at issue. Since Bryce will no longer be home to assist with the children, Petitioner states she does not believe that Patricia will be able to effectively deal with the demands of pregnancy, caring for an 18 month old, maintaining the schedule for homework and legally get the girls to and from school each day.

**Petitioner respectfully requests** that the current visitation schedule be modified to allow Brooklyn and Neveah to have visitation with Bryce Adams and Patricia Basquez every other weekend from Friday at 6:00 p.m. to Sunday at 4:00 p.m. to begin the week of the Court hearing.

**Visitation order (per Minute Order dated 3/27/12):** Visitation for the father Bryce Adams and the mother Patricia Basquez shall be on alternating weekends from Sunday at 6:00 p.m. until Sunday at 6:00 p.m. Pick-up and delivery of the children to be arranged by mother and father. The children are not to be driven in any vehicle unless licensed and insured, and the children are to be in appropriate safety restraints. No party shall have any amount of alcohol in their body while transporting the children.

Atty Williams, Jasmine T. (pro per – mother/Petitioner)

Petition for Termination of Guardianship

Xazavier, 14		JASMINE WILLIAMS, mother, is Petitioner.	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>This Petition pertains to Xazavier only. Maria is now 18 years old.</b></p> <ol style="list-style-type: none"> <li>1. Need Notice of Hearing.</li> <li>2. 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 Termination of Guardianship</i> <u>or</u> <i>Consent &amp; Waiver of Notice</i> <u>or</u> <i>Declaration of Due Diligence</i> for: <ul style="list-style-type: none"> <li>- Genice Whittle (paternal grandmother)</li> <li>- Darrell Richardson (father)</li> <li>- Paternal grandfather (unknown)</li> <li>- George Williams (maternal grandfather)</li> <li>- Xazavier Williams (minor)</li> <li>- Maria Williams-Richardson (sibling)</li> <li>- Maurice Richardson (sibling)</li> </ul> </li> <li>3. Need CI Report and clearances – CI to provide.</li> </ol>
		GENICE WHITTLE, paternal grandmother, was appointed guardian on 06/11/12.	
		Father: DARRELL RICHARDSON	
Cont. from		Paternal grandfather: UNKNOWN	
	Aff.Sub.Wit.	Maternal grandfather: GEORGE WILLIAMS	
✓	Verified	Maternal grandmother: DECEASED	
	Inventory	<b>Petitioner requests</b> that the guardianship be terminated so that Xazavier can have a stable, loving home with her where he won't run away or be picked on.	
	PTC	<b>Court Investigator Dina Calvillo filed a report on – NEED REPORT.</b>	
	Not.Cred.		
	Notice of Hrg		
	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
		<b>Reviewed by:</b> JF	
		<b>Reviewed on:</b> 10/01/13	
		<b>Updates:</b>	
		<b>Recommendation:</b>	
		<b>File 10 – Williams - Richardson</b>	

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

Age: 14	<p align="center"><b><u>TEMPORARY GRANTED EX PARTE:</u></b>  <b><u>TEMPORARY EXPIRES 10/08/13</u></b></p> <p align="center"><b><u>GENERAL HEARING 12/04/13</u></b></p> <p><b>ALIYAH M. BAIS</b>, minor, is petitioner and requests that <b>SALENA BAIS NOWAK</b>, paternal aunt, be appointed as her Guardian.</p> <p>Father: <b>RICHARD BRANDON BAIS</b></p> <p>Mother: <b>KACIE BAIS</b></p> <p>Paternal grandfather: RICHARD BAIS – <i>Consent &amp; Waiver of Notice filed 09/26/13</i>          Paternal grandmother: JOHNNIE WRAY HUGHES</p> <p>Maternal grandfather: JON EVANS          Maternal grandmother: BEVERLY MEANS</p> <p>Siblings: TIARA BAIS, OADON BAIS, SAVION BAIS</p> <p><b>Petitioner states</b> that she is afraid of her father because he has threatened her and been violent with her in the past. The minor states that she has recordings of her father ranting at her using profanities. Her father is currently living and working in Elko, Nevada and has placed the minor with different people while he is gone. The minor states that she is not comfortable in any of the homes where her father placed her. The minor states that her mother is very unstable and is always moving from place to place. The minor states that she does not know where her mother is currently staying. Petitioner states that she wants to live in a secure environment and be able to go to school and requests that her aunt Salena Bais Nowak be appointed as her guardian.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <ol style="list-style-type: none"> <li>1. Need <i>Duties of Guardian</i>.</li> <li>2. Need <i>Notice of Hearing</i>.</li> <li>3. Need proof of personal service at least 5 court days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Temporary Guardian of the Person or Consent &amp; Waiver of Notice or Declaration of Due Diligence</i> for:           <ul style="list-style-type: none"> <li>- Richard Brandon Bais (father)</li> <li>- Kacie Bais (mother)</li> </ul> </li> </ol>	
Cont. from			
Aff.Sub.Wit.			
✓ Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			x
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			x
✓ Conf. Screen			
Letters			x
Duties/Supp			x
Objections			
Video Receipt			
CI Report			
9202			
Order			x
Aff. Posting			
Status Rpt			
✓ UCCJEA			
Citation			
FTB Notice			

**Reviewed by:** JF  
**Reviewed on:** 10/02/13  
**Updates:**  
**Recommendation:**

**File 11 - Bias**

**Amended (1) First and Final Report of Personal Representative, and (2) Petition for Final Distribution and (3) Attorneys' Fees for Ordinary and Extraordinary Services on Waiver of Accounting (PC 12200)**

<b>DOD: 2-5-09</b>	<b>STANLEY KOBASHI</b> , Brother and Administrator with Full IAEA without bond, is Petitioner.	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Minute Order 8-6-13 (Judge Black):</b> Matter taken under submission. Later and off the record: The Court finds that distribution of the estate shall be to a Special Needs Trust created for the benefit of Gregory Zaragosa. The Special Needs Trust will be subject to continuing Court jurisdiction and must comply with the Probate Code and the Fresno County Local Rules. The Court orders the attorney to file a new case for the approval of the Special Needs Trust. Once the Special Needs Trust is established the Court will sign an order for distribution based on this ruling. Taken under submission. Continued to 10/8/13. Set on 10/8/13 for: Status on the Filing of the Special Needs Trust</p> <p><b>Note: The following issues remain:</b></p> <ol style="list-style-type: none"> <li><b>Costs include \$9.08 for overnight delivery services. However, pursuant to Local Rules, this is considered a cost of doing business and not reimbursable. Therefore, if granted, cost reimbursement will be decreased by this amount.</b></li> <li><b>The proposed promissory note provides that Petitioner as Administrator will make payments to Petitioner individually over a 21-month period, secured by a lien on the real property. However, this petition proposes to close the estate, which has minimal cash, and distribute to petitioner individually. Therefore, need clarification as to how Petitioner proposes to repay himself from the estate if the estate is closed.</b></li> </ol>
	Accounting is waived.	
<b>Cont from 080613</b>	I&A: \$180,000.00 POH: \$186,128.84 (\$6,128.84 cash plus real and personal property)	
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>	Administrator (Statutory): Waived	
<input checked="" type="checkbox"/> <b>Verified</b>	Attorney (Statutory): \$6,400.00	
<input checked="" type="checkbox"/> <b>Inventory</b>	<b>Attorney (Extraordinary): \$3,466.00</b> (for 11.15 paralegal and attorney hours for services in connection with establishing a special needs trust for Decedent's son)	
<input checked="" type="checkbox"/> <b>PTC</b>	<b>Attorneys' fees for Guardian Ad Litem: \$3,368.75</b> (Exhibit Dooley Herr Pedersen & Berglund Bailey, for Leonard C. Herr, GAL for Gregory Zaragoza, Decedent's adopted son, for 20.75 hours @ \$150-175/hr, per separate declaration)	
<input checked="" type="checkbox"/> <b>Not.Cred.</b>	Costs: \$1,073.08 (filing, certified letters, overnight delivery service, publication)	
<input checked="" type="checkbox"/> <b>Notice of Hrg</b>	<b>Petitioner states</b> the decedent was survived by his adopted son, his mother, and his brother (Petitioner). The family agreed that the son and mother would disclaim their interest so that Petitioner would inherit the estate, and he would then establish a special needs trust for the decedent's son.	
<input checked="" type="checkbox"/> <b>Aff.Mail</b>	Petitioner proposes that due to the shortage of cash to pay the administrative expenses, he will loan the estate the balance to pay these expenses under certain terms detailed in the attached promissory note, secured by deed of trust.	
<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>		
<input checked="" type="checkbox"/> <b>9202</b>		
<input checked="" type="checkbox"/> <b>Order</b>		
<b>Aff. Posting</b>	<b>Distribution pursuant to intestate succession and disclaimers:</b>	
<b>Status Rpt</b>	Stanley Kobashi: Entire estate	
<b>UCCJEA</b>		
<b>Citation</b>		
<input checked="" type="checkbox"/> <b>FTB Notice</b>		
	<b>Reviewed by:</b> skc	
	<b>Reviewed on:</b> 10-1-13	
	<b>Updates:</b>	
	<b>Recommendation:</b>	
	<b>File 12 – Kobashi</b>	

