

(1) Petition to have the Public Administer Cited to Appear before the Court Re: Condition of Estate and Reasons why the Estate Cannot be Distributed and Closed; and (2) Payment of Three Pecuniary Devises with Interest at Seven Percent (7%); and (3) to Surcharge Administrator for Unnecessary and Unreasonable Delays in Closing said Estate; and (4) Points and Authorities; and (5) Declaration of Barbara Rivera

DOD: 8/24/07	BARBARA RIVERA , beneficiary and named executor in Decedent's Will, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
Cont. from	Petitioner states:	
<input type="checkbox"/> Aff.Sub.Wit.	<ul style="list-style-type: none"> On 7/18/08, the Public Administrator was appointed as Administrator by <i>Ex Parte</i> Order pursuant to PrC §7660 et seq. (<i>Summary Disposition of Small Estates</i>); None of Decedent's devisees named in her Last Will were notified either before or after appointment of the Public Administrator; Decedent's estate could have been closed within 6 months of the Public Administrator's appointment, or within one year as required by PrC §12200(a). This section requires that an estate be closed within one year, after issuance of Letters, in which a federal estate tax return is not required; Here, Letters did not issue because the Public Administrator was appointed pursuant to PrC §7660(a)(1); however, they would have issued on or about 7/18/08; This past August 2011 was the fourth anniversary of Decedent's death and there is no reason for this extended delay on a "small estate" probate case filed under PrC §7660 et seq.; Decedent's Last Will designates gifts to devisees (one of whom passed away on 2/15/09); The Public Administrator should be surcharged with the amount of money due the pecuniary devisees' as interest on their bequests, with said surcharge amount to be paid by the Administrator's personal funds and the forfeit of any commission; Per PrC §12003, beneficiaries are entitled to interest on their pecuniary bequests at 7% simple interest. Section 12003 provides in relevant part: "If a general pecuniary devise...is not distributed within one year after the..death, the devise bear interest thereafter." The effective rate of interest is 7% (see PrC §12001); The total amount due the named beneficiaries, with interest included (interest calculated from 8/24/08 (year after date of death) – 10/31/11): <ul style="list-style-type: none"> Norma Raffeedy (sister; <i>now deceased</i>): \$6,115.21 (original devise: \$5,000); Rose A. Harb (sister): \$6,115.21 (original devise: \$5,000) Harb Almendras (niece): \$1,070.00 (original devise: \$1,000) 	1. Need Proposed Order.
<input checked="" type="checkbox"/> Verified		Note: The Fresno County Public Guardian was Decedent's Conservator prior to her death (04CEPR01188).
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg		
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<input type="checkbox"/> Order	x	
<input type="checkbox"/> Aff. Posting		Reviewed by: NRN
<input type="checkbox"/> Status Rpt		Reviewed on: 11/28/11
<input type="checkbox"/> UCCJEA		Updates:
<input type="checkbox"/> Citation		Recommendation:
<input type="checkbox"/> FTB Notice		File 1 - Boalbey
	<u>SEE ATTACHED PAGE</u>	

CONT'D:

- Furthermore, in related Fresno County Superior Court Case 04CEPR01188 (Decedent's Conservatorship Case – Public Guardian was Conservator of the Estate), the Public Guardian indicated in its final accounting and request for discharge (filed 9/23/10) that a 1999 Federal Individual Income Tax Return balance of \$3,658.00 was owed;
- However, the \$3,658.00 is in fact not owed, nor was it a lien on Decedent's funds at the time of that final accounting because: 1) *Per Declaration of Petitioner Barbara Rivera*, attached to the instant Petition, the IRS had been deducting from Decedent's monthly Social Security payments an amount to cover Decedent's lien due on the 1999 Tax Return; and 2) because as on 4/15/09, the lien was no longer in existence pursuant to U.S. Code Title 26, 6502 and that as such, an Court may not approve such a claim barred by the statute of limitations (see PrC §9253). For these reasons, the lien amount should never have been shown as a liability on the Public Guardian's last account in the Conservatorship case;
- The Estate is now in a position to be closed, except for the payment of the interest due on the pecuniary gifts as mentioned above;
- Finally, the Public Administrator's Commission should be reduced to no dollar amount, because of the Public Administrator's delay or mismanagement of this small estate; per PrC § 12205(a), a court may reduce a personal representative's compensation by an amount the Court determines as appropriate if said court makes 3 determinations: 1) the time taken for the administration exceeds the one-year; 2) that time taken was within the control of the representative, and 3) the delay was not in the best interest of the estate or interested persons.
- **Petitioner requests the Court order:**
 - **That the pecuniary gifts be made to the devisees;**
 - **That the interest (amounts identified above) be paid to devisees by the Administrator personally (including daily interest calculated after 10/31/11); and**
 - **That the Public Administrator to close the Estate.**

2 The Christina Romar Beneficiary Trust (Special Needs Trust)

Case No. 10CEPR00596

Atty Sharbaugh, Catherine (for Petitioner/Trustee Good Shepard Fund)

(1) First Account and Report of Trustee of Christine Romar Beneficiary Trust; Petition to Settle Account; and (2) to Fix & Allow Trustee and Attorney Fees [Prob. C. 1060, 2620, and 17200(a)(5), Govt. C. 70652(d)]

Beneficiary age: 12 years DOB: 12/15/1998	<p>GOOD SHEPARD FUND, Trustee, is petitioner.</p> <p>Account period: 5/10/10 – 4-30-11</p> <p>Accounting - \$67,650.07 Beginning POH- \$0 Ending POH- \$66,916.53</p> <p>Trustee - \$721.25 (per itemization and declaration)</p> <p>Attorney - \$825.00 (per itemization and declaration 3.45 hrs @ \$220/hr)</p> <p>Petitioner prays for an Order:</p> <ol style="list-style-type: none"> The court make an Order approving, allowing and settling the first account; The court authorize and direct Petitioner to pay Trustee fees in the amount of \$721.25; The court authorize and direct Petitioner to pay attorney fees in the amount of \$825.00. 	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Continued to 1/31/12</u> at the request of the attorney.</p> <ol style="list-style-type: none"> Declaration re: Attorney fees states the attorney’s hourly rate is \$220.00. Itemization indicates she spent 3 hours to prepare this accounting and anticipates that she will spend .45 hours at the hearing for a total of 3.45 hours. Therefore the total attorney fee should be \$759.00 and not \$825.00 as prayed. A difference of \$66.00. The Order establishing the Special Needs Trust states that the net settlement proceeds were \$127,142.55 of which \$50,000.00 was to be used to purchase a single premium fixed annuity. The Good Shepard fund, as Trustee of The Christina Romar Beneficiary Trust, was to manage, distribute, and dispose of these annuity funds as part of the trust. It does not appear that the proceeds of this annuity have been accounted for in this accounting. The funds of this trust are held in a pooled account with others. Need authority that allows pooled accounts in a Special Needs Trust. Bank statement shows the total amount of the pooled account but does not indicate the amount in the pooled account that belongs to this trust. The examiner is unable to verify that the account funds correspond with the property on hand. <p>Reviewed by: KT</p> <p>Reviewed on: 11/28/11</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 2 - Romar</p>
Cont. from		
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<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg		
<input checked="" type="checkbox"/> Aff.Mail	W/	
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input 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"/> 2620(c)		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		

First Amended Petition for Settlement of First and Final Account; Petition for Distribution and for Attorney's Compensation

DOD: 04/28/10	JOY C. CARSON , Executor, is petitioner.	NEEDS/PROBLEMS/COMMENTS:
	Accounting is waived.	
Cont. from		
<input type="checkbox"/> Aff.Sub.Wit.	I & A - \$53,000.00	
<input checked="" type="checkbox"/> Verified	POH - \$53,000.00	
<input checked="" type="checkbox"/> Inventory		
<input checked="" type="checkbox"/> PTC		
<input checked="" type="checkbox"/> Not.Cred.	Executor - waives	
Notice of Hrg	n/a	
Aff.Mail	n/a	
Aff.Pub.	Attorney - \$2,120.00 (statutory)(to be paid outside of the estate)	
Sp.Ntc.		
Pers.Serv.		
Conf. Screen	Distribution, pursuant to Decedent's Will is to:	
Letters		
Duties/Supp		
Objections	Joy C. Carson - 100% interest in real property located in Coalinga, CA, furniture, fixtures and tools.	
Video Receipt		
CI Report		
<input checked="" type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
<input checked="" type="checkbox"/> FTB Notice		
		Reviewed by: JF
		Reviewed on: 11/28/11
		Updates:
		Recommendation: SUBMITTED
		File 3 - Gentry

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

Age: 2	<p align="center"><u>TEMPORARY EXPIRES 12/05/11</u></p> <p>COLLEEN CARLSON, paternal grandmother, is Petitioner.</p> <p>Father: RYAN LUSK, <i>consent and waiver of notice filed 02/04/11.</i> Mother: KATIE LUSK, <i>personally served 02/06/11.</i></p> <p>Paternal Grandfather: STEVE LUSK, <i>consent and waiver of notice filed 02/04/11.</i> Maternal Grandfather: RANDALL LEON FACKLAM, <i>Declaration of Due Diligence filed 02/04/11.</i> Maternal Grandmother: KIM ANAYA, <i>served by mail 02/07/11</i></p> <p>Petitioner states that minor’s mother is using illegal prescription drugs regularly, not taking her medication for bi-polar disorder, and living with her boyfriend in a shed without proper heat, running water or a bathroom. Minor’s father is currently deployed in Afghanistan and therefore cannot care for minor.</p> <p>Court Investigator Jennifer Young’s report was filed 03/21/11.</p> <p>Declaration of mother, Katie Lusk dated 03/28/11 chronicles her visits and efforts to have contact with minor, and provides pictures of her current and previous living arrangements.</p> <p>Court Investigator Jennifer Young’s supplemental report was filed 04/27/11.</p> <p align="center"><i>Please see additional page</i></p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>CONTINUED FROM 09/19/11</u> Minute Order from 09/19/11 states: Visits for Katie Lusk are ordered to take place through CYS, Comprehensive Youth Services. Katie Lusk is to have reasonable supervised visits as mutually agreed to by Katie and Colleen Lusk, arranged by CYS. The Court trusts further visits with the parties are better served in the Family Court. If a copy of a signed Family Law order is submitted to the Probate Court prior to 12/05/11, then the 12/05/11 date shall be removed from Calendar.</p> <p>Note: Order and letters list Petitioners name as Colleen Lusk, however previous order/letters and Petition has her name as Colleen Carlson. Court may require clarification.</p>
DOB: 07/23/08		
Cont. from 032811, 050211, 062011, 091911		
Aff.Sub.Wit.		
✓ Verified		
Inventory		
PTC		
Not.Cred.		
✓ Notice of Hrg		
✓ Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
✓ Pers.Serv.		
✓ Conf. Screen		
✓ Letters		
✓ Duties/Supp		
Objections		
Video Receipt		
✓ CI Report		
9202		
✓ Order		
Aff. Posting		
Status Rpt		
✓ UCCJEA		
Citation		
FTB Notice		
		Updates:
		Contacts: copy of notes in file
		Recommendation:
		Reviewed by: JF/KT/JF
		File 4 - Lusk

Declaration of Petitioner, Colleen Carlson, filed 04/29/11 states that since the last court appearance on 03/28/11, she has enrolled minor in a licensed day-care/pre-school. Petitioner also states that she administered drug tests to mother on two occasions before visits. Petitioner states that she had mother go through a witnessed collection and she had the mother watch as she sealed the sample and they both watched as the results showed positive. Further, she states that she then sent the samples to the lab for written results. The first drug test was administered on 04/03/11 and the mother tested positive for marijuana. The second test was administered on 04/10/11 and the mother tested positive for marijuana and methamphetamines. Attached to the declaration are the lab results of both drug tests. On the evening of 04/10/11 after the mother's visit, police arrived at Petitioners home for a "wellness check". Officers came into her home and left shortly after arriving stating, "there is nothing wrong here". According to the police department, the mother called and reported to police that Petitioner and her husband were high. Petitioner states that she then advised mother that all future visits would have to be through an agency. Petitioner states that the mother has not visited with minor since that time. Petitioner states that mother has threatened to kill her in the past and has threatened that if things do not go well for her, she will claim that Petitioner's husband molested minor. Petitioner also attached print outs from mother's facebook page showing that the mother's family is also concerned about mother's drug use. Finally, Petitioner states that the minor is thriving under her care and loves daycare.

Declaration of mother, Katie Lusk, filed 04/29/11 states that she feels it is in the child's best interest for the child to be in her care as she has been the minor's caretaker since birth and that she has a safe, clean and healthy home for minor. She states that she has heard that the minor's behavior has been affected by all of the changes. Mother further declares that she and her boyfriend, Anthony Stewart, are on the waiting list to start a 15 week parenting class through Exceptional Parents Unlimited. Mother also states that she has been seeing her psychiatrist with her last visit being 04/26/11. She further states that she has signed a consent form for the Court Investigator to obtain information from her doctor. Mother states that she feels that the court may have been misled by statements made by Petitioners and wants her daughter returned to her care.

Declaration of Anthony Stewart, mother's boyfriend, filed 04/29/11 states that he has been falsely accused of selling drugs and that he has a spotless criminal record. He further states that he has a wonderful family and would never do anything to jeopardize losing them.

Declaration of Colleen Carlson, filed 06/17/11 states that the mother, Katie Lusk, tested positive for marijuana on 05/25/11, suffered a miscarriage on 06/06/11, was kicked out of beauty school for not attending and did not attend the ordered supervised visits until early June 2011. Ms. Carlson further states that the minor is doing great and loves attending her pre-school.

(1) Petition for Final Distribution on Waiver of Accounting and (2) for Allowance of Attorney's Fees and Costs (Prob. C 11640, 10800, 10810, 10954)

DOD: 12/24/10		JEFFREY S. MUELLER, Administrator, is Petitioner.	NEEDS/PROBLEMS/COMMENTS: 1. Need Order. Please note that pursuant to Local Rule 7.6.1A - All orders or decrees in probate matters must be complete in themselves. Orders shall set forth all matters ruled on by the court, the relief granted, and the names of persons, descriptions of property and/or amounts of money affected with the same particularity required of judgments in general civil matters. <u>Monetary distributions must be stated in dollars</u> , and not as a percentage of the estate. 2. The computation of the statutory attorney fee is incorrect in Exhibit B to the Petition. The attorney fee should be calculated on the full amount of the Inventory & Appraisal (\$566,747.85). It appears that only the amount listed in attachment 2 of the Inventory & Appraisal was used in Exhibit B. The Examiner calculates the statutory fee to be \$14,334.96. It is noted that the correct statutory amount is stated in item 26 of the Petition. 3. Item 3 of the Prayer requests that the statutory attorney fee be divided between three law firms in equal amounts of \$4,773.54; however, three equal amounts of the correct statutory fee (\$14,334.96) equals \$4,778.32. 4. The Petition does not specify the dollar value of the remaining property on hand available for distribution. It is noted that assets on hand are listed in Exhibit A to the Petition, however dollar values are not stated for each of the assets. Need clarification as to the dollar value of the property remaining on hand for distribution. 5. The Petition requests to distribute \$5,835.96 cash plus real property and all Morgan Stanley Smith Barney accounts. This is the amount of the assets on hand as stated in Exhibit A to the Petition. It does not appear that any funds have been deducted for payment of the statutory attorney fee. Need more information as to how the attorney fee will be paid. Further, it is unclear whether any of the Morgan Stanley Smith Barney accounts are cash.
		Accounting is waived.	
Cont. from		I & A - \$566,747.85	
<input type="checkbox"/>	Aff.Sub.Wit.	POH - Total value	
<input checked="" type="checkbox"/>	Verified	not specified	
<input checked="" type="checkbox"/>	Inventory	Administrator - waives	
<input checked="" type="checkbox"/>	PTC	Attorney - \$14,334.96	
<input checked="" type="checkbox"/>	Not.Cred.	(statutory) (to be paid in three equal payments of \$4,773.54 to Caswell, Bell & Hillison, LLP; Klein DeNatale Goldner Cooper Rosenlieb & Kimball, LLP; and Mikkelborg, Broz, Wells & Fryer, LLC.	
<input checked="" type="checkbox"/>	Notice of Hrg	Costs - \$2,152.49	
<input checked="" type="checkbox"/>	Aff.Mail	(for filing fees, publication, probate referee)	
	Aff.Pub.	Distribution, pursuant to intestate succession, is to:	
	Sp.Ntc.	Jeffrey S. Mueller - \$5,835.96	
	Pers.Serv.	cash, plus real property located in Twain Harte, CA and Fresno, CA, and various Morgan Stanley Smith Barney accounts.	
	Conf. Screen		
	Letters	03/30/11	
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
<input checked="" type="checkbox"/>	9202		
	Order	x	
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	Status Rpt		
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	Citation		
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Reviewed by: JF			
Reviewed on: 11/28/11			
Updates:			
Recommendation:			
File 5 - Marrs			

		TED R. FRAME , Trustee, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
		Petitioner states:	
		The Trust is an irrevocable life insurance trust (“ILIT”) established 4/1/1996.	
Cont. from			
	Aff.Sub.Wit.		
✓	Verified		
Inventory			
PTC			
Not.Cred.			
✓	Notice of Hrg		
✓	Aff.Mail	W/	
Aff.Pub.			
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✓	Pers.Serv.	W/	
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Letters			
Duties/Supp			
Objections			
Video Receipt			
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9202			
✓	Order		
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		The Settlor of the ILIT is Laverne T. Coelho.	
		The beneficiaries of the ILIT are the children of the settlor, Frank J. Coelho, Jr., John D. Coelho, Terri Ann Coelho Alsup, Patricia Coelho Cox and Edward M. Coelho.	
		Article Fourteen of the ILIT is a No-Contest Clause. It provides as follows:	
		“If any beneficiary under this instrument, singly or in connection with any other person or persons, contests in a court the validity of <u>this instrument</u> or <u>of any other trust</u> or last will <u>of the Settlor</u> or seeks to obtain an adjudication in any proceedings in any court that this trust or any of its provisions <u>or that such other trust</u> or will or any of their provisions are void, or seeks otherwise to void, nullify, or set aside this trust or any of its provisions, then that person’s right to take any interest given to him or her by this trust shall be determined as it would have been determined if the person had predeceased the execution of this instrument without surviving issue.” (Emphasis added)	
		When the ILIT was established by the Settlor, she and her husband, Frank J. Coelho, previously had established the Frank and Laverne Coelho Family Trust (“the Family Trust”). The beneficiaries of the ILIT were also named as beneficiaries of the Family Trust.	
		At the time the Settlor established the ILIT, the relationship between her and all of the beneficiaries of the ILIT were cordial ones.	
		<i>Please see additional page</i>	
		Reviewed by: KT	
		Reviewed on: 11/28/11	
		Updates:	
		Recommendation:	
		File 6 - Coelho	

Petitioner states the Settlor's intent and purpose in establishing the ILIT was to provide upon her death a tax-free fund, to be received from the life insurance policy proceeds, to be used by the beneficiaries of the ILIT, who were also beneficiaries of the Family Trust, to pay federal estate tax attributable to the assets of the Family Trust.

Since mid-1997, Respondent Edward M. Coelho has been adverse to the Settlor and to the other beneficiaries of the ILIT. Beginning in mid-1997, he filed and maintained several legal actions against the Settlor and other beneficiaries of the ILIT, claiming fraud and other wrongdoings by them. Those actions were subsequently settled, but the settlement was not fully consummated until mid-2011. There is strong hostility by Edward M. Coelho toward the other beneficiaries of the ILIT. There is every reason to believe that he would not cooperate with the other beneficiaries of the ILIT in carrying out the Settlor's intent and purpose.

Petitioner states Edward M. Coelho is no longer a beneficiary of the Family Trust, having been found to have violated the no-contest clause in the Family Trust as amended.

On or about 10/28/1999, the Court of Appeals of the State of California, Fifth District, filed its decision affirming the Trial Court's decision that the filing by Edward M. Coelho and his brother Vincent Coelho of several lawsuits against various family members violated the no-contest clause of the Family Trust. The California Supreme Court thereafter declined review, and the appellate opinion became final.

Respondents Christopher E. Coelho, Angela M. Coelho, Lauren K. Coelho and Meagan T. Coelho are the children of Respondent Edward M. Coelho and contingent beneficiaries of the ILIT should their father pre-decease them.

Petitioner alleges:

1. Respondent Edward M. Coelho having been found to have violated the no-contest clause in the Family Trust has also violated the no-contest clause of the ILIT.
2. Because Respondent Edward M. Coelho has violated the no-contest clause of the ILIT, he no longer is a beneficiary of the ILIT and his beneficial interest should be terminated as if he had predeceased the execution of the ILIT without surviving issue.
3. Because of the forgoing changes in circumstances no known to the Settlor and not anticipated by her at the time she established the ILIT, the continuation of the ILIT under the terms naming Respondent Edward M. Coelho as a beneficiary would defeat or substantially impair the accomplishment of the intent and purpose of the ILIT.

Wherefore, Petitioner requests that he be instructed by the Court not to include respondents, or any of them, the any trust distribution before, at, or following the death of the Settlor; that the Court determine that the beneficial interest of the Respondents in the ILIT have terminated because Respondent, Edward M. Coelho has violated the no-contest clause of the ILIT; or alternatively, that the ILIT be modified to exclude Respondents as beneficiaries.

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

DOD: 3/8/11		<p>JAMES RANDAHL BAILEY, son and named co-executor without bond, is Petitioner. Other named co-executor, Jean Briner, declines to act (<i>Declination filed with Petition</i>).</p> <p>Will dated 3/17/1977</p> <p>Full IAEA – o.k.</p> <p>Residence – Clovis, CA Publication – Fresno Business Journal</p> <p><u>Estimated value of estate:</u> Personal property: \$ 7,000.00 Annual income: Real property: \$150,000.00 Total: \$157,000.00</p> <p>By her Declaration filed 10/11/11, Decedent’s daughter-in-law, Lori Bailey (who is also a legal assistant with Deitrich Glasrud in Fresno), declares the following: Decedent’s original will was mailed to Decedent in early 2007 (according to Attorney Mannerino who drafted Decedent’s Will); however, the original Will now cannot be located. However, Decedent was very open with her family members and informed the family of her Will which was executed quite a few years ago, and as such, Declarant has no reason to believe there is any other Will than that submitted with the instant petition (dated 3/17/1977).</p> <p>By their Declaration also filed 10/11/11, Decedent’s sister, Jean Briner, and Petitioner herein, declare the following: Both declarants had a very open and loving relationship with Decedent, and they have both been designated as co-executors in her 3/17/1977 Will; further, a complete and thorough search of Decedent’s residence and her records has turned up nothing other than the photocopy of the Will – attached to the instant Petition. Declarants firmly believe that if Decedent had prepared a new Will or revoked the 3/17/1977 Will, she would have advised Declarants of the same.</p> <p>PROBATE REFEREE: STEVEN DIEBERT</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. A copy of the (lost) Will must be attached to Order (PrC §8223).</p> <p>Note: Probate Code §8223 provides a procedure to probate a lost will. Probate Code §6124 states if the testator’s will was last in the testator’s possession and the testator was competent until death, and neither the will or a duplicate original of the will can be found after the testator’s death, it is presumed that the will was destroyed with an intent to revoke it. This is a presumption affecting the burden of producing evidence.</p>	
Cont. from				
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<input checked="" type="checkbox"/>	Notice of Hrg			
<input checked="" type="checkbox"/>	Aff.Mail			w
<input checked="" type="checkbox"/>	Aff.Pub.			
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<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: NRN				
Reviewed on: 11/28/11				
Updates:				
Recommendation:				
File 7 – Bailey				

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

DOD: 1/5/11		<p>KARL M. ROTSTAN, son and named executor without bond, is Petitioner.</p> <p>Will dated: 6/29/09</p> <p>Full IAEA – o.k.</p> <p>Publication - Fresno Business Journal Residence - Greene County, New York</p> <p>Estimated value of estate: Personal property \$ 3,000.00 Annual income .00 Real property \$155,000.00 <hr/> Total \$158,000.00</p> <p>PROBATE REFEREE: STEVEN DIEBERT</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need <i>Affidavit of Subscribing Witness</i>. (The attestation clause of decedent’s will is not signed by witnesses under penalty of perjury. Therefore, while Decedent’s will appears to be validly executed pursuant to Probate Codes 6113 and 6110, it is not self-proving pursuant to Probate Code 8220). 2. Petitioner resides in New York State. The court may require bond if the proposed personal representative resides outside California or for other good cause, even if the will waives bond, pursuant to California Rules of Court 7.201(b) and Probate Code 8571. 3. Item 8 of Petition does not include the name and date of death of deceased spouse. If a beneficiary, heir, child, spouse, or registered domestic partner in any action before the Probate Court is deceased, that person’s date of death shall be included in the petition, pursuant to Local Rule 7.1.1D <p><u>Note:</u> At the time of death, Decedents was a resident of New York State. Per <i>Petition</i>, the property at issue in the instant <i>Petition</i> consists primarily of Decedent’s real property located in Fresno County.</p>
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✓ Letters			
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Video Receipt			
CI Report			
9202			
✓ Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
		Reviewed by: NRN	
		Reviewed on: 11/28/11	
		Updates:	
		Recommendation:	
		File 8 - Rotstan	

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

DOD: 10/24/11		<p>LESLIE ANN CHESTER, named Executor without bond, is Petitioner.</p> <p>Petitioner is a resident of Waddell, Arizona.</p> <p>Full IAEA – ok</p> <p>Will dated 08/25/11</p> <p>Residence: Clovis Publication: The Business Journal</p> <p>Estimated Value of the Estate: Personal property - \$95,000.00 Annual income - 1,000.00 Total - \$96,000.00</p> <p>Probate Referee: RICK SMITH</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> The Petition is marked at item 5(a)(7) stating that the decedent is survived by issue of a predeceased child; however, no predeceased child is listed in item 8 of the Petition. Pursuant to Local Rule 7.1.1D - If a beneficiary, heir, child, spouse, or registered domestic partner in any action before the Probate Court is deceased, that person's date of death shall be included in the petition. The Petition is marked at item 5(a)(1) stating that the decedent is survived by a spouse, and a spouse is listed in item 8 of the Petition; however, the petition is also marked at item 7(b) indicating the decedent had a predeceased spouse. Need clarification. <p><u>Note:</u> The court may require bond if the proposed personal representative resides outside California or for other good cause, even if the will waives bond, pursuant to California Rules of Court 7.201(b) and Probate Code 8571.</p>
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<input type="checkbox"/>	FTB Notice		
		<p>Reviewed by: JF</p> <p>Reviewed on: 11/28/11</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 9 - Porter</p>	

Probate Status Hearing Re: Failure to File a First Account or Petition for Final Distribution; Failure to File Inventory and Appraisal (Prob. C. 12200, et seq)

DOD: 2/28/16	<p>MARIE E. DONALDSON and MAYNARD E. GOINS, were appointed Co-Executors with full IAEA authority and without bond on 11/21/06.</p> <p>Letters issued on 11/27/06.</p> <p>Inventory and appraisal was due on 3/27/07.</p> <p>First account or petition for final distribution was due on 11/27/07.</p> <p>This status hearing was set for the filing of the inventory and appraisal and for the filing of the first account or petition for final distribution.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Continued from 10/24/11. Minute order states Counsel advises the Court that the accounting is done, but he needs more time.</p> <p>1. Need current status report or inventory and appraisal and first account or petition for final distribution.</p>
Cont. from 072511, 102411		
Aff.Sub.Wit.		
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Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		<p>Reviewed by: KT</p> <p>Reviewed on: 11/28/11</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 10 - Goins</p>

Atty Matsumoto, Russell D. (for Sandra Edmiston & Sheridan Rodkey – Trustees)

Atty Smoot, John E. of Willits (for Peggy Walton – Contestant)

Atty Howk, Robert L. (it is unclear who he is representing, but appeared at 10/03/11 hearing)

Status Hearing Re: Petition of Trustees for Instructions and Confirmation of Report of Trust Administration, First and Final Accounting, and Proposed Final Distribution of Trust Estate (Prob. C. 17200, et seq)

	SANDRA EDMISTON and SHERIDAN RODKEY , as Trustees of the BETTY LAHARGOUE LIVING TRUST filed a Petition for Instructions and Confirmation of Report of Trust Administration, First and Final Accounting, and Proposed Final Distribution of Trust Estate on 08/18/11 with a hearing set for 10/03/11.	NEEDS/PROBLEMS/COMMENTS: <u>CONTINUED FROM 10/03/11</u> As of 11/23/11, no additional documents have been filed. 1. Need Status update report.
Cont. from 103111	Objections to Fiduciaries' Account and Request for Surcharge of Fiduciary and other Remedies filed 09/28/11 by PEGGY WALTON, contestant and trust beneficiary.	
Aff.Sub.Wit.	Minute Order from hearing on 10/03/11 set this matter for status and states: Mr. Matsumoto is appearing via conference call. The Court orders that there be no expenditures by the trust without a noticed hearing and order of the court. The Court advises counsel that it will entertain an order shortening time.	Reviewed by: JF Reviewed on: 11/23/11 Updates: Recommendation: File 11 - LaHargoue
Verified		
Inventory	First Supplement to First and Final Account filed 10/04/11 by Trustees Sandra Edmiston and Sheridan Rodkey supplements the First and Final Account included in the Petition filed 08/18/11 without any change, modification, or amendment of any portion of that petition and sets forth the charges and credits the Trustees' were entitled to for the period of 07/12/11 – 08/11/11.	
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Video Receipt		
CI Report		
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Status Rpt		
UCCJEA		
Citation		
FTB Notice		

13A Desiree Domenici and Diana M. Alanis (GUARD/P) Case No. 03CEPR01567

Atty Alanis, Christina G. (Pro Per – Maternal Grandmother – Guardian)

Atty Domenici, Connie Mae (Pro Per – Paternal Grandmother)

Petition for Termination of Guardianship (Prob. C. 1460, 1601, 2626, 2627, 2636)

Desiree Aurora Domenici Age: 13 DOB: 11-6-97	<p>CHRISTINA ALANIS, Maternal Grandmother and Guardian, is Petitioner.</p> <p>Petitioner was appointed Guardian of both minors on 2-23-04.</p> <p>Father: Jason Domenici Mother: Lisa M. Sandoval (Deceased) Paternal Grandfather: Richard Domenici Paternal Grandmother: Connie Domenici Maternal Grandfather: Deceased</p> <p>Petitioner states Desiree wishes to stay with her paternal grandparents, Connie and Richard Domenici.</p> <p>Connie Domenici filed a petition for guardianship of Desiree that is set for hearing on 12-5-11.</p> <p>Court Investigator Jo Ann Morris filed a report on 11-18-11.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Note:</u> This petition is for termination of guardianship for Desiree only.</p> <p><u>Note:</u> Paternal Grandmother Connie Domenici's petition for appointment as Successor Guardian is Page 13B. This matter was continued to meet up with the successor guardianship petition.</p> <ol style="list-style-type: none"> 1. Need Notice of Hearing. 2. Need proof of service of Notice of Hearing at least 15 days prior to the hearing per Probate Code §1460(b)(5) or consent and waiver of notice or declaration of due diligence on: <ul style="list-style-type: none"> - Desiree Dominici (Minor age 13) - Jason Domenici (Father) - Richard Domenici (Paternal Grandfather)
<p>Cont. from 101711</p>		
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		Reviewed by: skc
		Reviewed on: 11-28-11
		Updates:
		Recommendation:
		File 13A – Domenici & Alanis

13B Desiree Domenici and Diana M. Alanis (GUARD/P) Case No. 03CEPR01567

Atty Alanis, Christina G. (Pro Per – Maternal Grandmother – Current Guardian)

Atty Domenici, Connie Mae (Pro Per – Paternal Grandmother – Petitioner)

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

<table border="1"> <tr> <td colspan="2">Desiree Aurora Domenici</td> </tr> <tr> <td colspan="2">Age: 13</td> </tr> <tr> <td colspan="2">DOB: 11-6-97</td> </tr> <tr> <td colspan="2"> </td> </tr> <tr> <td>Aff.Sub.Wit.</td> <td> </td> </tr> <tr> <td>✓ Verified</td> <td> </td> </tr> <tr> <td>Inventory</td> <td> </td> </tr> <tr> <td>PTC</td> <td> </td> </tr> <tr> <td>Not.Cred.</td> <td> </td> </tr> <tr> <td>Notice of Hrg</td> <td>X</td> </tr> <tr> <td>Aff.Mail</td> <td>X</td> </tr> <tr> <td>Aff.Pub.</td> <td> </td> </tr> <tr> <td>Sp.Ntc.</td> <td> </td> </tr> <tr> <td>Pers.Serv.</td> <td>X</td> </tr> <tr> <td>✓ Conf. Screen</td> <td> </td> </tr> <tr> <td>✓ Letters</td> <td> </td> </tr> <tr> <td>✓ Duties/Supp</td> <td> </td> </tr> <tr> <td>Objections</td> <td> </td> </tr> <tr> <td>Video Receipt</td> <td> </td> </tr> <tr> <td>✓ CI Report</td> <td> </td> </tr> <tr> <td>✓ Clearances</td> <td> </td> </tr> <tr> <td>✓ Order</td> <td> </td> </tr> <tr> <td>Aff. Posting</td> <td> </td> </tr> <tr> <td>Status Rpt</td> <td> </td> </tr> <tr> <td>✓ UCCJEA</td> <td> </td> </tr> <tr> <td>Citation</td> <td> </td> </tr> <tr> <td>FTB Notice</td> <td> </td> </tr> </table>	Desiree Aurora Domenici		Age: 13		DOB: 11-6-97										Aff.Sub.Wit.		✓ Verified		Inventory		PTC		Not.Cred.		Notice of Hrg	X	Aff.Mail	X	Aff.Pub.		Sp.Ntc.		Pers.Serv.	X	✓ Conf. Screen		✓ Letters		✓ Duties/Supp		Objections		Video Receipt		✓ CI Report		✓ Clearances		✓ Order		Aff. Posting		Status Rpt		✓ UCCJEA		Citation		FTB Notice		<p>CONNIE MAE DOMENICI, Paternal Grandmother, is Petitioner.</p> <p>CHRISTINA ALANIS, Maternal Grandmother, was appointed Guardian of both minors on 2-23-04. <i>- Guardian requests termination of her guardianship of Desiree only in favor of this Petition.</i></p> <p>Father: Jason Domenici Mother: Lisa M. Sandoval (Deceased) Paternal Grandfather: Richard Domenici Paternal Grandmother: Connie Domenici Maternal Grandfather: Deceased</p> <p>Petitioner states Desiree wishes to live with her and she wishes to take over as Desiree’s guardian for the maternal grandmother.</p> <p>Court Investigator Jo Ann Morris filed a report on 11-18-11.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Note:</u> This petition is for guardianship of guardianship for Desiree only.</p> <p>3. Need Notice of Hearing.</p> <p>4. Need proof of personal service of Notice of Hearing at least 15 days prior to the hearing per Probate Code §1511 or consent and waiver of notice or declaration of due diligence on: - Desiree Dominici (Minor age 13) - Jason Domenici (Father)</p> <p>5. Need proof of service of Notice of Hearing at least 15 days prior to the hearing per Probate Code §1511 or consent and waiver of notice on: - Richard Domenici (Paternal Grandfather)</p> <p>Reviewed by: skc</p> <p>Reviewed on: 11-28-11</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 13B – Domenici & Alanis</p>
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Cadence, 7 DOB: 09/09/04	<u>NO TEMPORARY IN PLACE; NOT EXTENDED AT TEMPORARY HEARING</u>	NEEDS/PROBLEMS/COMMENTS:
	MARBELLA CASTANEDA , maternal aunt, is Petitioner.	This petition is as to CADENCE ELLA SANCHEZ only. Guardianship of Denice Perez was previously granted. Maternal grandmother Maria Castaneda was previously granted guardianship of Denice on 1/11/10.
Cont. from	Father: JERRY JOE SANCHEZ	
Aff.Sub.Wit.	Mother: DULCE PEREZ – deceased	
✓ Verified	Paternal grandfather: NOT LISTED Paternal grandmother: NOT LISTED	
Inventory	Maternal grandfather: NOT LISTED Maternal grandmother: MARIA CASTANEDA	
PTC		
Not.Cred.		
Notice of Hrg		
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Sp.Ntc.		
Pers.Serv.	Petitioner states the minor has been living with her father Jerry Sanchez since birth. Mr. Sanchez was being investigated for the murder of the minor’s mother. The family was recently notified that there is now sufficient evidence to charge Jerry Sanchez for murder. The detective working on this case advised Petitioner to promptly file for custody since that would be the best chance of recovering the minor and reuniting her with her maternal family.	<ol style="list-style-type: none"> 1. Need UCCJEA 2. Need <i>Confidential Guardian Screening Form</i>. 3. Need <i>Notice of Hearing</i>. 4. 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 or Declaration of Due Diligence or Consent and Waiver of Notice</i> for: <ul style="list-style-type: none"> - Jerry Joe Sanchez (father) 5. 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 or Declaration of Due Diligence or Consent and Waiver of Notice</i> for: <ul style="list-style-type: none"> - Paternal grandparents - Maternal grandfahter
Conf. Screen		
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✓ Duties/Supp		
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UCCJEA		
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	Court Investigator Dina Calvillo’s report was filed 11/29/11.	
		Reviewed by: JF
		Reviewed on: 11/28/11
		Updates: 11/29/11
		Recommendation:
		File 14 – Perez & Sanchez

Status Hearing Re: Visitation

Age: 5 months DOB: 6/16/11	<p>CRISTOBAL CARDENAS and MICAELA CARDENAS, paternal uncle and aunt, were appointed as guardians on 9/12/11.</p> <p>PABLO CARDENAS and MARIA ALEXANDRIA DAVILA (CARDENAS), paternal uncle and aunt, had filed a competing petition to be appointed as guardian and their petition was denied on 9/12/11.</p> <p>Father: ADRIAN CARDENAS, SR.</p> <p>Mother: HEIDI SMITH</p> <p>Paternal grandfather: Cristobal Cardenas, Sr. Paternal grandmother: Esperanza Cardenas Maternal grandfather: Andrew A. Hoover Maternal grandmother: Anissa Turner</p> <p>Minute order (W. Kent Hamlin) dated 9/12/11 states also present in the courtroom are Heidi Smith and Adrian Cardenas. The petition is granted. The court orders supervised visitation between mother, father and the minor. Visitation is to be supervised by either Maria Davila, Pablo Cardenas, the guardians, or an agreed upon third party. Visitation between Pablo Cardenas and Maria Davila and the minor without limitation as arranged by the guardians. The Court sets the matter for a Status Hearing regarding visitation on 12/5/11. All parties are directed to be present at the next hearing.</p>	NEEDS/PROBLEMS/COMMENTS:
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Citation		
FTB Notice		
	Reviewed by: KT	
	Reviewed on: 11/28/11	
	Updates:	
	Recommendation:	
	File 15 - Cardenas	

Atty Gonzales, Marlene (pro per Petitioner/paternal aunt)
 Atty Gonzales, Carlos (pro per Petitioner/paternal uncle)
 Atty Lemus, Guadalupe (pro per Petitioner/paternal grandmother)

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

Emily age: 15 years DOB: 3/16/1996	<p align="center"><u>TEMPORARY EXPIRES 12/05/11</u></p> <p>GUADALUPE LEMUS, paternal grandmother, MARLENE GONZALES and CARLOS GONZALES, paternal aunt and uncle, are Petitioners.</p> <p>Father: DAVID NAJERA – <i>deceased</i></p> <p>Mother: MARIA NAJERA – <i>deceased</i></p> <p>Paternal grandfather: Not Listed</p> <p>Maternal grandfather: Unknown Maternal grandmother: Maria Lopez – mailed notice on 11/17/11.</p> <p>Minor Emily Lemus – <i>consents and waives notice.</i></p> <p>Minor David Lemus – <i>consents and waives notice.</i></p> <p>Petitioners state the guardianship is needed because both parents are deceased.</p> <p>Court Investigator Charlotte Bien’s Report filed on 11/28/11.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> Petition does not include the name and address of the paternal grandfather and the maternal grandfather. Need proof of service of the Notice of Hearing along with a copy of the Petition or consent and waiver of notice or declaration of due diligence for: <ol style="list-style-type: none"> Paternal grandfather Maternal grandfather
David age 14 years DOB: 3/23/1997		
Romano age: 7 years DOB: 8/17/2004		
Cont. from		
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<input type="checkbox"/> Inventory		
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<input type="checkbox"/> FTB Notice		
		<p>Reviewed by: KT</p> <p>Reviewed on: 11/29/11</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 16 - Lemus</p>

**17 Tobias Brewer, Tyler Brewer, Trevor Brewer and Case No. 11CEPR00896
Torilyn Brewer (GUARD/P)**

Atty Beck, Melanie (Pro Per – Maternal Grandmother – Petitioner)

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

Tobias, 10 DOB: 05/20/01		<p>TEMPORARY EXPIRES 12-5-11</p> <p>MELANIE BECK, maternal grandmother, is Petitioner.</p> <p>Father: DAVID BREWER - Declaration of Due Diligence filed 10-17-11 - Appeared and objected at temporary hearing on 10-19-11</p> <p>Mother: TABITHA BREWER - Personally served 10-7-11 - Appeared and objected at temporary hearing on 10-19-11</p> <p>Paternal grandfather: Unknown Paternal grandmother: Terrie DuMichelle</p> <p>Maternal grandfather: Steve Moore</p> <p>Petitioner states that both parents are using meth and are not providing for the children and are not concerned with the children’s best interests. Both parents have been arrested and are involved in illegal activities. The parents are currently unemployed and are seeking divorce. Mother is awaiting rehab placement and Father has recently been arrested on a felony charge. Petitioner states the children are often left unattended without supervision. Petitioner states that she can provide a safe and stable environment for the children.</p> <p>Court Investigator Julie Negrete filed a report on 11-23-11.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Note:</u> At the temporary hearing on 10-17-11, both parents appeared and objected. Visitation was granted.</p> <p><u>Minute Order 10-17-11:</u> Mother and father object to the petition. The Court grants the petition and appoints Melanie Beck as the temporary guardian. Temporary expires on 12/5/11. Visitation to be determined among the parties. The Court orders that there be no visitation with mother or father if the guardian believes them to be under the influence of any substance. Mother and Father provide their contact information to the Court. The Court orders Mother and Father to keep the Probate Department updated as to any changes. The General Hearing remains set for 12/5/11. Petition is granted before Court Trial. Order signed. Temporary Guardianship Letters Extended to 12/5/11.</p> <p><u>Note: Guardianship proceedings cannot go forward until Juvenile Dependency investigation is completed pursuant to Probate Code §1513(c). If/when this case goes forward in the future, the following issue exists:</u></p> <ol style="list-style-type: none"> 1. Need proof of service of Notice of Hearing with a copy of the Petition at least 15 days prior to the hearing per Probate Code §1511 or consent and waiver of notice or declaration of due diligence on: <ul style="list-style-type: none"> - Unknown Paternal Grandfather - Terrie DuMichelle (Paternal Grandmother) - Steve Moore (Maternal Grandfather)
Tyler, 9 DOB: 09/04/02			
Trevor, 7 DOB: 09/23/04			
Torilyn, 3 DOB: 01/07/08			
Aff.Sub.Wit.			
✓	Verified		
Inventory			
PTC			
Not.Cred.			
✓	Notice of Hrg		
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Citation			
FTB Notice			
		Reviewed by: skc	
		Reviewed on: 11-28-11	
		Updates: 11-29-11	
		Recommendation:	
		File 17 - Brewer	

Age: 65	<p>JOSEPH KALASHIAN, Conservatee’s brother, was appointed Conservator of the Person and Estate on 9-19-08. Bond is currently with bond of \$95,700.00.</p> <p>The First Account was settled on 10-26-09 and bond was increased to \$122,345.28.</p> <p>The Court set this status hearing for filing of the Second Account. If the Second Account is filed by 12-1-11, then no appearance is necessary on 12-5-11.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p style="text-align: center;"><u>OFF CALENDAR</u></p> <p>Second account filed 12-1-11 is set for hearing on 1-25-12.</p>
DOB: 4-19-46		
Aff.Sub.Wit.		
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UCCJEA		
Citation		
FTB Notice		
		Reviewed by: skc
		Reviewed on: 11-28-11
		Updates: 12-1-11
		Recommendation:
		File 18 - Kalashian

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

Age: 2 DOB: 11/11/09	<p><u>TEMPORARY GRANTED EX PARTE;</u> <u>EXPIRES 12/05/11</u></p> <p>STACIE RUMMELT-SANDRIK, maternal aunt, is Petitioner.</p> <p>Father: JEREMY STEELE</p> <p>Mother: AMANDA STEELE</p> <p>Paternal grandfather: EDWARD STEELE Paternal grandmother: SHANNON STEELE</p> <p>Maternal grandfather: JOHN EMBERTON Maternal grandmother: CINDY SAMATH</p> <p>Petitioner states that Joshua has special needs and his parents are not able to care for him and also care for their other children. Petitioner states that Joshua has lived with her since April 2011 and that his parents and grandparents agree with the arrangement. Petitioner states that she intends to get Joshua all available assistance that will allow him to develop to the highest mental and physical level possible.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need <i>Notice of Hearing</i>. 2. 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>Temporary Petition</i> <u>or</u> <i>Consent and Waiver of Notice</i> <u>or</u> <i>Declaration of Due Diligence</i> for: <ul style="list-style-type: none"> - Jeremy Steele (father) - Amanda Steele (mother) 3. Need UCCJEA. 4. Need Probate Guardianship Questionnaire. 	
Cont. from			
Aff.Sub.Wit.			
✓ Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			x
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			x
✓ Conf. Screen			
Letters			x
✓ Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			x
Aff. Posting			
Status Rpt			
UCCJEA	x		
Citation			
FTB Notice			
		Reviewed by: JF	
		Reviewed on: 11/28/11	
		Updates:	
		Recommendation:	
		File 19 - Steele	

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

Age: 6 months DOB: 06/08/11	<p><u>TEMPORARY GRANTED EX PARTE;</u> <u>EXPIRES 12/05/11</u></p> <p>SANDRA HINTON, maternal grandmother, is Petitioner.</p> <p>Father: JOSE RODRIQUEZ</p> <p>Mother: DESIREE HINTON-WALLS</p> <p>Paternal grandparents: UNKNOWN</p> <p>Maternal grandfather: ALVIN WALLS</p> <p>Petitioner states that Zyla’s mother is currently an inpatient at a psychiatric hospital and has been diagnosed with Post-Partum Psychosis. Mother has made a plan for the Petitioner to care for Zyla until she recovers from her illness. The father’s whereabouts are unknown.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>5. Need <i>Notice of Hearing</i>.</p> <p>6. 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>Temporary Petition or Consent and Waiver of Notice or Declaration of Due Diligence</i> for: - Jose Rodriguez (father) - Desiree Hinton-Walls (mother)</p>
Cont. from		
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Reviewed by: JF		
Reviewed on: 11/28/11		
Updates:		
Recommendation:		
File 20 – Rodriguez		

Atty Kasparowitz, Lawrence (pro per Petitioner/maternal grandfather)

Atty Millard, Maryl (pro per Petitioner/paternal grandmother)

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

Jasmyne age: 6 years DOB: 7/9/05	<p align="center"><u>TEMPORARY EXPIRES 12/5/11</u></p> <p align="center"><u>GENERAL HEARING 1/23/12</u></p> <p>MARYL W. MILLARD and LAWRENCE A. KASPAROWITZ, maternal grandparents, are petitioners.</p> <p>Father: DAVID PATRICK MINTON – <i>consents and waives notice.</i></p> <p>Mother: LARA MARIE MINTON – <i>consents and waives notice.</i></p> <p>Paternal grandfather: Clyde Minton Paternal grandmother: Sheila Minton</p> <p>Petitioners state the children’s father David Minton was convicted of felony child abuse of Jasmyne and will be released on probation on 11/22/11. Mom is living in Tollhouse. CPS placed the children with Petitioners and urged them to obtain guardianship due to chronic abuse and neglect.</p>	NEEDS/PROBLEMS/COMMENTS:	
Rose age: 5 years DOB: 11/6/06			
Ryan age: 3 years DOB: 1/31/08			
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<input type="checkbox"/> 9202 Order			
<input type="checkbox"/> Aff. Posting			
<input type="checkbox"/> Status Rpt			
<input checked="" type="checkbox"/> UCCJEA			
<input type="checkbox"/> Citation			
<input type="checkbox"/> FTB Notice			
		Reviewed by: KT	
		Reviewed on: 11/29/11	
		Updates:	
		Recommendation:	
		File 21 - Minton	

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

Age: 17	TEMPORARY GRANTED EX PARTE EXPIRES 12-5-11	NEEDS/PROBLEMS/COMMENTS: 1. <u>The Probate Court has no jurisdiction to make orders for this minor.</u> Court records indicate that this minor is a ward of the Juvenile Court until 7-7-12. The parties should contact the minor's probation officer regarding placement. Note: Due to the above issue, Examiner has not completed review of this case; however, Examiner notes that no notice has been served.
DOB: 9-27-94	GENERAL HEARING 1-25-12	
	BRITTNEY ANN HERNANDEZ, Sister, is Petitioner.	
Aff.Sub.Wit.	Father: RAFAEL JR. HERNANDEZ	
✓ Verified	Mother: WENDY KATHLEEN HURD	
Inventory	Paternal Grandfather: Not listed	
PTC	Paternal Grandmother: Not listed	
Not.Cred.	Maternal Grandfather: Not listed	
Notice of Hrg	Maternal Grandmother: Not listed	
Aff.Mail	Petitioner states the minor is afraid to go home because Mother is threatening her and emotionally abusing her. She has not fed her in days and there is no food in the house. She asked her to buy food but Mother said no. CPS has multiple cases. Petitioner states Mother has assaulted both her [<i>Petitioner</i>] and minor in the past and Petitioner is afraid she will do it again to the minor. Mother keeps throwing the minor out of the house. Petitioner begs the Court to grant temporary guardianship so that her sister will be safe and will be in a house with food.	
Aff.Pub.		
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Pers.Serv.		
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✓ Letters		
✓ Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
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Aff. Posting		
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✓ UCCJEA		
Citation		
FTB Notice		