

Atty Rindlisbacher, Curtis D., of Perkins, Mann & Everett (for Petitioner Amy DeFendis)

(1) Final Report of Administrator and (2) Petition for Its Settlement on Waiver of Account, for (3) Allowance of Compensation to Executor and Attorneys for Ordinary Services and for (4) Final Distribution of Insolvent Estate

DOD: 6/21/2012	AMY DeFENDIS , Administrator, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
	Accounting is waived.	
	I & A — \$315,500.00	
Cont. from	POH — \$ 33,238.90 <i>(all cash)</i>	
<input type="checkbox"/> Aff.Sub.Wit.		
<input type="checkbox"/> Verified		
<input checked="" type="checkbox"/> Inventory	Administrator — \$10,729.70 <i>(statutory)</i>	
<input checked="" type="checkbox"/> PTC		
<input checked="" type="checkbox"/> Not.Cred.	Attorney — \$10,729.70 <i>(statutory)</i>	
<input checked="" type="checkbox"/> Notice of Hrg	Costs — \$1,558.44 <i>(filing fees, recording fees, publication, certified copies)</i>	
<input checked="" type="checkbox"/> Aff.Mail		
<input type="checkbox"/> Aff.Pub.	Closing — \$1,849.46 <i>(for tax preparation)</i>	
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.	Distribution pursuant to intestate succession, and according Probate Code § 11420 for payment of debts for insolvent estate, is to:	
<input type="checkbox"/> Conf. Screen		
<input type="checkbox"/> Letters		
<input type="checkbox"/> Duties/Supp	AMY DEFENDIS	
<input type="checkbox"/> Objections	<ul style="list-style-type: none"> • Costs advanced – \$1,558.44 • Statutory compensation – \$10,729.70 • Costs advanced for funeral (per § 11420(a)(3) – \$8,371.44 	
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input checked="" type="checkbox"/> 9202	ATTORNEY	
<input checked="" type="checkbox"/> Order	<ul style="list-style-type: none"> • Statutory compensation – \$10,729.70 	
<input type="checkbox"/> Aff. Posting	GENERAL DEBTS (11420(a)(7)) – (insufficient funds to pay)	
<input type="checkbox"/> Status Rpt	<ul style="list-style-type: none"> • PG&E – \$4,546.37 • New England Sheet Metal Works – \$505.36 • Gleim-Crown Pump – \$4,100.00 • Stanislaus Credit Control – \$35.33 • Kings Credit Services – \$630.07 	
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input checked="" type="checkbox"/> FTB Notice		
		Reviewed on: 12/19/13
		Updates:
		Recommendation: SUBMITTED
		File 1 – DeFendis

DOD: 09/21/12		ROSARIO FORESTIERE , Administrator, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
		Sale Price - \$120,000.00	
		Overbid - \$126,500.00	
Cont. from			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified	Property - 629 W. Robinwood Lane Fresno, CA 93704	
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.	Publication - The Business Journal	
<input checked="" type="checkbox"/>	Notice of Hrg	Buyer - Blue Dot Worldwide, Inc.	
<input checked="" type="checkbox"/>	Aff.Mail w/	Broker - None	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.	Petitioner was appointed as Administrator without bond on 01/03/13.	
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input checked="" type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
			Reviewed by: JF
			Reviewed on: 12/19/13
			Updates:
			Recommendation:
			File 2 – Forestiere

3 John Areias Jr. Trust Share of the Mary Luis Areias Living Trust, udt 5/26/92

Case No. 13CEPR00967

Atty Pedersen, Kris B. (for Petitioners Betty Martin and John L. Areias, III)
 Atty Nahigian, Eliot S. (for Respondent/Objector John Areias, Jr., Trustee)

Verified Petition for Breach of Trust, Removal of Trustee and Appointment of Successor Co-Trustee

Mary Luis Areias DOD: 3-4-93	BETTY MARTIN and JOHN L. AREIAS, III , are Petitioners.	NEEDS/PROBLEMS/COMMENTS:
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified	Petitioners state Respondent JOHN AREIAS, JR., is the Successor Trustee and income beneficiary of the JOHN AREIAS JR. TRUST SHARE . Petitioners are the daughter and son of JOHN AREIAS, JR., and are remainder beneficiaries with standing to bring this petition, and are also named successor trustees of the JOHN AREIAS JR. TRUST SHARE .	1. Petitioners state they are entitled to accounting as remainder beneficiaries. However, pursuant to Probate Code §16062(a), the trustee is required to account to a beneficiary to whom income or principal is required or authorized in the trustee's discretion to be <u>currently distributed</u>. Need clarification, authority.
<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 checked="" 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: skc
		Reviewed on: 12-19-13
		Updates: 12-30-13
		Recommendation:
		File 3 – Areias
	<p style="text-align:center"><u>SEE ADDITIONAL PAGES</u></p>	

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On 6-3-13, Petitioners' attorney sent another letter requesting additional information and documentation, and an explanation for the unaccounted for discrepancy of \$305,552.45. In response, Petitioner's attorney received various hand-written notes on bank statements, copies of summaries of deposits, a ledger, further bank statements and copies of cashier's checks, WF transactions records, and copies of correspondence with prior counsel re 2011 tax returns and client account ledgers.

On 8-15-13, in a further good faith attempt to obtain clarification of the accounting, the attorney sent another letter. On or about 8-26-13, Pat Areias personally delivered additional documents, which included typed and handwritten notations by Pat Areias and withdrawal slips signed by Pat Areias. These did not explain the discrepancy.

Petitioners state the accounting records provided do not comply with the presentation and statements required under Probate Code §16063. Further, as successor trustee, John Areias, Jr., has duties concerning the John Areias, Jr., Trust Share, including a duty not to delegate to another person the performance of acts that he is required to personally perform and a duty not to transfer the office of trustee to another person. This is specifically prohibited under Probate Code §16012.

Petitioners believe John Areias, Jr., has improperly delegated his duties as successor trustee to his wife Pat Areias and that she is acting under a POA for the trust bank account and has been performing all other actions that he is required to personally perform, including providing information about the trust and accountings. Pat Areias has no special training, skills, expertise or experience to qualify as an agent, attorney, accountant, or other fiduciary professional upon which a trustee could or should rely.

Petitioners therefore believe that John Areias, Jr., should be removed as successor trustee because he has violated the duty owed to Petitioners as ultimate beneficiaries of the trust share. John Areias, Jr., has failed to act with care, skill, prudence, and diligence required of a trustee, including failure to communicate, response to reasonable inquiries, provide accounting, or explanation of the discrepancy.

The trust agreement names Petitioners as successor co-trustees of the John Areias, Jr. Trust Share, and Petitioners are available, able and willing to serve as successor co-trustees.

Petitioners request that:

- 1. The Court remove John Areias, Jr., as Successor Trustee of the John Areias, Jr. Trust Share of the Mary Luis Areias Living Trust;**
- 2. The Court appoint Betty Martin and John L. Areias, III as Successor Co-Trustees of the John Areias, Jr. Trust Share of the Mary Luis Areias Living Trust;**
- 3. The Court order John Areias, Jr., to provide an accounting to Petitioners detailing the discrepancy between the Trust Share cash assets existing as of December 31, 2011 and existing on January 26, 2012;**
- 4. The Court order John Areias, Jr., to turn over all accounting records for the Trust assets to Petitioners as Successor Co-Trustees; and**
- 5. The Court order any other and further relief the Court deems just and proper.**

SEE ADDITIONAL PAGES

Page 3

Response and Objection to Petition for Breach of Trust, Removal of Trustee and Appointment of Successor Co-Trustees filed 12-26-13 by John Areias, Jr., states Petitioners are his daughter and son, with standing to bring this petition, are named successor trustees if he is unable to serve, and he has two other children who are also remainder beneficiaries. Respondent states the Trust Share was funded with a fractional interest in one parcel of property which was sold in 2011, resulting in the Trust Share receiving cash and an interest in a promissory note and deed of trust. Respondent states that although the 2011 accounting identifies cash assets held in an account at Wells Fargo, they were actually held in a trust account with the Dias Law Firm. Respondent admits that he executed a Special Power of Attorney designating his wife as his attorney in fact for the Trust Share's Wells Fargo Bank Account.

The response both admits and denies various statements in the petition. See pleadings for details. Respondent provides five affirmative defences:

- 1) Statute of limitations. Petition barred by Probate Code §§ 16460 and 16461.
- 2) Waiver. Petitioners have waived any claims they may have against Respondent with reference to the subject matter of the petition.
- 3) No damages. Petitioners' claims are barred because they have suffered no damages as a result of the alleged conduct.
- 4) Laches. Respondent is informed and believes that the petition is barred by the Doctrine of Laches.
- 5) Unknown Defense. Respondent has insufficient knowledge and information as to whether he may have additional as yet unidentified defenses available and reserves the right to assert additional defenses if appropriate.

Respondent prays that the court dismiss Petitioners' prayers for relief and that Petitioners take nothing by way of the petition; for Respondent's costs incurred herein, and for such other and further orders that the Court may deem proper.

Petition for Appointment of Probate Conservator of the Estate (Prob. C. 1820, 1821, 2680-2682)

Age: 64	HARRIET SATTERBERG , sister-in-law, and JANET L. SORENSON , sister, are petitioners and request appointment as Conservator of the Estate with bond set at \$8,800.00.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Court Investigator Advised Rights on 11/25/2013.</p> <p>Note: If the petition is granted status hearings will be set as follows:</p> <ul style="list-style-type: none"> • Friday, 01/31/2014 at 9:00a.m. in Dept. 303 for the filing of the bond and Friday, 05/02/2014 at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal and • Friday, 02/27/2015 at 9:00a.m. in Dept. 303 for the filing of the first account and final distribution. <p>Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.</p>	
Cont. from	Estimated Value of the Estate: \$8,000.00		
<input type="checkbox"/> Aff.Sub.Wit.	<p>Petitioners state: the proposed conservatee has been a resident of a skilled nursing facility in Fresno County for several years. It is a voluntary placement. Several years ago, the proposed conservatee was diagnosed with alcohol dementia and has been hospitalized for treatment of a number of physical and mental illnesses.</p> <p>The proposed conservatee is confused as to days, times, locations, and his present circumstances. He is unable to understand and appreciate quantities or abstract concepts.</p> <p>The proposed conservatee's mental health disabilities prevent him from having capacity to appropriately manage his assets. The proposed conservatee is highly susceptible to being a target of undue influence and is not able to make wise choices as to managing and preserving his assets. The proposed conservatee has been known to hallucinate, and is often unable to engage in meaningful interaction other than for very brief periods of time.</p> <p>The proposed conservatee has never married, has never been employed, and lived with his parents until becoming a resident of the skilled nursing facility. It is expected he will reside the remainder of his lifetime in a skilled nursing facility as he cannot provide for his daily needs.</p> <p>Court Investigator Jennifer Daniel's report filed 12/19/2013.</p>		
<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.			
<input checked="" type="checkbox"/> Pers.Serv.			
<input checked="" type="checkbox"/> Conf. Screen			
<input checked="" type="checkbox"/> Letters			
<input type="checkbox"/> Duties/Supp			
<input type="checkbox"/> Objections			
<input checked="" type="checkbox"/> Video Receipt			
<input checked="" type="checkbox"/> CI Report			
<input type="checkbox"/> 9202			
<input checked="" type="checkbox"/> Order			
<input type="checkbox"/> Aff. Posting			
<input type="checkbox"/> Status Rpt			
<input type="checkbox"/> UCCJEA			
<input type="checkbox"/> Citation			
<input type="checkbox"/> FTB Notice			
<p>Reviewed by: LV</p> <p>Reviewed on: 12/19/2013</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 4 – Satterberg</p>			

	ADRIANNE MOUTON , Maternal Aunt is Guardian.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Continued from 11-19-13</u></p> <p><u>Minute Order 11-19-13: No appearances. The Court directs that a copy of the minute order and examiner notes be sent to the guardian. Mailed 11-21-13.</u></p> <p><u>As of 12-19-13, nothing further has been filed.</u></p> <p>1. Petitioner provided documentation that a guardianship petition was filed in Clark County, NV; however, it is not known whether guardianship has been granted and established there yet.</p> <p>Has the guardianship been established in Clark County, NV? What was the outcome of the hearing on 9-12-13?</p> <p><u>Note:</u> Upon proof that guardianship has been established in Clark County, NV, the Court will terminate this guardianship in Fresno.</p>
	Guardian's Petition to Fix Residence Outside the State of California was granted on 7-18-13.	
	The Court set this Status Hearing Re: Establishment of Guardianship in Nevada.	
	On 9-17-13, Petitioner filed a declaration with an attached copy of a petition for guardianship filed 8-12-13 in Clark County, Nevada. The document indicates a court date of 9-12-13.	
Cont. from 111913		
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		
		Reviewed by: skc
		Reviewed on: 12-19-13
		Updates:
		Recommendation:
		File 5 – Collins

Age: 9	NO TEMPORARY REQUESTED	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need proof of personal service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Guardian or consent and waiver of notice:</p> <ul style="list-style-type: none"> Salvador Torres Rangel (Father) – Unless the Court dispenses with notice <p>Note: Declaration of Due Diligence filed 10/23/2013 states petitioner has never known anything about the father.</p> <ul style="list-style-type: none"> Maria Rosario Chaves (Mother) – Unless the Court dispenses with notice. <p>Note: Declaration of Due Diligence filed 10/23/2013 states that the mother lives in a rural town in Mexico and calls only once a year. Petitioner last heard from the mother in May.</p> <p>2. Need proof of service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Guardian or consent and waiver of notice or declaration of due diligence for:</p> <ul style="list-style-type: none"> Antonio Torres Saucedo (Paternal Father) – Unless Court dispenses with notice <p>Note: Declaration of Due Diligence filed 12/06/2013 states she does not have any contact with her in-laws, it has been 10 years since she has spoken to them.</p> <ul style="list-style-type: none"> Carmela Rangel (Paternal Grandmother) – Unless the Court dispenses with notice <p>Note: Declaration of Due Diligence filed 12/06/2013 states she does not have any contact with her inlaws, it has been 10 years since she has spoken to them.</p> <ul style="list-style-type: none"> Maternal Grandparents (Not Listed)
Cont. from		
Aff.Sub.Wit.	Father: SALVADOR TORRES RANGEL , Declaration of Due Diligence filed 10/23/2013	
✓ Verified		
Inventory		
PTC		
Not.Cred.	Mother: MARIA ROSARIO CHAVES , Declaration of Due Diligence filed 10/23/2013	
✓ Notice of Hrg		
Aff.Mail	x Paternal Grandfather: Not Listed (Antonio Torres Saucedo – Declaration of Due Diligence filed 12/06/2013)	
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.	x Paternal Grandmother: Not Listed (Carmela Rangel – Declaration of Due Diligence filed 12/06/2013)	
✓ Conf. Screen		
✓ Letters		
✓ Duties/Supp	Maternal Grandparents: Not Listed	
Objections	Petitioner states: Mother is in Mexico after being deported from prison. No information on the father. Guardianship is needed for health and school purposes.	
Video Receipt		
✓ CI Report	Court Investigator Jennifer Daniel's report filed 12/18/2013.	
9202		
✓ Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
	Reviewed by: LV	
	Reviewed on: 12/20/2013	
	Updates:	
	Recommendation:	
	File 6 – Torres	

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

Michael, 6	<p>DENNIS LAUGHLIN, maternal uncle, and TERRY VILLEGAS, his fiancé, are Petitioners.</p> <p>Father: MITCH ARRETCHÉ – <i>declaration of due diligence filed 12/11/13</i></p> <p>Mother: SOPHIA DAVIS – <i>deceased</i></p> <p>Paternal grandparents: NOT LISTED</p> <p>Maternal grandfather: RANDY DAVIS – <i>served by mail on 12/06/13 without a copy of the Petition</i></p> <p>Maternal grandmother: NOT LISTED</p> <p>Siblings: ANGELINA RODRIGUEZ, ATHENA RODRIGUEZ - <i>served by mail on 12/06/13 without a copy of the Petition</i></p> <p>Petitioners state that the children have been in their care since the mother died on 08/04/13. The father is currently incarcerated. Petitioners state that they are able to provide a stable home for the children.</p> <p>Court Investigator Samantha Henson filed a report on 12/19/13.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: Petitioners initially filed for guardianship in October and did not file a temporary Petition. Petitioners since have filed a temporary petition (page 7B) after learning that this petition will have to be delayed in order to provide the required ICWA notices (see note 4 below).</p> <ol style="list-style-type: none"> 1. Need UCCJEA. 2. Declaration of Due Diligence filed regarding father, Mitch Arretche, states that his current whereabouts are unknown. Petitioners last knew him to be in the Fresno County Jail, but he is no longer there. If diligence is not found, need proof of personal service at least 15 days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Guardian of the Person or Consent & Waiver of Notice</i> for: <ul style="list-style-type: none"> - Mitch Arretche (father) 3. Need proof of service by mail at least 15 days before the hearing of <i>Notice of Hearing</i> <u>with a copy of the Petition for Appointment of Guardian of the Person or Consent & Waiver of Notice or Declaration of Due Diligence</u> for: <ol style="list-style-type: none"> a. Paternal grandparents b. Randy Davis* c. Angelina Rodriguez (if 12 or over)* d. Athena Rodriguez (if 12 or over)**proof of service filed 12/11/13 is not marked indicating that a copy of the Petition was mailed along with the Notice of Hearing 4. Petitioners have indicated that the children have Indian ancestry. The required Notice of Child Custody Proceeding for Indian Child (Form ICWA-030) was served on the necessary entities on 12/12/13. CA Rules of Court 7.1015(c)(9) further states if after a reasonable time following service of notice under the act—but in no event less than 60 days—no determinative response to the <i>Notice of Child Custody Proceeding</i> is received, the court may determine that the act does not apply to the proceeding unless further evidence of its applicability is later received. Therefore this matter will need to be continued to 02/11/13 (60 days from the date of service). 	
Sophi, 5			
Cont. from			
Aff.Sub.Wit.			
✓ Verified			
Inventory			
PTC			
Not.Cred.			
✓ Notice of Hrg			
✓ Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			x
✓ Conf. Screen			
✓ Letters			
✓ Duties/Supp			
Objections			
Video Receipt			
CI Report	x		
9202			
✓ Order			
Aff. Posting			
Status Rpt			
UCCJEA	x		
Citation			
FTB Notice			
Reviewed by: JF			
Reviewed on: 12/19/13			
Updates:			
Recommendation:			
File 7A – Arretche			

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

Michael, 6	DENNIS LAUGHLIN, maternal uncle, and TERRY VILLEGAS, his fiancé, are Petitioners.	NEEDS/PROBLEMS/COMMENTS:
Sophi, 5		
	Father: MITCH ARRETCHÉ – declaration of due diligence filed 12/11/13	<ol style="list-style-type: none"> 1. Need Notice of Hearing for the Temporary Hearing. 2. Declaration of Due Diligence filed regarding father, Mitch Arretche, states that his current whereabouts are unknown. Petitioners last knew him to be in the Fresno County Jail, but he is no longer there. If diligence is not found, need proof of personal service at least 5 court days before the hearing of Notice of Hearing with a copy of the Petition for Appointment of Temporary Guardian of the Person or Consent & Waiver of Notice for: <ol style="list-style-type: none"> a. Mitch Arretche (father) 3. Need UCCJEA.
	Mother: SOPHIA DAVIS – deceased	
Cont. from	Paternal grandparents: NOT LISTED	
Aff.Sub.Wit.	Maternal grandfather: RANDY DAVIS – Maternal grandmother: NOT LISTED	
✓ Verified	Siblings: ANGELINA RODRIGUEZ, ATHENA RODRIGUEZ	
Inventory	<p>Petitioners state that the children have been in their care since the mother died on 08/04/13. The father is currently incarcerated. Petitioners state that they are able to provide a stable home for the children.</p>	
PTC		
Not.Cred.		
Notice of Hrg	x	
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.	x	
✓ Conf. Screen		
✓ Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
✓ Order		
Aff. Posting		
Status Rpt		
UCCJEA	x	
Citation		
FTB Notice		
		Reviewed by: JF
		Reviewed on: 12/19/13
		Updates:
		Recommendation:
		File 7B – Arretche

		GENERAL HEARING 1-29-14	NEEDS/PROBLEMS/COMMENTS:
		CYNTHIA C. THOMAS and PAMELA J. THOMAS, Daughters, are Petitioners and request appointment as Temporary Co-Conservators of the Estate of Gloria Coyle with bond of \$65,709.60.	<u>Court Investigator advised rights on 12-13-13.</u>
	Aff.Sub.Wit.		<p>Note: This temporary petition seeks conservatorship of the estate only. The general petition (hearing 1-29-14) seeks conservatorship of the <u>person and estate.</u></p> <hr/> <p>Reviewed by: skc</p> <hr/> <p>Reviewed on: 12-19-13</p> <hr/> <p>Updates: 12-20-13</p> <hr/> <p>Recommendation: File 8 - Coyle</p>
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
✓	Notice of Hrg		
✓	Aff.Mail	w	
	Aff.Pub.		
	Sp.Ntc.		
✓	Pers.Serv.	w	
✓	Conf. Screen		
✓	Letters		
✓	Duties/Supp		
	Objections		
	Video Receipt		
✓	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
		<p>Estimated value of estate: Personal property: \$ 21,200.00 Annual income: \$ 38,536.00 Cost of recovery: \$ 5,973.60 Total Bond: \$ 65,709.60</p> <p>Petitioners state Mrs. Coyle suffers from severe short term memory loss. She currently resides in a house with her daughter Julia Coyle. Julia moved into Mrs. Coyle's house in 1997 to stay with Mrs. Coyle and her husband (Julia's father), Mr. Tony Coyle. Mr. Coyle died on 3- 27-13. Since then, Julia has lived alone with Mrs. Coyle and has had unfettered access to Mrs. Coyle's person and estate.</p> <p>Petitioners state that historically, Mrs. Coyle took care of the family finances and marital assets. Approx. four years ago, Julia stepped in and began taking care of Mr. and Mrs. Coyle's finances. Following Mr. Coyle's death, it came to Petitioners' attention that their sister Julia Coyle was taking advantage of Mrs. Coyle and rapidly depleting her estate. The effect of the depletion is egregious because Mrs. Coyle is on a fixed income. Additional facts are detailed in the confidential supplement.</p> <p>Temporary conservatorship is needed as soon as possible because Mrs. Coyle receives her pension and social security income on the first of each month. Petitioners need to take possession of the finances to insure that Julia does not continue to deplete her estate or incur irrevocable damages to her credit.</p> <p>Court Investigator Julie Negrete filed a report on 12-20-13.</p>	

Ernie, age 11	GENERAL HEARING 2-19-14	NEEDS/PROBLEMS/COMMENTS:
	ERNEST and CHRISTINE ESCOBEDO , Paternal Grandparents, are Petitioners and request temporary guardianship of the person and temporary guardianship of the estate without bond, funds placed into a blocked account.	
		1. Need proof of personal service of Notice of Hearing with a copy of this temporary petition at least five court days prior to the hearing on Valerie Boyd (Mother) per Probate Code §2250(e).
Aff.Sub.Wit.	Father: ERNIE ESCOBEDO (Deceased) Mother: VALERIE BOYD	<i>Note: Service to another person on the mother's behalf does not constitute proper service.</i>
✓ Verified	Maternal Grandfather: Not listed Maternal Grandmother: Rose Boyd	
Inventory	Estimated value of estate: \$0	
PTC	Petitioners state that pursuant to a family court order (attached), the father had sole physical custody of the minors. The minors have lived with Petitioners since April 2012 with their father; however, the father passed away in November. Temporary guardianship is needed because the mother is reportedly residing in a motel, and the minors were previously living in the motel with the mother, along with a Mr. Rodriguez and two additional half-siblings, a total of seven (7) individuals in one motel room. The mother has since had another child and Petitioners are concerned that her care of three children under five would severely limit her ability to provide sufficient care for these minors. Further, the mother has not ensured the children's attendance at school. Petitioners state they were informed by Delaney (15) that she was often left in the motel room to care for her siblings while her mother engaged in arguments and fighting behavior with her boyfriend, Alleo Rodriguez.	2. The Court may require clarification regarding the request for guardianship of the estate with reference to Local Rule 7.15.4: When the only asset of the estate is the receipt of public benefits, the court does not require guardianship estate.
Not.Cred.		
✓ Notice of Hrg		
✓ Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv. X		
✓ Conf. Screen		
✓ Letters		
✓ Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
✓ Order		
Aff. Posting		
Status Rpt		Reviewed by: skc
✓ UCCJEA		Reviewed on: 12-20-13
Citation		Updates:
FTB Notice	In 2012 Petitioners were made aware of incidents between Ernie (11) and Mr. Rodriguez to the point that the father obtained a Civil Harassment Restraining Order protecting the father and all three minors from Mr. Rodriguez. Exhibit B.	Recommendation:
	Petitioners state the minors may be entitled to SSI benefits following the death of their father and seek order of the court allowing petitioners to apply on the minors' behalves. Petitioners state their income is more than sufficient to meet the needs of the minors, and any benefits received would be deposited into a blocked account.	File 9 – Escobedo

Denaye, age 9	GENERAL HEARING 2-19-14	NEEDS/PROBLEMS/COMMENTS:
	ERNEST and CHRISTINE ESCOBEDO , Paternal Grandparents, are Petitioners and request temporary guardianship of the person and temporary guardianship of the estate without bond, funds placed into a blocked account.	4. Need proof of personal service of Notice of Hearing with a copy of this temporary petition at least five court days prior to the hearing on Valerie Boyd (Mother) per Probate Code §2250(e).
<input type="checkbox"/> Aff.Sub.Wit.	Father: ERNIE ESCOBEDO (Deceased) Mother: VALERIE BOYD	<i>Note: Service to another person on the mother's behalf does not constitute proper service.</i>
<input checked="" type="checkbox"/> Verified	Maternal Grandfather: Not listed Maternal Grandmother: Rose Boyd	5. The Court may require clarification regarding the request for guardianship of the estate with reference to Local Rule 7.15.4: When the only asset of the estate is the receipt of public benefits, the court does not require guardianship estate.
<input type="checkbox"/> Inventory	Estimated value of estate: \$0	6. If temporary guardianship of the estate is granted, need Order to Deposit Money into Blocked Account (MC-355).
<input type="checkbox"/> PTC	Petitioners state: See page 9 (related matter)	
<input type="checkbox"/> Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg		
<input checked="" type="checkbox"/> Aff.Mail		
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.	X	
<input checked="" type="checkbox"/> Conf. Screen		
<input checked="" type="checkbox"/> Letters		
<input checked="" type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input checked="" type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed by: skc
		Reviewed on: 12-20-13
		Updates:
		Recommendation:
		File 10 – Escobedo

Delaney, Age 15	GENERAL HEARING 2-19-14	NEEDS/PROBLEMS/COMMENTS:
	ERNEST and CHRISTINE ESCOBEDO , Paternal Grandparents, are Petitioners and request temporary guardianship of the person and temporary guardianship of the estate without bond, funds placed into a blocked account.	7. Need proof of personal service of Notice of Hearing with a copy of this temporary petition at least five court days prior to the hearing on: - Valerie Boyd (Mother) - Delaney Boyd-Escobedo (minor)
<input type="checkbox"/> Aff.Sub.Wit.	Father: ERNIE ESCOBEDO (Deceased) Mother: VALERIE BOYD	<i>Note: Service to another person on the mother's behalf does not constitute proper service.</i>
<input checked="" type="checkbox"/> Verified	Maternal Grandfather: Not listed Maternal Grandmother: Rose Boyd	8. The Court may require clarification regarding the request for guardianship of the estate with reference to Local Rule 7.15.4: When the only asset of the estate is the receipt of public benefits, the court does not require guardianship estate.
<input type="checkbox"/> Inventory	Estimated value of estate: \$0	
<input type="checkbox"/> PTC	Petitioners state: See page 9 (related matter)	9. If temporary guardianship of the estate is granted, need Order to Deposit Money into Blocked Account (MC-355).
<input type="checkbox"/> Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg		
<input checked="" type="checkbox"/> Aff.Mail		
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.		
<input checked="" type="checkbox"/> Conf. Screen		
<input checked="" type="checkbox"/> Letters		
<input checked="" type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input checked="" type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed by: skc
		Reviewed on: 12-20-13
		Updates:
		Recommendation:
		File 11 – Boyd-Escobedo