

Tentative Rulings

June 27, 2022

Department 12

The Guardianship Calendar will be called in Department 7 on June 27, 2022. Department 7 is located on the third floor of the courthouse.

NOTICE TO ALL GUARDIANS AND PETITIONERS: Due to COVID-19, phone appearances are approved by the Court and highly recommended. Further, the Court's Self Help Center is available by phone and email to assist Guardians and Petitioners. The Self Help Center does not provide assistance with Guardianships of the Estate. Please see the Court's website for updated information and contact information for the Court's Self Help Center.

Appearances will be by telephone through WebEx unless otherwise specifically ordered by the court. To appear through WebEx, please follow these instructions:

Call 1-(844) 517-1271 between 1:20 – 1:30 p.m.

The access code is 1464798527

There is no attendee ID number, so just follow verbal instructions for prompt.

Once you have gained access, wait for the court to start the calendar. Please follow these instructions once a calendar is called:

- 1. please mute your telephone until your case is called;**
- 2. please do not place the call on hold;**
- 3. minimize all background noise during your call;**
- 4. please identify yourself, each time, prior to speaking with the court;**
- 5. disconnect when the court has completed your case or cases;**
- 6. the court prohibits the recording of these proceedings.**

IN RE: STEWART

Case Number: 22CV-0199543

Tentative Ruling on Petition for Change of Name: Petitioners Heidi Stewart and Monte Stewart, guardians of the minor Korey Elsea Potter, petition for change of minor's name to Korey Ann Stewart. No proof of publication has been submitted. The Court requires a Certificate of Publication from the publishing newspaper before the Petition may be granted. No proof of service has been filed. The guardian must provide notice of the hearing to any living parent of the minor by personal service at least 30 days before the hearing. CCP § 1277 (f)(1). This matter is continued to **Monday, August 29, 2022, at 1:30 p.m. in Department 12** for further proceedings on the Petition. **No appearance is necessary on today's calendar.**

IN RE: HINZE

Case Number: 22CV-0199611

Tentative Ruling on Petition for Change of Name: Petitioners Melva Hinze and Herb Quinn, grandparents and guardians of the minor Jakoby Crimson Rose Croy, petition for change of the minor's name to Jakoby Lowe Quinn. Proof of publication has been filed. No proof of service has been filed. The guardian must provide notice of the hearing to any living parent of the minor by personal service at least 30 days before the hearing. CCP § 1277 (f)(1). This matter is continued to **Monday, August 29, 2022, at 1:30 p.m. in Department 12** for further proceedings on the Petition. **No appearance is necessary on today's calendar.**

GUARDIANSHIP OF KAYDEN SARTAIN

Case Number: 22PG-0031487

Tentative Ruling: This matter is on calendar for Further Proceedings regarding a Petition for Appointment of Guardian, status of service, to confirm conflict counsel, and submission of the ICWA form. The Petition was filed by the minor's maternal aunt (Cheyenne Webb). Letters of Temporary Guardianship issued on April 6, 2022. The Temporary Guardianship's powers are set to expire today unless further extended.

The mother has consented to the appointment and waived notice. The father has objected to the appointment. The Court has dispensed with notice to the maternal grandmother at a previous hearing. The Court has reviewed the Declaration filed by Cheyenne Webb and will dispense with notice to the maternal grandfather. The Court will not dispense with notice to the paternal grandfather. The Court previously directed Petitioner to serve the paternal grandparents who may be served by mail, however, service must be made at least fifteen days in advance of the hearing. Prob. Code § 1511. Here, 15 days' notice was not given. The Indian Child Inquiry Attachment (Judicial Council form ICWA-010(A) has been submitted but has not been completed correctly. In order to check a box in Item 3, the second box in Item 2 must be checked. This Petition was originally filed April 5, 2022. The Petitioner has been ordered multiple times to file all of the required documents and to timely give notice to all parties entitled to notice. Petitioner has failed to comply with the Court's orders. The Court has appointed conflict attorney Aneke Stokes as counsel for the minor. The Court has reviewed the Court Investigator's report, filed April 20, 2022, which recommends denying the Petition. **An appearance is necessary on today's calendar to address whether the temporary guardianship should remain in place.**

GUARDIANSHIP OF SCOTT AND RONNIE SCHAFER

Case Number: 22PG-0031542

Tentative Ruling: This matter is on calendar for hearing on a Petition for Appointment of a Guardian of the Person of minors Scott Schafer and Ronnie Schafer. The Petition was filed by the minors' maternal grandfather Emidio Salazar. Letters of Temporary Guardianship issued on May 26, 2022. The Letters are set to expire today unless extended.

There is no proof of service of the Notice of Hearing for the mother, father, maternal grandmother or paternal grandparents. Insufficient information has been provided to permit the Court to dispense with notice to these parties. The parents must be personally served in order to move forward on the Petition. Prob. Code § 1511(b). All other parties may be served by mail. Prob. Code § 1511(c). The Indian Child Inquiry Attachment (Judicial Council form ICWA-010(A)) has been submitted for both minors. The Court has reviewed the Court Investigator's report filed June 22, 2022 which recommends granting the Petition.

This matter is continued to **Monday, August 8, 2022, at 1:30 p.m. in Department 12** for further proceedings on the Petition. The Temporary Guardianship is ORDERED to remain in effect until the continued hearing date. Petitioner is ordered to file and serve a new Notice of Hearing, along with a copy of the Petition, for the continued hearing date on the parties identified above. In the alternative, if Petitioner cannot serve the parties identified above, the Court will require a declaration explaining why they cannot be served and the efforts of Petitioner to locate and serve the parties identified, in order to permit the Court to dispense with notice to the parties. **Warning: Failure to properly effect service or provide adequate basis to dispense with service as to the necessary parties will result in denial of the Petition. Notice is preserved. No appearance is necessary on today's calendar.**

GUARDIANSHIP OF TYANA WHITE HAWK

Case Number: 22PG-0031557

Tentative Ruling: This matter is on calendar for hearing on a Petition for Appointment of a Guardian of the Person of minor Tyana White Hawk. The Petition was filed by a non-relative, Jonnalyn Denny. Per the Indian Child Inquiry Attachment (Judicial Council form ICWA-010(A)), the minor is an Indian child. It has been represented that the minor is currently under guardianship through the Fort Peck Sioux Tribe in Montana, however, the Court does not have documentation regarding a tribal guardianship. The Court notes that the Certified Mail Receipt for the Assiniboine and Sioux Tribes of the Fort Peck Indian Reservation has been returned signed. The Court requests that a representative of the Tribe appear to inform the Court whether a tribal guardianship exists and whether the Tribe intends to intervene. An appearance may be made via WebEx as described above.

The current guardian, Latoya Demarrias, has not been served. The father and mother have only been served by mail. The current guardian and parents must be personally served in order to move forward on the Petition. Prob. Code § 1511(b). There is proof of service on file for the maternal grandparents and the paternal grandmother. The paternal grandfather must be served. The paternal grandfather may be served by mail. Prob. Code § 1511(c). The Court has reviewed the Court Investigator's Report dated June 27, 2022 which does not make a recommendation regarding the guardianship.

The Court intends to continue this matter to **Monday, August 1, 2022, at 1:30 p.m. in Department 12** for further proceedings on the Petition. Petitioner is ordered to file and serve a

new Notice of Hearing, along with a copy of the Petition, for the continued hearing date on the parties identified above. In the alternative, if Petitioner cannot serve the parties identified above, the Court will require a declaration explaining why they cannot be served and the efforts of Petitioner to locate and serve the parties identified, in order to permit the Court to dispense with notice to the parties. **Warning: Failure to properly effect service or provide adequate basis to dispense with service as to the necessary parties will result in denial of the Petition. Notice is preserved.**

No appearance is necessary on today's calendar.

GUARDIANSHIP OF AALIYAH NOALAN

Case Number: 22PG-0031564

Tentative Ruling: This matter is on calendar for hearing on a Petition for Appointment of a Guardian of the Person of minor, Aaliyah Noalan. The Petition was filed by the minor's aunt (Tia Coulter). Letters of Temporary Guardianship issued on May 25, 2022. The Temporary Guardianship's powers are set to expire today unless further extended.

The mother has been personally served. The Court dispenses with notice to the unknown paternal grandparents. There is no proof of service of the Notice of Hearing for the father or maternal grandparents. Insufficient information has been provided to permit the Court to dispense with notice to these parties. The parents must be personally served in order to move forward on the Petition. Prob. Code § 1511(b). All other parties may be served by mail. Prob. Code § 1511(c). The Court Investigator has requested a continuance to complete its investigation. The Court notes that the Petition fails to provide the ICWA Attachment (Judicial Council Form ICWA-010(A)). Without this form the Court cannot determine whether notice is required under ICWA. The mother has filed an objection to the Petition. The Court appoints the Public Defender as counsel for the minor. Finally, the Amended Confidential Guardian Screening Form fails to provide attachments 6 and 14.

This matter is continued to **Monday, July 25, 2022, at 1:30 p.m. in Department 12** for further proceedings on the Petition and for confirmation of counsel. The Temporary Guardianship is ORDERED to remain in effect until the continued hearing date. Petitioner is ordered to file and serve a new Notice of Hearing, along with a copy of the Petition, for the continued hearing date on the parties identified above. In the alternative, if Petitioner cannot serve the parties identified above, the Court will require a declaration explaining why they cannot be served and the efforts of Petitioner to locate and serve the parties identified, in order to permit the Court to dispense with notice to the parties. Petitioner shall also file the ICWA Attachment (Judicial Council Form ICWA-010(A)) and a Second Amended Confidential Guardian Screening Form with attachments prior to the continued hearing date. **Warning: Failure to properly effect service or provide adequate basis to dispense with service as to the necessary parties will result in denial of the Petition. Notice is preserved.**

No appearance is necessary on today's calendar.

GUARDIANSHIP OF MAKAYLA LINDSTROM

Case Number: 22PG-0031565

Tentative Ruling: This matter is on calendar for hearing on a Petition for Appointment of a Guardian of the Person of minor, Makayla Lindstrom. The Petition was filed by non-relatives,

Norman Turner & Ellen Fulkerson. Letters of Temporary Guardianship issued on May 25, 2022. The Temporary Guardianship is set to expire today unless further extended.

The minor, father, and paternal grandmother consent to appointment of the Petitioners. The Court dispenses with notice to the unknown maternal grandparents, deceased paternal grandfather, and deceased mother. The matter has been properly noticed. No objections have been raised. The paperwork appears to be in order.

The Court has reviewed and considered the CFS report filed June 17, 2022 and agrees with the recommendation to grant the Petition. The Court **FINDS** it would be detrimental for the child to be with either parent or any parent objecting to the guardianship, the guardianship is in the child's best interest, and the guardianship is necessary and convenient. The proposed guardian is suitable.

The Court **GRANTS** the Petition. Visitation shall be at the Guardian's discretion. A proposed Order Appointing Guardian has been lodged and will be executed by the Court. Annual Review is set for **Monday, June 26, 2023, at 1:30 p.m. in Department 12.** **No appearance is necessary on today's calendar.**

GUARDIANSHIP OF NORA & ROXIE O'CONNOR

Case Number: 22PG-0031567

Tentative Ruling: This matter is on calendar for hearing on a Petition for Appointment of a Guardian of the Person of minors, Nora and Roxie O'Connor. The minors are currently under a separate Guardianship with Case No. 26630. A Petition for Appointment of Successor Guardian must be filed in the existing case. The Petitioners are ordered to re-submit their Petition in Case No. 26630. In light of the foregoing, this matter is **DENIED** without prejudice. **No appearance is necessary on today's calendar.**

GUARDIANSHIP OF KYLE HEISER

Case Number: CVPG07-0025496

Tentative Ruling: This matter is on calendar for further proceedings on a Petition for Termination. The name of the Petitioner is not identified on the Petition in item 1, but from the caption appears to be the co-Guardian Lori Overby. The minor, parents and grandmother Daisy Rivera all consent to the termination. There is no proof of service on the other Guardian Kim Bowman or the other grandparents. As Petitioner was previously informed at the prior hearings on March 14, 2022 and May 9, 2022, the Petition cannot be granted until all necessary parties have been served. The Court still requires service on the other guardian and other grandparents. In the alternative, the Court requires sufficient evidence to dispense with notice to these parties. The Court has reviewed the CFS report filed on October 29, 2021, and will accept that report related to current Petition for Termination. This matter is continued to **Monday, August 8, 2022, at 1:30 p.m. in Department 12** for further proceedings on the Petition for Termination. Petitioner shall file and serve a Notice of Hearing for the continued hearing date on the individuals identified above. **A failure to serve the required individuals may result in the denial of the Petition. No appearance is necessary on today's calendar.**

GUARDIANSHIP OF ELIJAH GULICK

Case Number: CVPG10-0026665

Tentative Ruling: This matter is on calendar for hearing on a Petition for Termination of Guardianship filed by the minor's mother (Amanda Slagle). The Court has been informed that the Guardian has passed away. The Court dispenses with notice to the deceased maternal grandmother. The Notice of Hearing has not been served on the father, maternal grandfather, or paternal grandparents. Insufficient information has been provided to dispense with notice to these parties. The Court Investigator's Report filed on June 22, 2022, recommends the Court terminate the Guardianship. **An appearance is necessary on today's calendar to confirm counsel and to discuss the required notice.**

GUARDIANSHIP OF ARA FAIR-SPENCER

Case Number: CVPG11-0026971

Tentative Ruling: This matter is on calendar for further proceedings on a Petition for Appointment of Successor Guardian of the Person of minor, Ara Fair-Spencer. The Petition was filed by the minor's brother's guardians (Michelle Dale and Benjamin Dale). The current guardian is Melanie Fair.

The current guardian consents to the Petition and waives notice. The Court will dispense with notice to the deceased mother, deceased maternal grandparents, the deceased paternal grandfather and the paternal grandmother. The siblings have now been served timely by mail. The father was personally served less than 15 days before today's hearing. The Court notes the prior efforts to contact and serve the father. Based on those efforts the Court will deem the service on the father valid. The matter has been properly noticed. No objections have been raised. The paperwork appears to be in order.

The Court has reviewed and considered the CFS report filed May 17, 2022 and agrees with the recommendation to grant the Petition. The Court **FINDS** it would be detrimental for the child to be with either parent or any parent objecting to the guardianship, the guardianship is in the child's best interest, and the guardianship is necessary and convenient. The proposed guardian is suitable.

The Court **GRANTS** the Petition. Visitation shall be at the Guardian's discretion. A proposed Order Appointing Guardian has been lodged and will be executed by the Court. Annual Review is set for **Monday, June 26, 2023, at 1:30 p.m. in Department 12.** **No appearance is necessary on today's calendar.**

GUARDIANSHIP OF ARIANNA VINEYARD & GABRIEL MORRIS

Case Number: CVPG12-0027291

Tentative Ruling: This matter is on calendar for further proceedings on the Annual Review. The Status Report has not been submitted for 2021. **An appearance is necessary on today's calendar to discuss the Guardianship's status. The Guardian may appear by telephone. Warning: Failure to appear on today's calendar will result in the issuance of an Order to Show Cause re Monetary Sanctions.**

GUARDIANSHIP OF RYDER REED

Case Number: CVPG14-0027880

Tentative Ruling: This matter is on calendar for an Order to Show Cause issued to the Guardian for her failure to appear at the previous hearing and for her failure to file the required Confidential Guardianship Status Report. The matter is also on calendar for further proceedings on the Annual Review. No response to the Order to Show Cause has been submitted. The Status Report has not been submitted. The Court has previously imposed sanctions for violations noted above but they have not been corrected. **An appearance is necessary on today's calendar to discuss the Guardianship's status. The Guardian may appear by telephone. Warning: Failure to appear on today's calendar will result in the issuance of both monetary sanctions in the sum of \$500.00, and an Order to Show Cause re Termination of Guardianship.**

GDN OF JAYZEN BARKLEY

Case Number: CVPG15-0028273

Tentative Ruling: This matter is on calendar for hearing on a Petition for Visitation filed by the minor's uncle (Aaron Stevenson). The matter has been properly noticed, with proof of service of the Notice of Hearing on file. The Guardian has filed an objection. **An appearance is necessary on today's calendar to discuss setting this matter for a contested hearing.**

GDN OF EMMA HOWBERT

Case Number: CVPG18-0029646

Tentative Ruling: This matter is on calendar to confirm filing of the Third Account and Report of Guardian. The Third Account has not been filed. No Status Report has been filed. This matter is continued to **Monday, August 8, 2022, at 1:30 p.m. in Department 12.** If the Third Account cannot be filed prior to the continued hearing date, the Guardian is ordered to file a Status Report at least five court days prior to the continued hearing date. The failure to file either document will result in the issuance of an Order to Show Cause Re: Monetary Sanctions. The clerk is instructed to mail a copy of today's minute order to the Guardian. **No appearance is necessary on today's calendar.**

GDN OF XANDER CRAVENS

Case Number: CVPG18-0029919

Tentative Ruling: This matter is on calendar for hearing on a Petition for Appointment of a Successor Guardian of the Person of a minor, Xander Cravens. The Petition was filed by non-relatives, Brian and Lauri Kretschmer. Letters of Temporary Guardianship issued on May 25, 2022. The Temporary Guardianship is set to expire today unless further extended.

The Court dispenses with notice to the unknown father and paternal grandparents. The Guardian has been personally served. The maternal grandparents have been timely served by mail. The mother has not been served. Insufficient information has been provided to dispense with notice to the mother. The mother must be personally served in order to move forward on the Petition. Prob. Code § 1511(b). No objections have been raised. The CFS report filed on June 21, 2022 recommends the Court grant the Petition.

This matter is continued to **Monday, August 1, 2022, at 1:30 p.m. in Department 12** for further proceedings on the Petition. The Temporary Guardianship is ORDERED to remain in effect until the continued hearing date. Petitioner is ordered to file and serve a new Notice of Hearing, along with a copy of the Petition, for the continued hearing date on the mother. In the alternative, if Petitioner cannot personally serve the mother, the Court will require a declaration explaining why she cannot be served and the efforts of Petitioner to locate and serve her, in order to permit the Court to dispense with notice. **Warning: Failure to properly effect service or provide adequate basis to dispense with service as to the necessary parties will result in denial of the Petition. Notice is preserved. No appearance is necessary on today's calendar.**

GDN OF JAYDN JONES-FRENCH AND RORY JASPERSE

Case Number: CVPG19-0030219

Tentative Ruling: This matter is on calendar for hearing on Petitions for Termination of Guardianship filed by the mother, Johnna Jones. The Guardians/maternal grandparents consent to each Petition and waive notice. A Notice of Hearing has been filed, but there is no proof of service on the father or paternal grandparents of either minor was served. The Petition must still be properly served on the fathers and both sets of paternal grandparents who may be served by mail. Probate Code §§ 1460(b) and 1510(c). The Court notes that the Court Investigator has not yet filed their report and has requested that the hearing be continued.

This matter is continued to **Monday, August 8, 2022, at 1:30 p.m. in Department 12.** Petitioner is ordered to file and serve a new Notice of Hearing with the continued hearing date on the parties identified above. In the alternative, if Petitioner cannot serve the parties identified, the Court will require a declaration explaining why they cannot be served and the efforts of Petitioner to locate and serve the parties identified, in order to permit the Court to dispense with notice to the party. **Warning: Failure to properly effect service or provide adequate basis to dispense with service as to the necessary parties will result in denial of the Petition. Notice is preserved. No appearance is necessary on today's calendar.**

GDN OF BRYLAND SCOTT

Case Number: CVPG19-0030276

Tentative Ruling: This matter is on calendar for hearing on a Petition for Resignation of Co-Guardian filed by the Co-Guardian/Great maternal step-grandfather, Timothy Juhasz. The Guardians/maternal grandparents consent to each Petition and waive notice. The matter has been properly noticed, with proof of service of the Notice of Hearing on file. No objections have been raised. The Court has reviewed the Memorandum provided by the Court Investigator who indicates there are no concerns over granting the Petition. The Petition is **GRANTED**. An Order and amended Letters will need to be lodged with the Court. The matter is continued to **Monday, July 25, 2022 at 1:30 p.m. in Department 12** for confirmation of submission and execution of the Order. If the Order has been executed prior to the hearing, the date will be vacated. **No appearance is necessary on today's calendar.**

GUARDIANSHIP OF RIVER OLIVEIRA

Case Number: CVPG20-0030581

Tentative Ruling: This matter is on calendar for Annual Review. The annual Confidential Guardianship Status Report was to have been submitted to the Court no later than May 31, 2022. The report has not been submitted. **The Guardian is ORDERED to appear at today's hearing and submit the Annual Status Report at the time of the hearing. Failure to do so may result in the issuance of an Order to Show Cause why Monetary Sanctions in the amount of \$250.00 should not be ordered for violating the Court's order to appear and to file the report.**

GUARDIANSHIP OF KRISTOPHER DILLMAN

Case Number: CVPG20-0030844

Tentative Ruling: This matter is on calendar for hearing on a Petition for Termination of Guardianship filed by minor's guardian, Megan Ide.

This matter has been properly noticed with proof of service on all necessary parties. The Court previously dispensed with notice to the maternal grandparents. The Court has reviewed and considered the Children's Services Report filed on June 17, 2022 and agrees with the recommendation to grant the Petition.

The Petition is **GRANTED**. An Order Terminating Guardianship has been submitted and will be executed. Upon execution of the order, the clerk is instructed to close the file and vacate all future dates. The mother is to be commended on her efforts to improve her life. **No appearance is necessary on today's calendar.**

GDN OF MINDY HOCKENBERRY

Case Number: CVPG21-0031152

Tentative Ruling: This matter is on calendar for hearing on a Petition for Termination of Guardianship filed by the Guardian, Joyce Dennis. A Notice of Hearing has been filed but the proof of service is incomplete as it is undated and unsigned. The Court dispenses with notice to the deceased maternal and paternal grandparents. The Petition must still be properly served on the mother and father. If the siblings are over the age of 12, the siblings must be properly served. These individuals may be served by mail. Probate Code §§ 1460(b), 1510(c) and 1215. The Court Investigator has requested a continuance to prepare their report and recommendation.

This matter is continued to **Monday, July 25, 2022, at 1:30 p.m. in Department 12.** Petitioner is ordered to file and serve a new Notice of Hearing with the continued hearing date on the parties identified above. In the alternative, if Petitioner cannot serve the parties identified, the Court will require a declaration explaining why they cannot be served and the efforts of Petitioner to locate and serve the parties identified, in order to permit the Court to dispense with notice to the party. **Warning: Failure to properly effect service or provide adequate basis to dispense with service as to the necessary parties will result in denial of the Petition. Notice is preserved. No appearance is necessary on today's calendar.**

GUARDIANSHIP OF HOPE BENZLER

Case Number: CVPG21-0031156

Tentative Ruling: This matter is on calendar for hearing on a Petition for Appointment of Successor Guardian of the Person of minor, Hope Benzler. The Petition was filed by the minor's maternal great uncle (Thomas Benzler). The previously appointed Guardian (Michelle Benzler) is deceased. Letters of Temporary Guardianship issued on April 8, 2022. The Temporary Guardianship's powers are set to expire today unless further extended.

The Court previously dispensed with notice to the unknown father, unknown paternal grandparents, deceased maternal grandmother/Guardian, and the mother. Proof of service has been filed for the maternal grandfather. The matter has been properly noticed. No objections have been raised. The paperwork appears to be in order.

The Court has reviewed the Court Investigator's report, filed April 25, 2022 and agrees with the recommendation to grant the Petition. The Court **FINDS** it would be detrimental for the child to be with either parent, the guardianship is in the child's best interest, and the guardianship is necessary and convenient. The proposed Successor Guardian is suitable.

The Court **GRANTS** the Petition. Visitation shall be at the Guardian's discretion. A proposed Order Appointing Successor Guardian has been lodged and will be executed by the Court. Annual Review is set for **Monday, June 26, 2023, 1:30 p.m. in Department 12.** **No appearance is necessary on today's calendar.**

GUARDIANSHIP OF ANGELINA AND CHLOE MILLER

Case Number: CVPG21-0031170

Tentative Ruling: This matter is on calendar for further proceedings on a Petition for Termination of the Guardianship of minor Angelina Miller only. The Petition has been filed by the current Guardians. At the prior hearing on April 11, 2022, the Court found that all parties had been properly served with the Petition or the Court dispensed with notice to the party. For that reasons, the matter has been properly noticed. Due to a clerical error, the investigation report has not been obtained from Children's Services. This matter is continued to **Monday, August 1, 2022, at 1:30 p.m. in Department 12** for further proceedings on the Petition for Termination. Service is preserved. The clerk is instructed to mail a copy of today's minute order to Children's Services. **No appearance is necessary on today's calendar.**

GUARDIANSHIP OF ZAYDA NORMAN

Case Number: CVPG21-0031379

Tentative Ruling: This matter is on calendar for hearing on a Petition to Fix Residence filed by the guardians, Grace and Justin Fry. The mother has consented to the out of state move. There is no proof of service indicating that the father has been served. The father may be served by mail. Prob. Code §§ 2352(b), 1460(a), 1511(b) and 1215.

This matter is continued to **Monday, August 1, 2022, at 1:30 p.m. in Department 12.** Petitioner is ordered to file and serve a new Notice of Hearing with the continued hearing date on the parties identified above. In the alternative, if Petitioner cannot serve the parties identified, the Court will require a declaration explaining why they cannot be served and the efforts of Petitioner to locate and serve the parties identified, in order to permit the Court to dispense with notice to the party. **Warning: Failure to properly effect service or provide adequate basis to**

dispense with service as to the necessary parties will result in denial of the Petition. Notice is preserved. No appearance is necessary on today's calendar.

GUARDIANSHIP OF ANASTACIA SEROTA

Case Number: CVPG22-0031430

Tentative Ruling: This matter is on calendar for hearing on a Petition for Appointment of Guardian of the Person of minor, Anastacia Serota. The Petition was filed by the minor's paternal aunt, Lisa Ward. Letters of Temporary Guardianship issued on February 7, 2022. The Temporary Guardianship's powers are set to expire today unless further extended.

The father and minor have signed consent and waiver of notice forms. Based on the mother's appearance at the prior hearing, the Court has dispensed with notice to the mother. The paternal grandparents and maternal grandmother have been timely served with a notice of hearing. The Court dispenses with notice to the maternal grandfather. The matter has been properly noticed. No objections have been raised. The paperwork appears to be in order.

The Court has reviewed and considered the Court Investigator's report filed February 24, 2022 and agrees with the recommendation to grant the Petition. The Court **FINDS** it would be detrimental for the child to be with either parent or any parent objecting to the guardianship, the guardianship is in the child's best interest, and the guardianship is necessary and convenient. The proposed guardian is suitable.

The Court **GRANTS** the Petition. Visitation shall be at the Guardian's discretion. A proposed Order Appointing Guardian has been lodged and will be executed by the Court. Annual Review is set for **Monday, June 26, 2023 1:30 p.m. in Department 12**. **No appearance is necessary on today's calendar.**