

ATTORNEY OR PARTY WITHOUT ATTORNEY: STATE BAR NO.:  
 NAME: **Chris Johnson Hamer (SBN 105752)**  
 FIRM NAME: **STOKES, HAMER, KIRK & EADS, LLP**  
 STREET ADDRESS: 381 Bayside Road, Ste. A  
 CITY: Arcata STATE: CA ZIP CODE: 95521  
 TELEPHONE NO.: 707-822-1771 FAX NO.: 707-822-1901  
 E-MAIL ADDRESS: chris@shkklaw.com  
 ATTORNEY FOR (name): **ROYCE MENDONCA, Petitioner**

FOR COURT USE ONLY  
 Be sure to read all the way down!

SUPERIOR COURT OF CALIFORNIA, COUNTY OF HUMBOLDT  
 STREET ADDRESS: 825 Fifth Street  
 MAILING ADDRESS:  
 CITY AND ZIP CODE: Eureka, California 95501  
 BRANCH NAME:

**FILED**  
**DEC 10 2021**  
 SUPERIOR COURT OF CALIFORNIA  
 COUNTY OF HUMBOLDT

CONSERVATORSHIP OF  
 (name): **BARBARA LYNN KELLER**  
 CONSERVATEE

This copy was provided by the clerk's office from the court file on 1/7/22 - no service provided to Barbara's family

ORDER APPOINTING  SUCCESSOR  
 PROBATE CONSERVATOR OF THE  PERSON  ESTATE  
 Limited Conservatorship

CASE NUMBER:  
 PR2100162

**WARNING: THIS APPOINTMENT IS NOT EFFECTIVE UNTIL LETTERS HAVE ISSUED.**

1. The petition for appointment of  successor conservator came on for hearing as follows (check boxes c, d, e, and f or g to indicate personal presence):
  - a. Judicial officer (name):
  - b. Hearing date: 09/02/2021 Time: 2:15 pm  Dept.: 6  Room:
  - c.  Petitioner (name): ROYCE MENDONCA
  - d.  Attorney for petitioner (name): CHRIS JOHNSON HAMER of STOKES, HAMER, KIRK & EADS, LLP
  - e.  Attorney for  person cited  the conservatee on petition to appoint successor conservator:  
 (Name): (Telephone):  
 (Address):
  - f.  Person cited was  present.  unable to attend.  able but unwilling to attend.  out of state.
  - g.  The conservatee on petition to appoint successor conservator was  present.  not present.

**THE COURT FINDS**

2. All notices required by law have been given.
3. Granting the conservatorship is the least restrictive alternative needed for the protection of the conservatee.
4. (Name): BARBARA LYNN KELLER
  - a.  is unable properly to provide for his or her personal needs for physical health, food, clothing, or shelter.
  - b.  is substantially unable to manage his or her financial resources or to resist fraud or undue influence.
  - c.  has voluntarily requested appointment of a conservator and good cause has been shown for the appointment.
5. The conservatee
  - a.  is an adult.
  - b.  will be an adult on the effective date of this order.
  - c.  is a married minor.
  - d.  is a minor whose marriage has been dissolved.
6.  There is no form of medical treatment for which the conservatee has the capacity to give an informed consent.  
 The conservatee is an adherent of a religion defined in Probate Code section 2355(b).
7.  Granting the  successor conservator powers to be exercised independently under Probate Code section 2590 is to the advantage and benefit and in the best interest of the conservatorship estate.
8.  The conservatee cannot communicate, with or without reasonable accommodations, a desire to participate in the voting process.

Do NOT use this form for a temporary conservatorship.

This is a lie! The judge never appointed counsel for Barbara despite the court investigators recommendation GC-340

CONSERVATORSHIP OF (name): BARBARA LYNN KELLER CONSERVATEE CASE NUMBER: PR2100162

- 9. [X] The conservatee has dementia as defined in Probate Code section 2356.5...
10. [X] Attorney (name): HUMBOLDT COUNTY PUBLIC DEFENDER has been appointed by the court as legal counsel...
11. [ ] The conservatee need not attend the hearing.
12. [X] The appointed court investigator is (name): SAMANTHA WAHL, Quest Court Investigations...
13. [ ] (For limited conservatorship only) The limited conservatee is developmentally disabled...
14. [ ] The [ ] successor conservator is a professional fiduciary...
15. [ ] The [ ] successor conservator holds a valid, unexpired, unsuspended license...
16. (Either a, b, or c must be checked):
a. [X] The [ ] successor conservator is not the spouse of the conservatee.
b. [ ] The [ ] successor conservator is the spouse of the conservatee...
c. [ ] The [ ] successor conservator is the spouse of the conservatee...
17. (Either a, b, or c must be checked):
a. [X] The [ ] successor conservator is not the domestic partner...
b. [ ] The [ ] successor conservator is the domestic partner...
c. [ ] The [ ] successor conservator is the domestic partner...

THE COURT ORDERS

- 18. a. (Name): ROYCE MENDONCA (Telephone): 916-532-5913
(Address): 8320 Tail Race Drive Roseville, CA 95747
is appointed [ ] successor [X] conservator [ ] limited conservator of the PERSON of (name): BARBARA LYNN KELLER and Letters of Conservatorship shall issue upon qualification.
b. (Name): ROYCE MENDONCA (Telephone): 916-532-5913
(Address): 8320 Tail Race Drive Roseville, CA 95747
is appointed [ ] successor [X] conservator [ ] limited conservator of the ESTATE of (name): BARBARA LYNN KELLER and Letters of Conservatorship shall issue upon qualification.
19. [ ] The conservatee need not attend the hearing.
20. a. [ ] Bond is not required.
b. [X] Bond is fixed at: \$ 193,170.54 to be furnished by an authorized surety company...
c. [ ] Deposits of: \$ are ordered to be placed in a blocked account...

and receipts shall be filed. No withdrawals shall be made without a court order.
[ ] Additional orders in attachment 20c.

CONSERVATORSHIP OF (name): BARBARA LYNN KELLER  CONSERVATEE	CASE NUMBER: PR2100162
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20. (cont.)

d.  The  successor conservator is not authorized to take possession of money or any other property without a specific court order.

21.  For legal services rendered,  conservatee  conservatee's estate shall pay the sum of: \$

to (name):

forthwith  as follows

(specify terms, including any combination of payors):

Keep going...

Continued in attachment 21.

22.  The conservatee is disqualified from voting.

23.  The conservatee lacks the capacity to give informed consent for medical treatment and the  successor conservator of the person is granted the powers specified in Probate Code section 2355.

The treatment shall be performed by an accredited practitioner of a religion as defined in Probate Code section 2355(b).

24.  The  successor conservator of the estate is granted authorization under Probate Code section 2590 to exercise independently the powers specified in attachment 24  subject to the conditions provided.

25.  Orders relating to the capacity of the conservatee under Probate Code sections 1873 or 1901 as specified in attachment 25 are granted.

26.  Orders relating to the powers and duties of the  successor conservator of the person under Probate Code sections 2351-2358 as specified in attachment 26 are granted. (Do not include orders under Probate Code section 2356.5 relating to dementia.)

27.  Orders relating to the conditions imposed under Probate Code section 2402 on the  successor conservator of the estate as specified in attachment 27 are granted.

28.  a.  The  successor conservator of the person is granted authority to place the conservatee in a care or nursing facility described in Probate Code section 2356.5(b).

b.  The  successor conservator of the person is granted authority to authorize the administration of medications appropriate for the care and treatment of dementia described in Probate Code section 2356.5(c).

29.  Other orders as specified in attachment 29 are granted.

30.  The probate referee appointed is (name and address):

Roland Royce Mendonca, Jr. placed Barbara into an assisted living facility on 8/26/21 despite not having any legal authority to place or to encumber the estate until this order date of 12/10/21.

31.  (For limited conservatorship only) Orders relating to the powers and duties of the  successor limited conservator of the person under Probate Code section 2351.5 as specified in attachment 31 are granted.

32.  (For limited conservatorship only) Orders relating to the powers and duties of the  successor limited conservator of the estate under Probate Code section 1830(b) as specified in attachment 32 are granted.

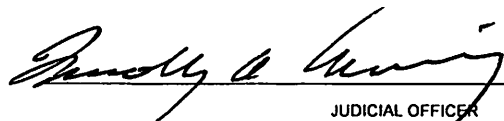
33.  (For limited conservatorship only) Orders limiting the civil and legal rights of the limited conservatee as specified in attachment 33 are granted.

34.  This order is effective on the  date signed  date minor attains majority (specify):

35. Number of boxes checked in items 18-34: 10

36. Number of pages attached: 1

Date: 12/10/2021



JUDICIAL OFFICER

SIGNATURE FOLLOWS LAST ATTACHMENT

One more page below...



ATTACHMENT 24 to Order Appointing Probate Conservator

*Probate Code Section 2591:*

(c) (2) The power to sell at public or private sale the personal residence of the conservatee described in Section 2591.5 without confirmation of the court of the sale, subject to the requirements of Sections 2352.5, 2540, 2541 and 2541.5.

(i) The power to let or lease the personal residence of the conservatee, including the power to extend, renew or modify the lease.

The previously unknown nephew of Barbara's 5th husband has been given the authority to sell the Keller's home OR lease it out by the Humboldt County Superior Court.

Selling the Keller's home in Fortuna is absolutely required in order to provide for their extensive long-term care needs. No question about it.

How would the Keller's best financial interests be served by becoming landlords (during a pandemic mind you) at this stage of their care needs? It doesn't. So who's needs does that serve?

one more thing...

The previously unknown nephew of Barbara's 5th husband is required to complete an inventory of everything in her Fortuna home within 90 days of the order which was 12/10/21. This stranger has never set foot into any home the Keller's have ever lived in since they have been married - let alone their current home. He will be rifling through all of my mom's personal belongings looking for stuff of value - anything that doesn't have enough financial value can be tossed like yesterday's garbage without court approval.

My mom's home is filled with mementos and family heirlooms from generations of Bareuther's that are irreplaceable and they have no financial value - they are priceless to family. For example, the Hummel statue that Mom has had for all of my life. Maybe the little boy with the umbrella statue had some value in the past but the crack in the leg where it was repaired with superglue makes it worthless. That crack is what makes it priceless to me. My brother and I were up to our usual shenanigans while Mom was at work when we lived in Reno. I will just say that there is nothing that brings siblings together faster than having to cover their tracks from breaking a statue that Mom loved.

and again, none of this matters to the Humboldt County Superior Court who never even bothered to appoint counsel for Mom or Ron despite their having requested it back in July.

If they had counsel appointed, perhaps the court might have paid attention and read the documentation. Or perhaps their counsel, if they had one, might have also objected to having a diagnosed Alzheimer's patient sign a legal nomination form like the one Attorney Hamer created and secured Mom's signature on.