

**LOS ANGELES COUNTY SUPERIOR COURT**  
**PROBATE INVESTIGATOR'S ANNUAL or BIENNIAL REVIEW REPORT**  
(Due 15 Days Prior to Hearing)

CONFIDENTIAL

INVESTIGATOR: KIMBERLEY GRANT	CASE NAME: GERTRUDE GETTINGER
<input checked="" type="checkbox"/> Person <input checked="" type="checkbox"/> Estate <input type="checkbox"/> Dev. Disabled <input type="checkbox"/> Medical <input type="checkbox"/> Complaint <input type="checkbox"/> Limited <input type="checkbox"/> At Crt Req <input type="checkbox"/> Status Rev <input checked="" type="checkbox"/> Dementia <input type="checkbox"/> Chg of Addr <input type="checkbox"/> Account	CASE NO: GP012634
Hearing Date: 01/25/2008 District: Northeast District-Pasadena Department: A	

1. The conservatee resides at 255 S. Oak Knoll Ave., Pasadena, Ca 91101 Tel. No. (626) 578-1551  
The conservatee was visited on 01/04/2008 at Same
2. I informed him/her that he/she is under a conservatorship and that his/her conservator(s) is/are:

**CONSERVATOR'S ADDRESS**

<input type="checkbox"/> PROFESSIONAL <input type="checkbox"/> REGISTERED	<input type="checkbox"/> PROFESSIONAL <input type="checkbox"/> REGISTERED
SYLVIA SCHMIDT	
2371 CUMBERLAND RD	
SAN MARINO, CA 91108	
Phone: (626) 395-9737	Phone:

Also See Attachment   

3. I have determined that:
  - a. The conservatee  did  did not wish to petition for restoration to capacity, terminate the conservatorship, or have a change of conservator.     # See Findings.
  - b. The present conservator  is  is not acting in the best interest of the conservatee.  
 See Findings.
  - c. The conservatee  is  is not still in need of a conservatorship.     See Findings.
  - d. The terms of the order  should  should not be changed.     See Findings.
  - e. The power of the conservatee to engage in transactions.  should  should not be changed.  
 See Findings.
  - f. The conservatorship/limited conservatorship  should  should not be terminated.  
 See Findings.
  - g. The conservatee  lacks  does not lack the capacity to give an informed consent to medical treatment  . See Findings.
  - h. The conservatee  is  is not able to complete the Affidavit of Voter Registration per section 2208 of the Elections Code.     See Findings.

i. A review of the probate court records reveals that:

Letters of Conservatorship were issued on 01/25/2007

- An accounting has never been filed.
- Future accountings waived or non applicable.
- The last accounting was filed on 12/24/2007
- Accounting hearing on calendar for 01/25/2008
- A request was made in the last review report that an accounting be filed. The conservator has not complied with that request.

### Findings:

Conservatee, Gertrude Gettinger (DOB: 12/11/1924), is an eighty-three year old, ambulatory female who was visited, unannounced, for a conservatorship review at Regency Park Oak Knoll Residential Home where she has been residing since 12/08/2006. The conservatee has been diagnosed with mental issues and she remains under the conservatorship of her daughter, Sylvia Schmidt.

Regency Park Oak Knoll (license #191200037, issued to: Regency Park, South Oak Knoll), is a large and elegant-looking residential facility for the elderly. The facility is a secured building, the grounds appear to be very well maintained and the environment appears to be appropriate for the conservatee.

The interview with the conservatee was conducted in her room at Regency Park. She is the sole occupant of a large room which appears plain and sparsely decorated with very few personal items and no pictures. The television is unplugged and set aside and the only visible object for her entertainment is a small radio next to her bed. The conservatee had a well groomed appearance, her speech was clear and she seemed to comprehend and communicate well. She appeared to be agile and she seemed to ambulate well. She immediately expressed her feelings regarding the conservatorship and where she resides. The conservatee was upset and crying about the strained relationship she and her daughter have and said her daughter only wanted the conservatorship for control of her money. The conservatee said she owns a six unit complex in the city of Los Angeles which she and her husband purchased in 1965 and is now worth over one million dollars. She said she also has a significant amount of liquid resources and she feels her daughter made up all of the accusations about her mental status in order to have her conserved. The conservatee said she feels like she is in prison where she is residing and she desires to be in an environment that is less restrictive. Her daughter, however, does not want her to move and, according to the conservatee, has no sympathy for her needs. I asked the conservatee if she feels she needs a conservator but she was vague in her response. She said she would rather not, but if the court has decided she must have one, she prefers having her daughter as conservator because she would never see her daughter otherwise. The conservatee stated that her daughter does take her to her medical appointments and she does visit regularly. Towards the end of the interview, the conservatee seemed to change her tone about her daughter and said their relationship is "a little better now". The conservatee said she knows her needs are being met and that she does not need anything. She was able to state her date of birth, the current date and the President of the United States.

CASE NUMBER: GP012634

CASE NAME: GERTRUDE GETTINGER

Conservator, Sylvia Schmidt, was contacted by phone. She said she visits with the conservatee several times a week. The conservatee has mental and behavioral issues which are controlled with medications and she requires a residence that has a secured environment. The conservatee was residing in one of the apartments at the six unit complex which the conservatee owns, however, because of her mental decline, safety had become an issue. The complex is located in Hollywood and under rehabilitation. Because of the repair factors and a lot of crime in the area, the conservator would like to request permission from the court to sell the property and then reinvest the money. The conservatee has been residing at the residential home for one year and the conservator is happy with the care she is receiving. The cost of care at the facility is \$3,244 per month and the conservatee's income totals approximately \$3,300 monthly from Social Security, rent from one of the apartment units and investment income from bonds and mutual funds. The conservator feels the conservatee is in an environment which is safe and appropriate for her needs and there are no plans for any changes in the near future.

Despite the conservatee's complaints, it appears she is not objecting to conservatorship or to her conservator. She appears to be receiving good care and her conservator seems to be meeting her needs appropriately.

A review of court records indicate a first accounting was filed on 12/24/2007 and a hearing is on calendar for 01/25/2008.

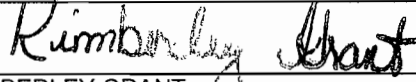
Please review the conservatee's confidential medical information sent under separate cover.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on 01/14/2008, at

LOS ANGELES

, California



KIMBERLEY GRANT  
PROBATE INVESTIGATOR

CASE NUMBER: GP012634

CASE NAME: GERTRUDE GETTINGER

## RECOMMENDATION

1.  Appoint Attorney      2.  Notify Attorney of Record      3.  No Recommendation

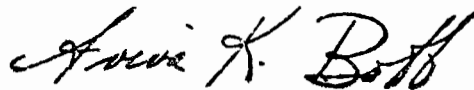
Date: 01/14/2008



Frank Cowen  
SUPERVISING PROBATE INVESTIGATOR

Probate investigator's assessment \$ 479.00 ordered paid per PC 1851.5 or proof of payment ordered filed with the Court within 60 days if payment was not made at time of filing.

Report reviewed and considered.



Date: 01/14/2008

JUDGE/ COMMISSIONER

### COURT INVESTIGATORS ASSESSMENTS

PLEASE MAKE CHECKS PAYABLE TO: **LOS ANGELES SUPERIOR COURT.**  
SEND CHECKS TO: **PROBATE BILLING CLERK, PROBATE INVESTIGATIONS,**  
111 NORTH HILL STREET, ROOM 250, LOS ANGELES, CA 90012