

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF DAKOTA

FIRST JUDICIAL DISTRICT

In Re the Guardianship of

Charles Paul Helmer,

File No. 19HA-PR-16-658

Ward.

Probate Hearing

The above-entitled matter came on for hearing before Shawn M. Moynihan, Judge of District Court, at the Dakota County Judicial Center, Hastings, Minnesota, on October 27, 2016.

A P P E A R A N C E S

Jenny Nystrom, Assistant Dakota County Attorney, appeared on behalf of Dakota County.

Lori Guzman, Attorney at Law, appeared on behalf of Mother, Ann Mare Fuller.

Lisa Bayley, Attorney at Law, appeared on behalf of the Ward.

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1 THE COURT: This is matter of the guardianship of
2 Charles Helmer, 19HA-PR-16-659.

3 Appearances, please.

4 MS. GUZMAN: Your Honor, Lori Guzman appearing on
5 behalf of Ann Marie Fuller, petitioner, and mother of Charles
6 Helmer.

7 MS. NYSTROM: Your Honor, Jenny Nystrom, Assistant
8 Dakota County Attorney, appearing on behalf of Dakota County
9 Social Services.

10 MS. BAYLEY: Lisa Bayley on behalf of Charles
11 Helmer who's not present. He is currently on a locked ward
12 and unable to attend.

13 THE COURT: This is before the court on a petition
14 for guardianship for Mr. Helmer. I did see the County has
15 filed an objection to the petition; is that correct?

16 MS. NYSTROM: That is correct, Your Honor.

17 THE COURT: We need an evidentiary hearing or are
18 the parties going to try to work it out?

19 MS. GUZMAN: Actually, Your Honor, if I may
20 address the court. I've talked with Ms. Nystrom and Lisa
21 Bayley and we have determined that probably the best course
22 of action, since he's under commitment and you understand an
23 immediate need of a guardian, is to schedule this down,
24 closer to his release from his commitment, and -- and
25 approach it then. A lot of the -- the -- the issues

1 addressed in the County's objection was prior to my client
2 really understanding the role of the guardian, and we would
3 like to give her time to understand the treatment process and
4 her role as guardian and, by moving it down, it will give us
5 sufficient time to be prepared to step in as the guardian
6 when he's released from commitment.

7 THE COURT: When is the commitment due to expire?

8 MS. BAYLEY: March 17th of 2017, I believe.

9 THE COURT: Off the record.

10 (Off-record-discussion)

11 THE COURT: All right. This matter will be
12 continued to March 23rd, 2017, at nine. This is not an
13 evidentiary hearing. It's just the probate special term.

14 All right.

15 MS. NYSTROM: Your Honor, did you say March 23rd?
16 It's February 23rd.

17 THE COURT: March 23rd, right?

18 (Off-record-discussion)

19 MS. NYSTROM: You are correct, Judge, as always.

20 THE COURT: Twice today I've been right.

21 All right. Thank you.

22 MS. NYSTROM: Thank you, Your Honor.

23 (Adjournment of Proceedings)
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CERTIFICATE OF REPORTER

I, Peggy J. Etchison, District Court Reporter in and for the First Judicial District, do hereby ***certify that the foregoing pages are, to the best of my ability, a true and correct transcript of my stenographic notes in the proceedings held before Shawn M. Moynihan, Judge of District Court, at the Dakota County Judicial Center, Hastings, Minnesota.

Dated this 14th day of April 2021.

/s/PEGGY J. ETCHISON, RMR
District Court Reporter
Dakota County Judicial Center
Chambers 117
1560 West Highway 55
Hastings, Minnesota 55033

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