# Daily Pilot

THURSDAY, JULY 15, 2021 /// Now including Coastline Pilot and Huntington Beach Independent /// dailypilot.com

# Motion in rape case pares down charges

A prosecutor can dismiss charges related to two alleged victims in the case against a Newport surgeon and his girlfriend.

#### BY CITY NEWS SERVICE

An Orange County Superior Court judge on Wednesday granted a motion by prosecutors to dismiss charges related to two alleged rape victims in the case against a Newport Beach hand surgeon and his girlfriend, who are accused of drugging and sexually assaulting several women.

Prosecutors from the attorney general's office have said previously they wanted to chip down charges to one alleged victim in the case against Dr. Grant Robicheaux, 40, and Cerissa Laura Riley, 34. Robicheaux was charged initially with seven alleged victims and Riley with five.

The attorney general's office took over prosecution of the case last year when another Orange County Superior Court judge removed Orange County Dist. Atty.

Todd Spitzer's office from the case.

Three of the alleged victims want to be removed from the case, according to prosecutors, and Judge Steven Bromberg said in his ruling that he "understands why they are asking to be removed from this case as alleged victims."

Bromberg noted that a declaration from investigator Jennifer Doss on why two of the women wanted out of the case was "sparse, nevertheless, it is adequate and to the point. After 2½ years, these ladies are entitled to leave this case if they so wish."

See **Charges**, page A2

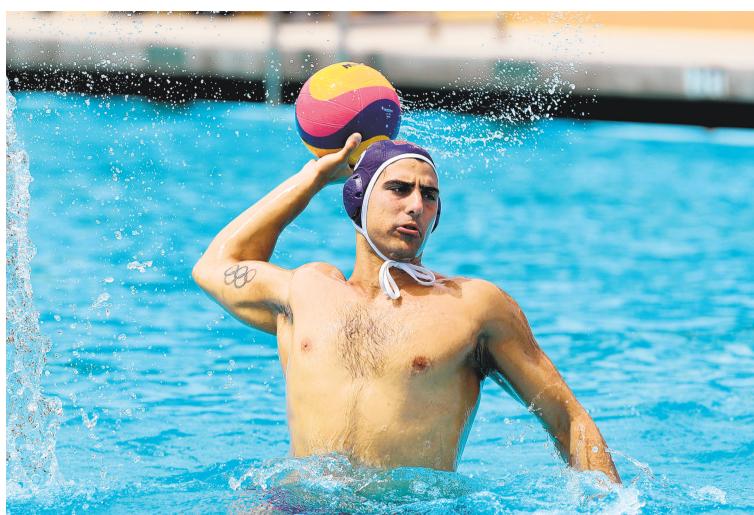
### ALSO FROM THE DAILY PILOT:



Scott Smeltzer | Staff Photographer

SEVERAL LOCALS HAVE NAMES CALLED IN MLB DRAFT PAGE A4

#### **MEN'S WATER POLO**



Kevin Chang | Staff Photographer

**ATTACKER LUCA CUPIDO** shoots during a recent practice for the U.S. Olympic men's water polo team at Sage Hill School in Newport Beach.

## He's banking on success in Tokyo

Newport Harbor High graduate Luca Cupido is a versatile player for the U.S. Olympic squad.

#### BY MATT SZABO

Many water polo teams have banked on Luca Cupido's talent over the years, from Newport Harbor High School to Cal to the United States men's national team.

Now, at the age of 25, Cupido has become a banker himself.

Cupido said he began working for Bank of America about a year ago, as an investment banker

Keep in mind, that was supposed to be just when he was gearing up for his second straight Olympic Games in Tokyo, before they were postponed.

"I was practicing two or three times a week, just to try to stay in shape and see what happens," Cupido said. "I didn't know if I was going to play again. I didn't know what was going to happen."

Cupido said the company gave him five

said.

months off for the Olympics. This March, he went back to his native Italy for a couple of months, playing for the RN Camogli club he grew up with.

The investment that Team USA has made in Cupido is clear. He was selected to play in Tokyo and is a talented weapon for Coach Dejan Udovicic's club, which begins play in the rescheduled Olympics against host Japan on July 25.

Cupido, who scored two goals in helping

See **Cupido**, page A3

# Leaders of Costa Mesa charter flagged for possible violations gets one more extension

#### BY SARA CARDINE

A Costa Mesa charter school under scrutiny for possible violations, including overreporting enrollment, unpermitted facility use and charging pupils fees for instruction has been granted more time by the Orange County Board of Education to resolve its issues

Trustees in a July 7 meeting heard an update on the International School for Science and Culture, whose leaders are tentatively planning to begin a new school year as soon as Aug. 23. The school was flagged by the Orange County Department of Education's Charter School Unit for sev-

eral improprieties.

Aracely Chastain, director of the unit, claimed school officials misreported enrollment to the state, offered classes in a city-owned building not zoned for K-12 education and charged fees to families who partook in "childcare" services during the pandemic that included instruction.

Staff requested in June that the board issue a notice of violation to begin the formal process of documenting the problems so they might be resolved, but trustees instead opted to give ISSAC officials until the July 7 meeting to respond informally.

Chastain told board members at last week's meeting officials had

submitted conflicting budgets with inaccuracies and discrepancies in expenditures and fund bal-

ances.

"It is troubling that ISSAC administrators and the school's governing board continue to make decisions that disregard education code, the school's approved charter and the agreement with this board as their authorizer," she

In a series of public comments, a handful of parents painted a very different picture of the charter school, describing how teachers and administrators went above and beyond to provide a quality education, especially during the pandemic. "We were amazed at how flexible they were," said Jay Claus, father of a rising first-grader. "Our daughter enjoyed learning, she was challenged and thrived. ISSAC charter schools is, in my opinion, essential for the community and especially for the well-being of our kids."

A team comprising founder and executive director Padmini Srinivasan and a handful of experts on legal and financial matters — including California Charter School Assn. manager Michelle Anderson, who was brought in to assist ISSAC through a contract approved by the board — detailed

See **Charter,** page A2

#### THE NEWPORT

Beach City Council looked again at the housing element update on Tuesday. The draft document will be submitted to the state in 30 days.



Scott Smeltzer Staff Photographer

# Newport Beach's housing element update nearly set to be submitted for state's review

#### BY LILLY NGUYEN

At a study session Tuesday, the Newport Beach City Council got another look at the draft for the housing element, a comprehensive document that details housing plans and policies within city borders, before

it's submitted to the state in a month.

Local jurisdictions are required to
update the housing element every

five to eight years. The update is supposed to be adopted by mid-October, but the state provides a grace period of 120 days.

Current scheduling suggests that the housing element update will be adopted some time in January, according to the presentation.

The initial draft was introduced to City Council members in April and has since undergone several revisions. Tuesday's presentation was the third time it was presented to the City Council.

The draft plan now assumes 1,000 accessory dwelling units, also colloquially known as granny flats or secondary units, and an increase in the number of units at Banning Ranch and Coyote Canyon.

See **Update**, page A4

#### Harbor Justice Center in Newport requires all people to wear masks

#### BY LILLY NGUYEN

For at least the next two weeks, people entering the Harbor Justice Center in Newport Beach will be required to wear a mask or facial covering regardless of their vaccination status.

Court officials issued a statement Tuesday that said the decision was made out of an "abundance of caution" after two COVID-19 tests at the facility returned positive.

Kostas Kalaitzidis, a spokesman for Orange County Superior Court, said in an interview Wednesday that the court received notice within the last few days of the positive test results.

Kalaitzidis did not confirm when or who — whether it was an employee, judge, inmate or member of the public — tested positive.

"One case is not a huge problem. But when we had the second, we had to do something about it," Kalaitzidis said.

"It doesn't matter to the court whether it was an employee or a judge or inmate or member of the public. To us, we need to protect everybody. We had two cases. Two cases are two cases too many."

The mandate will remain in place for two weeks as of Wednesday or until superseded by a different update. It only affects the Harbor Justice Center, Kalaitzidis said, and all other courthouses remain open to the public and do not require masks for those vaccinated.

Court officials initially modified their COVID-19 precautions in July.

lilly.nguyen@latimes.com Twitter: @lillibirds

## THE COACH HOUSE

**TICKETS & DINNER RES: 949-496-8930** 



THU, JUL 15

HENRY

KAPONO



SAT, JUL 31

MISSING

**PERSONS** 





FRI, AUG 6 THE **MOTELS** 

SAT, AUG 7 THE BABY

**HENRY KAPONO** KILLER & THE KING (ELVIS & JERRY LEE LEWIS TRIBUTE)
THE HIGHWAYMAN SHOW
BEATLES VS STONES
YOUNG DUBLINERS 7/23 7/24 KEB MO W/SPECIAL GUEST THE BROTHERS THE MARSHALL TUCKER BAND 7/25 BRUCE SPRINGSTEEN TRIBUTE-THE RISING MISSING PERSONS SUBURBAN SKIES THE MOTELS THE BABYS 7/30 7/31 8/1

8/6 8/7 8/13 HONK **BERLIN** 8/20 THE TUBES 8/21 8/26

THE SMITHEREENS WITH VOCALIST MARSHALL CRENSHAW **BRIAN REGAN** 

YACHTLEY CREW YACHTLEY CREW 8/27 8/28 THE 5TH DIMENSION 8/29 **TONY ORLANDO** 

LED ZEPAGAIN (LED ZEPPELIN TRIBUTE) THOMPSON SQUARE ACOUSTIC

9/1 9/3 9/5 9/8 **BUDDY GUY** 

CHRISTONE "KINGFISH" INGRAM TOMMY CASTRO THE FUNNIEST HOUSEWIVES

**SAVOY BROWN** WILD CHILD (DOORS TRIBUTE)

**BILLY BOB THORNTON & THE BOXMASTERS** THE FENIANS (HALFWAY TO ST PATRICKS DAY CELEBRATION) **VENICE** 

10/1 WAILERS 10/3 JD SOUTHER 10/8

9/25

DESPERADO (EAGLES TRIBUTE)

GEOFF TATE '
JOHN HIATT & JERRY DOUGLAS BAND

TAPE FACE ROBERT EARL KEEN

THE PETTY BREAKERS (TOM PETTY TRIBUTE)
OINGO BOINGO FORMER MEMBERS
HEIDI NEWFIELD

10/24

THE IMMEDIATE FAMILY



HONK



BERLIN





SUN, SEP 5 THOMPSON BUDDY GUY **SQUARE** 

11/4 11/5 **FIREFALL** RONSTADT REVIVAL ATLANTA RHYTHM SECTION JD SIMO / GA-20 11/7

11/11 11/12 11/13 FIVE FOR FIGHTING W/STRING QUARTET SUPER DIAMOND (NEIL DIAMOND TRIBUTE) WHICH ONE'S PINK?

11/20 11/26 **LA GUNS** 11/27 **METALACHI** 

12/2 12/4 THE PLATTERS DSB (JOURNEY TRIBUTE)
MARC BROUSSARD 12/8

LEONID & FRIENDS (CHICAGO TRIBUTE)
JOHN MAYALL / WALTER TROUT 12/9 12/10

ROBERT CRAY AMBROSIA 12/12 12/17 12/18 **BERLIN** 

12/19

GARY "HO HO" HOEY DAVID BENOIT CHARLIE BROWN CHRISTMAS 12/23

12/26 1/7

BUCKCHERRY / JETBOY
QUEEN NATION (QUEEN TRIBUTE)
QUEEN NATION (QUEEN TRIBUTE) 1/8 **GINGER BILLY** 

1/13 1/15 THE BLASTERS 1/22 2/3 2/6

**JOAN OSBORNE / THE WEEPIES** THE GILMOUR PROJECT AN EVENING WITH DAMIEN ESCOBAR

2/12 2/13 3/10 **OTTMAR LIEBERT & LUNA NEGRA KINGSTON TRIO** KENNY WAYNE SHEPHERD GLENN MILLER ORCHESTRA 3/13

TINSLEY ELLIS 3/21 4/2 Y&T

4/16 **MARC COHN MARC COHN** 4/17



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# Fountain Valley man killed in freeway crash on the 57

Valley man died in a crash with a big rig on the Orange (57) Freeway in Anaheim Wednesday.

The man, whose name was not immediately released, was driving a 2015 Toyota Corolla, which slammed into the rear of a big-rig tractor trailer truck

A 30-year-old Fountain on the freeway near Ball Road, according to the California Highway Patrol.

> The driver of the truck told officers he was entering the freeway from Ball when he saw the Corolla in the far right lane going at a high rate of speed narrowing in on him, the CHP reported.

The truck driver veered to the right to avoid the car, which clipped the truck's trailer and "impaled the Toyota under the trailer," according to the CHP.

The Toyota driver was pronounced dead at the scene and the truck driver avoided injury.

— City News Service

#### **CHARTER**

Continued from page A1

steps that had been taken to resolve the issues.

They explained how the pandemic created new and confusing attendance reporting requirements that caused the school to submit the incorrect budget to the state and assured no funds would have to be returned.

Arturo Garcia with San Diego-based ICON School Management said ISSAC would need a cash flow loan while the state funding issue was corrected but anticipated it would be quickly

repaid as new, higher levels of funding followed a robust enrollment of more than 200 students in the months ahead.

"We see a very stable year for ISSAC in 2021-22," he said, projecting an op-erating surplus of around \$600,000 in the year ahead. School representatives

said leaders were in the process of obtaining a city permit to hold classes in the Boys and Girls Club of Costa Mesa in the coming school year and expected approval by Aug. 9 at the latest.

As for the fees, they assured board members everything paid by parents for childcare last year was being refunded, except in three instances, where families donated the refunds back to the school.

"All of these [fees] had been reported in our monthly financials — we really had not an inkling that there was something that was incorrect," Srinivasan said. "(Now), we are at a point of reorganizing, of strengthening our structure so that we can meet every issue with the care and thoroughness it deserves."

Board trustee Beckie Gomez said she was con-

See Charter, page A3

#### **CHARGES**

Continued from page A1

Bromberg granted the prosecutors' motion to dismiss charges related to two of the women, but "defers" on ruling on the other woman at this time.

Doss said in court papers that after March 24, that woman — referred to as Jane Doe 2 — stated "she wanted to think about it," and that Doss left her a voicemail, but it wasn't returned, so prosecutors assumed she wanted out of the case, according to

Bromberg's ruling.

The judge said there were "too many unanswered questions" about why Jane Doe 2 did not respond to prosecutors.

Bromberg told prosecutors they must "use due diligence at the highest level and attempt to contact Jane Doe 2 once again to deter-

mine if Jane Doe 2 truly wishes to no longer participate in the present case."

He also ordered prosecutors to file a declaration under seal explaining why she no longer wants to be in the case.

The judge said he would rule on the prosecutors' motion "to amend the complaint and to dismiss all counts as to Jane Doe 2, 1 and 7" at the next court hearing, which has yet to be scheduled.

At the last hearing, in June, attorney Matt Murphy told Bromberg that he was representing a new client in the case, a potential eighth victim, however.

The case has gone through multiple unusual gyrations since it was filed in 2018. It became a flashpoint in

the election between Spitzer and former Orange County Dist. Atty. Tony Rackauckas, who Spitzer unseated.

Spitzer ordered an extensive review of the case and assigned two new prosecutors to it before deciding he would dump all of the charges against the pair.

Murphy, who represents several of the victims, and attorney Michael Fell, who represents one of the alleged victims, objected and Orange County Superior Court Judge Gregory W. Jones denied the motion to dismiss the case and handed off the prosecution to the attorney general's office in August, citing the politics involved between Spitzer and Rackauckas as one of the main reasons.

District attorney's office investigator Jennifer Kearns, who was removed from the case, has filed a whistleblower lawsuit against the county, alleging she was retaliated against.

dailypilot@latimes.com Twitter: @TheDailyPilot

#### THE DAILY COMMUTER **PUZZLE**

By Jacqueline E. *Mathews* 

**ACROSS** 1 Ignore rudely 5 Fanny 9 Snatch 13 Singing voice 15 Lion's den 16 Shade of pink 17 "Stayin' \_\_"; Bee Gees hit 18 Sporadic 20 Record speed letters 21 Despicable fellow 23 Zealous 24 "The \_ Is Right" 26 Kids' running game 271 of 13 on a U.S. flag 29 Tendons

32 "\_ by any other name" 33 Mark cattle 35 Word attached to house or peck 37 Donate 38 Departing 39 Bee colony 40 Dined 41 Ensnares 42 Religious solemnities 43 Murphy & Cibrian 45 Natural skill 46 "\_\_ You Lonesome Tonight?" 47 Waistline measurement 48 Having antlers 51 Actor \_ J. Cobb 52 Cake ingredient 55 Too faint to be heard 58 Spaghetti

**DOWN** 1 Asterisk

others

topper

smooth

ego

60 Insincerely

62 Elephant teeth

65 Francis Scott &

63 Jekyll's alter

61 Ponce de

64 Sign of

sleepiness

# 28 43 49 58 62

#### **SUDOKU**

By The Mepham Group

Complete the grid so each row, column and 3-by-3 box (in bold borders) contains every digit, 1 to 9. For strategies on how to solve

Sudo	Sudoku, visit <i>sudoku.org.uk</i> .										
			1				2				
9	1	5		7							
				6				9			
	4					1	7				
		2	3	5	7	6					
	7						5				
8				3							
				9		2	6	8			
	9				5						

#### For answers to the crossword and Sudoku puzzles, see page A4.

2 Cry for assistance 3 Just as bad as before 4 30-day mo. 5 Playground apparatus 6 Golfer's pencil holder

7 Breather's need 8 Giving first aid 9 Hold a \_; remain bitter 10 Movie part 11 As strong \_ ox

14 Cookbook entry

12 Ernie's pal

47 Astronaut John 48 Lofty 49 Exclusively 50 Bug's downfall 53 Gross 54 Not as much 56 Actress Arthur 57 Down in the dumps Black-and- white seabird

19 \$1,000

blackjack

in phrase

27 Heroic

narrative

& Jill

34 Tear

way

29 Without

22 Part of a

25 Shine's partner,

28 Like a clichŽ

30 Home for Joe

31 Early bedtime

33 Large snakes

36 TV's "Empty \_\_"

38 In a hoggish

42 Most unusual

44 River through

45 Neckwear

39 To the \_;

completely

41 Beat

Vienna

Tribune Media Services

#### **CUPIDO**

Continued from page A1

the U.S. achieve a silver medal at the FINA World League Super Final last month in Tiblisi, Georgia, admits it has been an exercise in patience getting back into form.

"I was practicing, but doing a lot of work too," said Cupido, who now lives in Los Angeles. "So I didn't have consistent practices for a full year. It was a little bit of a challenge the first month and a half to get back. Still now, I'm trying to get the rhythm, but I'm happy with where I'm at given all of the circumstances.'

Cupido has been known for having a flair for the dramatic in his playing career. He moved from Italy to Newport Beach as a senior in high school and earned 2013 Daily Pilot Dream Team Boys' Water Polo Player of the Year honors.

Perhaps his signature play that season was a penalty shot, where he lobbed the ball over 6foot-7 Mater Dei High goalie McQuin Baron for the score. Baron later joined Cupido on the 2016 Olympic team.

Cupido went on to star at Cal. He was the 2017 Cutino Award winner as the nation's top collegiate player, a year after helping the Golden Bears win the NCAA title.

Cupido, an attacker, also has scored multiple buzzer-beaters for Team USA over the years.

"It's been true," Cupido said of his big-moment performances. "On this team, I maybe have a little bit different role. Maybe in that situation at the end, when it's going to be clutch time, I still think I'll be taking the shot. But overall, during the game, I see myself more as a facilitator, especially after being off for a long time. My mindset now is that I'll do whatever it takes. If I have to give up some of my shots for us to win, I'm happy with it. But of



Photos by Kevin Chang | Staff Photographer

**THE U.S. OLYMPIC** men's water polo team pose for a group photo after practice at Sage Hill School in Newport Beach.



**NEWPORT BEACH** resident Lori Verdegaal is the team manager for the U.S. Olympic men's water polo team.

course, I'd love to take that shot at the end when it matters, for sure."

Cupido has the Olympic rings tattooed on the inside of his right bicep, so it's clear how much going back means to him. The return offers a chance for improvement after Team USA finished in a disappointing 10th place in

Udovicic sees Cupido, one of five returning Olympians, as a key player if the U.S. is going to challenge for the medal stand for the first time since

"I trust Luca," Udovicic said. "He's one of our leaders, for sure ... He's our strength, because he's one of the guys that can play several positions, and not just as a backup. It doesn't matter which position he's going to play; he can play that position at a high level as his main position. We are using him at several positions to free more players, and I think that's a strength of this team."

The pandemic continues to impact things. It was announced last week that there would be no fans at Olympic events. On Wednesday, International Olympic Commit-tee President Thomas Bach said that athletes will hang medals around their own necks to prevent the spread of COVID-19.

course, Cupido Of would be more than happy to do so.

"I just want to compete," he said. "It's been a long wait. Let's just go in there and do our best. There's not going to be the outside distraction that will normally be there, but at the end of the day, we're there to compete in our sport. If there's not all the nightlife that comes with it, so be it.

"I'm there to win a med-

matthew.szabo@latimes.com Twitter: @miszabo

#### CHARTER

Continued from page A2

cerned OCDE staff had to request information and documents multiple times before school leaders complied, saying it showed a lack of oversight.

But board President Ken Williams came to the school's defense.

"We've taken a lot of flak from the community, from differing (and) political opinions on how your school would be successful. I think it was successful, but we have to admit something happened," he said. "I hope that you can work things out."

Trustees voted 4-1 (with Gomez opposed) to hold off on issuing a notice of violation, giving Srinivasan until the board's Aug. 4 meeting to clear up outstanding is-

"We're going to put you in the hot seat — we're going to make you uncomfortable," Williams cautioned.

sara.cardine@latimes.com Twitter: @SaraCardine

## Daily Pilot

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#### **CONTACT US**

**Carol Cormaci Managing Editor** carol.cormaci@latimes.com

**Raymond Arroyo Advertising Director** (714) 966-4608

**Address** 10540 Talbert Ave.,

Suite 300 West, Fountain Valley, CA 92708 **Business Office** 

(714) 966-4600 Newsroom (714) 966-4699 **Sports** (714) 966-4612 **TCN Classifieds** 800-234-4444

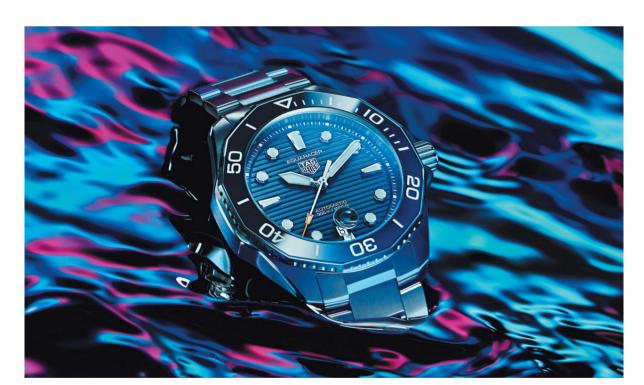
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## MARKETPLACE

**Legal Notices** 

**Legal Notices** 

BSC 220194 **Notice of Sale of Real Property** at Private Sale Case# PRIN2100036

In the Superior Court of California, for the County of RIVERSIDE

In the matter of the Estate of GERALD CAPIZZI, deceased Notice is hereby given that the undersigned will sell at Private sale to the highest and best bidder, subject

to confirmation of said Superior Court, on or after the 19th day of July, 2021 at the office of **THOMAS GRAY**. ESQ., 101 E. Lincoln Ave., Suite 222, Anaheim, CA 92805 all the right, title and interest of said deceased at the time of death and all the right, title and interest the estate has acquired in addition to that of said deceased in and to all the certain real property situated in the city of Huntington Beach, County of Orange, State of California, particularly described as

PARCEL NO. 1: Unit 37 (the "Unit") as shown and described in that certain Condominium Plan (the "Plan") for Lots 5 and 20 of Tract No. 15549, in the City of Huntington Beach, County of Orange, State of California, as shown on map recorded in Book 842, Pages 28 and 44, inclusive of Miscellaneous Maps, in the Office of the Recorder of the County of Orange, State of California, (the "Map"). The Plan was filed on October 10, 2003, as Instrument No. 2003001251257. in the Official Records of said County. EXCEPTING THEREFROM all oil, gas and minerals rights as reserved by various deeds of record.

PARCEL NO. 2: An undivided one-eighth (1/8th) fee simple interest as a tenant-in-common in and to the common area (as that term is defined in the Declaration) for access to, and the use and enjoyment of, such "exclusive use areas," in any, as defined and shown in the Plan for the Unit constituting Parcel No. 1 above.

PARCEL NO. 3: Exclusive easements appurtenant to Parcels Nos. 1 and 2 above, over the Association Property (as that term is defined in the Declaration) for access to, and the use and enjoyment of such "exclusive use areas," if any, as defined and shown in the Plan for the Unit constituting Parcel No. 1 above.

PARCEL NO. 4: Nonexclusive easements for access, drainage, encroachment, support, maintenance, repair and/or for other purposes, all as may be shown on all as described in the map, the Plan and/or that certain amended and restated Declaration of Covenants, Conditions and Reservations of Easements for the Waterfront Community Association recorded on November 14, 2003, as Instrument No. 2003001390301 of Official Records of

and/or Supplements thereto (the "Declaration"). APN# 937-193-90 More commonly known as 21270 Elda Cir., Huntington Beach, CA

Orange County, California, and any Amendments

Terms of the sale are cash in lawful money of the United States on confirmation of sale, or part cash and balance upon such terms and conditions as are acceptable to the personal representative. Five percent (5%) of amount bid to be deposited with bid. Bids or offers to be in writing and will be received at the aforesaid office at any time after the first publication hereof and before date of sale. Dated: 6-28-2021

THOMAS GRAY, ESQ., Attorney for Special Personal Michael Administrator, Capizzi, Representative of the Estate

Attorney(s) at Law: THOMAS GRAY, ESQ. 101 E. Lincoln Ave., Suite 222

Anaheim, CA 92805

(714) 535-1157

in the HUNTINGTON BEACH INDEPENDENT on: 7/1, 7/8 & 7/15/2021.

#### **NOTICE OF PETITION** TO ADMINISTER ESTATE OF: **ELLEN RIVITUSO VARADY** 30-2021-01209208-PR-LA-CJC

To all heirs, beneficiaries, creditors, contingent creditors, and persons who may otherwise be interested in the will or estate, or both, of: **ELLEN** RIVITUSO VARADY

A PETITION FOR PROBATE has been filed by NOAH **GROOTHUIS & ADAM GROOTHUIS** in the Superior Court of California, County of ORANGE.

THE PETITION FOR PROBATE requests that NOAH **GROOTHUIS & ADAM GROOTHUIS** be appointed as personal representative to administer the estate of the decedent.

THE PETITION requests the decedent's will and codicils, if any, be admitted to probate. The will and any codicils are available for examination in the file

THE PETITION requests authority to administer the estate under the Independent Administration of Estates Act. (This authority will allow the personal representative to take many actions without obtaining court approval. Before taking certain very important actions, however, the personal representative will be required to give notice to interested persons unless they have waived notice or consented to the proposed action.) The independent administration authority will be granted unless an interested person files an objection to the petition and shows good cause why the court should not

grant the authority. A HEARING on the petition will be held on August 19, 2021 at 2:00 p.m. in Dept. C8

700 CIVIC CENTER DRIVE WEST, SANTA ANA, CA 92701

(1) If you plan to appear, you must attend the hearing by video remote using the court's designated video platform; (2) Go to the Court's website at http://www.occourts.org/mediarelations/probate-mental-health.html to appear for probate hearings and for remote hearing instructions; (3) If you have difficulty connecting to your remote hearing, call 657-622-8278 for assistance.

**IF YOU OBJECT** to the granting of the petition, you should appear at the hearing and state your objections or file written objections with the court before the hearing. Your appearance may be in person or by your attorney.

IF YOU ARE A CREDITOR or contingent creditor of the decedent, you must file your claim with the court and mail a copy to the personal representative appointed by the court within the later of either (1) four months from the date of first issuance of letters to a general personal representative, as defined in section 58(b) of the California Probate Code, or (2) 60 days from the date of mailing or personal delivery to you of a notice under section 9052 of the California Probate Code. Other California statutes and legal authority may affect your rights as a creditor. You may want to consult with an attorney knowledgeable in California law.

YOU MAY EXAMINE the file kept by the court. If you are a person interested in the estate, you may file with the court a Request for Special Notice (form DE-154) of the filing of an inventory and appraisal of estate assets or of any petition or account as provided in Probate Code section 1250. A Request for Special Notice form is available from the court clerk. Attorney for the Petitioner:

Ariana A. Burris, Esq. & Sarah E. Brewsaugh, ESQ BURRIS LAW APC

200 N. TUSTIN AVE., STE 110 SANTA ANA, CA 92705

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BSC 220218

#### LEGAL NOTICES -1300-

The following person(s)

**Business Names** 

**Fictitious Business** Name Statement

e doing business
PELICAN PLUSH
STONECLIFFE
E, IRVINE, CA AISLE. Orange County, NRZ, CHRISTIAN SCHWARZ, CHRISTIAN & SCHWARZ, ALEXA 224 STONECLIFFE AISLE, IRVINE, CA 92603 This business is conducted by: a General Partnership The Registrant(s) The Registrant(s)
Commenced to transact
business under the
Fictitious Business Fictitious Business Name(s) listed above on: N/A Signed CHRISTIA SCHWARZ This state-ment was filed with the County of Orange on 06/17/2021. **2021 6608246** 06/24, 07/01, 07/08 & 07/15/2021

**Legal Notices Legal Notices** 

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Notice of Sale of Real Property at Private Sale Case# 30-2021-01183935-PR-LA-CJC In the Superior Court of California, for the County of

**ORANGE** In the matter of the Estate of JOHN W. CHEEK, III, Deceased.

Notice is hereby given that the undersigned will sell at Private sale to the highest and best bidder, subject to confirmation of said Superior Court, on or after the 26th day of July, 2021 at the office of Lani M. Goodman, Esq., Sundstedt & Goodman, 7755 Center Avenue, 11th Floor, Huntington Beach, CA 92647 all the right, title and interest of said deceased at the time of death and all the right, title and interest the estate has acquired in addition to that of said deceased in and to all the certain property situated in the city of Costa Mesa, County of Orange State of California, particularly described as follows: The real property in the City of Costa Mesa, County of

Orange, State of California, described as:

UNIT 3, AS SHOWN AND DESCRIBED IN THE CONDOMINIUM PLAN RECORDED FEBRUARY 3, 1984 AS INSTRUMENT NO. 84-050837, OF OFFICIAL RECORDS OF ORANGE COUNTY, CALIFORNIA PARCEL 2:

AN UNDIVIDED  $1/20^{\text{TH}}$  INTREST IN AND TO THE COMMON AREA OF LOT 1 OF TRACT 11314, IN THE CITY OF COSTA MESA, COUNTY OF ORANGE, STATE OF CALIFORNIA, AS PER MAP RECORDED IN BOOK 508, PAGES 46 AND 47 OF MISCELLANEOUS MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY, AS SUCH TERM IS DEFINED IN THE ARTICLE ENTITLED "DEFINITIONS" OF THE DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR CANYON WALK, RECORDED FEBRUARY 3, 1984 AS INSTRUMENT NO. 84-050868, OF OFFICIAL RECORDS OF SAID COUNTY.

EXCEPT THEREFROM ALL OIL, GAS, MINERALS AND OTHER HYDROCARBON SUBSTANCES LYING BELOW A DEPTH OF 500 FEET WITHOUT ANY RIGHT TO ENTER UPON THE SURFACE OR THE SUBSURFACE OF SAID LAND ABOVE A DEPTH OF 500 FEET, AS PROVIDED IN INSTRUMENTS OF RECORD.

EASEMENT AS SET FORTH IN THE SECTIONS ENTITLED "CERTAIN EASEMENTS FOR OWNERS" AND "SUPPORT, SETTLEMENTS AND ENCROACHMENT" OF THE ARTICLE ENTITLED "EASEMENTS" OF THE DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR CANYON WALK RECORDED FEBRUARY 3, 1984 AS INSTRUMENT NO. 84-050868, OF OFFICIAL RECORDS OF SAID COUNTY, AND ANY AMENDMENTS THERETO.

APN: 935-500-23 More commonly known as 2200 Canyon Drive, Apt. A3, Costa Mesa, CA 92627. Terms of the sale are cash in lawful money of the United States on confirmation of sale, or part cash and balance upon such terms and conditions as are acceptable to the personal representative. Two and one half percent ( 2.5 %) of amount bid to be deposited with bid. Bids or offers to be in writing and will be received at the aforesaid office at any time after the first publication hereof and before date

Dated: July 12, 2021 FAYE EVARTS, Administrator/Personal Representative of

the Estate Attorney(s) at Law

LANI M. GOODMAN, ESO.

Sundstedt & Goodman, 7755 Center Avenue, 11th Floor, Huntington Beach, CA 92647 Published in the Published in the ORANGE COAST DAILY

PILOT on: 7/15, 7/16 & 7/22/2021 BSC 220232

#### NOTICE OF PETITION TO ADMINISTER ESTATE OF: **CARL EDWARD BROWN**

30-2021-01209012-PR-LA-CJC To all heirs, beneficiaries, creditors, contingent creditors, and persons who may otherwise be interested in the will or estate, or both, of: CARL **EDWARD BROWN.** 

A PETITION FOR PROBATE has been filed by CHRISTOPHER BROWN in the Superior Court of

California, County of **ORANGE**. THE PETITION FOR PROBATE requests that **CHRISTOPHER BROWN** be appointed as personal representative to administer the estate of the

THE PETITION requests authority to administer the estate under the Independent Administration of Estates Act. (This authority will allow the personal representative to take many actions without obtaining court approval. Before taking certain very important actions, however, the personal representative will be required to give notice to interested persons unless they have waived notice or consented to the proposed action.) The independent administration authority will be granted unless an interested person files an objection to the petition and shows good cause why the court should not

grant the authority. A HEARING on the petition will be held on August 18, 2021 at 10:30 a.m. in Dept. C8 located at

700 CIVIC CENTER DRIVE WEST, SANTA ANA, CA 92701

(1) If you plan to appear, you must attend the hearing by video remote using the court's designated video platform; (2) Go to the Court's website at http://www.occourts.org/mediarelations/probate-mental-health.html to appear for probate hearings and for remote hearing instructions; (3) If you have difficulty connecting to your remote hearing, call 657-622-8278 for

IF YOU OBJECT to the granting of the petition, you should appear at the hearing and state your objections or file written objections with the court before the hearing. Your appearance may be in person or by your attorney.

IF YOU ARE A CREDITOR or contingent creditor of the decedent, you must file your claim with the court and mail a copy to the personal representative appointed by the court within the later of either (1) four months from the date of first issuance of letters to a general personal representative, as defined in section 58(b) of the California Probate Code, or (2) 60 days from the date of mailing or personal delivery to you of a notice under section 9052 of the California Probate Code. Other California statutes and legal authority may affect your rights as a creditor. You may want to consult with an attorney knowledgeable in California law

YOU MAY EXAMINE the file kept by the court. If you are a person interested in the estate, you may file with the court a Request for Special Notice (form DE-154) of the filing of an inventory and appraisal of estate assets or of any petition or account as provided in Probate Code section 1250. A Request for Special Notice form is available from the court clerk. Attorney for the Petitioner: GENENÉ N. DUNN, ESQ

HUNSBERGER DUNN LLP 14751 PLAZA DR., STE G TUSTIN, CA 92780

Published in the Published in the HUNTINGTON BEACH INDEPENDENT on: 7/15, 7/22 & 7/29/2021

#### **MLB DRAFT**

## Several locals have names called in draft

BY ANDREW TURNER

Local standouts are set to realize the dream of playing professional baseball after hearing their names called in the Major League Baseball draft this week.

The collection of draftees from the area include two former Corona del Mar High School players in JT Schwartz and Chazz Martinez. Also in that group was Eric Silva, a UCLAcommitted pitcher who previously played for Laguna Beach.

Schwartz, a four-year varsity player with the Sea Kings, came off the board in the fourth round (111th overall), going to the New York Mets.

Following his selection, Schwartz described the moment of being drafted as "surreal" and something that he and his family had worked for for a long time. The journey included a position change.

In high school, Schwartz was a shortstop, but in college, he made the transition to first base. As a redshirt sophomore, Schwartz hit .396 with 45 runs batted in and 44 runs scored over 44 games.

He added 12 doubles, one triple and eight home runs. Schwartz was the Pac-12 Conference batting champion and was named an All-American last sea-

UCLA had 10 selections in the draft, which went from five rounds in 2020 following the coronavirus pandemic-impacted season to 20 rounds this year.

"I've talked to a lot of guys," Schwartz said of celebrating the moment with teammates who drafted.

"I just think everyone is really happy for each other, especially at UCLA. It's a group that's been together for pretty much two-plus years with a COVID year, and we had a lot of guys return that probably normally wouldn't have returned this year. The group that we had was pretty tight."

Martinez went to the Pittsburgh Pirates in the 12th round (343rd overall). left-handed pitcher carried a 4.50 earned run



Scott Smeltzer | Staff Photographer

JT SCHWARTZ from Corona del Mar High, a first baseman at UCLA, was drafted in the fourth round by the New York Mets.

average over 38 innings for Orange Coast College this season, striking out 44 in that span.

A two-way player, Martinez also hit .279 with eight home runs, a double and a triple. He scored 20 runs and drove in 19.

Former CdM coach John Emme, who coached Schwartz and Martinez through their senior season with the program in 2018, said the draft was a "tearjerker" for him. Long Beach State and Al-

iso Niguel alumnus Connor Kokx was taken by the Cleveland Indians with pick No. 366 (12th round).

The outfielder is the son of former CdM assistant Aaron Kokx, who was on Emme's coaching when the Sea Kings won the CIF Southern Section Division IV title in 1999.

Emme said that the power prodigious of Schwartz and Martinez used to dictate when they could hold practice. "When those guys were

on the team, [we had to] schedule batting practice at a time when the lacrosse team wasn't on the field, or we would have killed someone," Emme said. "They literally would just

drop bombs. It was fun to watch. It made you a little nervous as a coach."

Silva, who played for JSerra this past season, was selected by the San Francisco Giants in the fourth round (115th overall). The ace right-hander helped the Lions claim the Trinity League and the CIF State Southern California Regional Division I titles.

JSerra also reached the CIF Division 1 championship game, which Studio City Harvard-Westlake won 3-0.

Golden West College lefthanded pitcher Ricky Tiedemann was selected by the Toronto Blue Jays in the third round (91st overall).

Noah Owen, a right-handed pitcher for the Rustlers, went to the Chicago White Sox in the 14th round (425th overall).

Tiedemann posted a 3.55 ERA with 60 strikeouts across 38 innings. Owen threw a team-high 40 innings in his seven appearances for Golden West. He had 49 strikeouts with just seven walks to go with a 3.15 ERA.

UC Irvine right-handers Trenton Denholm (Cleveland, 426th pick), Peter Van Loon (Baltimore Orioles, 467th pick) and Troy Taylor (Seattle, 594th pick), an incoming recruit from Cypress College, were taken in the draft.

Anteaters catcher Dillon Tatum (Minnesota Twins, 609th pick) was also selected.

andrewturner@latimes.com Twitter: @AndrewTurnerTCN

#### **UPDATE**

Continued from page A1

Jim Campbell, deputy director of community development, said city staff felt the draft plan now represents a more equitable distribution of housing throughout the community.

It also includes a policy to encourage senior housing and an interim policy that would require at least 15% of new housing developments to be affordable to lower-income residents.

Campbell said city staff sent a letter to the state Department of Housing and Community Development asking for a reduction in Regional Housing Needs Assessment numbers required of Newport Beach.

He said the letter was chiefly related to Banning Ranch and "competing state priorities" related to conservation and housing.

Conservationists long vied to purchase the 384-acre oil field and turn it into a public park and, as of June, have raised \$72 million of their \$97-million goal to do so.

That potential purchase creates uncertainty as to whether or not housing will be able to be placed there. A special meeting is tentatively proposed should any major development occur between this week and the time of the draft's submission to the state.

The city of Newport Beach is currently being required to allow for 4,845 housing units over the next decade, according to the Southern California Assn. of Governments, which assigns the Regional Housing Needs Assessment numbers for Orange, Los Angeles and four other Southern California counties.

The organization made the call to shift more housing toward coastal cities as opposed to inland in November 2019.

Though the state does not require local jurisdictions to construct the housing units, they are required to at least zone for them on paper.

Newport Beach, along with several other cities throughout Orange County, have pushed back on the mandate.

The hearing went on for

almost two hours, with residents asking questions about density bonuses, the inclusionary housing policy and increasing the number accessible dwelling units. Some expressed that they didn't feel the draft, as it was proposed Tuesdav. was ready for submittal to the state for review and asked for delay of it.

"We understand," Councilman Will O'Neill said in response to those concerned residents. "We [on the City Council] don't like this. No one up here likes this and that's saying it

"But at some point, we need to get to a point where we're not studying and we're submitting and, at least on a draft side, putting it in," he continued. "I think at that point we should probably be putting this in in about 30 days, holding our nose the whole time."

Submittal to the state for a mandatory 60-day review period is expected to be made in 30 days, following council direction.

lilly.nguyen@latimes.com Twitter: @lillibirds

#### **CROSSWORD AND SUDOKU ANSWERS**

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