

Superior Court of California  
County of Merced  
Probate Department

**Probate Notes**

Probate Notes for future calendars are available from the time they are created until the morning of the scheduled hearing. Updates to the Probate Examiner's Notes typically will be posted 3 days prior to the hearing. If you are filing documents to cure a technical defect, documents should be filed a minimum of 2 court days prior to the hearing. Documents filed late will not be reviewed except on the date of the hearing at the Judge's discretion and could result in a continuance of your case.

Parties intending to appear in Court regarding their hearing must notify all other parties and call (209) 725-4111 to notify the Court of such intent by 4:00 pm on the day before the hearing.

Contacting the Probate Examiner:

Probate Examiner's email address is: [probate.examiner@mercedcourt.org](mailto:probate.examiner@mercedcourt.org)

Emails must have the case identification information and hearing date/time in the subject line. No attachments will be opened. The Probate Examiner can only respond to inquiries regarding the meaning of comments in the Notes. *Please do not email to notify that documents have been filed, to request a confirmation whether documents have been received or to request the clearing of notes.* No legal or procedural advice may be given by the Examiner in response to your email.

Questions regarding fees, forms or status of orders should be directed to the Probate Unit of the Clerk's Office at (209) 725-4111 between the hours of 8:00 a.m. – 12:00 pm. and 1:00 p.m. – 3:00 p.m., Monday – Friday.

Superior Court of California, County of Merced  
PROBATE CALENDAR  
HONORABLE: Donald Proietti

-----  
DATE: Wednesday, May 15, 2024  
TIME: 8:15 AM  
Courtroom 10  
-----

PROBATE CALENDAR

*(\*updated 5/9/24 at 11:30 am)*

The following tentative rulings shall become the ruling of the court unless a party gives notice of intention to appear as follows:

1. You must call (209) 725-4240 to notify the court of your intent to appear.
2. You must give notice to all other parties before 4:00 p.m. of your intent to object.

Per California Rules of Court, rule 3.1308(a)(1), failure to do both items 1 and 2 will result in no oral argument. **Parties who contest the tentative ruling or wish to appear remotely at a hearing must contact the clerk of the Court at (209) 725-4111 to provide their contact information for the remote hearing.**

**CASE#:** 20PR-00175

**CASE NAME:** Estate of Margaret Kirby-Kammerer

**THIS CASE IS SET FOR HEARING ON:**

Continue from March 20, 2024 re: Review of Case Status

**THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:**

1. An Amended Accounting has not been filed.

**TENTATIVE RULING:**

Appearance required.

(continued on next page)

**CASE#:** 20PR-00374

**CASE NAME:** Estate of Angel Cancino

**THIS CASE IS SET FOR HEARING ON:**

Continued from March 13, 2024 re: Status on Closure of the Estate

**THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:**

None.

**TENTATIVE RULING:**

Appearance required. Counsel to update the Court as to the current case status.

**CASE#:** 21PR-00119 (\*lead case)

**CASE NAME:** Estate of Rodolfo Efren Flores

**THIS CASE IS SET FOR HEARING ON:**

Second Accounting and Report of Administrator of the Estate

**THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:**

1. No Notice of Hearing of the Second Accounting reflecting service on all heirs and persons who have requested special notice of the estate proceedings. Prob Code §1220
2. Accounting contains discrepancies with the ending balances of the First Accounting and as compared to the beginning balances of the Second Accounting.
3. Second Accounting contains disbursements for vehicle related expenses (fuel, insurance, registration) for possible vehicle(s) assets that are not included in any inventory and appraisal.
4. The First Accounting remains unaddressed and unapproved by the Court.
5. What is the status of the following assets referenced in the related Spousal Property Petition but are not included in any Inventory and Appraisal:
  - a. Vacation Village at Parkway Timeshare
  - b. Vehicles:
    - i. 1999 Chevrolet Van, License Plate 6CZP988
    - ii. 2000 Chevrolet Truck, License Plate 7F98081
    - iii. 2013 Chrysler Van, License Plate 7GCN784
    - iv. 2006 Montana Trailer, License Plate 1LH4685

**TENTATIVE RULING:**

Appearance required.

(continued on next page)

**CASE#:** 21PR-00118 (\*Trailing lead case #21PR-00119)

**CASE NAME:** Estate of Rodolfo Efren Flores

**THIS CASE IS SET FOR HEARING ON:**

Continued from February 22, 2024 re: Accounting (trailing #21PR-0019)

**TENTATIVE RULING:**

Trailing case lead case #21PR-00119

**CASE#:** 22PR-00379

**CASE NAME:** In Re The David Carlucci 2000 Trust

**THIS CASE IS SET FOR HEARING ON:**

Notice of Motion and Motion to Suspend Trustees for Breach of Fiduciary Duties

**TENTATIVE RULING:**

The unopposed Motion to Suspend Trustees for Breach of Fiduciary Duties by beneficiary Lori Ann Poage is GRANTED. The Court's intention is to appoint Mark Adams of California Receivership Group as the Temporary Successor Trustee for purposes of resolving pending litigation. (\*updated 5/9/24 at 11:30 am)

(continued on next page)

**CASE#:** 23PR-00023

**CASE NAME:** Estate of Margarita Elodia Saavedra

**THIS CASE IS SET FOR HEARING ON:**

Continued from March 13, 2024 re:

1. Status Review
2. Order to Show Cause re: Sanctions

**THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS WERE PREVIOUSLY NOTED:**

1. A Petition for Final Account or Status Report has not been filed.  
Prob Code §12200-12201 \*[First and Final Account filed 3/19/24](#)

**TENTATIVE RULING:**

Appearance required.

**CASE#:** 24PR-00077

**CASE NAME:** Estate of Mary Solis

**THIS CASE IS SET FOR HEARING ON:**

Petition for Administration with Full IAEA Authority

**THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:**

None.

**TENTATIVE RULING:**

No appearance required. Petition for Administration with Full IAEA Authority is granted. Probate Referee Michael Wright is appointed. A Status Hearing ensuring the filing of an Inventory and Appraisal is hereby set for November 21, 2024 at 8:15 a.m. in Courtroom 10.

(End of Tentative Rulings)