

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

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: Monday, May 6, 2024
TIME: 8:15 AM
Courtroom 10

PROBATE CALENDAR

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#: 22PR-00076

CASE NAME: Estate of Gloria Nevarez

THIS CASE IS SET FOR HEARING ON:

First and Final Account of Administrator and Petition for Allowance of Compensation to Attorney for Ordinary and Extraordinary Services and To Administrator for Ordinary Services and For Final Distribution

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:
None.

RECOMMENDATIONS:

No appearance required. First and Final Account of Administrator and Petition for Allowance of Compensation to Attorney for Ordinary and Extraordinary Services and To Administrator for Ordinary Services and For Final Distribution is approved. Counsel to submit a proposed order. A Status Hearing ensuring the closing of the estate is hereby set for July 10, 2024 at 8:15 a.m. in Courtroom 10.

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CASE#: 22PR-00322

CASE NAME: Estate of Elias Quihuis

THIS CASE IS SET FOR HEARING ON:

Continued from April 8, 2024 re: Petition for Final Distribution, Settlement of First and Final Account, Allowance of Attorney Fees, Waiver of Account

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

1. The Inventory and Appraisal filed on February 13, 2023 does not reflect any appraisal for the decedent's personal items and it cannot be determined if the items were sold at a loss or gain.

TENTATIVE RULING:

Appearance required.

CASE#: 22PR-00350

CASE NAME: Estate of Alonzo Marshall

THIS CASE IS SET FOR HEARING ON:

Continued from April 8, 2024 re:

1. Status Hearing
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

TENTATIVE RULING:

Appearance required.

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CASE#: 23PR-00166

CASE NAME: Estate of Frances Lynetta Palm

THIS CASE IS SET FOR HEARING ON:

Continued from March 14, 2024 re: Status Review Hearing

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

1. An Inventory and Appraisal has not been filed. Prob Code §8800(b)
2. The Ex Parte Petition for Final Discharge and Order submitted to the Court on March 18, 2024 is premature as the Court has not made a Final Order approving any Petition for First and Final Account and Final Distribution as required by Probate Codes §§11640 et seq, 11753, 12250. ***Newly noted for the 5/6/24 hrg**

TENTATIVE RULING:

Appearance required.

CASE#: 22PR-00363

CASE NAME: Estate of Ruben Villarreal

THIS CASE IS SET FOR HEARING ON:

Continued from March 14, 2024 re:

1. Review of Case Status
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

TENTATIVE RULING:

Appearance required.

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CASE#: 23PR-00396

CASE NAME: Estate of Antonio Vasquez Lopez

THIS CASE IS SET FOR HEARING ON:

Continued from January 4, 2024 RE: Status Hearing

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

None.

TENTATIVE RULING:

No appearance required. An Inventory and Appraisal was filed on March 11, 2024. A Status Hearing ensuring the closure of the estate is hereby set for January 13, 2025 at 8:15 a.m. in Courtroom 10.

CASE#: 24PR-00060

CASE NAME: Estate of William Ernest

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. The 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 8, 2024 at 8:15 a.m. in Courtroom 10.

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CASE#: 24PR-00061

CASE NAME: Estate of Jeanne Elizabeth Wimbley

THIS CASE IS SET FOR HEARING ON:

Petition for Letters of Testamentary with Full IAEA Authority

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

1. What is the status of named beneficiary Michelle Jean Wimbley?
2. No Proof of Publication with the corresponding signed affidavit.
Prob Code §8121, §8124
3. A proposed Order for Probate has not been lodged with the Court.
Prob Code §8006, §8400

TENTATIVE RULING:

The hearing is continued to June 20, 2024 at 8:15 am in Courtroom 10 for correction of deficiencies.

(End of Tentative Rulings)