

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: Friday, July 12, 2024
TIME: 8:15 AM and 8:30 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#: 19PR-00267

CASE NAME: Estate of Kevin Allen Logan

THIS CASE IS SET FOR HEARING ON:

Continued from April 19, 2024 re: Further Proceedings
Citation Requiring Citee to Appear and Account for Estate Property (Prob. C 8873(a))

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

None.

TENTATIVE RULING:

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

(continued on next page)

CASE#: 24PR-00043

CASE NAME: Estate of Robert Andrew Potter

THIS CASE IS SET FOR HEARING ON:

Continued from May 31, 2024 re: Spousal Property Petition

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

1. Additional information is needed to establish the community property claim. (date of marriage, manner in which asset was acquired and how asset is community property?) Prob Code 13651(a)(3)-(4)
2. No notice to heirs/beneficiaries. Prob Code 13651(a)(5)

TENTATIVE RULING:

Appearance required.

CASE#: 24PR-00131

CASE NAME: In the Matter of the Grace Fountain Trust, UTD August 23, 1979

THIS CASE IS SET FOR HEARING ON:

Continued from June 27, 2024 re: Petition for Appointment of Successor Trustee

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

1. A copy of the original trust instrument has not been provided.

TENTATIVE RULING:

Appearance required.

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CASE#: 18PR-00116

CASE NAME: In re: Robert F. Flynn 2017 Living Trust established March 28, 2017

THIS CASE IS SET FOR HEARING ON:

Continued from March 15, 2024 re: Status Review Hearing

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

None.

TENTATIVE RULING:

Appearance required. Counsel to provide the Court with a status as to the settlement.

8:30 AM CALENDAR

CASE#: 19PR-00191

CASE NAME: Conservatorship of Lily McDow

THIS CASE IS SET FOR HEARING ON:

Continued from May 3, 2024 re: Amended Third and Final Report of Conservator

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

1. Proposed distribution as reflected in the Amended Third and Final Report of Conservator does not provide for the estate assets to be distributed to the estate Executor as per the conservatee's estate plan. **Corrected*
2. Additional information needed why the real property asset cannot be transferred to the estate Executor to negotiate any terms and conditions with Novad Management Consulting. **Newly noted for the 7/12/24 hrg*

TENTATIVE RULING:

Appearance required.

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CASE#: 22PR-00236

CASE NAME: Estate of Lily McDow

THIS CASE IS SET FOR HEARING ON:

Continued from July 3, 2023 re: Review of Case Status

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

None.

TENTATIVE RULING:

Appearance required.

CASE#: 22PR-00383

CASE NAME: Conservatorship of Antonio Ramos

THIS CASE IS SET FOR HEARING ON:

Continued from May 31, 2024 re: Accounting and Order To Show Cause Re: Sanctions

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

1. An accounting is required 1 year after a conservatorship of the estate is established and is now due. Prob Code 2620(a)

TENTATIVE RULING:

Appearance required.

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CASE#: 24PR-00217

CASE NAME: Estate of Maria Concepcion Posada

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:

1. No Proof of Publication with the corresponding signed affidavit.
Prob Code §8121, §8124
2. Proposed Letters and Order for Probate has not been submitted.
Prob Code §8006, §8400

TENTATIVE RULING:

Appearance required.

(End of Tentative Rulings)