

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: James LaPorte

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DATE: Friday, June 28, 2024  
TIME: 8:15 AM, 8:30 AM & 9:30 AM  
Courtroom 10  
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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.**

**8:15 AM CALENDAR**

**CASE#:** 21PR-00052

**CASE NAME:** Estate of Marcenia Rodgers

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

Continued from May 31, 2024 re:

1. OSC Re: Sanctions for Failure to Appear
2. Status Hearing ensuring Closing of the Estate

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

1. Distributive Receipts and an Ex Parte Petition For Final Discharge And Order (DE-295) have not been submitted. Prob Code §§11753, 12250

**PROBATE EXAMINER'S RECOMMENDATION:**

Appearance required.

(continued on next page)

**CASE#:** 22PR-00122

**CASE NAME:**

In re the Aldo Iginio Assali and Pauline Marion Assali 1997 Trust u/i/d November 3, 1997

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

Continued from June 7, 2024 re: Status Review of Settlement

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

None.

**PROBATE EXAMINER'S RECOMMENDATION:**

Appearance required.

**CASE#:** 24PR-00137

**CASE NAME:** Estate of Linda Pruett Groth

**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:**

None.

**PROBATE EXAMINER'S RECOMMENDATION:**

Recommend to grant. Will to be admitted into Probate. A Status Hearing ensuring the filing of an Inventory and Appraisal to be set for January 3, 2025 at 8:15 a.m. in Courtroom 10.

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**CASE#:** 24PR-00138

**CASE NAME:** Estate of Edgar Nandkishore

**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. Proposed Letters and Order for Probate has not been submitted.  
Prob Code §8006, §8400

**PROBATE EXAMINER'S RECOMMENDATION:**

Recommend to grant. Will to be admitted into Probate. Counsel to lodge proposed Order for Probate and proposed Letters. A Status Hearing ensuring the filing of an Inventory and Appraisal to be set for January 3, 2025 at 8:15 a.m. in Courtroom 10.

**CASE#:** 24PR-00139

**CASE NAME:** Estate of Maria Teresa Valencia

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

Spousal Property Petition

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

None.

**PROBATE EXAMINER'S RECOMMENDATION:**

Recommend to approve.

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**CASE#:** 24PR-00145

**CASE NAME:** Estate of Douglas Craig Beaty

**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.

**PROBATE EXAMINER'S RECOMMENDATION:**

Recommend to grant. A Status Hearing ensuring the filing of an Inventory and Appraisal to be set for January 3, 2025 at 8:15 a.m. in Courtroom 10.

**CASE#:** 23PR-00226

**CASE NAME:** In Re The Robert and Lois Sparks Revocable Trust dated May 3, 1991

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

Continued from May 3, 2024 re: Status of Settlement

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

1. A Dismissal has not been filed.

**PROBATE EXAMINER'S RECOMMENDATION:**

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

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**8:30 AM CALENDAR**

**CASE#:** 16PR-00349

**CASE NAME:** Conservatorship of Sean Hart, Junior

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

Petition for Appointment of Temporary Conservator

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

1. Conservatee has not been personally served with a citation + petition before the hearing. Prob Code 2250(e)(2)
2. The Petition is silent as to any urgent circumstances that require the conservator needing temporary estate powers. Prob Code §2250(b)

**PROBATE EXAMINER'S RECOMMENDATION:**

Appearance required.

**9:30 AM CALENDAR**

**CASE#:** 23PR-00402

**CASE NAME:** Estate of Mark Davis O'Dell

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

Report of Sale and Petition for Order Confirming Sale of Real Property

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

1. No Proof of Publication has been filed. Prob Code §§10300, 10312

**PROBATE EXAMINER'S RECOMMENDATION:**

Appearance required.

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Superior Court of California, County of Merced  
PROBATE CALENDAR  
HONORABLE: Mark Bacciarini

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DATE: Friday, June 28, 2024  
TIME: 8:30 AM  
Courtroom 10  
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PROBATE CALENDAR

**\*\*SPECIAL SET CALENDAR\*\***

**CASE#:** 23PR-00319

**CASE NAME:** Estate of Jose M. Arroyo

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

Continued from May 10, 2024 re: 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

**TENTATIVE RULING:**

Appearance required.

(End of Tentative Rulings)