

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. The Probate Examiner's Notes typically will be posted 5 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 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, status of orders, Zoom links or remote appearances 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.

The following cases are not reflected in the Probate Notes and appearances are required unless previously excused by the Court:

- Guardianships and Conservatorships of the Person
- Minor's Compromise cases before the Probate Court for approval

**Questions involving Guardianships (including SIJF) and Conservatorships of the Person should be directed to the Court Investigators Office at (209) 725-4190.*

Please note no legal or procedural advice can be provided by the Court Investigator's Office.

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

DATE: Friday, October 11, 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#: 23PR-00041

CASE NAME: Estate of Soraya Parga

THIS CASE IS SET FOR HEARING ON:

Continued from September 12, 2024 re: First and Final Account/Waiver of Account and Report of Administrator; Petition for Final Distribution

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

1. Notice has not been provided to all heirs. Prob Code §§11000, 1220
2. Waivers of Account have not been filed by any heirs. Prob Code §10954, CRC7.550
3. A Release of Creditor's Claim has not been filed by Capital One, N.A. Walmart Rewards Card.
4. The Petition does not address the final disposition of the estate cash assets located at Merco Credit Union bank accounts.
5. The Petition does not reflect the assets on hand at the end of administration. CRC 7.550(b)(4)
6. A proposed Order has not been lodged reflecting the specific assets (interests) to be distributed to each heir. LR 100(E)

PROBATE EXAMINER'S RECOMMENDATION:

Appearance required.

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CASE#: 23PR-00208

CASE NAME: Estate of Cora Martinez

THIS CASE IS SET FOR HEARING ON:

Continued from August 29, 2024 re: Status on Filing of Inventory and Appraisal

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) [*Corrected](#)

PROBATE EXAMINER'S RECOMMENDATION:

No appearance required. An Inventory and Appraisal was filed on September 18, 2024. The Status Hearing to be continued to January 30, 2025 at 8:15 am for a Status on Closing of the Estate.

CASE#: 24PR-00281

CASE NAME: Estate of Kathy Lynette Roy

THIS CASE IS SET FOR HEARING ON:

Petition for Letters of Administration

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

1. Missing Attachment 3e(3) Waiver of Bond.
2. No Proof of Publication with the corresponding signed affidavit.
Prob Code §8121, §8124
3. Proposed Letters have not been submitted. Prob Code §8006, §8400

PROBATE EXAMINER'S RECOMMENDATION:

Continue hearing to November 22, 2024 at 8:15 a.m. in Courtroom 10 for correction of deficiencies.

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8:30 AM CALENDAR

CASE#: 19PR-00023

CASE NAME: Conservatorship of Ronald P. Hamlin, Jr.

THIS CASE IS SET FOR HEARING ON:

Continued from September 13, 2024 re: Trial Setting Conference

TENTATIVE RULING:

Appearance required.

CASE#: 20PR-00204

CASE NAME: Estate of Alan Bettencourt

THIS CASE IS SET FOR HEARING ON:

Continued from August 2, 2024 re: Status Hearing ensuring the Closing of the Estate

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

1. Distributive Receipt signed by Sarah McCready 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. Counsel to advise the Court on the status of closing the estate.

(End of Tentative Rulings)