

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
- Petition for Special Immigrant Juvenile Findings

**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: Mark Bacciarini

DATE: Monday, March 24, 2025
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-00013

CASE NAME: Estate of Virginia Hall

THIS CASE IS SET FOR HEARING ON:

Continued from July 29, 2024 re: Status on Closing of the Estate

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

None.

TENTATIVE RULING:

No appearance required. The *Petition for Settlement of First and Final Account, Final Distribution, Allowance of Compensation for Ordinary Services to Attorney* currently set for April 3, 2025 at 8:15 a.m. in Courtroom 10 is confirmed.

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CASE#: 22PR-00098

CASE NAME: Estate of Silvia Ann Smith

THIS CASE IS SET FOR HEARING ON:

Continued from January 23, 2025 re: Status on Closing of the Estate

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

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

TENTATIVE RULING:

Appearance required.

CASE#: 22PR-00329

CASE NAME: Estate of Deborah L. D'Andrea

THIS CASE IS SET FOR HEARING ON:

Second and Final Report of Administrator on Waiver of Account, Petition for Allowance of Statutory Fees to Attorney and Costs Reimbursed, Petition for Extraordinary Compensation to Attorney, and Petition for Final Distribution

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

None.

TENTATIVE RULING:

The Second and Final Report of Administrator on Waiver of Account, Petition for Allowance of Statutory Fees to Attorney and Costs Reimbursed, Petition for Extraordinary Compensation to Attorney, and Petition for Final Distribution is approved. A Status Hearing ensuring the Closing of the Estate is hereby set for August 27, 2025 at 8:15 a.m. in Courtroom 10.

CASE#: 23PR-00265

CASE NAME: Estate of Arturo Mejia Peral

THIS CASE IS SET FOR HEARING ON:

Continued from February 6, 2025 re: Order to Show Cause re: Sanctions and Status of 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 ***Remains for the 3/24/25 hearing.**

TENTATIVE RULING:

Appearance required. Counsel to appear and advise the Court on the status of closing of the estate.

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CASE#: 25PR-00064

CASE NAME: Estate of Delbert Keith Moss

THIS CASE IS SET FOR HEARING ON:

Petition for Letters of Administration with Full IAEA Authority

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

1. Competing Petition filed on March 18, 2024 by heir Michael Moss.
2. Competing Petition filed on March 18, 2025 identifies possible additional heirs who may be entitled to notice: Kimberly Paulin and Miranda Moss

TENTATIVE RULING:

Appearance required.

CASE#: 25PR-00078

CASE NAME: Estate of Magdalena M. Luque, Maria Hurtado, Magdalena M. Luque Garcia

THIS CASE IS SET FOR HEARING ON:

Petition for Probate of Letters of Administration with Full IAEA Authority

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

1. No Declinations to Serve by named Co-Executors Yolanda Valencia and Anna Sanchez has been attached as Attachment 3g(1)(c).
2. No Notice to all heirs, beneficiaries & executors. Prob Code §8100, §8110
3. Proposed Order for Probate has not been lodged.
Prob Code §8006, §8400

TENTATIVE RULING:

The hearing is continued to April 24, 2025 at 8:15 a.m. in Courtroom 10 for correction of the deficiencies.

(End of Tentative Rulings)