

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: Monday, October 14, 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#: 23PR-00204

CASE NAME: Estate of Kyong Cha Gann

THIS CASE IS SET FOR HEARING ON:

Continued from August 19, 2024 re: Status on Closure 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:

The Status Hearing is continued to December 16, 2024 at 8:15 a.m. in Courtroom 10 to allow counsel additional time to file the appropriate Distributive Receipts and Ex Parte Petition for Final Discharge with the Court.

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CASE#: 22PR-00109

CASE NAME: Estate of Marty David Pereira

THIS CASE IS SET FOR HEARING ON:

Continued from August 26, 2024 re: Petition for Final Distribution and Waiver of Accounting

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

1. Petition refers to a corrected Inventory and Appraisal filed on January 17, 2024. The Court's file does not reflect the filing of any corrected Inventory and Appraisal. **Corrected – Filed 9/11/24*
2. Information needed why the decedent's boat was sold for less than half of the appraised value resulting in a loss of \$11,000.00 to the estate. **Remains deficient for the 10/14/24 hearing*
3. Statutory compensation sought by the Administrator does not comply with the calculation requirement as required per CRC 7.705. **Remains deficient for the 10/14/24 hearing*
4. Exhibit B - Agreement for Non-Pro Rata Distribution and Assignment of Interest is unsigned by the parties. **Corrected – filed 9/18/24*
5. Lodged Proposed Order does not address the distribution of the estate vehicle and motorcycle. **Newly noted for the 10/14/24 hrg*

TENTATIVE RULING:

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

CASE#: 23PR-00229

CASE NAME: Estate of Hide M. Mrozek

THIS CASE IS SET FOR HEARING ON:

Continued from April 26, 2024 re: Status Hearing on Closing of the Estate

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE 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-00233

CASE NAME: Estate of Huey Wayne Beliew

THIS CASE IS SET FOR HEARING ON:

Petition for Settlement of First and Final Account, Final Distribution, Allowance of Compensation for Ordinary Services to Petitioner, and Allowance of Compensation for Ordinary Services to Attorney

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

1. Notice has not been provided to all heirs. Prob Code §§11000, 1220

TENTATIVE RULING:

The hearing is continued to December 16, 2024 at 8:15 a.m. in Courtroom10 for the correction of the deficiency.

CASE#: 23PR-00272

CASE NAME: In Re The Mildred L. Bustamante Trust dated 7/10/2009

THIS CASE IS SET FOR HEARING ON:

Continued from September 26, 2024 re: Petition for Attorney's Fees

TENTATIVE RULING:

Appearance required.

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CASE#: 23PR-00433

CASE NAME: Estate of Janice Hatcher

THIS CASE IS SET FOR HEARING ON:

Continued from April 12, 2024 re: Status Hearing

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

1. An Inventory and Appraisal has not been filed. Prob Code §8800(b)

TENTATIVE RULING:

Appearance required.

CASE#: 24PR-00207

CASE NAME: Estate of Mohammed Imtiaz

THIS CASE IS SET FOR HEARING ON:

Continued from September 20, 2024 re: Petition for Letters of Administration with Full IAEA Authority/Evidentiary Hearing

TENTATIVE RULING:

Appearance required.

CASE#: 24PR-00238

CASE NAME: Estate of Mohammed Imtiaz

THIS CASE IS SET FOR HEARING ON:

Continued from September 20, 2024 re:

TENTATIVE RULING:

Appearance required.

(End of Tentative Rulings)