

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: James La Porte

DATE: Thursday, October 10, 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#: 20PR-00196

CASE NAME: Estate of Francisco Arellano

THIS CASE IS SET FOR HEARING ON:

Continued from August 28, 2024 re: Waiver of Accounting and Report of Administrator with Will Annexed; Petition for Final Distribution and Discharge

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

1. Clarification is needed concerning the character of the decedent's real property as identified in the Petition as the "decedent's separate property and his surviving spouse property" that may affect the final distribution. CRC 7.652(a)
2. Proposed Order does not identify the real property and the corresponding distributive share to each beneficiary.

PROBATE EXAMINER'S RECOMMENDATION:

Appearance required.

(continued on next page)

CASE#: 23PR-00467

CASE NAME: Estate of Jesus Melgoza

THIS CASE IS SET FOR HEARING ON:

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

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

1. No notice has been provided to all beneficiaries. Prob Code §§11000, 1220

PROBATE EXAMINER'S RECOMMENDATION:

Continue hearing to November 20, 2024 at 8:15 a.m. in Courtroom 10 for correction of deficiency.

CASE#: 24PR-00272

CASE NAME:

In the Barrera Family Trust Under Agreement Dated September 26, 1991

THIS CASE IS SET FOR HEARING ON:

Petition for Order Confirming Trust Assets (Probate Code 850(a)(3))

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

None.

PROBATE EXAMINER'S RECOMMENDATION:

Recommend to approve the Petition for Order Confirming Trust Assets.

(End of Tentative Rulings)