

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: Wednesday, April 2, 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#: 24PR-00156

CASE NAME: Estate of Vernon D. Wickstrom

THIS CASE IS SET FOR HEARING ON:

First and Final Report of Executor on Waiver of Accounting and Petition for Its Settlement, For Allowance of Compensation to Attorneys for Ordinary Services, and For Final Distribution to Inter Vivos Trust

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

None.

TENTATIVE RULING:

The *First and Final Report of Executor on Waiver of Accounting and Petition for Its Settlement, For Allowance of Compensation to Attorneys for Ordinary Services, and For Final Distribution to Inter Vivos Trust* is approved. A Status Hearing ensuring the Closing of the Estate is hereby set for July 24, 2025 at 8:15 a.m. in Courtroom 10.

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CASE#: 24PR-00283

CASE NAME: Estate of Nicholas Leyva

THIS CASE IS SET FOR HEARING ON:

Continued from October 18, 2024 re: Filing of an Inventory and Appraisal

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. Counsel to advise the Court on the status of filing an Inventory and Appraisal.

CASE#: 24PR-00284

CASE NAME: Estate of Maria Leyva

THIS CASE IS SET FOR HEARING ON:

Continued from October 18, 2024 re: Filing of an Inventory and Appraisal

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. Counsel to advise the Court on the status of filing an Inventory and Appraisal.

CASE#: 24PR-00339

CASE NAME: Estate of Thomas Sugioka

THIS CASE IS SET FOR HEARING ON:

Continued from January 22, 2025 re: Petition for Letters of Administration with Full IAEA Authority

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

1. What is the relationship of Marian Kiyoko Sugioka to the decedent? [*Corrected per the Amended Petition filed 12/17/24](#)
2. No Notice to all heirs, beneficiaries & executors. Prob Code §8100, §8110 ***Proof of Service filed on 1/17/25 reflecting service of the 1/22/25 is deficient with only 9 days' service on the estate heirs.**
3. No Proof of Publication with the corresponding signed affidavit. Prob Code §8121, §8124 [*Corrected – filed 1/17/25](#)
4. Mandatory Duties & Liabilities Acknowledgment form (DE-147) signed by the personal representative has not been filed. Prob Code §8404(a) [*Corrected – Filed 12/26/24](#)
5. Proposed Letters and Order for Probate has not been submitted. Prob Code §8006, §8400 [*Proposed Order lodged 1/17/25](#)

TENTATIVE RULING:

Appearance required. Counsel to advise the Court on the current case status.

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CASE#: 24PR-00373

CASE NAME: Estate of William Webb

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. *Declaration of Cyril Lawrence in Response to Court's Request Per Probate Notes of March 14, 2025* filed on March 18, 2025 appears to have been incorrectly filed in this case instead of the related case involving the decedent's deceased spouse.

TENTATIVE RULING:

No appearance required. An Inventory and Appraisal was filed on February 25, 2025. A Status Hearing ensuring the closing of the estate is hereby set for November 12, 2025 at 8:15 a.m. in Courtroom 10.

CASE#: 24PR-00374

CASE NAME: Estate of Pearl Webb

THIS CASE IS SET FOR HEARING ON:

Continued from January 10, 2025 re: Spousal Property Petition

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

1. Additional information is needed to establish the community property claim. (date asset acquired, date of marriage, manner in which asset was acquired and how asset is community property, what were the decedent's assets at the time of marriage, what was the decedent's occupation, how was the down payment made for the real property? Was it made with separate property or community property? Was the real property a gift? How were the mortgage payments made?) Prob Code 13651(a)(3)-(4) ***Corrected**
2. Copy of most recent vesting deed to be submitted. ***Corrected**
3. No notice to decedent's son Larry Irmini not previously identified in the Petition or any Proof of Service. Prob Code §13655 ***Noted for the 3/14/25 hrg**
4. A proposed Order has not been lodged. MSC Rule 100 E.

TENTATIVE RULING:

Appearance required.

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CASE#: 25PR-00008

CASE NAME:

In the Matter of the Glenda Carolyn McAfee 2007 Living Trust, dated January 4, 2007

THIS CASE IS SET FOR HEARING ON:

Petition for Settlement of First and Final Account and Approval of Trustee Fees and Final Distribution

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

1. Additional information needed concerning the status/disposition of the following identified trust assets per Schedule A-2:
 - a. Bank Accounts at:
 - i. JP Morgan Chase Bank Acct No.: xxxxx815 and xxxx88-9
 - ii. Bank of America Acct No.: xxx737 and xxxxx736
 - b. American Century Investments Acct No. xxxxx373
2. Additional information needed if the trust's real property was occupied during the accounting period.
3. Accounting remains under review.

TENTATIVE RULING:

The Probate Examiner is requesting additional information be provided as noted in the Probate Notes to complete the review of the accounting. The Probate Examiner's request to continue the hearing to April 23, 2025 at 8:15 a.m. in Courtroom 10 is granted. Any Supplemental Pleadings are to be filed and served by the close of business on April 11, 2025.

CASE#: 25PR-00088

CASE NAME: Estate of Aurora Infante

THIS CASE IS SET FOR HEARING ON:

Petition for Probate of Letters Testamentary

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)