

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: Mark Bacciarini

DATE: Wednesday, January 29, 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-00075

CASE NAME:

In re: The Randolph Family Trust dated July 11, 1978, Amended and Restated on November 28, 1989

THIS CASE IS SET FOR HEARING ON:

Continued from December 13, 2024 re: Status Review of Settlement

TENTATIVE RULING:

Appearance required.

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CASE#: 22PR-00109

CASE NAME: Estate of Marty David Pereira

THIS CASE IS SET FOR HEARING ON:

Continued from October 14, 2024 re: Status of 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#: 23PR-00166

CASE NAME: Estate of Frances Lynetta Palm

THIS CASE IS SET FOR HEARING ON:

Final Accounting and Petition for Final Distribution

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

1. Some of the Creditors' Claims identified in the Petition appear to be part of an accounting as they include reimbursements received by the estate and reimbursements paid by and to the Co-Administrators without Court permission. Prob Code §9252, CRC 7.550(b)(7)
2. A proposed Order has not been lodged. MSC 100E.

TENTATIVE RULING:

Appearance required.

CASE#: 23PR-00209

CASE NAME: Estate of David Douglas Schouten

THIS CASE IS SET FOR HEARING ON:

First and Final Report of Executor on Waiver of Account and Petition for Allowance of Compensation to Attorney for Ordinary Services and for Final Distribution

TENTATIVE RULING:

The Petition on the *First and Final Report of Executor on Waiver of Account and Petition for Allowance of Compensation to Attorney for Ordinary Services and for Final Distribution* is approved. A Status Hearing ensuring the closing of the Estate is hereby set for May 7, 2025 at 8:15 a.m. in Courtroom 10.

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CASE#: 24PR-00407

CASE NAME:

In re: Gladys Franzese Trust dated March 15, 2022

THIS CASE IS SET FOR HEARING ON:

Petition for Order Confirming Trust Assets

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

None.

TENTATIVE RULING:

Absent any Objection, the Court's intention is to approve the *Petition for Order Confirming Trust Assets*.

CASE#: 24PR-00509

CASE NAME: In the Estate of Thelma Snyder

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. No Notice to all heirs, beneficiaries & executors. Prob Code §8100, §8110
2. No Proof of Publication with the corresponding signed affidavit.
Prob Code §8121, §8124
3. Duties & Liabilities Acknowledgment signed by the personal representative has not been filed. Prob Code §8404(a)
4. Proposed Letters and Order for Probate has not been lodged.
Prob Code §8006, §8400

TENTATIVE RULING:

Appearance required.

(End of Tentative Rulings)