

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. Updates to the Probate Examiner's Notes typically will be posted 3 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 notify that documents have been filed, 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 or status of orders 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.

Superior Court of California, County of Merced
PROBATE CALENDAR
HONORABLE: Donald Proietti

DATE: Wednesday, July 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#: 22PR-00076

CASE NAME: Estate of Gloria Nevarez

THIS CASE IS SET FOR HEARING ON:

Continued from May 6, 2024 re: Status on Closing of the Estate

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

1. An Ex Parte Petition For Final Discharge And Order (DE-295) has not been submitted. Prob Code §12250

TENTATIVE RULING:

The Status Review Hearing is continued to September 16, 2024 at 8:15 am in Courtroom 10 to allow counsel additional time to file the appropriate Ex Parte Petition for Final Discharge with the Court.

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CASE#: 22PR-00167

CASE NAME: Estate of Watson L. Marquardt

THIS CASE IS SET FOR HEARING ON:

Petition for Final Distribution

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

1. What is the current status of the following assets as reflected in Inventory and Appraisals filed on 6/9/23 ad 12/9/23:
 - a. US Bank CD IRA - \$7,355.25
 - b. US Bank CD IRA - \$7,093.71
2. Submitted Petition does not contain an Accounting or Waiver of Accounting. Prob Code §§1060-1064, 10954, 10800-10805, 10810, CRC 7.705, 7.550(b)
3. The Petition does not address any of the notices as required by Probate Code §9202.
4. Character of the Property to be distributed has not been identified. CRC 7.652
5. Distribution of assets does not comply with the manner provided for in the Probate Code for intestate succession. Prob Code §§240, 6400 et seq.

TENTATIVE RULING:

Appearance required.

CASE#: 22PR-00313

CASE NAME: Estate of Steven Forest Garner

THIS CASE IS SET FOR HEARING ON:

Continued from June 5, 2024 re: Review of Case Status

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

None.

TENTATIVE RULING:

The hearing is continued to August 9, 2024 at 8:15 a.m. in Courtroom 10 to be heard with the related conservatorship case.

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CASE#: 22PR-00322

CASE NAME: Estate of Elias Quihuis

THIS CASE IS SET FOR HEARING ON:

Continued from May 6, 2024 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:

The Status Review Hearing is continued to September 16, 2024 at 8:15 am to allow counsel additional time to file the appropriate Distributive Receipts and Ex Parte Petition for Final Discharge with the Court.

CASE#: 22PR-00350

CASE NAME: Estate of Alonzo Marshall

THIS CASE IS SET FOR HEARING ON:

Continued from May 6, 2024 re: Status Hearing

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#: 22PR-00363

CASE NAME: Estate of Ruben Villarreal

THIS CASE IS SET FOR HEARING ON:

Continued from May 6, 2024 re: Status Hearing

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

1. A Petition for Final Account or Status Report has not been filed.
Prob Code §12200-12201

TENTATIVE RULING:

Appearance required.

CASE#: 22PR-00032

CASE NAME: Estate of Donna Ruth Clark

THIS CASE IS SET FOR HEARING ON:

Continued from April 17, 2024 re: Status of Closing of the Estate

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

None.

TENTATIVE RULING:

No appearance required. The hearing on the Petition for Final Accounting currently set for August 15, 2024 at 8:15 a.m. in Courtroom 10 is hereby confirmed.

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CASE#: 24PR-00153

CASE NAME: Estate of Ann Marie Huerta

THIS CASE IS SET FOR HEARING ON:

Petition for Administration with Full IAEA Authority

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

None.

TENTATIVE RULING:

Petition for Administration with Full IAEA Authority is granted. A Status Hearing ensuring the Closing of the Estate is hereby set for August 20, 2025 at 8:15 a.m. in Courtroom 10.

CASE#: 24PR-00154

CASE NAME: Estate of Kenneth Reding

THIS CASE IS SET FOR HEARING ON:

Petition for Letters of Testamentary with Full IAEA Authority

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

1. Proof of Publication and Notice of Petition to Administer Estate do not reflect the Petitioner's request for IAEA authority. Prob Code §§ 8100,10451(c)

TENTATIVE RULING:

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

(End of Tentative Rulings)