

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: Wednesday, October 16, 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#: 21PR-00092

CASE NAME: Estate of Darrell Peak

THIS CASE IS SET FOR HEARING ON:

Continued from July 11, 2024 re: Status Hearing 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:

No appearance required. The Status Hearing is continued to January 3, 2025 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.

(continued on next page)

CASE#: 22PR-00098

CASE NAME: Estate of Silvia Ann Smith

THIS CASE IS SET FOR HEARING ON:

Administrator's Final Report, Account, and Petition for Order Approving Administrator's Actions and Sale of Real Property, Allowing Payment of Statutory Compensation and Reimbursement of Costs to Administrator and Attorney, Directing Distribution of Estate then Remaining to the Intestate Decedent's Heirs at Law, Exonerating and Discharging the Administrator, and Settling the Estate

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

1. Receipts have not been filed for the Preliminary Distribution made to have beneficiary. Prob Code §11751

TENTATIVE RULING:

Appearance required. Absent any Objection regarding the terms of the Administrator's proposed sale of the decedent's 2013 Chevrolet Impala to the Administrator as reflected in the Petition and the filing of the missing Preliminary Distributive Receipts the Court's intention is to approve the Petition. A Status Hearing to be set for January 16, 2025 at 8:15 a.m. in Courtroom 10 to ensure the Closing of the Estate.

CASE#: 23PR-00114

CASE NAME: Estate of Melissa Conrad

THIS CASE IS SET FOR HEARING ON:

Continued from August 12, 2024 re: Status Hearing on Closing of the Estate

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

1. Amended Inventory and Appraisal reflecting the estate valued at \$581,000 has not been filed.
2. The estate's value does not correspond with the amount of bond sought by the Administrator. Prob Code §8482, CRC 7.204
3. A Petition for Final Account or Status Report has not been filed. Prob Code §12200-12201

TENTATIVE RULING:

Appearance required.

(continued on next page)

CASE#: 23PR-00323

CASE NAME:

In the Matter of the Loveall Community Property Trust Dated March 21, 2002 Trust

THIS CASE IS SET FOR HEARING ON:

Continued from July 17, 2024 re: Status Hearing/Trial Setting

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

None.

TENTATIVE RULING:

Appearance required.

(End of Tentative Rulings)