

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 9, 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-00219

CASE NAME: Estate of Corinne Brierley

THIS CASE IS SET FOR HEARING ON:

Continued from August 16, 2024 re: Petition for Order to Confirm Validity of Estate;
Confirm Estate Administrator; and Confirm Assets to Estate

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

1. Petition is not verified. Prob Code §1021, CRC 7.103 *Corrected
2. Petition is missing referenced Exhibits A-L *Corrected
3. Notice of the Amended Petition has not been provided to the party against whom relief is being sought. Prob Code §851, CRC 7.53 *Corrected

TENTATIVE RULING:

Appearance required.

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CASE#: 23PR-00092

CASE NAME: Estate of Barbara Kay Scoggins

THIS CASE IS SET FOR HEARING ON:

Waiver of Accounting and Report of Administrator, Petition for Final Distribution and Discharge; Status Review; OSC Re: Sanctions

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

1. Proposed Order for Final Distribution should specifically describe the real property (including the full legal description and APN) to be distributed.

TENTATIVE RULING:

Appearance required. Waiver of Accounting and Report of Administrator, Petition for Final Distribution and Discharge; Status Review; OSC Re: Sanctions is approved. The Petitioner is to submit a new proposed Order that specifically describes the real property that includes the full legal description and APN. A Status Hearing ensuring the closing of the estate to be set for January 3, 2025 at 8:15 a.m. in Courtroom 10.

CASE#: 23PR-00451

CASE NAME: Estate of Robert Torres Lopez

THIS CASE IS SET FOR HEARING ON:

Continued from August 16, 2024 re:

1. Order to Show Cause re: Failure to Appear
2. Status Hearing on filing of an Inventory and Appraisal

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

1. An Inventory and Appraisal has not been filed. Prob Code §8800(b)

TENTATIVE RULING:

Appearance required.

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CASE#: 24PR-00263

CASE NAME: Estate of John Louie Villanueva

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:

None.

TENTATIVE RULING:

The Petition for Letters of Administration with Full IAEA Authority with no bond is granted. Probate Referee Michael Wright to be appointed. A Status Hearing ensuring the filing of an Inventory and Appraisal is hereby set for April 9, 2025 at 8:15 a.m. in Courtroom 10.

CASE#: 24PR-00269

CASE NAME: Estate of Jean Gibson Willis

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. 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. Proposed Letters and Order for Probate has not been submitted.
Prob Code §8006, §8400

TENTATIVE RULING:

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

(End of Tentative Rulings)