

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 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.

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
- 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
Los Banos Division
HONORABLE: Jennifer O. Trimble

DATE: Tuesday, February 11, 2025
TIME: 8:30 AM
Courtroom 12

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-00255

CASE NAME: Estate of George William Foxworthy, Jr.

THIS CASE IS SET FOR HEARING ON:

Continued from December 18, 2024 for Status of the Closing of the Estate.

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

1. No Ex Parte Petition For Final Discharge submitted to the Court. Prob C §12250

PROBATE EXAMINER'S RECOMMENDATION:

Appearance required. Counsel to provide status of the closure of the case.

(continued on next page)

CASE#: 24PR-00080

CASE NAME: In Re Minor's Compromise of Jocelyn Boyd

THIS CASE IS SET FOR HEARING ON:

2nd Amended Petition For Approval Of Compromise Of Claim Or Action Or Disposition Of Proceeds Of Judgment For Minor or Person With A Disability

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

1. The Second Amended Petition does not address the Court's concern about the adequacy of the Minor's proposed settlement amount. At the hearing of July 2, 2024, Court instructed Petitioner/Mother to contact the insurance company and consider reapportioning all Claimants' proceed amounts so that Minor's proceeds are increased.
2. The reasons for the apportionment of the settlement payments between the claimant and each other plaintiffs named in the Second Amended Petition are not specified. (See para. 11.b.(6) of 2nd Am. Petition filed 7/25/2024.)
3. Clarification regarding why first two Petitions previously filed state \$22,495.00 was offered to pay Claimant/Minor and current Petition states only \$17,500.00
4. No proposed Order Approving Compromise Of Claim Or Action Or Disposition Of Proceeds Of Judgment For Minor (Form MC-351) submitted to the Court.
5. No proposed Order To Deposit Funds In Blocked Account (Form MC-355) submitted to the Court.

PROBATE EXAMINER'S RECOMMENDATION:

Appearance required.

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CASE#: 25PR-00006

CASE NAME: Estate of Mohamad Salari

THIS CASE IS SET FOR HEARING ON:

Petition For Probate of Will and for Letters Testamentary with Full IAEA Authority

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

1. Petition For Probate filed 1/10/2025 does not list the street address, city and county of Decedent's California residence at time of death (see para. 3.c.) Probate Code §7051.
2. Clarification whether real property of the Estate is located in Merced County. Probate Code §7052.
3. Petition For Probate filed 1/10/2025 does not have a copy of Will attached (see para. 3.f.2. Also, no attached pages as stated in para. 9.) Probate Code §8200.
4. No Duties and Liabilities Acknowledgment (Form DE-147) filed with the Court. Probate Code §8404(a).
5. No Confidential Statement of Birthdate and Driver's License Number on file. Probate Code §8404(b).
6. No original Will and any codicils of Decedent lodged with the Court. Probate Code §8200.
7. No Notice of Petition To Administer Estate published in a proper newspaper. Probate Code §§8003(b), 8402, 8124.
8. Notice of Petition to Administer Estate filed 01/10/2025 improperly served by Petitioner, who *is* a "party" in this case. (See para. 1. of pg. 2.) Code of Civil Procedure §1013a, Probate Code §1261.
9. No Waiver of Bond (Form DE-142) on file by other heir, Shideh Salari. Probate Code §8481.
10. No proposed Order For Probate (Form DE-140) submitted to the Court. Probate Code §§8006, 8400.
11. No proposed Letters (Form DE-150) submitted to the Court. Probate Code §§8006, 8400.

PROBATE EXAMINER'S RECOMMENDATION:

Appearance required. Court's discretion whether an amended Petition For Probate be filed to resolve all of the issues and deficiencies.

(End of Probate Notes)