

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: Monday, May 9, 2022
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. **To limit the spread of the COVID-19 virus, the court will only conduct remote hearings. 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#: 20PR-00376

CASE NAME: Estate of Pedro Maldonado

THIS CASE IS SET FOR HEARING ON:

Petition for First and Final Accounting and Final Distribution; Fee Request

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

None.

TENTATIVE RULING:

Petition for First and Final Accounting and Final Distribution; Fee Request is granted.
Counsel to submit proposed Order.

(continued on next page)

CASE#: 21PR-00194

CASE NAME: Estate of Antonia Regalado

THIS CASE IS SET FOR HEARING ON:

Continued from March 7, 2022 re: CMC & Trial Setting

TENTATIVE RULING:

Appearance required.

CASE#: 22PR-00085

CASE NAME: Estate of Cynthia June Del Nero

THIS CASE IS SET FOR HEARING ON:

Continued from April 25, 2022 re: Petition for Administration with Full IAEA Authority

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

1. Waivers of Bond (Judicial Council Form DE-142) have not been filed by all adult heirs at law. Prob Code §8481(a)(2)

TENTATIVE RULING:

Appearance required.

(continued on next page)

CASE#: 22PR-00098

CASE NAME: Estate of Silvia Ann Smith

THIS CASE IS SET FOR HEARING ON:

Petition for Letters of Administration with Will Annexed 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. Bond has not been waived by all beneficiaries. Prob Code §8481
4. Will is not self-proving and requires verified proof of the will (Proof of Subscribing Witness - Judicial Council form DE-131). Prob Code §§8220, 8221
5. Missing date of death for decedent's spouse Edwin H. Smith Jr.
6. Proposed Order for Probate and Letters should reflect Administrator with Will Annexed.

TENTATIVE RULING:

Hearing is continued to June 10, 2022 at 8:15 a.m. for correction of the deficiencies.

(End of Tentative Rulings)