

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: Friday, August 12, 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 encourages 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#: 21PR-00005

CASE NAME: Estate of Felipe Morales Calderon, Sr.

THIS CASE IS SET FOR HEARING ON:

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

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

None.

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:

Continued from July 8, 2022 re: Petition for Letters of Administration with Will Annexed with Full IAEA Authority

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

1. No Notice to all heirs, beneficiaries & executors. Prob Code §8100, §8110
*Corrected as to beneficiaries Sam Hayer and Max Hayer only
2. No Proof of Publication with the corresponding signed affidavit.
Prob Code §8121, §8124 *Corrected
3. Bond has not been waived by all beneficiaries. Prob Code §8481 *remains for 8/12/22 hrg
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 *remains for 8/12/22 hrg
5. Missing date of death for decedent's spouse Edwin H. Smith Jr. *remains for 8/12/22 hrg
6. Are there any children (issue) from beneficiaries Kimsu Smith and Su Lee Smith? *newly noted deficiency for the 8/12/22 hearing
7. Proposed Order for Probate and Letters should reflect Administrator with Will Annexed.

TENTATIVE RULING:

Appearance required.

(continued on next page)

CASE#: 22PR-00206

CASE NAME: Estate of Cecilia Amador Cordova

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:

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

TENTATIVE RULING:

Appearance required.

8:30 AM CALENDAR

CASE#: 17PR-00056

CASE NAME: Estate of Jose Ledesma

THIS CASE IS SET FOR HEARING ON:

Continued July 8, 2022 re: Petition to Authorize and Instruct Public Administrator to Allow Payment of Creditor's Claim

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

1. Supporting documentation for the \$4,620.77 has not been provided to the Court for review. *[Supplement to the Petition filed 7/25/22](#)
2. No information has been provided concerning the delays associated with the subject Creditor's Claim.
3. **Additional information needed concerning purchase by Creditor Ms. Simeral on September 11, 2019 to Cherokee Memorial Funeral Home (Lodi) in the amount of \$710.00 as receipt does not reflect any description of service/good purchased. *Newly noted deficiency for the 8/12/22 hearing.**

TENTATIVE RULING:

Appearance required.

(End of Tentative Rulings)