

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, November 18, 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-00344

CASE NAME: Estate of Fredrick Kern, Jr.

THIS CASE IS SET FOR HEARING ON:

1. Continued from August 26, 2022 re: Status/Review
2. Petition to Transfer Property by Santiago Holguin

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:
None.

TENTATIVE RULING:

Objection filed by Leslie Loebig and Iris Martinez. Appearance required.

(continued on next page)

CASE#: 22PR-000240

CASE NAME: Matter of Jimmy Torbett

THIS CASE IS SET FOR HEARING ON:

Continued from October 28, 2022 re: Petition to Determine Succession to Distribute Real Property

TENTATIVE RULING:

Appearance required.

CASE#: 22PR-000239

CASE NAME: Estate of Charlotte A. Peterson

THIS CASE IS SET FOR HEARING ON:

Continued from October 28, 2022 re: Petition to Determine Succession to Distribute Real Property

TENTATIVE RULING:

Appearance required.

(continued on next page)

CASE#: 22PR-00304

CASE NAME: Estate of Richard Terrence Keeble

THIS CASE IS SET FOR HEARING ON:

Petition for Letters of Administration with Will Annexed

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

1. No Proof of Publication with the corresponding signed affidavit.
Prob Code §8121, §8124
2. Bond has not been waived by all beneficiaries. Prob Code §8481

TENTATIVE RULING:

Hearing is continued to December 15, 2022 at 8:15 am for correction of the deficiencies.

8:30 AM CALENDAR

CASE#: 18PR-00318

CASE NAME: Estate of John P. Souza

THIS CASE IS SET FOR HEARING ON:

1. Continued by August 19, 2022 re: Status Review Hearing
2. Petition to Authorize and Instruct the Public Administrator to Designate Certain Property Estate Owned and Order Public Administrator to Offset Future Distributions.

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

None.

TENTATIVE RULING:

Objection filed by Darrell Souza and Jacky Azevedo. Appearance required.

(continued on next page)

CASE#: 22PR-00020

CASE NAME: Estate of Jose Torres

THIS CASE IS SET FOR HEARING ON:

1. Continued from October 14, 2022 re: Confirmation of Appointment of Public Administrator
2. Petition for Appointment of Successor Administrator with Full IAEA Authority

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

None.

TENTATIVE RULING:

Public Administrator's Petition for Appointment of Successor Administrator with Full IAEA Authority is granted. A case Status Hearing is set for May 19, 2023 at 8:30 a.m.

CASE#: 19PR-00308

CASE NAME: Estate of Kenneth Wheaton

THIS CASE IS SET FOR HEARING ON:

Report of Sale and Petition for Order Confirming Sale of Real Property

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

None.

TENTATIVE RULING:

Appearance required.

(continued on next page)

CASE#: 20PR-00166

CASE NAME: Estate of Cleever Wheaton

THIS CASE IS SET FOR HEARING ON:

Report of Sale and Petition for Order Confirming Sale of Real Property

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

None.

TENTATIVE RULING:

Appearance required.

CASE#: 19PR-00191

CASE NAME: Conservatorship of Lily McDow

THIS CASE IS SET FOR HEARING ON:

Second Accounting and Report of Conservator; Fee Request

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

Under Review.

TENTATIVE RULING:

Probate Examiner has requested the hearing be continued for additional review due to the Court's impacted calendar. The hearing is hereby continued to February 3, 2023 at 8:30 a.m. in Courtroom 10.

(continued on next page)

CASE#: P26527

CASE NAME: Conservatorship of Cathy Marie Talai

THIS CASE IS SET FOR HEARING ON:

Fifth Accounting and Report of Conservator; Fee Request

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

Under Review.

TENTATIVE RULING:

Probate Examiner has requested the hearing be continued for additional review due to the Court's impacted calendar. The hearing is hereby continued to January 13, 2023 at 8:30 a.m. in Courtroom 10.

CASE#: 21PR-00181

CASE NAME: Conservatorship of Kristal Limon

THIS CASE IS SET FOR HEARING ON:

Continued from October 14, 2022 re: Accounting

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

None.

TENTATIVE RULING:

Appearance required.

(End of Tentative Rulings)