

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](mailto: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

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Monday, November 14, 2022  
TIME: 8:15 AM  
Courtroom 10  
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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#:** 18PR-00345

**CASE NAME:** Guardianship of Andrea E. Navarro and Sofia C. Navarro

**THIS CASE IS SET FOR HEARING ON:**

Continued from October 7, 2022 re: Status Review Hearing

**TENTATIVE RULING:**

Appearance required.

(continued on next page)

**CASE#:** 18PR-00131

**CASE NAME:** Estate of Nestor Navarro

**THIS CASE IS SET FOR HEARING ON:**

Continued from October 7, 2022 re: Status Review Hearing/Accounting

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

1. What is the current status of the Citibank accounts that were made custodial accounts?
2. Accounting needs to include the estate funds placed the custodial accounts.
3. Additional information needed concerning the specifics for a personal loan obtained by and from the administrator with estate funds.
4. Additional information needed concerning the performance of “debt service” paid in exchange for the administrator paying rent to the estate.
5. Schedule C does not reflect any monies received as deposit (\$40,000.00) towards the purchase of the real property as per the August 24, 2018 Court order.
6. Final Inventory and Appraisal filed on October 15, 2018 in the amount of \$415,300.00 is missing the signature of the Probate Referee.
7. Real property located at Bell Avenue, Livingston, CA is not included in any filed Inventory and Appraisals.
8. Clarification needed concerning the correct APN for the real property located at Bell Avenue, Livingston, CA and the real property located at 2350 Lecco Way, Merced, CA. Petition and I&A filed 10/15/18 reflect the same APN number for these two properties.
9. Additional information needed concerning the remaining loan owed by Jose H. Navarro.
10. What is the GAL status of the minor beneficiary I. Ramos?
11. What is the disposition of the decedent’s real property located at 2350 Lecco Way, Merced, CA ?
12. Clarification needed concerning Schedule C “Farm Rent Income” – Annual Mortgage Payments – Who is the tenant? Rental Agreement? No payments reflected for 2021.
13. DMV fees were paid for the spouse’s vehicle. Does the estate have an interest in the spouse’s vehicle? Additional information needed concerning the vehicle for which the DMV fees were paid for in the amount of \$341.00 on October 26, 2021.
14. Family Allowance disbursements have not been formally Petitioned, Noticed, and allowed by the Court. Prob Code §6541
15. Are any of the decedent’s real properties generating residential rental income?
16. Clarification needed regarding what costs are being sought by counsel and any possible reimbursement to the Administrator for costs personally paid.

**TENTATIVE RULING:**

Appearance required.

(continued on next page)

**CASE#:** 21PR-00193

**CASE NAME:** Estate of Julian Regalado

**THIS CASE IS SET FOR HEARING ON:**

Continued from October 31, 2022 re: Petition for Order to Sell Real Property (Probate Code §850(a)(2)(C))

**TENTATIVE RULING:**

Appearance required.

**CASE#:** 22PR-00011

**CASE NAME:** Estate of Ralph Walter Grondalski

**THIS CASE IS SET FOR HEARING ON:**

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

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

None.

**TENTATIVE RULING:**

Petition for Waiver of First and Final Account and Final Distribution; Fee Request is granted.

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**CASE#:** 22PR-00258

**CASE NAME:** The Albert S. Loewen Revocable Living Trust UTD February 5, 2022

**THIS CASE IS SET FOR HEARING ON:**

Continued from October 10, 2022 re: Petition for Order Confirming Real Property as a Trust Asset

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

1. Notice has not been effectuated utilizing the mandatory Judicial Council form (DE-115). \*Corrected
2. Clarification needed concerning the interest (portion) in the subject real property.
3. Exhibit D reflects Settlor and spouse were deeded a half interest in the subject real property. Is the interest sought a half or full interest in the subject real property? \*Corrected
4. Did the Decedent have a will? \*Corrected

**TENTATIVE RULING:**

Petition for Order Confirming Real Property as a Trust Asset is granted.

(End of Tentative Rulings)