

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: Thursday, August 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#: 20PR-00043

CASE NAME: Estate of Fred Dal Porto

THIS CASE IS SET FOR HEARING ON:

Account and Report of Executor, Petition for Settlement Hereof, For Allowance of Statutory Attorneys' Fees and Statutory Executor's Commission and For Final Distribution

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

TENTATIVE RULING:

Account and Report of Executor, Petition for Settlement Hereof, For Allowance of Statutory Attorneys' Fees and Statutory Executor's Commission and For Final Distribution is approved.

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CASE#: 22PR-00210

CASE NAME: Estate of Thelma Hittle

THIS CASE IS SET FOR HEARING ON:

Petition for Letters of Testamentary with Full IAEA Authority

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

1. Decedent's Will is not attached to the Petition (missing Attachment 3f(2)) and has not been lodged with the Court. Prob Code §8200
2. Submitted proposed Order for Probate and Proposed Letters are incomplete (blank).

TENTATIVE RULING:

Appearance required.

CASE#: 21PR-00355

CASE NAME: Conservatorship of Edward Vanek II

THIS CASE IS SET FOR HEARING ON:

Continued from June 9, 2022 re: Petition for Conservator and Attorney Fees and Status of possible Waiver of Accounting

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

1. A Final Inventory & Appraisal has not been filed that includes the conservatee's assets that were transferred to the Special Administrator.
2. Court's discretion concerning Conservator's request for reimbursement.
3. Court's discretion concerning the filing of a formal estate accounting.
4. Clarification needed concerning counsel's hourly rate for each service provided and amount owing after the reduction of fees.

TENTATIVE RULING:

Appearance required.

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CASE#: 21PR-00406

CASE NAME: Estate of Edward Anthony Vanek II

THIS CASE IS SET FOR HEARING ON:

Continued from June 9, 2022 re: Status Review Hearing

TENTATIVE RULING:

Appearance required.

CASE#: 21PR-00357

CASE NAME:

In the Matter of the George E. Mitchell 2021 Trust, dated January 15, 2021

THIS CASE IS SET FOR HEARING ON:

1. Continued from June 16, 2022 re: Case Management Conference
2. Trustee's Petition for Order Authorizing and Directing Conveyance or Transfer to Trust and to Invalidate Donative Trust Transfers to Care Custodian

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS as to *Trustee's Petition for Order Authorizing and Directing Conveyance or Transfer to Trust and to Invalidate Donative Trust Transfers to Care Custodian:*

1. Missing referenced Exhibits C & D.

TENTATIVE RULING:

Appearance required.

(End of Tentative Rulings)