

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, March 2, 2023
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#: 22PR-00115

CASE NAME: Estate of Percy Henry Hill

THIS CASE IS SET FOR HEARING ON:

Petition for Waiver of 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 Waiver of First and Final Accounting and Final Distribution; Fee Request is approved. Counsel to submit a new proposed Order that specifies the amount of cash and interest in the real property to be distributed by each beneficiary.

(continued on next page)

CASE#: 22PR-00385

CASE NAME: Estate of Dee Frank Akers III

THIS CASE IS SET FOR HEARING ON:

Continued from February 6, 2023 re: Petition for Administration with Full IAEA Authority

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

1. Bond has not been waived by all beneficiaries (personal representative for the Estate of Marion Akers). Prob Code §8481 [*Corrected](#)

TENTATIVE RULING:

Petition for Administration with Full IAEA Authority is granted. Counsel to submit proposed Letters. A Status Hearing is hereby set for September 6, 2023 at 8:15 a.m. in Courtroom 10.

CASE#: 23PR-00007

CASE NAME: Estate of Mark R. Banks

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:

None.

TENTATIVE RULING:

Petition for Administration with Full IAEA Authority is granted. Counsel to submit an Order for Probate. A Status Hearing is hereby set for September 7, 2023 at 8:15 a.m. in Courtroom 10.

CASE#: 23PR-00014

CASE NAME: Estate of Virginia Smith

THIS CASE IS SET FOR HEARING ON:

Petition for Modification of Trust Due to Changed Circumstances

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

None.

TENTATIVE RULING:

Petition for Modification of Trust Due to Changed Circumstances is granted.

(End of Tentative Rulings)