

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: Wednesday, December 21, 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-00345

CASE NAME: Estate of Raymond Dale Affonso

THIS CASE IS SET FOR HEARING ON:

Continued from November 2, 2022 re: Review of Case Status

TENTATIVE RULING:

Appearance required.

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CASE#: 21PR-00361

CASE NAME: Estate of Raymond Dale Affonso

THIS CASE IS SET FOR HEARING ON:

Continued from November 2, 2022 re: Case Status

TENTATIVE RULING:

Appearance required.

CASE#: 22PR-00413

CASE NAME: Estate of Felipe Chavez

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:

Remains under review.

TENTATIVE RULING:

Due to the Court's impacted calendar the hearing is continued to February 8, 2023 at 8:15 a.m. per the request of the Probate Examiner.

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CASE#: 22PR-00325

CASE NAME: Estate of Timothy Lawrence Walker

THIS CASE IS SET FOR HEARING ON:

Petition for Letters of Administration with Full IAEA Authority

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

1. Will has not been lodged with the Court. Prob Code §§8200(a)(1), 8203

TENTATIVE RULING:

Decedent's Will to be lodged with the Merced Superior Court. Hearing is hereby continued to February 15, 2022 at 8:15 a.m.

CASE#: 22PR-00327

CASE NAME: Estate of Maurice A. Walker

THIS CASE IS SET FOR HEARING ON:

Petition for Administration with Will Annexed with Full IAEA Authority

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

1. Will has not been lodged with the Court. Prob Code §§8200(a)(1), 8203
2. What is the status of the State Farm Insurance checks?
3. Do the named Co-Executors agree to the Petitioner moving forward as Administrator with Will Annexed?
4. Bond has not been waived by all beneficiaries. Prob Code §8481
5. Proposed Order for Probate and Letters improperly reflect Petitioner as Executor instead of Administrator with Will Annexed.

TENTATIVE RULING:

Decedent's Will to be lodged with the Merced Superior Court. Hearing is hereby continued to February 15, 2022 at 8:15 a.m.

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CASE#: P20182

CASE NAME: Conservatorship of Javiel S. Costilla

THIS CASE IS SET FOR HEARING ON:

Continued from October 21, 2022 re: Sixth Account and Report of Conservator, Petition for Allowance of Fees to Conservator, and For Allowance of Attorney Fees

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

1. Gas grill purchased for conservatee is not reflected the appropriate schedule reflecting "Property on Hand at End of Account Period". ***Remains under review**
2. Court's discretion concerning the "errata" as reflected in the accounting.
***Remains under review**

TENTATIVE RULING:

Due to the Court's impacted calendar the hearing is continued to February 9, 2023 at 8:15 a.m. per the request of the Probate Examiner.

(End of Tentative Rulings)