

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. The Probate Examiner's Notes typically will be posted 5 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 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, status of orders, Zoom links or remote appearances 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.

The following cases are not reflected in the Probate Notes and appearances are required unless previously excused by the Court:

- Guardianships and Conservatorships of the Person
- Minor's Compromise cases before the Probate Court for approval
- Petition for Special Immigrant Juvenile Findings

**Questions involving Guardianships (including SIJF) and Conservatorships of the Person should be directed to the Court Investigators Office at (209) 725-4190.*

***Please note no legal or procedural advice can be provided by the Court Investigator's Office. ***

Superior Court of California, County of Merced
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: Mark Bacciarini

DATE: Monday, May 19, 2025
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. **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#: 19PR-00267

CASE NAME: Estate of Kevin Allen Logan

THIS CASE IS SET FOR HEARING ON:

Continued from March 10, 2025 re: Status of Final Accounting

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

1. A Petition for Final Account or Status Report remains unfiled.
Prob Code §12200-12201

TENTATIVE RULING:

Appearance required. Counsel provide the Court with a status on the closing of the estate.

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CASE#: 23PR-00291

CASE NAME: Estate of Ruben Galindo

THIS CASE IS SET FOR HEARING ON:

Continued from January 27, 2025 re: Status on Closing of the Estate

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

1. Distributive Receipts, Acknowledgment of Receipt of Order and Funds for Deposit in Blocked Account and an Ex Parte Petition For Final Discharge And Order (DE-295) have not been submitted. Prob Code §§11753, 12250

TENTATIVE RULING:

Appearance required. Counsel to inform the Court on the status of closing of the estate.

CASE#: 23PR-00348

CASE NAME: Estate of Elias Vargas

THIS CASE IS SET FOR HEARING ON:

Continued from March 17, 2025 re: Petition for Final Accounting and Distribution

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

1. A Petition for Final Account has not been filed by February 10, 2025 as previously ordered by the Court on November 20, 2024.
Prob Code §12200-12201

TENTATIVE RULING:

Appearance required.

CASE#: 24PR-00040

CASE NAME: Estate of Robert Duane Cooper

THIS CASE IS SET FOR HEARING ON:

Continued from April 19, 2024 re: Status of Filing of Closing of the Estate

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

1. A Petition for Final Account or Status Report has not been filed.
Prob Code §12200-12201

TENTATIVE RULING:

Appearance required. Counsel to provide the Court with a current case status.

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CASE#: 24PR-00041

CASE NAME: Estate of Michael J. Azevedo

THIS CASE IS SET FOR HEARING ON:

Continued from April 19, 2024 re: Status of Filing of Closing of the Estate

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

None.

TENTATIVE RULING:

No appearance required. A Status Report was filed on May 6, 2025. The Status Hearing ensuring the Closing of the Estate is continued to November 19, 2025 at 8:15 a.m. in Courtroom 10.

CASE#: 25PR-00050

CASE NAME: In the Matter of the Dorothy Jean Souza Trust dated June 2, 2016

THIS CASE IS SET FOR HEARING ON:

Continued from April 16, 2025 re: Petition for Order Confirming Trust Assets (Probate Code §850(a)(3)(B))

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

1. Notice has not been provided utilizing mandatory Judicial Council form *Notice of Hearing on Petition to Determine Claim to Property* (DE-115). Prob Code §851 **Corrected*

TENTATIVE RULING:

No appearance required. The Petition for Order Confirming Trust Assets is granted.

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CASE#: 25PR-00115

CASE NAME: Estate of Dennis Clark Moomjean

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. The following are not reflected in the Petition :
 - a. Item #3c – the street address and county of decedent's residence at time of death. **Corrected in Amended Petition*
 - b. Item 3e(1) – reflects Will waives bond. Did the decedent die testate or intestate? **Corrected*
 - c. What is the Petitioner's relationship to the decedent? **Corrected*
 - d. Item #8 – decedent's grandchildren have not been identified as adults or minors. **Corrected in Amended Petition*
2. Bond has not been waived by all beneficiaries. Prob Code §8481
3. No Proof of Publication with the corresponding signed affidavit.
Prob Code §8121, §8124 **Corrected*
4. A new proposed Order to be lodged reflecting the current hearing date and the \$215,000 bond required to be posted.

TENTATIVE RULING:

No appearance required. The *Amended Petition for Administration* with full IAEA Authority with a \$215,000.00 bond to be posted is granted. Letters to issue upon posting of the \$215,000 bond. Probate Referee Michael Wright is appointed. A Status Hearing ensuring the filing of an Inventory and Appraisal is hereby set for October 20, 2025 at 8:15 a.m. in Courtroom 10. A new proposed Order for Probate to be lodged reflecting the current hearing date and the \$215,000.00 bond to be posted.

CASE#: 25PR-00162

CASE NAME: Estate of John Jay deBettencourt

THIS CASE IS SET FOR HEARING ON:

Petition for Probate of Lost Will and for Letters Testamentary with Full IAEA Authority

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

1. No Notice to all heirs, beneficiaries & executors. Prob Code §8100, §8110

TENTATIVE RULING:

Appearance required.

(End of Tentative Rulings)