

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, February 24, 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#: 24PR-00374

CASE NAME: Estate of Pearl Webb

THIS CASE IS SET FOR HEARING ON:

Continued from January 10, 2025 re: Spousal Property Petition

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

1. Additional information is needed to establish the community property claim. (date asset acquired, date of marriage, manner in which asset was acquired and how asset is community property, what were the decedent's assets at the time of marriage, what was the decedent's occupation, how was the down payment made for the real property? Was it made with separate property or community property? Was the real property a gift? How were the mortgage payments made?) Prob Code 13651(a)(3)-(4) **Corrected*
2. Copy of most recent vesting deed to be submitted. **Corrected*
3. No notice to decedent's son Larry Irmini not previously identified in the Petition or any Proof of Service. Prob Code §13655 **Newly noted for the 3/14/25 hrg*

TENTATIVE RULING:

The hearing is continued to April 2, 2025 at 8:15 a.m. in Courtroom 10 for correction of the deficiency.

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CASE#: 25PR-00038

CASE NAME: Estate of Darryl Stone

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. No Proof of Publication with the corresponding signed affidavit.
Prob Code §8121, §8124

TENTATIVE RULING:

Appearance required.

8:30 AM CALENDAR

CASE#: 19PR-00325

CASE NAME: Estate of Katherine Lara Hew

THIS CASE IS SET FOR HEARING ON:

Continued from January 10, 2025 re: Status Hearing on Closing of the Estate

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

1. Distributive Receipt and an Ex Parte Petition For Final Discharge And Order (DE-295) have not been submitted. Prob Code §12250

TENTATIVE RULING:

Appearance required.

CASE #: 23PR-00078

CASE NAME: Estate of George D. Hathaway, Jr.

THIS CASE IS SET FOR HEARING ON:

Continued from March 5, 2025 re:

1. Order to Show Cause re: Sanctions for Failure to Appear
2. Order to Show Cause re: Why the Executor Should not be Removed
3. Further Proceedings: Possible Appointment of the Public Administrator

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

1. Distributive Receipts and an Ex Parte Petition For Final Discharge And Order (DE-295) have not been submitted. Prob Code §§11753, 12250

TENTATIVE RULING:

Appearance required.

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CASE#: 23PR-00123

CASE NAME: Conservatorship of Otis Lee Morris

THIS CASE IS SET FOR HEARING ON:

Continued from September 13, 2024 re:

1. Six-month Review
2. Status Review Hearing:

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

1. An Inventory and Appraisal has not been filed as directed by the Court on February 9, 2024.
2. An Accounting has not been filed as required per Probate Code 2620(a).

TENTATIVE RULING:

Appearance required.

(End of Tentative Rulings)