

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: Friday, November 14, 2025
TIME: 8:15 AM and 8:30 AM
Courtroom 10

PROBATE CALENDAR

Updated 11/12/25 at 3:30 pm

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.**

8:15 AM CALENDAR

CASE#: 22PR-00109 **Updated**

CASE NAME: Estate of Marty Pereira

THIS CASE IS SET FOR HEARING ON:

First and Final Account and Report of Administrator, Petition for Approval

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

1. The Supplement Re: Court Ordered Accounting filed on August 29, 2025 is not a Probate Code compliant Petition to Approve an Accounting with appropriate service to all interested parties as ordered by the Court on July 2, 2025. Prob Code §§1063, 1064, 1220
 - a. *The First and Final Account and Report of Administrator; Petition for Approval filed on 10/24/25 was not served on all interested parties as directed by the Court on 7/2/25 and 9/19/25. Prob Code §§11000, 1220, 1202*

TENATIVE RULING:

Appearance required.

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CASE#: 23PR-00449

CASE NAME: Estate of Patricia A. Canepa

THIS CASE IS SET FOR HEARING ON:

Continued from August 29, 2025: Status of Closing of the Estate

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

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

TENTATIVE RULING:

Appearance required. Counsel to advise the Court on the status of Closing of the Estate.

CASE#: 25PR-00344

CASE NAME: Estate of Melissa Sanchez

THIS CASE IS SET FOR HEARING ON:

Continued from October 3, 2025 re: Petition for Letters of Administration with Limited IAEA Authority

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

1. Petition #2d.(3) does not identify the bank and location in which funds are requested to be placed in a blocked account.
2. Petition #3d is blank and does not provide any information concerning the character and estimated value of the estate property.
3. Petition #3e(3) reflects all adult heirs have waived bond and is missing the referenced Attachment 3e(3). Prob Code §8481
4. Petition #3e(4) reflects the Petitioners are a corporate fiduciary or an exempt government agency.
5. Petition #3g(2)(c) reflects the Petitioners are the decedent's uncle and are different from the relationships identified on page 4 as the decedent's mother and brothers.
6. Petition #5a is blank as to any surviving spouse or children of the decedent.
7. Who is the Trustee and trust beneficiaries of the decedent's trust? A copy of the decedent's trust to be provided.
8. Notice has not been provided to all interested parties including the trustee and trust beneficiaries if applicable.
9. Did the decedent have a will?
10. No Notice to all heirs, beneficiaries & executors. Prob Code §8100, §8110
11. No Proof of Publication with the corresponding signed affidavit.
Prob Code §8121, §8124
12. Duties & Liabilities Acknowledgment signed by each personal representative has not been filed. Prob Code §8404(a)
13. Proposed Letters and Order for Probate has not been lodged.
Prob Code §8006, §8400

TENTATIVE RULING:

Appearance required.

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CASE#: 25PR-00345

CASE NAME: Estate of Maria Guzman

THIS CASE IS SET FOR HEARING ON:

Continued from October 3, 2025 re: Petition for Letters of Administration with Limited IAEA Authority

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

1. Petition #3e(3) reflects all adult heirs have waived bond and is missing the referenced Attachment 3e(3). Prob Code §8481
2. Petition #3g(2)(c) reflects the Petitioners are the decedent's brother and are different from the relationships identified on page 4 as the decedent's mother and brothers.
3. Petition #5a is blank as to any surviving spouse or children of the decedent.
4. Attached to the Petition are two contradictory Appointment of Administrator signed by Jesus Guzman as both the "uncle" and "brother" of the decedent.
5. No Notice to all heirs, beneficiaries & executors. Prob Code §8100, §8110
6. No Proof of Publication with the corresponding signed affidavit.
Prob Code §8121, §8124
7. Duties & Liabilities Acknowledgment signed by each personal representative has not been filed. Prob Code §8404(a)
8. Proposed Letters and Order for Probate has not been lodged.
Prob Code §8006, §8400
9. Bond has not been waived by all beneficiaries. Prob Code §8481

TENTATIVE RULING:

Appearance required.

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8:30 AM CALENDAR

CASE#: 23PR-00054 *Updated*

CASE NAME: Conservatorship of Michael Mason

THIS CASE IS SET FOR HEARING ON:

Continued from October 3, 2025 re:

1. First Account and Report of Former Conservator Carol McCauley and Petition for Its Settlement; For Allowance of Fees and Reimbursement of Costs to Former Conservator, and For Attorney Fees
2. Order to Show Cause as to the former Conservator Carol McCauley and her bonding company to appear and Show Cause why the Conservator of the Estate should not be surcharged \$19,000 for unaccounted for expenditures during the period Carol McCauley served as Temporary and General Conservator of the Estate
3. Motion for Suspension and Review of Legal Fees of Independent Counsel

TENTATIVE RULING:

No appearance required. Due to the complexity of the issues, the Court on its own motion sets the matter for **February 9, 2026 at 1:30 p.m. in Courtroom 10. This date shall supersede the previously set date of January 23, 2026 and shall include the Annual Review date currently set for January 23, 2026. All matters will be heard on February 9, 2026 at 1:30 pm in Courtroom 10.** All previous orders requiring no additional Supplements to be filed without leave of the Court are to remain in place pending the February 9, 2026 hearing. The previously filed Supplements are confusing and overly burdensome and appeared to be an intent to obfuscate the issue before the Court.

CASE#: 23PR-00142

CASE NAME: Conservatorship of John Curreri

THIS CASE IS SET FOR HEARING ON:

Continued from October 31, 2025 re: Second Account and Report of Conservator, Petition for Allowance of Fees to Conservator of the Person and Estate, and to the Attorney

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

1. Petition reflects the incorrect name of the conservatee on page 1 in the body of the Petition.
2. Petition is missing schedule "*Non-Cash Assets on Hand at Beginning of Account Period-Standard and Simplified Accounts*" GC-405(PH)(2)
3. The Accounting following death of a conservatee must include a court accounting for the period that ended on the date of death and a separate accounting for the period subsequent to the date of death. Prob Code §2620(b).
4. The Petition does not address what was the disposition of the conservatee's interest in real property that resulted in a significant loss to the estate.
5. The Petition requests fees for the Public Defender for services provided from May 12, 2024 through May 11, 2025. The Court's previously relieved the Public Defender as counsel for the conservatee on August 16, 2024.
6. What is the distribution plan for the conservatee's remaining estate assets.

TENTATIVE RULING:

No appearance required. Recommend the hearing be continued to November 14, 2025 at 8:30 am in Courtroom 10 for correction of the deficiencies.

(End of Tentative Rulings)