

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, April 21, 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#: 21PR-00344

CASE NAME: Estate of Fredrick Kern, Jr.

THIS CASE IS SET FOR HEARING ON:

Petition for Final Distribution, Waiver of Accounting, Allowance of Statutory Attorney's Fees, and Reimbursement of Costs

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

None.

TENTATIVE RULING:

No appearance required. The *Petition for Final Distribution, Waiver of Accounting, Allowance of Statutory Attorney's Fees, and Reimbursement of Costs* is approved. A Status Hearing ensuring the Closing of the Estate is hereby set for August 22, 2025 at 8:15 a.m. in Courtroom 10.

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CASE#: 23PR-00452

CASE NAME: Estate of Valrie Lynn Brown

THIS CASE IS SET FOR HEARING ON:

Continued from August 16, 2024 re: Status Hearing Closure 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 advise the Court on the current case status.

CASE#: 24PR-00403

CASE NAME: Estate of Therese D. Turner

THIS CASE IS SET FOR HEARING ON:

Continued from November 6, 2024 re: Filing of an Inventory and Appraisal

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

None.

TENTATIVE RULING:

No appearance required. An Inventory and Appraisal was filed on January 3, 2025. A Status Hearing ensuring the Closing of the Estate is hereby set for December 8, 2025 at 8:15 a.m. in Courtroom 10.

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CASE#: 25PR-00045

CASE NAME: Estate of William DeGallery, Jr.

THIS CASE IS SET FOR HEARING ON:

Continued from March 12, 2025 re: Petition for Letters of Special Administration 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, CRC 7.52(a) **Proof of Service filed on 3/12/25 is improper as it reflects service effectuated by the Petitioner. CCP §1013a.(3)*
2. Amount of proposed bond is insufficient for the value of the estate and the Petitioner's request for Full IAEA Authority. Prob Code §8482 **Addressed*
3. No Proof of Publication with the corresponding signed affidavit. Prob Code §8545, 8003(b), 8121, §8124 **Remains deficient for the 4/21/25 hrg*
4. Duties & Liabilities Acknowledgment signed by each personal representative has not been filed. Prob Code §8404(a) **Corrected*
5. Proposed Letters and Order for Probate has not been lodged. Prob Code §8006, §8400 **Lodged 3/17/25*

TENTATIVE RULING:

Appearance required.

CASE#: 25PR-00102

CASE NAME: Estate of Sherri Marie Snyder

THIS CASE IS SET FOR HEARING ON:

Spousal Property Petition

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE 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, were purchases made with separate or community property funds? Were any of the assets to be transferred a gift?) Prob Code 13651(a)(3)-(4)
2. Court has no jurisdiction over the real property located in Mexico.

TENTATIVE RULING:

The hearing is continued to May 28, 2025 at 8:15 a.m. in Courtroom 10 for correction of the deficiencies.

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CASE#: 25PR-00120

CASE NAME: Estate of Henry Charles Amfahr

THIS CASE IS SET FOR HEARING ON:

Petition for Letters Testamentary with Full IAEA Authority

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

None.

TENTATIVE RULING:

The *Petition for Letters Testamentary with Full IAEA Authority* with no bond required to be posted is granted. The decedent's will is admitted into Probate. Probate Referee Michael Wright is appointed. A Status Hearing ensuring the filing of an Inventory and Appraisal is hereby set for October 2, 2025 at 8:15 a.m. in Courtroom 10.

CASE#: 25PR-00121

CASE NAME: Estate of Ivy Yvonne Fey

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:

None.

TENTATIVE RULING:

The *Petition for Administration with Full IAEA Authority* with no bond required is granted. Probate Referee Michael Wright is appointed. A Status Hearing ensuring the filing of an Inventory and Appraisal is hereby be set for October 2, 2025 at 8:15 a.m. in Courtroom 10.

(End of Tentative Rulings)