

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 28, 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#: 22PR-00313

CASE NAME: Estate of Steven Forest Garner

THIS CASE IS SET FOR HEARING ON:

1. Continued from November 8, 2024 re: Review of Case Status
2. Petition and Report on Waiver of Account for Final Settlement, For Statutory Commission, For Allowance of Statutory Attorney Fees and for Final Distribution

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

1. Counsel to lodge a proposed Order. MSC 100 E.

TENTATIVE RULING:

Appearance required. The Court's intention is to approve the *Petition and Report on Waiver of Account for Final Settlement, For Statutory Commission, For Allowance of Statutory Attorney Fees and for Final Distribution*. Counsel to lodge a proposed Order. Status Hearing ensuring the Closing of the Estate to be set for February 9, 2026 at 8:15 a.m. in Courtroom 10.

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CASE#: 23PR-00083

CASE NAME: Estate of Juan U. Garcia

THIS CASE IS SET FOR HEARING ON:

Continued from March 17, 2025 re:

1. Petition and Report on Waiver of Account for Final Settlement, For Waiver of Statutory Commission, for allowance of Statutory Attorney Fees, and Final Distribution
2. Order to Show Cause re: Failure to Appear

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

1. Distribution of Assets does not comply with the Probate Code intestate succession to include the decedent's father Leo Estrada Garcia.
Prob Code §§240, 6400 et seq.
2. Proof of Service reflecting notice to all heirs has not been filed.
Prob Code §§11000, 1220

TENTATIVE RULING:

Appearance required.

CASE#: 24PR-00127

CASE NAME: Estate of Alberta A. Morris

THIS CASE IS SET FOR HEARING ON:

Amended First and Final Report of Executor, Petition for Attorneys Fees, and For Final Distribution, Accounting Waived

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

None.

TENTATIVE RULING:

No appearance required. Recommend to approve the *Amended First and Final Report of Executor, Petition for Attorneys Fees, and For Final Distribution, Accounting Waived*. The Status Hearing ensuring the Closing of the Estate currently set for Thursday, July 31, 2025 at 8:15 a.m. in Courtroom 10 to be confirmed.

CASE#: 24PR-00307

CASE NAME: Estate of Catherine Mary Smith

THIS CASE IS SET FOR HEARING ON:

Continued from November 8, 2024 re: Status of Filing an Inventory and Appraisal

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

None.

TENTATIVE RULING:

No appearance is required. An Inventory and Appraisal was filed on January 9, 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.

(End of Tentative Rulings)