

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: Thursday, July 3, 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#: 23PR-00283

CASE NAME: Estate of Jorge Alberto Armenta

THIS CASE IS SET FOR HEARING ON:

First and Final Report of Administrator and for Final Distribution and Petition for Allowance of Statutory Compensation to Attorney for Ordinary Services

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

1. The proposed distribution of the real property to the minor brings some concern and questions:
 - a. It is unclear who will be in possession and control of the real property
 - b. Is there any existing mortgage owed on the real property
 - c. How are any tax obligations or other real property expenses to be handled
 - d. How will the real property be titled/recorded
2. A proposed Order has not been lodged. MSC 100 E.

TENTATIVE RULING:

Appearance required.

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CASE#: 23PR-00286

CASE NAME: Guardianship of Nubia Armenta

THIS CASE IS SET FOR HEARING ON:

Continued from April 30, 2025 re: Review of Case Status

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

1. Counsel should provide the Court with an update on additional efforts/progress made to make the estate whole in regards to the monies owed by A. Lopez.

TENTATIVE RULING:

Appearance required.

CASE#: 24PR-00091

CASE NAME: In the Matter of the Johnathan Daniel Truax Living Trust

THIS CASE IS SET FOR HEARING ON:

Petition to Reform Trust

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

Under Review.

TENTATIVE RULING:

No appearance required. Due to the Court's impacted calendar, the Probate Examiner has requested additional time to review the case. On the Court's own motion the hearing is continued to September 10, 2025 at 8:15 a.m. in Courtroom 10.

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CASE#: P20138

CASE NAME: Conservatorship of Maria Elena Ruiz

THIS CASE IS SET FOR HEARING ON:

Continued from April 7, 2025 re: Third and Final Account and Report of Conservator; Petition for Allowance of Fee to Conservator of the Person and Estate, Attorney's Fees and Discharge of Conservator and Delivery of Assets

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

1. Disbursements made by check to unknown payees for unknown reasons.
2. Multiple overdraft charges
3. Multiple and significant amounts of cash withdrawals by the conservator for gambling purposes.
4. No receipts reflected for the Wells Fargo Court Blocked Savings Account for April 30, 2009 through April 30, 2020. Accounting reflects "Statement not Provided" with no incurred bank interest for this period-of-time.
5. Accounting remains under review and all estate bank statements for the accounting periods are requested to be provided in support of the accounting review.

TENTATIVE RULING:

No appearance required. A Declaration of Conservator was filed on May 20, 2025 in response to the previously posted Probate Notes. Due to the Court's impacted calendar, the Probate Examiner has requested additional time to review the case. On the Court's own motion the hearing is continued to August 22, 2025 at 8:15 a.m. in Courtroom 10.

(End of Tentative Rulings)