

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](mailto: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

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DATE: Wednesday, April 29, 2026  
TIME: 8:15 AM  
Courtroom 10  
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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#:** 16PR-00164

**CASE NAME:** Conservatorship of Christopher Borba

**THIS CASE IS SET FOR HEARING ON:**

Continued from March 25, 2026

1. Fourth Account and Report of Co-Conservators; Petition to Approve Account, For Reimbursement of Costs and for Allowance of Fees to Attorney
2. Fifth Account and Report of Co-Conservators; Petition to Approve Account, For Reimbursement of Costs and for Allowance of Fees to Attorney

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

1. Court's discretion concerning counsel's request for fees in the 5<sup>th</sup> accounting are "just and reasonable" for the work completed during the conservatorship period. Prob Code §2642
2. Court Investigator Fees in the amount of \$450.00 to be assessed per Probate Code 1851.5.

**TENTATIVE RULING:**

Appearance required.

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**CASE#:** CU110713

**CASE NAME:** Rivas v. County of Merced, et al. (SNT)

**THIS CASE IS SET FOR HEARING ON:**

Petition for Approval of Fourteenth Account and Report of Co-Trustees; Fees

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

1. Notice has not been served on all trustees, beneficiary and any other interested parties.  
Prob Code §17203
2. The request for attorney fees is not supported by any declaration (nature, benefit, time expended, detail of services provided & amount.

**TENTATIVE RULING:**

Appearance required.

**CASE#:** 23PR-00036

**CASE NAME:** Estate of Joann Croft

**THIS CASE IS SET FOR HEARING ON:**

Continued from February 25, 2026 re: Status Review on 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 current case status.

**CASE#:** 24PR-00281

**CASE NAME:** Estate of Kathy Lynette Roy

**THIS CASE IS SET FOR HEARING ON:**

Continued from April 29 2026 re: Status Hearing ensuring the 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 [\\*Corrected – filed 4/20/26](#)

**TENTATIVE RULING:**

No appearance required. The hearing on the *First and Final Account/Waiver of Account and Report of Administrator Petition for Final Distribution* currently set July 15, 2026 hearing at 8:15 a.m. in Courtroom 10 to be confirmed.

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**CASE#:** 24PR-00345

**CASE NAME:** Estate of William McNeill

**THIS CASE IS SET FOR HEARING ON:**

Continued from March 11, 2026 re: First and Final Report and Account; Request for Final Distribution; Request for Payment of Statutory and Extraordinary Fees

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

1. Questions concerning the Petition:
  - a. There appears to contain a typo in paragraph #12 – Summary of Account and reflects the decedent's sons have signed Waivers of Accounting. The decedent does not appear to have been survived by any sons.
  - b. Paragraph #17 – reflects the real property was sold on March 4, 2025 with Notice of Proposed Action served on all heirs on March 26, 2025. Were all heirs provided sufficient notice and time to object to the proposed sale of the real property? Prob Code §§10580, 10585, 10586
2. Request for reimbursed expenses include expenses outside the period of time and scope of expenses related to the administration of the decedent's estate. Prob Code §11420
3. Court's discretion concerning reimbursement for travel expenses requested by Alice Davis for herself and Michael Davis.
4. Did the decedent have independent care givers while residing in an assisted living facility?
5. Notice has not been provided to all estate heirs. Prob Code §§11000, 1220

**TENTATIVE RULING:**

No appearance required. The hearing is continued to June 22, 2026 at 8:15 a.m. in Courtroom 10 for correction of deficiencies.

**CASE#:** 24PR-00355

**CASE NAME:** Estate of Mike G. Ybarra, Jr.

**THIS CASE IS SET FOR HEARING ON:**

Continued from February 25, 2026 re: Status Hearing ensuring the 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. The Administrator to appear and provide the Court with a current case status.

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**CASE#:** 25PR-00076

**CASE NAME:** Estate of Baxter Johnston

**THIS CASE IS SET FOR HEARING ON:**

Continued from October 1, 2025 re: Status Hearing ensuring the Closing 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:**

No appearance required. A Status Report was filed on April 24, 2026. A Status Hearing ensuring the Closing of the Estate is hereby set for October 2, 2026 at 8:15 a.m. in Courtroom 10.

**CASE#:** 26PR-00061

**CASE NAME:** Estate of Doris Winzer

**THIS CASE IS SET FOR HEARING ON:**

Continued from March 11, 2026 re: Petition for Letters Testamentary with Full IAEA Authority

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

1. What is the status of The Doris Winzer Trust? If it is in operation, who is the Trustee and beneficiaries? *\*Response filed 3/25/26 in which the Petitioner states he has no information concerning the decedent's trust and there are no known documents related to any existence of the decedent's trust. \*A review of the Petitioner's previously filed case #25PR-0406 includes a copy of the decedent's trust.*
2. No Proof of Publication with the corresponding signed affidavit.  
Prob Code §8121, §8124 *\*Proof of Publication was filed on 4/14/26 reflects the Petitioner as "Jose" Winzer, Jr.*
3. Proposed Order for Probate and proposed Letters reflect Petitioner as the Administrator with Will Annexed but is named in the decedent's will as an Executor.  
*\*Corrected*

**TENTATIVE RULING:**

Appearance required.

(continued on next page)

**CASE#:** 24PR-00396

**CASE NAME:** In the Matter of the Heather E. Vann Revocable Trust dated 8/13/14

**THIS CASE IS SET FOR HEARING ON:**

Continued from March 18, 2026 re: Status Review Hearing

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

None.

**TENTATIVE RULING:**

Appearance required. Parties to appear and set appropriate Trial dates.

(End of Tentative Rulings)