

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: Wednesday, August 13, 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-00348

CASE NAME: Estate of Elias Vargas

THIS CASE IS SET FOR HEARING ON:

Waiver of Accounting and Report of Administrator, Petition for Final Distribution and Discharge;
Status Report

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

None.

TENTATIVE RULING:

The Waiver of Accounting and Report of Administrator, Petition for Final Distribution and Discharge; Status Report is approved. A Status Hearing ensuring the Closing of the Estate is set for November 19, 2025 at 8:15 a.m. in Courtroom 10.

(continued on next page)

CASE#: 25PR-00243

CASE NAME:

In the Matter of the Norma B. Bacal Revocable Living Trust, dated March 30, 2019

THIS CASE IS SET FOR HEARING ON:

Petition To Compel Actions By Trustee; and To Remove Trustee

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

1. A proposed Order has not been lodged. MSC 100 E.

TENTATIVE RULING:

Appearance required.

CASE#: PR000763

CASE NAME: Matter of the Cathy Marie Talai Special Needs Disability Trust

THIS CASE IS SET FOR HEARING ON:

Continued from June 13, 2025 re:

1. Sixth Account and Report of Successor Trustee; Petition for Trustee and Attorney Fees
2. Seventh Account and Report of Successor Trustee; Petition for Trustee and Attorney Fees

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

Sixth Accounting:

1. Additional information needed as to the following
 - a. Disbursement on 9/15/23 Check#2572 – Averairy - \$15,200.00
 - b. Overdraft charges incurred on 9/6/23 and 9/7/23

**Corrected – Addressed in 7/16/25 Declaration*

Seventh Accounting:

1. The Petition states the Trustee has not paid himself any fees for the Seventh accounting period in contrast to Schedule C-2 reflecting the Trustee has paid himself \$3,000.00 as follows: **Corrected – Addressed in 7/16/25 Errata Filing*
 - o 7/1/24 Ck#2661 Trustee fee - \$750.00
 - o 8/1/24 Ck#2670 Trustee fee - \$750.00
 - o 9/2/24 Ck#2680 Trustee fee - \$750.00
 - o 10/1/24 Ck#2688 Trustee fee - \$750.00

**Corrected – Addressed in 7/16/25 Errata Filing*

TENTATIVE RULING:

Appearance required. Absent any Objection, the Court's intention is to approve both the Sixth and Seventh Accountings. The Court accepts the reduction of the Trustee's fees by \$70.00 to compensate for the overdraft fees and approves the balance owing to the Trustee as \$1,065.00. The fees requested by counsel for Sixth and Seventh accounting in the amount of \$2,642.00 are approved.

(End of Tentative Rulings)