

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, July 15, 2026
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#: 18PR-00135

CASE NAME: In re: Alice Dalbesio 2003 Trust

THIS CASE IS SET FOR HEARING ON:
Petition for Appointment of Successor Trustee

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

1. What is the status of the remaining trust assets and/or had the trust administration been completed by the former trustee Claudette Smalley?
2. If trust administration had not otherwise been completed by the former deceased trustee, additional notice to named trust beneficiaries may be required. Prob Code 17203

TENTATIVE RULING:
Appearance required.

(continued on next page)

CASE#: 24PR-00149

CASE NAME: Estate of Manuel Jimenez

THIS CASE IS SET FOR HEARING ON:

Continued from May 6, 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

TENTATIVE RULING:

No appearance required. The hearing on the *Waiver of Account and Report of Executor, Petition for Final Distribution* currently set for September 10, 2026 at 8:15 a.m. in Courtroom 10 is confirmed.

CASE#: 24PR-00281

CASE NAME: Estate of Kathy Lynette Roy

THIS CASE IS SET FOR HEARING ON:

First and Final Account/Waiver of Account and Report of Administrator Petition for Final Distribution

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

1. The proposed distribution is not consistent with intestate succession under Probate Code 6402.
2. The Petition references Waivers of Accounting; however, no such waivers are present in the court file. Prob Code section 10954(a)(1)
3. No Notice of Hearing has been filed for the Petition for Final Distribution. The Hearing on the Petition requires notice with appropriate Proof of Service filed with the Court pursuant to Probate Code §§ 1042 and 1220.
4. A proposed Order has not been lodged. MSC 100 E.

TENTATIVE RULING:

No appearance required. The hearing is continued to August 21, 2026 at 8:15 a.m. in Courtroom 10 for correction of the deficiencies. Any corrective pleadings to be filed with the Court by the close of business on August 7, 2026.

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CASE#: 26PR-00114

CASE NAME: Estate of Adrian Quezada

THIS CASE IS SET FOR HEARING ON:

Continued from June 5, 2026 re: Petition for Letters of Administration with Full IAEA Authority

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

1. No Notice to all heirs, beneficiaries & executors. Prob Code §8100, §8110 **Corrected – filed 6/29/26*
2. No Proof of Publication with the corresponding signed affidavit.
Prob Code §8121, §8124 **Corrected – filed 5/19/26*
3. Bond has not been waived by all beneficiaries. Prob Code §8481
 - a. *Waivers of bond have been filed by all heirs except decedent's minor son, age 17. A minor may not personally execute a waiver; submit a waiver signed by an authorized representative or a petition/order appointing a guardian ad litem to act for the minor, or post bond.. *Newly noted for the 7/15/26 hearing*
 - b. *When does the minor become an adult? Court's discretion if a Guardian Ad Litem is to be appointed for the minor. Prob Code §1003 *Newly noted for the 7/15/26 hearing*
4. Petition Item #3 – Reflects the estate is estimated in value at \$2,500 but states the estate receives \$482,400 in annual gross income from real property (#3d(2)(a) in which a value has not been provided in item #3d(4
5.) in the Petition.
6. Proposed Letters (**lodged 5/22/26*) and Order for Probate has not been lodged.
Prob Code §8006, §8400 **Corrected – lodged 5/29/26*

TENTATIVE RULING:

Appearance required.

CASE#: 26PR-00187

CASE NAME:

In re: Trust of Rosalynde J. Washburn a.k.a. Family Trust Rosalynde J. Washburn, Rosalynde J. Washburn Trust DTD 11-28-90, and Rosalynd J. Washburn Trust

THIS CASE IS SET FOR HEARING ON:

Petition to Confirm Title of Trust and Transfer Asset to Trust

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

None.

TENTATIVE RULING:

No appearance required. Recommend to grant the *Petition to Confirm Title of Trust and Transfer Asset to Trust*.

(End of Tentative Rulings)