

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. Updates to the Probate Examiner's Notes typically will be posted 3 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 notify that documents have been filed, 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 or status of orders 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.

Superior Court of California, County of Merced
Los Banos Division
HONORABLE: Jennifer O. Trimble

DATE: Monday April 15, 2024
TIME: 8:30 AM
Courtroom 12

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 No.: 21PR-00001

CASE NAME: Estate of Guadalupe Olarte

THIS CASE IS SET FOR HEARING ON:

Continued from March 11, 2024 re: Closure of the Estate

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

1. No Ex Parte Petition For Final Discharge submitted to the Court. Prob Code §12200-12201

PROBATE EXAMINER RECOMMENDATIONS:

Appearance required.

(continued on next page)

CASE#: 23PR-00219

CASE NAME: Estate of Diane M. Ohanian

THIS CASE IS SET FOR HEARING ON:

Amended First and Final Account and Report of Administrator and Petition for Its Settlement, and Petition for Final Distribution and For Allowance of Compensation to Administrator and Attorneys for Ordinary Services

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

1. No proposed Order lodged with the Court.

PROBATE EXAMINER'S RECOMMENDATION:

Recommend to grant the Petition for Distribution. A Status Hearing to be scheduled for Wednesday, August 28, 2024 at 8:30 a.m. in Courtroom 12 to ensure the closing of the estate.

CASE #: 24PR-00067

CASE NAME: Jose Felix Rivera Garcia, also known as Jose Felix Rivera, aka Felix Rivera , aka Felix J. Rivera, aka Felix Rivera aka Felix Rivera Garia aka Felix Garcia Rivera

THIS CASE IS SET FOR HEARING ON:

Spousal Property Petition

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

None.

PROBATE EXAMINER'S RECOMMENDATION:

Recommend granting the spousal property petition.

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CASE No.: 24PR-00070

CASE NAME: In Re: The Jesse and Ernestine Alarcon Living Trust

THIS CASE IS SET FOR HEARING ON:

Verified Petition For Direction [Probate Code §17200]

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

1. Exhibit A appears to be a restatement completed on August 1, 2021 of The Jesse And Ernestine Alarcon Living Trust (“Trust”). Court is missing the original Trust document dated 1/23/2006 that “is currently in existence.”
2. Clarification regarding whether this Court has jurisdiction to consider the petition, given the terms of the Trust as found in Article 13, paragraphs I and J, page 38.
3. Clarification that the property listed in Exhibit B of the petition is property of the Trust. The Trust Restatement is devoid of references to the property’s APN and legal description as shown in Exhibit B and the Court is missing the latest, current recorded Deed of the property to be sold.
4. Clarification whether any terms of the Trust, or statute, empower petitioner to sell the real property. Probate Code §16200

PROBATE EXAMINER’S RECOMMENDATION:

Appearance required.

(End of Probate Notes)