

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 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.

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

**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
Los Banos Division
HONORABLE: Jennifer O. Trimble

DATE: Thursday, July 3, 2025
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#: 23PR-00448

CASE NAME: Estate of Bobby Joe Darnall

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:

1. Waiver of Accounting does not list the sale price of the house. Cal. Rules of Court, Rule 7.550(b)(2) and (3); Probate Code §1062(d).
2. Waiver of Accounting does not list assets on hand, such as amount of cash. Cal. Rules of Court, Rule 7.550(b)(4).
3. Waiver of Accounting does not state whether distributions of cash or property to the beneficiaries occurred. Probate Code §1062(e).
4. Proposed Order incorrectly states that the real property is being disbursed to the beneficiaries 50% - 50%, when Petition for Final Distribution states the real property "was sold." (See Petition, page 3, Line 19.)
5. Petition for Final Distribution and the proposed Order do not list dollar amounts to be disbursed to each beneficiary. Cal. Rules of Court, Rule 7.550(b)(4); 7.651.
6. Proposed Order incorrectly states, "*estate is ... considered discharged.*" Probate Code §12250.

(End of Probate Notes)

Probate Notes – Thursday, July 3, 2025