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, November 5, 2026
TIME: 9:00 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#: 25PR-00265

CASE NAME: In The Matter of The Andrea Carroll Linneman Living Trust
Dated September 29, 2022

THIS CASE IS SET FOR HEARING ON:
Amended Petition For Order Confirming Property Held In Trust.

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

1. Clarification of why James Christopher Linneman, the listed Successor Trustee of the Linneman Intervivos Trust of February 1, 1963 for Andrea Carroll Linneman, was not served with a notice of the hearing to determine the claims to the properties. Probate Code §851; (See Exhibit E-1 attached to the Amended Petition.).
2. Clarification of why Atty. David E. Holland, the Requestor of the recorded Affidavit Of Death Of Trustee And Succession Of Trustee, and apparent legal representative to James Christopher Linneman, was not served with a notice of the hearing to determine the claims to the properties. Probate Code §851; (See Exhibit E-1 attached to the Amended Petition.).

(Continued on the next page.)

3. Clarification whether James Christopher Linneman, the listed Successor Trustee of the Linneman Intervivos Trust of February 1, 1963 for Andrea Carroll Linneman, is in possession of, owns, holds, is administering, or has title to, the real properties listed in the Amended Petition. (See Exhibit E-1, E-2, E-3, E-4, E-5, and E-6 attached to the Amended Petition.)
4. Clarification whether Decedent Andrea Carroll Linneman intended properties held or possessed by another Trustee for her benefit, were not to be included in her Andrea Carroll Linneman Living Trust Dated September 29, 2022 ("Trust"), when she wrote "Any and all interests in real property of which I may die possessed." (See Exhibit A, Page 14, the last sentence of her Trust, attached to the Amended Petition.)
5. Clarification whether Decedent Andrea Carroll Linneman intended properties held or possessed by another Trustee for her benefit, were not to be included in her Last Will And Testament of Andrea Carroll Linneman ("Will"), when she wrote "Insofar as I may die possessed of any property[.]" (See Exhibit B, Page 1, the Fifth paragraph, penultimate sentence of her Will, attached to the Amended Petition.)
6. Clarification of who "possessed" the real properties listed in the Amended Petition when Decedent Andrea Carroll Linneman created her Trust and Will: Andrea Carroll Linneman or the Trustee of The Linneman Intervivos Trust of February 1, 1963 for Andrea Carroll Linneman.
7. Clarification whether <u>In The Matter Of The Linneman Intervivos Trust of February 1, 1963 for Andrea Carroll Linneman</u> *(Merced Superior Court Case No. 25423)* should be related in some manner to this instant case.
8. Clarification whether Petitioner or his Attorney performed any research of any of the real properties listed in the Amended Petition to determine if any of the Deeds to the real properties have transferred ownership since 1963.

PROBATE EXAMINER'S RECOMMENDATION:
Appearance required.

End of Probate Notes