

## Tentative Rulings

### Law & Motion and Family Law Calendar for August 23, 2021

Department Two – Judge Douglas Prouty

To request a hearing on any matter on this calendar, you must call the Court at 530/283-6305 by 12:00 noon, August 20, 2021, and notice of the intention to appear must also be given to all other parties. If the clerk is not notified of a party's intention to appear, there will be no hearing and the tentative ruling becomes the order of the court.

If you do appear and want the matter reported by a court reporter in unlimited civil, family law or probate, you must contract with and provide your own court reporter. The Court does not provide an official reporter for these calendars.

**PLEASE NOTE – ANY REQUIRED APPEARANCE BY COUNSEL MUST BE DONE BY USING COURT CALL (1-800-882-6878) – UNLESS OTHERWISE STATED IN THESE TENTATIVE RULINGS. ANY REQUIRED APPEARANCE BY A PARTY APPEARING WITHOUT AN ATTORNEY MUST BE DONE BY CALLING THE COURT'S CONFERENCE LINE AT 1-877-336-1829 AND ENTER THE ACCESS CODE 4023142. THE PARTY MUST THEN WAIT ON THE LINE AND MUTE THEIR PHONE UNTIL THE COURT CALLS THEIR CASE.**

### PROBATE CALENDAR – 9:00 a.m.

Case No. PR21-00032                  Conservatorship of Hall, Jacob

Tentative Ruling: **Appearance required.** Notice has been given as required by law. The Court has reviewed pleadings and submitted forms. The Court will discuss the Court investigator status.

Case No. PR21-00034                  Conservatorship of Hall, Joshua

Tentative Ruling: **Appearance required.** Notice has been given as required by law. The Court has reviewed pleadings and submitted forms. The Court will discuss the Court investigator status.

Case No. PR21-00043                  Conservatorship of Lovins, Jesse  
Case No. CV21-00151                  In re Jesse Arlo Lovins

Tentative Ruling: **Appearance required.** Both this conservatorship action and the Application for Appointment of Guardian ad Litem in CV21-00151 are will be discussed with counsel. It does not appear that any Notice of Hearing has been filed or served on any party on behalf of the proposed Guardian ad Litem. Counsel for the proposed Guardian ad Litem can appear telephonically by CourtCall if requested.

**Case No. P21-00035                      Estate of Brown, Clifford**

Tentative Ruling: **No appearance required.** Notice has been given as required by law and no opposition to the Petition. The Court will grant the Order for Probate and sign the proposed Order.

**Case No. P20-00051                      Estate of Church, Martha**

Tentative Ruling: **No appearance required.** The Court has reviewed the Report and Petition for Final Distribution. Notice has been given as required by law and the no opposition has been filed. The Court grants the Petition for Final Distribution and will sign the proposed Order on Waiver of Account and for Final Distribution.

**Case No. PR21-00039                      Estate of Connolly, Adam**

Tentative Ruling: **Appearance required.** It does not appear that posting of the Notice of Hearing pursuant to this Court's Administrative Order has been filed. The Court will continue the matter to September 27, 2021 at 9 a.m. for that to be posting to be completed.

**Case No. PR21-00028                      Estate of Dill, Mary**

Tentative Ruling: **Appearance required.** It does not appear that posting of the Notice of Hearing pursuant to this Court's Administrative Order has been filed. The Court's Minute Order continuing the hearing from July 26, 2021, because of the Dixie Fire was mailed to the address given by the Petitioner, but it was returned as not deliverable. The Court will continue the matter to September 27, 2021 at 9 a.m. for posting of the pleadings to be completed. Any party to this action can appear by telephone for this hearing by calling 1-877-336-1829 and enter the access code 4023142. The party must then wait on the line until the Court calls their case. The parties are to mute their phone until the case is called.

**Case No. PR20-00064                      Estate of Goings, Patsy Sue**

Tentative Ruling: **No appearance required.** The Court has reviewed the First and Final Account and Report and the Petition for Settlement of Estate. Notice has been given as required by law. The Court will grant the Petition and sign the proposed order.

**Case No. PR21-00042                      Estate of Skaufel, Floyd**

Tentative Ruling: **No appearance required.** The Court has reviewed the Petition to Determine Succession to Real Property and Inventory and Appraisal. Notice has been given as required by law and the no opposition has been filed. The Court grants the Petition and will sign the proposed Order.

**Case No. PR21-00021 Estate of Spence, Linda**

Tentative Ruling: **No appearance required.** Notice has been given as required by law and no opposition to the Petition. The Court will grant the Order for Probate and counsel is to prepare a proposed Order for the Court's signature.

**Case No. PR21-00011 Guardianship of Brown, Bret**

Tentative ruling: **Appearance required.** The Court will discuss the status of investigative report and family law case. Counsel or any party to this action can appear by telephone for this hearing by calling 1-877-336-1829 and enter the access code 4023142. The party must then wait on the line until the Court calls their case. The parties are to mute their phone until the case is called.

**FAMILY LAW CALENDAR - 10:30 a.m.**

**Case No. FL19-00072 Berezna, Ryan v Hedrick, Sevonna**

Tentative Ruling: **Appearance required.** The Court will discuss finalizing this case with the filing of a judgment incorporating the 2019 Order. Counsel or any party to this action can appear by telephone for this hearing by calling 1-877-336-1829 and enter the access code 4023142. The party must then wait on the line until the Court calls their case. The parties are to mute their phone until the case is called.

**Case No. FL21-00010 Brown, Christopher v. Peterson, Olivia**

Tentative Ruling: **Appearance required.** This case is set for a status review of custody and visitation.

**Case No. FL18-00220 Chipman, Christopher v Kelly, Nikita**

Tentative Ruling: **No appearance required.** Petitioner's counsel had previously indicated an amended Order to Show Cause re: Contempt would be served on the Respondent for this hearing date. However, no proof of service has been filed. This Order to Show Cause filed on April 16, 2021, is vacated and taken off calendar.

**Case No. FL21-00015 Hudson, Brandon v Miller, Jacqu**

Tentative Ruling: **Appearance required.** The Court will discuss the results of mediation with the parties in both cases.

**Case No. FL21-00095 Miller, Jacqueline v Hudson, Brandon**

Tentative Ruling: **Appearance required.** The Court will discuss the results of mediation with the parties in both cases.

**Case No. FL14-00213 Luna, Christopher v. Luna, Deanna**

Tentative Ruling: **Appearance required.** Respondent's Request for modification of spousal support and attorney's fees was continued to this date because of the Court's closure for wildfires. No response has been filed and Petitioner's new counsel recently substituted into the case. The Court will discuss if any discovery is anticipated and if counsel are asking for a contested hearing date. Counsel can appear telephonically by CourtCall if requested.

**Case No. FL21-00014 Overholt, Deniece v Munch, Christopher**

Tentative Ruling: **Appearance required.** The Court will discuss the status of the juvenile dependency action in Dept. 1. Counsel can appear telephonically by CourtCall if requested.

**Case No. FL11-00018 Sheldon, Valerie v Sheldon, Michael**

Tentative Ruling: **Appearance required.** No opposition has been filed by Respondent to Petitioner's Request to modify custody and visitation. The Court will discuss the status of mediation.

**Case No. FL19-00210 Smith, Jeremiah v Smith, Brandy**

Tentative Ruling: **No appearance required.** Based upon the filing of the Stipulation and Order regarding their daughter, Emily, no further hearings are necessary and this matter is taken off calendar.

**CASE MANAGEMENT CONFERENCE/OTHER CASES**

**1:30 p.m.**

**Case No. LC21-00045 Achievable Solutions, Inc. v Sharma, Ashwin**

Tentative Ruling: **Appearance required.** Plaintiff has failed to serve the Summons and Complaint in violation of Rule of Court 3.740 and has failed to file a Case Management Statement as required by Rule of Court 3.720. Plaintiff is to show cause why reasonable monetary sanctions should be imposed. Counsel can appear telephonically by CourtCall if requested.

**Case No. LC21-00024          Calvary SPV I, LLC v Stokes, Noelia**

Tentative Ruling: **Appearance required.** Plaintiff has failed to serve the Summons and Complaint in violation of Rule of Court 3.740 and has failed to file a Case Management Statement as required by Rule of Court 3.720. Plaintiff is to show cause why reasonable monetary sanctions should be imposed. Counsel can appear telephonically by CourtCall if requested.

**Case No. LC21-00041          Foxwood Community Accosiation Inc v Greenway Homes, LLC**

Tentative Ruling: **Appearance required.** The Court will discuss the status of the case. Counsel can appear telephonically by Courtcall if requested.

**Case No. CV21-00032          Labbe, Lane v Raynal, David**

Tentative Ruling: **No appearance required.** The Court notes that Defendant's Motion to Transfer Venue is set for hearing on September 27, 2021, at 9:30 a.m. in this Department. This first Case Management Conference will be continued to that date and time for the outcome of that Motion.

**CASE MANAGEMENT CONFERENCE/OTHER CASES**  
**2:00 P.M.**

**Case No. LC20-00051          Discover Bank v Grant, Stephen**

Tentative Ruling: **No appearance required.** Plaintiff has filed a Notice of Settlement indicating the Defendant have agreed to settle the case conditionally with completion by 3/14/22. The Court continues Case Management Conference to March 28, 2022, at 2 p.m. for further Case Management Conference and Plaintiff to show cause why the case should not be dismissed per Rules of Court 3.1385.

**Case No. LC21-00106 Discover Bank v Herzig, Christopher**

Tentative Ruling: **Appearance required.** This case is on calendar for further Case Management Conference and for Plaintiff to show cause why monetary sanctions should not be imposed for failure to appear for the first Case Management Conference on July 12, 2021, and failure to timely file a Case Management Statement for that CMC. Counsel can appear telephonically by Courtcall if requested.

**Case No. CV21-00001 Graham, John v Hudson, Andrew**

Tentative Ruling: **Appearance required.** Defendants have failed to file a Case Management Statement and is to show cause why monetary sanctions should be imposed pursuant to Rule of Court 3.720. The Court will discuss the status of the case. Counsel can appear telephonically by Courtcall if requested.

**Case No. CV20-00161 Hill, Adriane v Hat Creek Construction & Materials, Inc**

Tentative Ruling: **Appearance required.** The Court will discuss the status of discovery and amenability to mediation. Counsel can appear telephonically by Courtcall if requested.

**Case No. CV20-00072 Mainburg, Robert v Stanton, Carol**

Tentative Ruling: **Appearance required.** The Court will discuss the status of discovery and amenability to mediation. Counsel can appear telephonically by Courtcall if requested.

**Case No. LC20-00136 Portfolio Recovery Associates, LLC v Hawes, Lance**

Tentative Ruling: **Appearance required.** This case is on calendar for further Case Management Conference and for Plaintiff to show cause why monetary sanctions should not be imposed for failure to appear for the Case Management Conference on July 12, 2021, and failure to timely file a Case Management Statement for that CMC. Counsel can appear telephonically by Courtcall if requested.

**Case No. CV19-00192 Spaulding, Mark v Maybury, Chris**

Tentative Ruling: **Appearance required.** The Court will discuss the status of discovery and scheduling mediation. Counsel can appear telephonically by Courtcall if requested.

**Case No. CV20-00146 Wing, Toni v Eastern Plumas Health Care**

Tentative Ruling: **Appearance required.** The Court will discuss the status of discovery and scheduling mediation. Counsel can appear telephonically by Courtcall if requested.