

Tentative Rulings

Law & Motion and Family Law Calendar for December 14, 2015

December 10, 2015, 4:00p.m.

Department Two

To request a hearing on any matter on this calendar, you must call the Court at 530-283-6305 by 12:00 noon, Dec. 11, 2015 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.

Probate – 9:00 a.m.

Case No. PR15-00050 – Estate of Grizzell

Tentative Ruling: **Granted.** The court finds that notice has been given as required by law. Petitioner's Petition to Determine Succession to Estate under Probate Code section 1351 is granted.

Case No. PR12-00004 – Estate of Jacobs

Tentative Ruling: **No appearance required.** This matter is continued to February 22, 2016, at 9:00a.m., at the request of the petitioner.

Case No. PR15-00046 – Guardianship of Castillo

Tentative Ruling: **No appearance required.** At the request of the investigator, this matter is continued to December 28, 2015, at 9:00a.m., for receipt of the investigator's report.

Case No. PR10-00038- Matter of Thompson

Tentative Ruling: **Appearance required.** The court has not received the confidential guardianship status report.

Civil – 9:30 a.m.

Case No. LC13-C0074 – Almanor Lakefront vs. Gamboa

Tentative Ruling: **Granted.** Plaintiff's Motion for Order to Enforced Settlement and Appoint an Elisor is granted.

Case No. CV15-00146 – Matter of Waibel

Tentative Ruling: **Granted, upon proof of publication.** If proof of publication is received prior to the hearing, the court intends to grant the petition.

Case No. CV15-00109 – Lowry vs. Lake Almanor Country Club

Tentative Ruling: **No appearance required.** In order to prepare a tentative ruling on the demurrer and motion to strike, the court continues this matter to December 28, 2015, at 9:30a.m. The court will issue a tentative ruling on December 23rd.

Family Law – 10:30 a.m.

Case No. FL15-00192– Mar. of Arthur

Tentative Ruling: **Appearance required.** The court will set a date for a contested hearing.

Case No. FL02-22955 - Burns vs. Dean

Tentative Ruling: **Appearance required.** The court will set the matter for a contested hearing, if necessary.

Case No. FS14-00255- County of El Dorado vs. Hoffman

Tentative Ruling: **Appearance required.** The court notes there is no proof of service in the file on the respondent.

Case No. FL15-00100 – Mar. of Fellos

Tentative Ruling: **No appearance required.** The respondent filed a response indicating she consents to petitioner’s request. Petitioner is to prepare the Order.

Case No. FL13-00057 – Kilfoyle vs. Fox

Tentative Ruling: **Appearance required.**

Case No. FL04-24343 – Mar. of Pence

Tentative Ruling: **Appearance required.** The court has not received the custody investigation report.

Case No. FL14-00129 – Mar. of Rich

Tentative Ruling: **Appearance required.** The court will set the matter for a contested hearing.

CASE MANAGEMENT CONFERENCE TENTATIVE RULINGS

Case Nos. LC15-00059, 54, 56, 60, 61, 58, 57, 55 – Almanor Lakefront vs. Owens, et al.

Tentative Ruling: **Appearance required.** The court notes that plaintiff has not filed a case management conference statement. Should there be any further violations of Rule 3.725, this matter will be set for an order to show cause and sanctions may be imposed. The parties should be prepared to discuss ADR options and set a trial date.

Case No. LC15-00074 – Foxhollow vs. Duncan

Tentative Ruling: **No appearance required.** The request of plaintiff's counsel, this matter is continued to February 22, 2016, at 1:30p.m.

Case No. FL10-00164 – Guthrie-Atkins vs. Atkins

Tentative Ruling: **Appearance required.** The court will review the report with the parties, and confirm or vacate the hearing on

Case No. CV15-00049 – Matter of Hainsworth

Tentative Ruling: **Appearance required.** If there is no appearance, this matter will be dismissed.

Case No. LC15-00050 – National Business Factors vs. Powell

Tentative Ruling: **Appearance required.** If there is no appearance, this matter will be dismissed.

Case No. CV15-00073 – Plumas Bank vs. Blake

Tentative Ruling: **No appearance required.** The court notes that a default has been entered. This matter is taken off calendar.

Case No. CV13-00149 – Seneca Gold vs. Preim

Tentative Ruling: **Appearance required.** The parties should be prepared to discuss ADR options and set a trial date.

Case No. CV15-00006 – Bank of America vs. Burrows

Tentative Ruling: **Appearance required.** The court has not received a stipulated judgment.

Case No. LC14-00127 – Cavalry SPV vs. King

Tentative Ruling: **Appearance required.** As the previous sanctions have not been paid, the court intends to issue an order to show cause why additional sanctions should not be ordered, and why a dismissal should not be entered for failure to prosecute.

Case No. CV14-00168 – County of Plumas vs. BCM Construction

Tentative Ruling: **Appearance required.**

Case No. FL15-00063 – Mar. of Dooley

Tentative Ruling: **Appearance required.** The court will reset the contested hearing on spousal support.