

Tentative Rulings

Law & Motion and Family Law Calendar for May 8, 2017

May 4, 2017, 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, May 5, 2017. 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 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. PR12-00022– Estate of MacIver

Tentative Ruling: **Approved.** The court finds that notice has been given as required by law. Petitioner's Petition for Final Distribution on Waiver of Accounting; for Approval of Report, Statutory and Extraordinary fees is approved.

Case No. PR16-00056– Estate of Steffanic

Tentative Ruling: **Approved.** The court finds that notice has been given as required by law. Petitioner's Report of Administration and Petition for Final Distribution, for Allowance of Compensation to Attorney for Ordinary Services and for Final Distribution is approved.

Case No. PR14-00016 – Guardianship of Hinde

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

Case No. CV16-00038 – Guardianship of Mathis

Tentative Ruling: **Appearance required.** The court has not received the investigator's report.

Case No. PR07-6356 – Guardianship of Merkley

Tentative Ruling: **No appearance required.** The court has received and reviewed the confidential guardianship status report. The court finds it is in the minor's best interests to continue guardianship. The court will set the annual review hearing for May 14, 2018 at 9:00a.m. The clerk of the court is reminded to send notice to the guardian one month prior to this date, informing the guardian of the duty to file a confidential status report prior to the review hearing.

Case No. CV16-00029– Guardianship of Smith

Tentative Ruling: **Appearance required.** The court has not received the investigator’s report.

Case No. PR17-00118 – In Re The Prestigicomo Family Trust

Tentative Ruling: **Granted.** The court finds that notice has been given as required by law. The trustee’s Petition to Determine Interest in Property is granted.

Civil – 9:30 a.m.

Case No. CV16 – 00095 – Hudson vs. Hudson

Tentative Ruling: **Granted.** Defendant’s Motion to Set Aside Default and Default Judgment is granted. Defendant’s motion and declaration provide sufficient facts to grant his relief pursuant to CCP 473(b). Although defendant argues he was not served with the complaint, it appears from the file that defendant was properly served and the clerk’s default was properly issued. Yet, the court finds the relief from judgment for mistake, inadvertence, surprise, or neglect is appropriate.

Family Law – 10:30 a.m.

Case No. FL14-00118 – Moore vs. Woods

Tentative Ruling: **Appearance required.** The court will review the custody and visitation orders with the parties.

Case No. FL16-00100 – Bancale vs. Solis

Tentative Ruling: **Appearance required.** The court has not received the child custody evaluation.

Case No. FL17-00032 - Bondon vs. Crawford

Tentative Ruling: **Appearance required.**

Case No. F:15-00013 – Mar. of Carpenter

Tentative Ruling: **Appearance required.**

Case No. FS17-00047 – County of Plumas vs. Hammons

Tentative Ruling: **Appearance required.**

Case No. FL16-00149 and 00140– Gross vs. Luippold

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

Case No. FL16-00049 - Mar. of Lambert

Tentative Ruling: **Appearance required.** The court will review the custody and visitation orders with the parties.

Case No. FL17-00057 – Swithenbank vs. Quintana

Tentative Ruling: **Appearance required.** The court will hear the results of mediation.

CASE MANAGEMENT CONFERENCE TENTATIVE RULINGS

Case No. LC15-00111 – Barnes vs. Hammond

Tentative Ruling: **No appearance required.** Plaintiff's counsel's request to take this case off calendar is not granted. This is counsel's second request to take the matter off calendar. However, this court has a duty to manage cases so that they can be completed within 12 months, pursuant to SJA 2.2. This case is now over 19 months old. The court sets another case management conference for July 10, 2017, at 1:30p.m. The clerk is reminded to send plaintiff's counsel notice of this date and time.

Case No. CV16-00157 – Close vs. Paswaters

Tentative Ruling: **Appearance required.** OSC on plaintiff's failure to appear.

Case No. CV16-00177 – Crawford vs. Plumas Unified School District

Tentative Ruling: **Appearance required.** Plaintiff has failed to file a timely case management 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 court also notes there is no proof of service in the file on the defendant.

Case No. FL13-00037 – Jennings vs. Thomas

Tentative Ruling: **Appearance required.** The court will review the custody and visitation orders with the parties.

Case No. PR16-00050 – Matter of Fischer

Tentative Ruling: **Appearance required.** The court will discuss the status of the case with the parties.

Case No. CV15-00170 – Morrow vs. Pizza Factory

Tentative Ruling: **Appearance required.** OSC on plaintiff's counsel's failure to appear.

Case No. LC16-00137 – Green Solar Technologies, Inc. vs. Grant

Tentative Ruling: **No appearance required.** The court has received a notice of settlement. The court schedules another case management conference for June 26, 2017, at 2:00p.m. If a dismissal is filed prior to that date, this matter may be taken off calendar.

Case No. CV16-00139 – Zube vs. Leonard's Market

Tentative Ruling: **Appearance required.** The court will confirm the date for mediation.

Case No. FL13-00169 – Mar. of Wisniewski

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