

Tentative Rulings

Law & Motion and Family Law Calendar for Sept. 12, 2016

Sept. 8, 2016, 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, Sept. 9, 2016. 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. PR16-00015 – Estate of Scism

Tentative Ruling: **Appearance required.** The court will conduct the hearing on the proposed sale of real property.

Case No. PR15-00043 – Estate of West

Tentative Ruling: **Appearance required.** The court notes there is no Inventory and Appraisal attached to the Petition. The Petition also lacks Attachment 14, and therefore, the Petitioners' relationships to the decedent are unknown, and they do not appear to be named in the will. In addition, and the wife of the decedent, Carolyn West, is named as the personal representative in the will. Yet, she is not included as a petitioner or a person having an interest in the property, nor is her consent attached to the Petition, under 6b.

Case No. PR12-00016 – Guardianship of Beltran

Tentative Ruling: **No appearance required.** The court has received the confidential guardianship status report, and finds that continued guardianship is in the best interests of the minor. The court schedules the annual review hearing for September 11, 2017, at 9:00a.m. The clerk of the court is reminded to send notice to the guardians one month prior to this date, informing the guardians of the duty to file a status report prior to the hearing.

Case No. PR12-00021 – Guardianship of Potts

Tentative Ruling: **No appearance required.** The court has received the confidential guardianship status report, and finds that continued guardianship is in the best interests of the minor. The court schedules the annual review hearing for September 11, 2017, at 9:00a.m. The clerk of the court is reminded to send notice to the guardians one month prior to this date, informing the guardians of the duty to file a status report prior to the hearing.

Case Nos. PR16-00030 – Guardianship of Rhodes

Tentative Ruling: **No appearance required.** The court has not received the investigator's report. However, the contested hearing scheduled for September 27, 2016, at 9:00a.m., is confirmed.

Case No. PR16-00035 – Matter of Donald & Beverly Donato Revocable Trust

Tentative Ruling: **Appearance required.** The file fails to contain a proof of service of notice on the petition, pursuant to Probate section 17203.

Case No. PR16-00041 – Matter of Jackson

Tentative Ruling: **Granted.** The court finds that notice has been given as required by law. Petitioners' Petition to Determine Succession to Real Property is granted. Petitioners are to prepare the Order.

Case No. PR16-00042 – Matter of the Clarence and Patsy Buckles Revocable Trust

Tentative Ruling: **Appearance required.** The court notes that none of the exhibits are marked. There is no trust, or portion of the trust, attached and labeled as Exhibit A, as referenced in the petition. There is a reference in paragraph 5 of the petition that this court has responded to a petition for instructions regarding the administration of the Trust. Yet, it is unclear whether there is another file concerning the trust.

Civil – 9:30 a.m.

Case No. CV10-00014 – Morgan vs. Feather River Rail Society

Tentative Ruling: **Granted.** Defendant's Motion for Order Enforcing Judgment Pursuant to Terms of Stipulation for Settlement is granted. The court notes there is no opposition in the file.

Family Law – 10:30 a.m.

Case No. FL15-00192 – Arthur-Sutter vs. Arthur

Tentative Ruling: **Appearance required.**

Case No. FL16-00154 – Campbell vs. Fairbanks

Tentative Ruling: **Appearance required.** The court will order the parties to mediation.

Case No. FL16-00145 – Rodriguez vs. Meja

Tentative Ruling: **No appearance required.** The court has communicated with the judge in Los Angeles County, and it was disclosed that the minor child is presently with the father in Plumas County. The court will temporarily order the child remain with the father, until the hearing on mother's motion, presently scheduled for September 26, 2016.

Case No. FL09-00302 – Mar. of Runge

Tentative Ruling: **No appearance required.** The court has received the parties' stipulation taking this matter off calendar.

Case No. FL16-00169 – Mar. of Wisniewski

Tentative Ruling: **Appearance required.** The court will hear the results of mediation. If there is no agreement, the court will set the matter for a contested hearing.

CASE MANAGEMENT CONFERENCE TENTATIVE RULINGS

Case No. LC16-00059 – Midland Funding LLC vs. Ferguson

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

Case No. CV15-00176 – Morrison vs. Scism

Tentative Ruling: **Appearance required.** The court notes there is no case management conference in the file from plaintiff's counsel, as ordered by the court on June 27, 2016.

Case No. FL14-00136 – Mar. of Wolf

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

Case No. FL10-00304 – Champlin vs. Hecker

Tentative Ruling: **Appearance required.** The court will discuss the visitation schedule with the parties.

Case No. CV10-00095 – Foxwood Community Assoc., Inc. vs. Duncan

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

Case No. CV15-000174 – Cedarwood Community Assoc. vs. Fisher

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

Case No. CV12-00070 – Hessel vs. Forderhase

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

Case No. CV15-00077 – Thornberg vs. Parsons

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