

AMADOR SUPERIOR COURT CASE MANAGEMENT CONFERENCE TENTATIVE RULINGS

Civil Cases

2/3/2020

**TO REQUEST A HEARING ON ANY MATTER ON THIS CALENDAR, YOU MUST CALL THE COURT AT (209) 257-2692 BY 4:00 P.M. ON THE DAY PRECEDING THE HEARING. 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 WILL BECOME THE ORDER OF THE COURT. NO FURTHER NOTICE OF THE COURT'S RULING WILL BE PROVIDED.**

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Case Number	Primary Party / Attorney	Secondary Party / Attorney
19-CVC-11206	DISCOVER BANK/ WONG, JENNIFER	WEAN, JOHN/

TENTATIVE RULING:

No appearances necessary. This is a collections case, as defined in Rule 3.740 of the California Rules of Court, filed July 1, 2019. Defendant has not been served in a timely manner pursuant to Cal. Rules of Court, Rule 3.740(d) (requiring service within 180 days from filing the complaint). The matter is set for an Order to Show Cause (OSC) hearing as to why monetary sanctions should not be imposed re: failure to timely serve as per Cal. Rules of Court, Rule 3.740(d) and (e). The OSC hearing will be set for March 20, 2020 at 10:00 a.m. in Department 2 of this Court and the Clerk of the Court shall send plaintiff notice of the same. If plaintiff obtains an order for publication of the summons and/or serves defendant and files proof of service, or dismisses the case, at least 10 days prior to the OSC hearing, the OSC will be vacated. The matter is continued for further case management to June 10, 2020 at 1:30 p.m. in Dept. 3.

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19-CVC-11211

CHURCH MUTUAL INSURANCE COMPANY A CORPORTATION/  
HAINES, TODD

GOODWIN, DONNA/

TENTATIVE RULING:

No appearances necessary. This is a collections case, as defined in Rule 3.740 of the California Rules of Court filed June 8, 2019. A proof of service of Summons/Complaint is filed. Default entered October 31, 2019. The case awaits entry of default judgment. Plaintiff must obtain default judgment within 360 days of filing the complaint. (Cal. Rules of Court, Rule 3.740(f).) Failure to timely obtain default judgment shall result in the matter being set on the court's own motion for an order to show cause hearing and potential imposition of monetary sanctions. This matter is continued for further case management to May 27, 2020 at 1:30 p.m. in Dept 3.

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19-CVC-11212

SYNCHRONY BANK/ SIMONSON, TODD

BENNETT, KAREN/ SANDS, THOMAS

TENTATIVE RULING:

No appearances necessary. This is a collections case, as defined in Rule 3.740 of the California Rules of Court, filed July 8, 2019. A proof of service of Summons/Complaint is filed. An Answer is filed October 2, 2019. The case is At-Issue and is set for Trial in Dept. 2 approximately 90 days out. Estimated trial length: 2 hours. The clerk's office shall provide notice with dates and times.

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19-CVC-11214

SYNCHRONY BANK/ SIMONSON, TODD

GUMM, MIKE/

TENTATIVE RULING:

No appearances necessary. This is a collections case, as defined in Rule 3.740 of the California Rules of Court filed July 8, 2019. A proof of service of Summons/Complaint is filed. Plaintiff must obtain default judgment within 360 days of filing the complaint. (Cal. Rules of Court, Rule 3.740(f).) Failure to timely obtain default judgment shall result in the matter being set on the court's own motion for an order to show cause hearing and potential imposition of monetary sanctions. This matter is continued for further case management to July 8, 2020 at 1:30 p.m. in Dept 3.

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19-CVC-11215

SYNCHRONY BANK/ SIMONSON, TODD

BENNETT, KAREN/ SANDS, THOMAS

TENTATIVE RULING:

No appearances necessary. Notice of Conditional Settlement of Entire Case was filed January 15, 2020. A request for dismissal will be filed no later than November 16, 2020. The court vacates all future court hearings and sets the matter for Court's Motion to Dismiss pursuant to CRC 3.1385 in Dept. 3 at 10:00 AM on December 1, 2020.

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**19-CVC-11219**

**MIDLAND FUNDING LLC/ POGOSIAN, JACK**

**HANSEN, DEBORAH/**

**TENTATIVE RULING:**

No appearances necessary. Notice of Conditional Settlement of Entire Case was filed December 10, 2019. A request for dismissal will be filed no later than July 21, 2021. The court vacates all future court hearings and sets the matter for Court's Motion to Dismiss pursuant to CRC 3.1385 in Dept. 3 at 10:00 AM on August 3, 2021.

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**19-CVC-11226**

**AMERICAN EXPRESS NATIONAL BANK/ BROWN, JANET**

**ROGERS, LANNY/ TUNDER, JENNIFER**

**TENTATIVE RULING:**

No appearances necessary. Notice of Conditional Settlement of Entire Case was filed December 26, 2019. A request for dismissal will be filed no later than November 29, 2020. The court vacates all future court hearings and sets the matter for Court's Motion to Dismiss pursuant to CRC 3.1385 in Dept. 3 at 10:00 AM on December 15, 2020.

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TENTATIVE RULING:

No appearances necessary. This is a collections case, as defined in Rule 3.740 of the California Rules of Court, filed July 11, 2019. Defendant has not been served in a timely manner pursuant to Cal. Rules of Court, Rule 3.740(d) (requiring service within 180 days from filing the complaint). The matter is set for an Order to Show Cause (OSC) hearing as to why monetary sanctions should not be imposed re: failure to timely serve as per Cal. Rules of Court, Rule 3.740(d) and (e). The OSC hearing will be set for March 20, 2020 at 10:00 a.m. in Department 2 of this Court and the Clerk of the Court shall send plaintiff notice of the same. If plaintiff obtains an order for publication of the summons and/or serves defendant and files proof of service, or dismisses the case, at least 10 days prior to the OSC hearing, the OSC will be vacated. The matter is continued for further case management to June 10, 2020 at 1:30 p.m. in Dept. 3.

TENTATIVE RULING:

The parties or counsel if represented are ordered to appear personally or by telephone to update the court on the status of the case and to discuss settlement conference and trial dates.

**19-CVC-11234**

**RAMAGE, BRENDA/ FOYIL, DAVID**

**ROBLES, ROBERT/**

**TENTATIVE RULING:**

The parties or counsel if represented are ordered to appear personally or by telephone to update the court on the status of the case.

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**19-CVC-11240**

**BEKERIS, MARIO/ FOLEY, KENNETH**

**COUNTY OF AMADOR/ TEMBLADOR, DAVID**

**TENTATIVE RULING:**

The parties or counsel if represented are ordered to appear personally or by telephone to update the court on the status of the case, as well as address the status of related case 18 CV 10756.

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17-CVC-10296

WELLS FARGO BANK NA/ CHRISOS, ALEXA

HALE, DORA/

TENTATIVE RULING:

The parties or counsel if represented are ordered to appear personally or by telephone to update the court on the status of the case.

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17-CVC-10313

DAVIS, BRENDA/ LUCAS, ROBERT

SEATON, JEFFREY/ SOMMER, JASON

TENTATIVE RULING:

The parties or counsel if represented are ordered to appear personally or by telephone to update the court on the status of the case.

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**18-CVC-10414**

**BERG, RANDOLPH/ ALLEN, JOHN**

**ALVISO, JOHN/ HOBSON, KEVIN**

**TENTATIVE RULING:**

The parties or counsel if represented are ordered to appear personally or by telephone to update the court on the status of the case.

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**18-CVC-10447**

**MEDERIOS, KORRIE/ STROUD, TRAVIS**

**GAREAU, SASCHA/**

**TENTATIVE RULING:**

The parties or counsel if represented are ordered to appear personally or by telephone to update the court on the status of the case and to discuss ADR options, and select settlement conference and trial dates.

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**18-CVC-10570**

**CRISWELL, MARK/ HAYES, JONATHAN**

**KNOWLES CONSTRUCTION/**

TENTATIVE RULING:

No appearances necessary. The court confirms the mandatory settlement conference and trial dates as previously set.

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**18-CVC-10765**

**MIDLAND FUNDING LLC/ GRIGORYAN, MELINE**

**TREML, CATHERINE/**

TENTATIVE RULING:

No appearances necessary. Notice of Conditional Settlement of Entire Case was filed December 10, 2019. A request for dismissal will be filed no later than February 8, 2021. The court vacates all future court hearings and sets the matter for Court's Motion to Dismiss pursuant to CRC 3.1385 in Dept. 3 at 10:00 AM on February 23, 2021.

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**18-CVC-10827**

**JOHNATHAN KUNTZ BY AND THROUGH GUARDIAN AD LITEM  
M/ PHILLIPS, PHILLIP**

**SANTINELLI, RIELLE/ VUCINICH, JEFFREY**

TENTATIVE RULING:

The parties or counsel if represented are ordered to appear personally or by telephone to update the court on the status of the case/compromise issues.

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**18-CVC-10834**

**BANK OF MONTREAL/ MASON, TERREL**

**BAARTMAN, JERRY/ KASSENBRÖCK, MARK**

TENTATIVE RULING:

The parties or counsel if represented are ordered to appear personally or by telephone to update the court on the status of the case.

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**18-CVC-10852**

**JIMI ROMERO ON BEHALF OF HERSELF AND ALL OTHER SIM/  
WEAVER, ANDREW**

**GIANNINI, LISA/ THOMAS, RANDY**

**TENTATIVE RULING:**

No appearances necessary. After review of the file, the matter is continued for further case management to April 22, 2020 at 1:30 p.m. in Dept. 3. Updated Case Management Statements are required to be filed at least 15 days in advance.

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**18-CVC-10911**

**FAYKO, ROBYN/ MILLER, JOHN**

**PURCELL, GLORIA/ BLOCK, CARL**

**TENTATIVE RULING:**

The parties or counsel if represented are ordered to appear personally or by telephone to update the court on the status of the case.

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**18-CVC-10923**

**BANK OF AMERICA NA/ ZIDE, FLINT**

**BOLING, TIFFANY/**

**TENTATIVE RULING:**

No appearances necessary. This is a collections case, as defined in Rule 3.740 of the California Rules of Court. The Complaint was filed December 27, 2018. Proof of service is filed. Plaintiff has not obtained default judgment within 360 days of filing the complaint. (Cal. Rules of Court, Rule 3.740(f).) On the court's own motion, the court sets the matter for an order to show cause hearing as to why reasonable monetary sanctions should not be issued for failure to timely obtain default judgment. (See CRC 3.740(f).) The OSC shall be set for March 27, 2020 at 10:00 a.m. in Department 2 of this court. The clerk of the court shall mail separate notice re: same. This matter is continued for further case management to May 6, 2020 at 1:30 p.m. in Dept 3.

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**19-CVC-11024**

**CAVALRY SPV I LLC AS ASSIGNEE OF SYNCHRONY BANK FK/  
BURROWS, JASON**

**VILLA, ARTURO/**

**TENTATIVE RULING:**

No appearances necessary. This is a collections case, as defined in Rule 3.740 of the California Rules of Court, filed February 27, 2019. After review of plaintiff's case management conference statement, the matter is continued for further case management to April 22, 2020 at 1:30 p.m. in Dept 3.

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19-CVC-11093

BUCK, AMY/ SWETT, THOMAS

COLLIER, MICHAEL/ RODMAN, KEVIN

TENTATIVE RULING:

No appearances necessary. Notice of Conditional Settlement of Entire Case was filed January 23, 2020. A request for dismissal will be filed no later than April 1, 2020. The court vacates all future court hearings and sets the matter for Court's Motion to Dismiss pursuant to CRC 3.1385 in Dept. 3 at 10:00 AM on April 21, 2020.

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19-CVC-11107

LINK, STARLA/ RAINSBURY, DANIEL

EVANS, SHANNON/ MCKENNA, J

TENTATIVE RULING:

The parties or counsel if represented are ordered to appear personally or by telephone to update the court on the status of the case and to select settlement conference and trial dates.

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**19-CVC-11113**

**AMERICAN EXPRESS NATIONAL BANK SUCCESSOR BY  
MERGER/ MICHAEL, LINA**

**LYON, AARON/**

**TENTATIVE RULING:**

No appearances necessary. This is a collections case, as defined in Rule 3.740 of the California Rules of Court, filed April 18, 2019. After review of plaintiff's case management conference statement, the matter is continued for further case management to June 3, 2020 at 1:30 p.m. in Dept 3.

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**19-CVC-11115**

**NEELEY, JAMES/ HOBSON, KEVIN**

**SCALIA, TODD/ SCALIA, JOSEPH**

**TENTATIVE RULING:**

The parties or counsel if represented are ordered to appear personally or by telephone to update the court on the status of the case and to select settlement conference and trial dates.

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19-CVC-11136

HOLT, CONNIE/ TIEMANN, PETER

BENNETT, SUSAN/ MCCAULEY, MARK

TENTATIVE RULING:

The parties or counsel if represented are ordered to appear personally or by telephone to update the court on the status of the case and to select settlement conference and trial dates.

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19-CVC-11142

COOMBS, TERRY/ GREENBLATT, HANK

MONTGOMERY, RONALD/ MELTON, DAVID

TENTATIVE RULING:

The parties or counsel if represented are ordered to appear personally or by telephone to update the court on the status of the case.