

AMADOR SUPERIOR COURT CASE MANAGEMENT CONFERENCE TENTATIVE RULINGS

Civil Cases

3/2/2020

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.

Case Number	Primary Party / Attorney	Secondary Party / Attorney
19-CVC-11248	MIDLAND FUNDING LLC/ VOS, RYAN	JOHNSON, KYLE/

TENTATIVE RULING:

No appearances necessary. This is a collections case, as defined in Rule 3.740 of the California Rules of Court, filed July 26, 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 April 21, 2020 at 10:00 a.m. in Department 3 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 3, 2020 at 1:30 p.m. in Dept. 3.

19-CVC-11260

COPENHAVER, CAROLYN/ SARAIVA, CATIA

TADLA, DIANNA/ ALLEY, RYAN

TENTATIVE RULING:

No appearances necessary. After review of the file, the matter is continued for case management and trial setting conference to May 6, 2020 at 1:30 p.m. in Department 3. Updated CMC Statements must be filed and served at least 15 days prior to the CMC.

19-CVC-11261

AMERICAN EXPRESS NATIONAL BANK/ BALDARO, AARON

RICKERTSEN, DWAIN/

TENTATIVE RULING:

No appearances necessary. This is a collections case, as defined in Rule 3.740 of the California Rules of Court, filed August 2, 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). Continued failure to timely serve defendant shall result in the matter being 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 matter is continued for further CMC to May 6, 2020 at 1:30 p.m. in Department 3.

TENTATIVE RULING:

No appearances necessary. This is a collections case, as defined in Rule 3.740 of the California Rules of Court, filed August 5, 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 April 21, 2020 at 10:00 a.m. in Department 3 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 24, 2020 at 1:30 p.m. in Dept. 3.

TENTATIVE RULING:

The parties, or counsel if represented, are ordered to appear personally or telephonically to discuss the status of the case.

19-CVC-11280

CAPITAL ONE BANK USA NA/ SLEEZER, KRISTEN

BOZZI, ROSALIE/

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 August 12, 2019. Proof of service is filed. Plaintiff must obtain default judgment within 360 days of filing the complaint. (Cal. Rules of Court, Rule 3.740(f).) This matter is continued for further case management to July 29, 2020 at 1:30 p.m. in Dept 3.

19-CVC-11286

ROLAND, THOMAS/ PRICE, CHRISTOPHER

ABEL, GLORIANNE/

TENTATIVE RULING:

The parties, or counsel if represented, are ordered to appear personally or telephonically to discuss the status of the case.

19-CVC-11290

FOX, BRYN/ KHORSANDI, ARASH

GOLD, JORDAN/

TENTATIVE RULING:

No appearances necessary. After review of the file, the matter is continued for case management to May 13, 2020 at 1:30 p.m. in Department 3. Updated CMC Statements must be filed and served at least 15 days prior to the CMC.

19-CVC-11297

MUSSABINI, KAREN/ FLAHAVAN, BRIAN

TREASURES MERCANTILE/

TENTATIVE RULING:

The parties, or counsel if represented, are ordered to appear personally or telephonically to discuss the status of the case, and to discuss ADR.

18-CVC-10754

PASSARO, NATALIA/ SINCLAIR, KELLEN

**SUTTER CREEK PRIMARY AND ELEMENTARY SCHOOL/
SHERMAN, JASON**

TENTATIVE RULING:

No appearances necessary. After review of the file, the matter is continued until after the court's hearing on defendants' demurrer. The matter is continued for case management to May 6, 2020 at 1:30 p.m. in Department 3. Updated CMC Statements must be filed and served at least 15 days prior to the CMC.

18-CVC-10835

TREHEARNE, THOMAS/ KEENE, PATRICK

SCHAUER, DEBBIE/

TENTATIVE RULING:

The parties, or counsel if represented, are ordered to appear personally or telephonically to discuss the status of the case.

19-CVC-10958

EMMONS, BARBARA/ CHAVEZOCHOA, BRIAN

RAYMOND, NADINE/ SWETT, THOMAS

TENTATIVE RULING:

The parties, or counsel if represented, are ordered to appear personally or telephonically to discuss the status of the case. The court notes a motion for leave to file a third amended complaint was filed February 14, 2020.

19-CVC-11019

**JAMESON BONNER BY AND THROUGH HIS GUARDIAN AD
LITE/ BALE, ROBERT**

WAL MART STORE 2054/

TENTATIVE RULING:

The parties, or counsel if represented, are ordered to appear personally or telephonically to discuss the status of the case, and to select settlement conference and trial dates. Parties are ordered to meet and confer in advance of case management regarding availability for settlement conference and trial dates.

19-CVC-11060

WELLS FARGO BANK NA/ SAMTANI, SHIV

BALL, KEVIN/

TENTATIVE RULING:

No appearances necessary. The matter is being processed for default judgment.

19-CVC-11070

JEFF AND SUSAN HOWARD/

SCOTT AND CHELSIE WHITTENBURG/

TENTATIVE RULING:

The parties, or counsel if represented, are ordered to appear personally or telephonically to discuss the status of the case, and to select trial dates.

19-CVC-11140

LAFRANK, ERICA/ LALLY, J

ATT CORP/

TENTATIVE RULING:

No appearances necessary. After review of the file, the matter is continued for case management and trial setting conference to March 20, 2020 at 10:00 a.m. in Department 2. The court notes this is a specially set date and time to correspond with an existing motion already set to be heard at that time.

19-CVC-11144

MATULICH, MILAN/ HOBSON, KEVIN

HENRY, PATRICK/

TENTATIVE RULING:

No appearances necessary. After review of the file, the matter is continued for case management and trial setting conference to June 10, 2020 at 1:30 p.m. in Department 3. Updated CMC Statements must be filed and served at least 15 days prior to the CMC.

19-CVC-11148

CHAFFEE, JUDY/ SWETT, THOMAS

BAWART, JANET/ ALLEN, JOHN

TENTATIVE RULING:

No appearances necessary. After review of the file, the matter is continued for case management to May 6, 2020 at 1:30 p.m. in Department 3.

19-CVC-11161

NORTHERN CALIFORNIA COLLECTION SERVICE INC/ CRIBB,
STEVEN

NOTTNAGEL INDUSTRIES A CALIFORNIA CORPORATION/

TENTATIVE RULING:

No appearances necessary. After review of the file, the court notes that Plaintiff's Notice of Continuance of Case Management Conference inadvertently notices the matter continued to March 20, 2020 whereas the court minutes indicate the matter was continued to March 2, 2020. On the court's own motion, the matter is continued for case management to April 22, 2020 at 1:30 p.m. in Department 3. Updated CMC Statements must be filed and served at least 15 days prior to the CMC. Plaintiff shall provide an update regarding status of request for entry of default and default judgment. No responsive pleading is filed by defendant.