

AMADOR SUPERIOR COURT CASE MANAGEMENT CONFERENCE TENTATIVE RULINGS

Civil Cases

3/16/2020

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-11319	CAPITAL ONE BANK USA NA/ DANIELYAN, ELMIRA	INGRAM, DANIEL/

TENTATIVE RULING:

No appearances necessary. Notice of Conditional Settlement of Entire Case was filed January 13, 2020. A request for dismissal will be filed no later than August 25, 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 31, 2021.

19-CVC-11322

CAPITAL ONE BANK USA NA ASSIGNEE OF HSBC BANK/
DANIELYAN, ELMIRA

THURLKILL, THOMAS/

TENTATIVE RULING:

No appearances necessary. The matter is continued for further case management to June 3, 2020 at 1:30 p.m. in Department 3.
Updated CMC Statement must be filed and served at least 15 days prior to the CMC.

18-CVC-10569

WILKERSON, STEWART/ REDKEY, JUDE

WAYNE, LARRY/ SCHELEY, P

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.

18-CVC-10857

RAMOS, ARMANDO/

VAUGHN, WESLEY/

TENTATIVE RULING:

No appearances necessary. The matter is continued for further case management to August 5, 2020 at 1:30 p.m. in Dept. 3.

18-CVC-10889

WELLS FARGO BANK NA/ CHAFFIN, DAVID

ANDERSON, PAUL/

TENTATIVE RULING:

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

19-CVC-10954

SUMMEY, SHANNON/

WHITLEY, DONALD/ RENNO, RACHEL

TENTATIVE RULING:

No appearances necessary. Notice of Conditional Settlement of Entire Case was filed February 28, 2020. A request for dismissal will be filed no later than August 31, 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 September 9, 2020.

19-CVC-10971

HINCKE, FORREST/ HOBSON, KEVIN

WILLIAMS, GARY/ JENKINS, WILLIAM

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 an updated Mandatory Settlement Conference date (necessitated by new court calendar blocks, effective April 1, 2020), and to set a Trial Readiness Conference. The court confirms the 3-day jury trial set to commence Tuesday, June 9, 2020 at 8:30 a.m., department TBD.

TENTATIVE RULING:

No appearances necessary. This is a collections case, as defined in Rule 3.740 of the California Rules of Court, filed on April 23, 2019. Defendant has been served but not appeared. The matter awaits entry of default and default judgment. Plaintiff must obtain a default judgment within 360 days after filing of the complaint, or by April 17, 2020. (CRC, Rule 3.740(f).) The clerk of the court shall send notice setting the matter for an Order to Show Cause (OSC) hearing as to why monetary sanctions should not be imposed re: failure to obtain default judgment within required time as per Cal. Rules of Court, Rule 3.740(f). The OSC hearing will be set for May 5, 2020 at 10:00 a.m. in Department 3 of this Court. The Clerk of the Court will send plaintiff notice of the same. If plaintiff obtains default judgment at least 10 days prior to the OSC hearing date, the OSC will be vacated. The matter is continued for further case management to August 5, 2020 at 1:30 p.m. in Dept. 3. If judgment enters prior, the CMC shall be vacated.

TENTATIVE RULING:

The parties, or counsel if represented, are ordered to appear personally or telephonically to discuss the status of the case. Plaintiff shall be prepared to update the court on the status of the Second Amended Complaint (SAC), which was ordered to be filed within 20 days of the court's ruling sustaining Defendants' demurrer on January 20, 2020.

TENTATIVE RULING:

No appearances necessary. Plaintiff has not filed a Proof of Service. The court cannot proceed with any orders until Proof of Service is filed. Failure to timely serve defendant may result in dismissal of the case. The matter is continued for further case management to May 20, 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.