

AMADOR SUPERIOR COURT CASE MANAGEMENT CONFERENCE TENTATIVE RULINGS

Civil Cases

6/2/2021

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
20-CVC-11912	U.S. BANK NATIONAL ASSOCIATION/ GARCIA, JESSICA	TAYLOR, SCOTT/

TENTATIVE RULING:

No appearances necessary. This is a collections case, as defined in Rule 3.740 of the California Rules of Court, filed November 17, 2020. 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 July 27, 2021 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. Further case management shall be heard on October 27, 2021 at 10:00 a.m. in Dept. 3.

20-CVC-11915

**MIDLAND CREDIT MANAGEMENT, INC/ SWEARINGENOJURI,
AMBER**

ARRO, TERESA/

TENTATIVE RULING:

No appearances necessary. Notice of Conditional Settlement of Entire Case was filed March 29, 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 July 20, 2021.

20-CVC-11919

**THOMAS NITZ AND ELAINE POMPA TRUSTEE OF THE
FREDE/ RODMAN, KEVIN**

MILLER, DEBRA/

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.

19-CVC-11384

**OHIO SECURITY INSURANCE COMPANY AS SUBROGEE OF
GER/ SCHMAELING, DANIEL**

RUSHING, PHYLLIS/ LEONARD, BRUCE

TENTATIVE RULING:

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

20-CVC-11779

THE ESTATE OF JAMES LOUIS MARTIN/ ANDRADE, JAMES

**GAYLE MENDOZA TRUSTEE OF THE ROBERT MARTIN
TRUST/**

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. No Case Management Statements have been filed. The failure to file a Case Management Statement constitutes a violation of CRC rules 3.712-3.715 and 3.721-3.730 and Local Court Rules, Rule 8.05 and 8.06, and subjects the party failing to comply to the imposition of sanctions.

20-CVC-11786

FREEDOM MORTGAGE CORPORATION/ KLEIN, BRADFORD

FAMULARO, CYNTHIA/

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.

20-CVC-11798

VOSS, TIMOTHY/ HOBSON, KEVIN

WETHERBEE, LEE/

TENTATIVE RULING:

No appearances necessary. After review of the file, the matter is continued for further case management to August 4, 2021 at 1:30 p.m. in Department 3. Updated CMC Statements must be filed and served at least 15 days prior to the CMC.