

AMADOR SUPERIOR COURT CASE MANAGEMENT CONFERENCE TENTATIVE RULINGS

Civil Cases

6/24/2020

**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-11462	BANK OF AMERICA NA/ KIMMELMAN, JEREMY	HOLMES, JAMES/

TENTATIVE RULING: No appearances necessary. This is a collections case, as defined in Rule 3.740 of the California Rules of Court, filed November 27, 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 August 25, 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 November 4, 2020 at 1:30 p.m. in Dept. 3.

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TENTATIVE RULING: No appearances necessary. Notice of Conditional Settlement of Entire Case was filed June 1, 2020. A request for dismissal will be filed no later than December 30, 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 January 12, 2021.

TENTATIVE RULING: No appearances necessary. This is a collections case, as defined in Rule 3.740 of the California Rules of Court, filed December 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). 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 August 25, 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 November 4, 2020 at 1:30 p.m. in Dept. 3.

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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 December 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). 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 August 25, 2020 at 10:00 a.m. in Department 3of 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 November 4, 2020 at 1:30 p.m. in Dept. 3.

TENTATIVE RULING: No appearances necessary. This is a collections case, as defined in Rule 3.740 of the California Rules of Court filed December 2, 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 December 9, 2020 at 1:30 p.m. in Dept 3.

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19-CVC-11473

MINGHELLI, ANGELA/ KARLIN, CHARLES

COL, PATRICIA/

TENTATIVE RULING: No appearances necessary. After review of the file, the matter is continued for further case management to September 2, 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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19-CVC-11474

BARCLAYS BANK DELAWARE/ ZIDE, FLINT

TELLES, TAMMY/

TENTATIVE RULING: No appearances necessary. Notice of Conditional Settlement of Entire Case was filed March 9, 2020. A request for dismissal will be filed no later than January 31, 2023. 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 14, 2023.

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19-CVC-11475

SWENSEN, ROBERT/ BABICH, ANTON

MCDONALD, CHARLES/ SANDHU, SUMAIR

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.

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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-10701**

**BAILEY, JANICE/ FLETCHER, LISA**

**SUTTER CREEK BUSINESS AND PROFESSIONAL  
ASSOCIATION/ EGAN, CHRISTOPHER**

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. The court notes mandatory settlement conference and jury trial dates have been set. The court and parties shall discuss the impact of Covid-19 delays on civil jury trials.

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**18-CVC-10827**

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

**SANTINELLI, RIELLE/ VUCINICH, JEFFREY**

TENTATIVE RULING:

No appearances necessary. The court notes a petition to approve compromise of disputed claim/pending action is filed and set to be heard on August 3, 2020. After review of the file, the matter is continued for further case management to September 23, 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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**19-CVC-10958**

**EMMONS, BARBARA/ CHAVEZOCHOA, BRIAN**

**RAYMOND, NADINE/ SWETT, THOMAS**

TENTATIVE RULING: No appearances necessary. After review of the joint CMC statement filed by the parties, the court makes the following orders: (1) The CMC set for July 27, 2020 is hereby vacated; and (2) the matter is continued for further case management to December 9, 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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**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. The court and parties shall discuss the impact of Covid-19 delays on civil jury trials.

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**19-CVC-11132**

**ORTEGA, GRACIE/ NAZARYAN, EDVARD**

**CITY OF SUTTER CREEK/ PEARSE, CHARLETON**

**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. The court and parties shall discuss the impact of Covid-19 delays on civil jury trials.

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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. The court and parties shall discuss the impact of Covid-19 delays on civil jury trials.

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**19-CVC-11162**

**HAMPTON, JESSICA/ HAYES, JONATHAN**

**HART, JOSEPH/ MINO, GREG**

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. The court and parties shall discuss the impact of Covid-19 delays on civil jury trials.

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**19-CVC-11202**

**RAMIREZ, CZUN/ HELSEL, JASON**

**THAYER, JESSE/ LEONARD, BRUCE**

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. The court and parties shall discuss the impact of Covid-19 delays on civil jury trials.

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