

**AMADOR SUPERIOR COURT CASE MANAGEMENT CONFERENCE TENTATIVE RULINGS**

Civil Cases  
7/7/2021

**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.**

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Case Number	Primary Party / Attorney	Secondary Party / Attorney
20-CVC-11946	BILYEU, CARRELL/ STERLING, SARAH	US MINE CORP A NEVADA CORPORATION/ MARCA, RICHARD

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

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20-CVC-11951

BORGH, KENT/ SWETT, THOMAS

CHINCO, CHRIS/ RODMAN, KEVIN

TENTATIVE RULING:

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

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20-CVC-11952

FIRST NATIONAL BANK OF OMAHA A NATIONAL BANKING AS/  
MACLEOD, JAMES

KOLLAR, THOMAS/

TENTATIVE RULING:

No appearances necessary. This is a collections case, as defined in Rule 3.740 of the California Rules of Court filed December 18, 2020. A proof of service is filed. Default has entered. The matter awaits 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 December 8, 2021 at 1:30 p.m. in Dept 3.

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18-CVC-10670

MITCHELL, MICHAEL/

PIFFER, SGT/

TENTATIVE RULING:

No appearances necessary. After review of the file, the court notes defendant's demurrer is set to be heard on the law and motion calendar July 12, 2021. The matter is continued for further case management to October 6, 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.

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20-CVC-11619

MIDLAND CREDIT MANAGEMENT INC/METZGER, SHANA

TAMAYO, OSVALDO/

TENTATIVE RULING:

No appearances necessary. This is a collections case, as defined in Rule 3.740 of the California Rules of Court, filed March 3, 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 October 5, 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 hearing, the OSC will be vacated. The matter is continued for further CMC to November 24, 2021 at 1:30 p.m. in Dept. 3.

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20-CVC-11646

TD BANK USA NA/ SIMONSON, TODD

MOHR, JIMMY/

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 March 16, 2020. 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).) Failure to obtain default judgment by or before the next case management conference will result in the matter being set for OSC for failure to comply with the rules of court, and the imposition of sanctions. This matter is continued for further case management to September 1, 2021 at 1:30 p.m. in Dept 3.

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20-CVC-11660

AHERN RENTALS INC A NEVADA CORPORATION/ RICHARDSON,  
DANIEL

EQUIPMENT SHARE COM INC A DELAWARE  
CORPORATION/ TAYLOR, CHRISTINA

TENTATIVE RULING:

No appearances necessary. A stay pending federal claims remains in place. The matter is continued for further case management conference to January 26, 2022, at 1:30 p.m. in Dept. 3. Updated CMC statements to be filed and served at least 15 days prior.

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TENTATIVE RULING:

No appearances necessary. Notice of Conditional Settlement of Entire Case was filed May 24, 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 27, 2021.