

AMADOR SUPERIOR COURT CASE MANAGEMENT CONFERENCE TENTATIVE RULINGS

Civil Cases
7/29/2020

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
18-CVC-10747	GARCIA, DANIEL/	MARTINEZ, RICHARD/

TENTATIVE RULING: Plaintiff Garcia is ordered to appear by telephone to discuss the status of the case , including Plaintiff's September 19, 2019 written request for release of subpoenaed documents. Request for Entry of Default entered as to defendant on February 6, 2019. The court intends to set the matter for default prove-up hearing.

18-CVC-10831

SCONCE, DAVID/

ST OF CALIFORNIA/

TENTATIVE RULING: No appearances necessary. The complaint in this matter was filed October 22, 2018. The plaintiff has not filed a Proof of Service as to any named defendant. Failure to timely prosecute the case may result in dismissal on the court's own motion. The matter is continued for further case management to September 30, 2020 at 10:30 a.m. in Dept. 3.

19-CVC-11296

SNYDER, JOSHUA/

VASQUEZ, F/

TENTATIVE RULING: No appearances necessary. On the Court's own motion, the matter is set for an Order to Show Cause (OSC) hearing as to why the petition filed July 31, 2019 is not moot and should be dismissed. The OSC hearing will be set on the Court's law and motion calendar on September 28, 2020 at 8:30 a.m. in Department 1 of this Court and the Clerk of the Court shall send all parties notice of the same. Parties may appear by CourtCall.

Case Number	Primary Party / Attorney	Secondary Party / Attorney
19-CVC-11303	CROCKER, CAMERON/ THOMAS, RANDY	BLAKE, MICHAEL/ SWETT, THOMAS

TENTATIVE RULING: No appearances necessary. After review of the file, the court notes the Anti-SLAPP/motion to strike is scheduled to be heard on August 20, 2020. The case is continued for case management to November 4, 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-11360	DISCOVER BANK/ GOKOFFSKI, ANDREW	MONDANI, DAN/
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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 September 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). 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 September 30, 2020 at 1:30 p.m. in Department 3.

19-CVC-11364

PEREZ, SERGIO/ WOOD, CHRISTOPHER

RENWOOD WINERY/ SALAZAR, 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 and to discuss mediation.

19-CVC-11400

DISCOVER BANK/ SHAHINE, ANTONIO

ANA, ANDREA/

TENTATIVE RULING: No appearances necessary. This is a collections case, as defined in Rule 3.740 of the California Rules of Court, filed October 17, 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 September 30, 2020 at 1:30 p.m. in Department 3.

19-CVC-11403

CHRONIS, LEO/ HOBSON, KEVIN

GARCIA, DRAKE/ HURLEY, WILLIAM

TENTATIVE RULING: No appearances necessary. After review of the file, the court notes defendant's motion to strike is scheduled to be heard on August 31, 2020 at 8:30 AM in Dept. 1. The case is continued for case management to November 4, 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-11404

PETERS, TED/ GINGERY, JUSTIN

CEDAR MILL FARMS LLC/

TENTATIVE RULING: No appearances necessary. A Notice of Bankruptcy Stay of Proceedings was filed. The matter is continued for further case management conference to January 6, 2021, at 1:30 p.m. in Dept. 3. If the bankruptcy stay is lifted prior, Plaintiff may file a request to set the matter on the CMC calendar for an earlier date.

19-CVC-11405

MCCLLOUD, KENNETH/

SUTTER CREEK POLICE DEPARTMENT/ LONGYEAR, VAN

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.

20-CVC-11540

PORTFOLIO RECOVERY ASSOCIATES LLC/ SALET, KERI

PORRAY, DANIEL/

TENTATIVE RULING: No appearances necessary. This is a collections case, as defined in Rule 3.740 of the California Rules of Court filed January 16, 2020. 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 January 6, 2021 at 1:30 p.m. in Dept 3.

20-CVC-11544

**AMERICAN EXPRESS NATIONAL BANK FKA AMERICAN
EXPRES/ MIKHALEVICH, MARIANNA**

GERINGER, CODY/

TENTATIVE RULING: No appearances necessary. This is a collections case, as defined in Rule 3.740 of the California Rules of Court, filed January 21, 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). 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 September 30, 2020 at 1:30 p.m. in Department 3.

17-CVC-10112

**NORTHERN CALIFORNIA COLLECTION SERVICE INC/ CRIBB,
STEVEN**

PIERSON, RAYMOND/

TENTATIVE RULING: No appearances necessary. A Stay of Proceedings remains in place. The case is continued for case management to November 4, 2020 at 1:30 p.m. in Department 3.

18-CVC-10754

PASSARO, NATALIA/ SINCLAIR, KELLEN

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

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.

18-CVC-10789

DEANDA, ANGELA/ SODHI, JAKRUN

**SUTTER MEDICAL FOUNDATION A CALIFORNIA
CORPORATION/ PERRY, THOMAS**

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 settlement conference availability and 2021 trial dates.

18-CVC-10813

PIERSON, RAYMOND/

RUSHING, PHYLISS/ LEONARD, BRUCE

TENTATIVE RULING: No appearances necessary. Notice of appeal was filed in this matter. After review of the file, the matter is continued for further case management to October 14, 2020 at 1:30 p.m. in Dept. 3. Updated Case Management Statements are required to be filed at least 15 days in advance.

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 by telephone to update the court on the status of the case.

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 by telephone to update the court on the status of the case, and to discuss settlement conference availability and 2021 trial dates.

19-CVC-11080

JUDSON, ERIC/ GRAZIANI, BRIAN

SALERNO, GIOVANNI/ SALENKO, 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.

19-CVC-11142

COOMBS, TERRY/ GREENBLATT, HANK

MONTGOMERY, RONALD/ MELTON, DAVID

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 settlement conference availability and 2021 trial dates.

19-CVC-11201

**STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY/
MAHFOUZ, RICHARD**

DAMIN, NICOLE/ PARKS, MARSHAL

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 mediation, settlement conference, and 2021 trial dates.

19-CVC-11228

**CALIFORNIA INSURANCE GUARANTEE ASSOCIATION AS ASSI/
ORNELAS, SARAH**

PEARSONS TREE SERVICE/ CARR, JOHN

TENTATIVE RULING: The parties are to appear, either personally or telephonically. No Case Management Statement has been filed by either party. The parties should be prepared to explain to the Court why an OSC should not issue for their failures to comply with local court case management rules, and to discuss the status of the action, including discovery and ADR options.

19-CVC-11260

COPENHAVER, CAROLYN/ SARAIVA, CATIA

TADLA, DIANNA/ ALLEY, RYAN

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 2021 trial dates.

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