

AMADOR SUPERIOR COURT CASE MANAGEMENT CONFERENCE TENTATIVE RULINGS

Civil Cases

9/30/2020

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-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. On the court's own motion, the matter is set for an Order to Show Cause regarding dismissal pursuant to CRC Rule 3.1340 (dismissal after two years for delay in prosecution). The Order to Show Cause hearing shall be set on November 17, 2020 at 10:00 a.m. in Department 3. If Petitioner fails to file a proof of service or otherwise respond to the Order to Show Cause, the matter will be dismissed. The Clerk of the Court shall provide notice of the OSC hearing.

Case Number	Primary Party / Attorney	Secondary Party / Attorney
20-CVC-11647	SYNCHRONY BANK/ RIVERA, ADAM	JACOBSON, CANDRA/

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

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). 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 November 24, 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 February 24, 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 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). 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 November 24, 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 February 24, 2020 at 1:30 p.m. in Dept. 3.

TENTATIVE RULING: No appearances necessary. The complaint in this matter was filed November 18, 2019. The plaintiff has not filed a Proof of Service. Failure to timely prosecute the case may result in the issuance of an order to show cause and imposition of sanctions. The matter is continued for further case management to January 6, 2021 at 10:30 a.m. in Dept. 3.

20-CVC-11517

ALLY BANK/ BARASCH, ADAM

COOPER, NINA/

TENTATIVE RULING: No appearances necessary. This is a collections case, as defined in Rule 3.740 of the California Rules of Court filed January 6, 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 27, 2021 at 1:30 p.m. in Dept 3.

20-CVC-11520

LENNOX, ALAN/ PERKINS, ROBIN

**AMERICAN LEGION POST NO 108 AMBLANCE SERVICE A
CAL/ KOZLOW, ANDREW**

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 the timing of mediation and trial.

20-CVC-11534

LONGORIA, HECTOR/ ENNIS, SCOTT

LEON, TRINKET/ MCGREEVY, RICHARD

TENTATIVE RULING: No appearances necessary. Defendants' Answer was filed on September 24, 2020. The matter is continued for further case management/trial setting conference to January 27, 2021 at 1:30 p.m. in Dept. 3. Case Management Statements are required to be filed and served at least 15 days in advance.

20-CVC-11537

CREDITORS ADJUSTMENT BUREAU INC/ FREED, KENNETH

RONK, RANDY/

TENTATIVE RULING: No appearances necessary. This is a collections case, as defined in Rule 3.740 of the California Rules of Court filed January 13, 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 27, 2021 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 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). 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 November 17, 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 February 10, 2020 at 1:30 p.m. in Dept. 3.