

AMADOR SUPERIOR COURT CASE MANAGEMENT CONFERENCE TENTATIVE RULINGS

Civil Cases

10/6/2021

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
19-CVC-11388	JACKSON VIEW OWNERS ASSOCIATION/ EPSTEIN, BRADLEY	JACKSON VIEW LLC A CALIFORNIA LIMITED LIABILITY CO/

TENTATIVE RULING:

The court has read and considered the supplemental briefs filed by both parties and confirms its September 13, 2021 tentative ruling.

Unless a hearing is requested, this ruling is effective immediately. Neither further notice of the ruling nor a formal order per CRC 3.1312 is required.

Case Number	Primary Party / Attorney	Secondary Party / Attorney
21-CVC-12082	MIDLAND CREDIT MANAGEMENT INC/ DE GUZMAN, NICHOL	SELF, GILBERT/

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 22, 2021. 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 may 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 March 23, 2022 at 1:30 p.m. in Dept 3.

21-CVC-12088	BANK OF AMERICA NA/ JORDAN, CARINA	CORTEZ, JOSE/
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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. The Complaint was filed March 29, 2021. 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 may 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 March 23, 2022 at 1:30 p.m. in Dept 3.

18-CVC-10670

MITCHELL, MICHAEL/

PIFFER, SGT/

TENTATIVE RULING:

No appearances necessary. After review of the file, the court notes the matter is set for the law and motion calendar on October 25, 2021 at 8:30 AM in Department 1. The matter is continued for further case management to January 12, 2022 at 1:30 p.m. in Department 3. Updated CMC Statements must be filed and served at least 15 days prior to the CMC.

18-CVC-10754

PASSARO, NATALIA/ SINCLAIR, KELLEN

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

TENTATIVE RULING:

No appearances necessary. Notice of Conditional Settlement of Entire Case was filed June 15, 2021. The matter is set for hearing on minor's compromise on November 15, 2021. The court sets the matter for Court's Motion to Dismiss pursuant to CRC 3.1385 in Dept. 3 at 10:00 AM on December 14, 2021.

19-CVC-11080

JUDSON, ERIC/ GRAZIANI, BRIAN

SALERNO, GIOVANNI/ SALENKO, BRUCE

TENTATIVE RULING:

Parties are ordered to appear personally or remotely (by Zoom or CourtCall) to discuss the status of the case, and to select settlement conference and trial dates. Parties are ordered to meet and confer in advance regarding mutually available dates.

19-CVC-11303

CROCKER, CAMERON/ THOMAS, RANDY

BLAKE, MICHAEL/ SWETT, THOMAS

TENTATIVE RULING:

No appearances necessary. The matter is on appeal on defendant/appellant's motion to strike. The matter is continued for further case management to March 2, 2022 at 1:30 p.m. in Department 3 of this Court. Updated CMC Statements must be filed and served at least 15 days prior to the CMC.

19-CVC-11416

CHA DOR REALTY INC/ WIGHT, BRANDON

DOUGLAS, ROBERT/ HUDSON, GEOFFREY

TENTATIVE RULING:

Parties are ordered to appear personally or remotely (by Zoom or CourtCall) to discuss the status of the case, and to select settlement conference and trial dates.

19-CVC-11446

THAWLEY, PATRICIA/

ARIAS, CYNTHIA/ FITZSIMMONS, DEBRA

TENTATIVE RULING:

Parties are ordered to appear personally or remotely (by Zoom or CourtCall) to discuss the status of the case, and to discuss settlement conference and trial setting.

20-CVC-11717

**LAGUNA GOLD MORTGAGE INC A CALIFORNIA
CORPORATION/ KEENE, PATRICK**

WALLS, JIM/ GRAVINK, ERIC

TENTATIVE RULING:

Parties are ordered to appear personally or remotely (by Zoom or CourtCall) to discuss the status of the case, and to select settlement conference and trial dates. Parties are ordered to meet and confer in advance regarding mutually available dates.

20-CVC-11803

BRENNAN, TAMARA/ YORK, WENDY

RAY PROPERTIES KIT CARSON INC/ BURNS, ELIZABETH

TENTATIVE RULING:

No appearances necessary. After review of the file, the court notes the matter is set for the law and motion calendar on October 18, 2021 at 8:30 AM in Department 1. The matter is continued for further case management to December 1, 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.

20-CVC-11849

JACK, CRYSTAL/ GRAZIANI, BRIAN

SALERNO, GIOVANNI/ RAVEN, VANESSA

TENTATIVE RULING:

Parties are ordered to appear personally or remotely (by Zoom or CourtCall) to discuss the status of the case, and to select settlement conference and trial dates. Parties are ordered to meet and confer in advance regarding mutually available dates.

20-CVC-11856

GAASTERLAND, LAWRENCE/ CHAVEZOCHOA, BRIAN

MATTHEWS, RYAN/

TENTATIVE RULING:

Parties are ordered to appear personally or remotely (by Zoom or CourtCall) to discuss the status of the case.

TENTATIVE RULING:

Parties are ordered to appear personally or remotely (by Zoom or CourtCall) to discuss the status of the case, and to select settlement conference and trial dates. Parties are ordered to meet and confer in advance regarding mutually available dates.

TENTATIVE RULING:

No appearances necessary. This is a collections case, as defined in Rule 3.740 of the California Rules of Court, filed October 30, 2020. A proof of service is filed. Plaintiff must seek entry of default and default judgment. Plaintiff must obtain default judgment within 360 days of filing the complaint. (Cal. Rules of Court, Rule 3.740(f).) On the court's own motion, the court sets the matter for an Order to Show Cause hearing as to why reasonable monetary sanctions should not be issued for failure to timely obtain default judgment. (See CRC 3.740(f).) The OSC shall be set for November 23, 2021 at 10:00 a.m. in Department 3 of this court. The clerk of the court shall mail separate notice re: same. This matter is continued for further case management to February 2, 2022 at 1:30 p.m. in Dept 3.

20-CVC-11935

EMSER TILE LLC/ GABA, RUDY

MILLER, DAVID/

TENTATIVE RULING:

No appearances necessary. A Notice of Bankruptcy Stay of Proceedings was filed April 5, 2021 and is still in place. The matter is continued for further case management conference to March 30, 2022, at 1:30 p.m. in Dept. 3. Updated CMC statements to be filed and served at least 15 days prior.

20-CVC-11941

US BANK TRUST NATIONAL ASSOCIATION/ BLACKMAN, MARK

HOFFMAN, H/

TENTATIVE RULING:

Parties are ordered to appear personally or remotely (by Zoom or CourtCall) to discuss the status of the case.

20-CVC-11946

BILYEU, CARRELL/ STERLING, SARAH

**US MINE CORP A NEVADA CORPORATION/ MARCA,
RICHARD**

TENTATIVE RULING:

No appearances necessary. After review of the file, the court notes the parties are scheduled to mediate on November 10, 2021. The matter is continued for further case management to December 8, 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.

21-CVC-11973

**STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY/
ESPINOSA, TRISTAN**

MCLAREN, JOHN/ BECK, DWAYNE

TENTATIVE RULING:

No appearances necessary. After review of the file, the matter is continued for further case management to January 12, 2022 at 1:30 p.m. in Department 3. Updated CMC Statements must be filed and served at least 15 days prior to the CMC.

21-CVC-11977

CULBERTSON, STEVEN/ MONTANARI, GARRY

GRISWOLD, MICHAEL/ BRITT, LAUREN

TENTATIVE RULING:

Parties are ordered to appear personally or remotely (by Zoom or CourtCall) to discuss the status of the case.

21-CVC-12001

FINE, MARY/ GORDON, ROBERT

SETTLEGE, DAVID/

TENTATIVE RULING:

No appearances necessary. Defendant was served and proof of service is filed. No responsive pleading is filed by defendant. After review of the file, the matter is continued for further case management to January 26, 2022 at 1:30 p.m. in Department 3. Updated CMC Statements must be filed and served at least 15 days prior to the CMC.