

**Amador Superior Court  
Friday, October 23, 2020  
Andrea Sexton  
DEPT 3**

Tentative Rulings are proposed as orders to be issued at the hearing and are posted in advance for the convenience of the parties and their counsel. Each matter on calendar will be called and parties are expected to attend. For those matters where the parties are not ordered to appear and either the parties agree or no objection is made at the hearing, the Court routinely adopts the tentative ruling as the ruling in the matter.

For privacy purposes on the publicly posted version of this document the parties' last names have been replaced by keeping only the first letter followed by three x's (example, John Doe = John Dxxx).

| Case Number           | Primary Party / Attorney | 8:30:00AM Calendar | Secondary Party / Attorney                    |
|-----------------------|--------------------------|--------------------|---|
| <u>1</u> 20-DCS-04215 | COUNTY OF AMADOR/ CSCSA  |                    | XXXX, KALEB/<br>Interested Party: XXXX, MARIA |

EVENT: MOTION FOR JUDGMENT

ACTION: FAMILY SUPPORT

EVENT NOTES: N/A

**Tentative Ruling:**

**SELF-REPRESENTED PARTIES MAY CALL THE COURT'S FAMILY LAW FACILITATOR TO OBTAIN THE ZOOM CALL-IN INFORMATION FOR THIS CALENDAR. REPRESENTED PARTIES MAY REQUEST A ZOOM INVITATION THROUGH THE COURT'S JUDICIAL ASSISTANT.**

The court intends to grant the Agency request to enter Judgment. Judgment for parentage, child support and health care coverage will enter as follows:

Judgment for parentage shall enter – A VDOP (voluntary declaration of parentage) has been filed.

Guideline support for the minor child will be determined at the time of hearing. The court has received and reviewed Respondent's income and expense declaration (form FL-150) and supporting pay stubs. It appears Other Parent is receiving TANF, and the court shall confirm the same at the time of hearing.

The court shall order Respondent to provide health insurance for the minor child if such insurance is available through an employer or otherwise at a reasonable cost. Each party shall pay one-half of uncovered health care costs for the dependent child to the other parent as per Family Code section 4062.

The Other Parent will be added as a party to the case.

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| Case Number           | Primary Party / Attorney     | 8:30:00AM Calendar | Secondary Party / Attorney                                |
|-----------------------|------------------------------|--------------------|---|
| <u>2</u> 07-FCP-03375 | XXXX, JOHNATHAN/ PAGE, HELEN |                    | XXXX, JORGINA/<br>Interested Party: AMADOR COUNTY / CSCSA |

EVENT: LCSA MOTION TO MODIFY CHILD SUPPORT

ACTION: PATERNITY

EVENT NOTES: N/A

**Tentative Ruling:**

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The Agency filed a motion for modification of child support on September 1, 2020. Current support orders entered on 4/7/2014 set child support at \$-0- per month, payable by Petitioner.

The moving party has the burden of showing changed circumstances since the last support order. There is an alleged change of parenting time from the 2014 order, which was based on a 50/50 timeshare. It does not appear based on the face of the motion that the initial burden has been met. The most recent stipulation and order, executed March 16, 2020, allows the minor child to have parenting time with Petitioner/Father at her discretion.

The court shall hear from the parties at the time of hearing to determine if the initial burden is met.

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| Case Number           | Primary Party / Attorney | 8:30:00AM Calendar | Secondary Party / Attorney                       |
|-----------------------|--------------------------|--------------------|--|
| <u>3</u> 09-DCS-02886 | COUNTY OF AMADOR/ CSCSA  |                    | XXXX, BRITTANY/<br>Interested Party: XXXX, JASON |

EVENT: LCSA MOTION TO MODIFY CHILD SUPPORT

ACTION: FAMILY SUPPORT

EVENT NOTES: N/A

**Tentative Ruling:**

**SELF-REPRESENTED PARTIES MAY CALL THE COURT'S FAMILY LAW FACILITATOR TO OBTAIN THE ZOOM CALL-IN INFORMATION FOR THIS CALENDAR. REPRESENTED PARTIES MAY REQUEST A ZOOM INVITATION THROUGH THE COURT'S JUDICIAL ASSISTANT.**

The Agency filed a motion for modification of child support on September 3, 2020 at its own request. Current support orders entered on 6/9/2014 set child support at \$-0- per month, payable by Respondent (Mother). The moving party has the burden of showing changed circumstances since the last support order. There is a change of Respondent's income alleged and the initial burden is met.

The court shall hear from the parties at the time of hearing and calculate Guideline support at that time. Respondent is ordered to file an Income and Expense Declaration (form FL-150) with 3 months of paystubs attached, or bring the same to court.

The court intends to adopt new springing language indicating that language in any prior orders which include administrative relief without further order of the court is no longer applicable.

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| Case Number  | Primary Party / Attorney | 8:30:00AM Calendar | Secondary Party / Attorney       |
|--------------|--------------------------|--------------------|----------------------------------|
| 12-DCS-03378 | COUNTY OF AMADOR/ CSCSA  |                    | RESPONDENT: XXXX, ARTURO ARMANDO |

**OTHER PARENT: XXXX, NANCY**  
ACTION: FAMILY SUPPORT

EVENT: LCSA MOTION TO MODIFY CHILD SUPPORT

EVENT NOTES: N/A

**Tentative Ruling:**

**SELF-REPRESENTED PARTIES MAY CALL THE COURT'S FAMILY LAW FACILITATOR TO OBTAIN THE ZOOM CALL-IN INFORMATION FOR THIS CALENDAR. REPRESENTED PARTIES MAY REQUEST A ZOOM INVITATION THROUGH THE COURT'S JUDICIAL ASSISTANT.**

The Agency filed a motion for modification of child support on August 25, 2020 at the request of Other Parent. Current support orders entered on 1/25/2016 set child support at \$263 per month, payable by Respondent. The moving party has the burden of showing changed circumstances since the last support order. There is a change of Respondent's income alleged and the initial burden is met.

The court shall hear from the parties at the time of hearing and calculate Guideline support at that time. The parties are ordered to file Income and Expense Declarations (form FL-150) with 3 months of paystubs attached, or bring the same to court. The court shall also hear from the parties to determine if the minor child Ana is still enrolled in high school, as the court notes she is now 18.

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|-----------------------|--------------------------|--------------------|-----------------------------------|
| <u>5</u> 20-FCP-07447 | XXXX, VIRGINIA/          |                    | XXXX, DYLAN/<br>Interested Party: |

EVENT: FAMILY LAW MISCELLANEOUS MOTION

ACTION: PATERNITY

**EVENT NOTES:** PETITIONER'S REQUEST TO CANCEL (SET ASIDE) VOLUNTARY DECLARATION OF PARENTAGE OR PATERNITY.

**Tentative Ruling:**

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There is no tentative ruling. The matter was continued from 8/17/20 to this calendar. The court shall hear from the parties at the time of hearing.

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|-----------------------|--------------------------|--------------------|--|
| <u>6</u> 07-DCS-02284 | COUNTY OF AMADOR/ CSCA   |                    | XXXX, JAMES/<br>Interested Party: XXXX, LASANDRA |

EVENT: FAMILY SUPPORT REVIEW HEARING

ACTION: FAMILY SUPPORT

EVENT NOTES: N/A

**Tentative Ruling:**

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There is no tentative ruling. Guideline child support orders were made on 7/31/2020. The matter was continued to this calendar for a family support review hearing, with the court retaining jurisdiction retroactive to 6/1/2020.

The parties were ordered to file and serve updated income and expense declaration with pay stubs attached, to be filed and served at least 3 weeks in advance of the review hearing, or by 10/2/2020. No updated financial documents have been filed.

The court's tentative ruling is to confirm the support orders made on 7/31/2020 and to no longer retain retroactive jurisdiction on the motion. The court shall hear from the parties at the time of hearing.

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**Case Number**

**Primary Party / Attorney**

**8:30:00AM Calendar**

**Secondary Party / Attorney**

DEPT 3

AB1058 COMMISSIONER

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|-----------------------|--|---------------------|---|
| <u>7</u> 16-DCS-03861 | DIVISION OF WELFARE AND SUPPORTIVE SERVICES AND DAN/ |                     | XXXX, BEVAN/ SCHELL, ROBERT<br>Interested Party: XXXX, DANIELLE |

EVENT: LCSA MOTION TO MODIFY CHILD SUPPORT

ACTION: FAMILY SUPPORT

EVENT NOTES: N/A

**Tentative Ruling:**

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There is no tentative ruling. The court has retained jurisdiction retroactive to July 1, 2020. The court shall hear from the parties at the time of hearing.

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|-------------|--------------------------|---------------------|----------------------------|
|             | DEPT 3                   | AB1058 COMMISSIONER |                            |