

AMADOR SUPERIOR COURT CASE MANAGEMENT CONFERENCE TENTATIVE RULINGS

Civil Cases
10/28/2020

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
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. After review of the file, the court notes the matter is scheduled for defendant's demurrer to plaintiff's complaint, to be heard on November 9, 2020. The case is continued for further case management to January 13, 2021 at 1:30 p.m. in Dept 3. Updated CMC statements are required to be filed and served at least 15 days in advance.No appearances necessary. After review of the file, the court notes the matter is scheduled for defendant's demurrer to plaintiff's complaint, to be heard on November 9, 2020. The case is continued for further case management to January 13, 2021 at 1:30 p.m. in Dept 3. Updated CMC statements are required to be filed and served at least 15 days in advance.

20-CVC-11661

TD BANK USA NA AS SUCCESSOR IN INTEREST TO TARGET/
BERK, CAMRYN

PADGETT, CHARLES/

TENTATIVE RULING:

No appearances necessary. This is a collections case, as defined in Rule 3.740 of the California Rules of Court filed April 13, 2020. A 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 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 February 3, 2021 at 1:30 p.m. in Dept 3.

20-CVC-11662

CROWN ASSET MANAGEMENT LLC/ FARZIN, ALI

BANNING, GLORIA/

TENTATIVE RULING:

No appearances necessary. This is a collections case, as defined in Rule 3.740 of the California Rules of Court, filed April 13, 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 February 3, 2021 at 1:30 p.m. in Department 3.

TENTATIVE RULING:

No appearances necessary. This is a collections case, as defined in Rule 3.740 of the California Rules of Court, filed April 13, 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 February 3, 2021 at 1:30 p.m. in Department 3.

TENTATIVE RULING:

No appearances necessary. The case is at-issue. The matter is continued for further case management/trial setting conference to January 13, 2021 at 1:30 p.m. in Dept. 3. The parties are ordered to meet and confer in advance to identify mutually available MSC and trial dates. Case Management Statements are required to be filed and served at least 15 days in advance.

20-CVC-11665

SEYLER, ANGELA/ GREEN, MICHAEL

JACKSON RANCHERIA BANK OF MIWUK INDIANS/

TENTATIVE RULING:

No appearances necessary. After review of the file, the case is continued for further case management to January 13, 2021 at 1:30 p.m. in Dept 3. Updated CMC statements are required to be filed and served at least 15 days in advance.

20-CVC-11666

PERSOLVE LEGAL GROUP LLP/ WEINGARTEN, MARTIN

JACKSON, NICOLE/

TENTATIVE RULING:

No appearances necessary. After review of the file, the case is continued for further case management to January 13, 2021 at 1:30 p.m. in Dept 3. Plaintiff has not served defendant. Updated CMC statements are required to be filed and served at least 15 days in advance.

20-CVC-11676

UNGARETTI, JOHN/ BOYCE, JOSHUA

BLUE, JEROME/

TENTATIVE RULING:

No appearances necessary. After review of the file, the case is continued for further case management to March 3, 2021 at 1:30 p.m. in Dept 3. Updated CMC statements are required to be filed and served at least 15 days in advance.

19-CVC-11202

RAMIREZ, CZUN/ HELSEL, JASON

THAYER, JESSE/ LEONARD, BRUCE

TENTATIVE RULING:

No appearances necessary. After review of the file, the court notes the parties are scheduled to attend mediation on November 18, 2020. The case is continued for civil trial setting conference to November 25, 2020 at 1:30 p.m. in Dept 3. Updated CMC statements are NOT required.

18-CVC-10774

IRWIN, THOMAS/ DELRIO, DANIEL

GOLD, JORDAN/

TENTATIVE RULING:

No appearances necessary. After review of the file, the case is continued for further case management to February 3, 2021 at 1:30 p.m. in Dept 3. Updated CMC statements are required to be filed and served at least 15 days in advance.

18-CVC-10911

FAYKO, ROBYN/ MILLER, JOHN

PURCELL, GLORIA/ ISLAS, JULIA

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 select settlement conference and trial dates. The parties are ordered to meet and confer in advance to identify mutually available MSC and trial dates.

TENTATIVE RULING:

No appearances are necessary. The matter is referred to mediation pursuant to Local Rule 8.14. The parties shall select a mediator and complete mediation by March 1, 2021. The Parties must notify the court of their mediator selection within 30 days by using the Stipulation to Mediator Form (see www.amadorcourt.org). If the court is not notified of the selected mediator within 30 days, the court will appoint a panel mediator. The matter is continued for further case management/trial setting conference to March 24, 2021 at 1:30 p.m. in Dept. 3. An updated CMC statement is required to be filed and served at least 15 days in advance.

TENTATIVE RULING:

No appearances are necessary. The matter is referred to mediation pursuant to Local Rule 8.14. The parties shall select a mediator and complete mediation by March 1, 2021. The Parties must notify the court of their mediator selection within 30 days by using the Stipulation to Mediator Form (see www.amadorcourt.org). If the court is not notified of the selected mediator within 30 days, the court will appoint a panel mediator. The matter is continued for further case management/trial setting conference to March 24, 2021 at 1:30 p.m. in Dept. 3. An updated CMC statement is required to be filed and served at least 15 days in advance.

19-CVC-11297

MUSSABINI, KAREN/ FLAHAVAN, BRIAN

TREASURES MERCANTILE/

TENTATIVE RULING:

No appearances necessary. After review of the file, a bankruptcy stay remains in place as re: the Hendricks defendants. The case is continued for further case management and trial setting conference to February 10, 2021 at 1:30 p.m. in Dept 3. Updated CMC statements are required to be filed and served at least 15 days in advance.

19-CVC-11384

OHIO SECURITY INSURANCE COMPANY AS SUBROGEE OF
GER/ SCHMAELING, DANIEL

RUSHNG, PHYLLIS/ LEONARD, BRUCE

TENTATIVE RULING:

No appearances necessary. After review of the file, the related case 18 CVC 10813 remains removed from this court's jurisdiction on appeal. The case is continued for further case management and trial setting conference to February 10, 2021 at 1:30 p.m. in Dept 3. Updated CMC statements are required to be filed and served at least 15 days in advance.

20-CVC-11527

MC GEE, CHARLES/ REDKEY, JUDE

WRIGHT, DUSTIN/ BONZELL, ERIC

TENTATIVE RULING:

No appearances necessary. After review of the file, the case is continued for further case management to February 3, 2021 at 1:30 p.m. in Dept 3. Updated CMC statements are required to be filed and served at least 15 days in advance.

20-CVC-11554

BANK OF AMERICA NA/ ZIDE, FLINT

RODACKER, BRANDON/

TENTATIVE RULING:

No appearances necessary. This is a collections case, as defined in Rule 3.740 of the California Rules of Court, filed January 27, 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 December 8, 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, 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 28, 2020. A 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 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 March 10, 2021 at 1:30 p.m. in Dept 3.