

**TENTATIVE RULINGS for CIVIL LAW and MOTION**  
**August 6, 2014**

Pursuant to Yolo County Local Rules, the following tentative rulings will become the order of the court unless, by 4:00 p.m. on the court day before the hearing, a party requests a hearing and notifies other counsel of the hearing. To request a hearing, you must contact the clerk of the department where the hearing is to be held. Copies of the tentative rulings will be posted at the entrance to the courtroom and on the Yolo Courts Website, at [www.yolo.courts.ca.gov](http://www.yolo.courts.ca.gov). If you are scheduled to appear and there is no tentative ruling in your case, you should appear as scheduled.

Telephone number for the clerk in Department Two: (530) 406-6843

**TENTATIVE RULING**

**Case:** **Atria Management Co., LLC v. Ballard**  
**Case No. CV CV 14-296**  
**Hearing Date:** **August 6, 2014** **Department Two** **9:00 a.m.**

Defendant Malcolm Ballard's motion to set aside the default judgment is **DENIED**. (Code Civ. Proc., § 473, subd. (b).) Defendant fails to establish that his failure to timely file an answer was due to his mistake, inadvertence, surprise, or excusable neglect. (Decl. of Malcolm Ballard, ¶¶ 1-2; Decl. of Richard Ensley, pp. 1-2; Decl. of Steven Booska, pp. 1-2.)

If no hearing is requested, this tentative ruling is effective immediately. No formal order pursuant to California Rule of Court 3.1312, or further notice is required.

**TENTATIVE RULING**

**Case:** **Petition of Fife**  
**Case No. CV P2 14-1106**  
**Hearing Date:** **August 6, 2014** **Department Two** **9:00 a.m.**

The petitioner, Scott Foy, and the minor, Amilya Fife, are directed to appear. (Cal. Rules of Court, rule 7.952.) If the parties fail to appear at the hearing and the Court has not excused their personal appearance, the petition will be denied without prejudice. No request for a hearing is required.

**TENTATIVE RULING**

**Case:** **Hopkins v. Thompson**  
**Case No. CV PM 13-1367**  
**Hearing Date:** **August 6, 2014** **Department Two** **9:00 a.m.**

Defendants Ellen Thompson and Amanda Thompson's motion to continue the trial set for November 3, 2014, is **GRANTED**. (Cal. Rules of Court, rule 3.1332.)

The trial date of November 3, 2014 is **VACATED**. The parties are directed to appear at a case management conference on August 25, 2014, in Department 2, at 9:00 a.m. to reset the trial.

If no hearing is requested, this tentative ruling is effective immediately. No formal order pursuant to California Rule of Court 3.1312, or further notice is required.