

**TENTATIVE RULINGS for CIVIL LAW and MOTION**  
**August 27, 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:** **Hawley v. Reynen & Bardis (Parella), LP**  
**Case No. CV CV 10-1906**

**Hearing Date:** **August 27, 2014** **Department Two** **9:00 a.m.**

Defendant Park City Landscape, Inc.'s unopposed motion for determination of good faith settlement is **GRANTED**. (Code Civ. Proc., § 877.6.)

Defendant Riddio Construction Company, Inc.'s unopposed motion for determination of good faith settlement is **GRANTED**. (Code Civ. Proc., § 877.6.)

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:** **Jacobs v. Hensley**  
**Case No. CV CV 14-860**

**Hearing Date:** **August 27, 2014** **Department Two** **9:00 a.m.**

Defendants Winfred Fanning and Cherie Fanning's request for judicial notice is **GRANTED** as to Exhibit 2, and **DENIED**, as to Exhibit 1. (Evid. Code, § 452, subd., (d); *Williams v. Wraxall* (1995) 33 Cal.App.4<sup>th</sup> 120, 130, fn. 7.) Facts contained within a preliminary hearing transcript are not the proper subject of judicial notice.

Plaintiff Kathleen Jacobs' request for judicial notice is **GRANTED**, as to items 1, 3, and 4, and **DENIED** as to item 2. (Evid. Code, § 452, subd., (d).) Item 2 is irrelevant.

Plaintiff's evidentiary objection to the declaration of Craig Rolfe is **SUSTAINED**.

Defendants' evidentiary objection nos. 1 and 2 are **OVERRULED**. Objection no. 3 is **SUSTAINED**.

Defendants' motion to change venue to Solano County is **DENIED**. (Code Civ. Proc., § 396b.) The allegations of plaintiff's complaint and the facts proffered in opposition to the motion support venue in Yolo County. (Gov. Code, § 12965, subd. (b).)

Attorneys' fees are awarded against defendants' counsel, Mark Bates and Craig Rolfe in the amount of \$2,925.00. (Code Civ. Proc., § 396b.) Fees are not awarded for time not yet incurred.

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.