

TENTATIVE RULINGS for CIVIL LAW and MOTION September 24, 2015

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. If you are scheduled to appear and there is no tentative ruling in your case, you should appear as scheduled.

Please take note that Yolo Superior Court is now located at 1000 Main Street, in Woodland.

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

TENTATIVE RULING

Case: **Allied Property & Casualty Ins. Co. v. JTS Communities, Inc.**
Case No. CV PO 14-271

Hearing Date: **September 24, 2015** **Department Eleven** **9:00 a.m.**

Plaintiff Allied Property & Casualty Insurance Company's motion to supplement its expert witness designation is **DENIED**. (Code Civ. Proc., §§ 473, subd. (b), 2034.620.) Plaintiff does not make an adequate showing that it exercised reasonable care in failing to discover the conflict of interest earlier.

Defendant JTS Communities, Inc.'s request for attorneys' fees is **DENIED**. The granting of the motion is a prerequisite to an award of fees. (Code Civ. Proc., §§ 473, subs. (b) & (c), 2034.620, subd. (d).)

The notice of motion does not provide notice of this Court's tentative ruling system as required by Local Rule 11.4(b). Counsel for moving party is ordered to notify the opposing party or parties immediately of the tentative ruling system and to be available at the hearing, in person or by telephone, in the event the opposing party or parties appear without following the procedures set forth in Local Rule 11.4(a).

TENTATIVE RULING

Case: **Pierce v. Wilbur-Ellis Company**
Case No. CV CV 14-718

Hearing Date: **September 24, 2015** **Department Eleven** **9:00 a.m.**

Defendants' motion for summary judgment, or in the alternative, summary adjudication, is **CONTINUED** on the Court's own motion to October 1, 2015, at 9:00 a.m. in Department Eleven.