TENTATIVE RULINGS for CIVIL LAW and MOTION
February 9, 2016

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
Telephone number for the clerk in Department Four: (530) 406-6942

TENTATIVE RULING

Case: **Giannis v. Douglas & Douglas, Inc.**
Case No. CV CV 12-2451
Hearing Date: February 9, 2016 Department Eleven 9:00 a.m.

Defendant Daniel J. Cioci's motion for relief from default is **DROPPED FROM CALENDAR.** The motion was not served on all parties who have appeared in the action. (Code Civ. Proc., § 1014.)

TENTATIVE RULING

Case: **Greenwald v. Yolo County District Attorney's Office**
Case No. CV PT 15-1014
Hearing Date: February 9, 2016 Department Four 9:00 a.m.

Respondent Yolo County District Attorney's Office's demurrer is **CONTINUED** on the Court's own motion to March 30, 2016 at 9:00 a.m. in Department Three.

TENTATIVE RULING

Case: **Rai v. Hardesty**
Case No. CV PM 15-873
Hearing Date: February 9, 2016 Department Eleven 9:00 a.m.

Defendants Kerry Justine Hardesty and Craig Anderson's unopposed motion to compel responses to form interrogatories, sets one, special interrogatories, set one, and request for production of documents, set one is **GRANTED**. (Code Civ. Proc., §§ 2030.290, subd. (b), 2031.300, subd. (b).) Plaintiff Simarjit Singh Rai shall serve verified answers to the form and special interrogatories and requests for production of documents, together with all responsive documents, without objections, by February 23, 2016.

Defendants' unopposed request for monetary sanctions against plaintiff and plaintiff's counsel is **GRANTED IN PART** in the amount of $306.00. (Code Civ. Proc., §§ 2023.010 et seq.,

2030.290, subd. (c), 2031.300, subd. (c); Decl. of Matthew de Lira, ¶ 4.) Sanctions are not granted for time not yet incurred. Plaintiff and plaintiff's counsel, jointly and severally, shall pay the monetary sanctions to defendants by February 23, 2016.

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: **Singh v. Sangha**
Case No. CV CV 15-1143
Hearing Date: **February 9, 2016** **Department Eleven** **9:00 a.m.**

The Court does not consider any new evidence submitted with plaintiff Gurdev Singh's reply papers.

Plaintiff's motion to appoint a receiver and/or a provisional director is **DENIED**. Plaintiff cites no legal authority in his supplemental memorandum supporting the appointment of a provisional director. Plaintiff has not shown that property is in danger of being lost, removed, or materially injured, or that plaintiff will suffer irreparable injury if a receiver is not appointed. (Code Civ. Proc., § 564, subd. (b)(1); *Moore v. Oberg* **(**1943) 61 Cal.App.2d 216, 222.)

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: **Vega v. Lujan**
Case No. CV P2 15-246
Hearing Date: **February 9, 2016** **Department Eleven** **9:00 a.m.**

Mercedes Felix's petition for approval of the minor's compromise of disputed claim is **DENIED**. Petitioner fails to accurately disclose the information required to determine the reasonableness of the compromise. (California Rules of Court, rule 7.950.) Petitioner fails to identify the minor, King Vega, as a person involved in the accident that occurred on September 19, 2014. (Petition, ¶¶ 5-6.) Additionally, the information provided in paragraphs 11a and 11c are inconsistent, as well as the information provided in paragraphs 13a(2) and 17b. Further, paragraph 13b(4)(c) states Medi-Cal has agreed to accept reimbursement in the amount of "$34." However, the Medi-Cal letter dated August 28, 2015, states reimbursement in the amount of $34.32 is required to satisfy their lien.

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.