

## **TENTATIVE RULINGS for CIVIL LAW and MOTION March 17, 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 on Yolo Court's 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.

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

Telephone number for the clerk in Department Three: (530) 406-6888

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

### **TENTATIVE RULING**

**Case:** **Nambiar v. The Regents of the University of California**  
**Case No. CV PO 12-1928**

**Hearing Date:** **March 17, 2016** **Department Three** **9:00 a.m.**

Plaintiff Krishnan Nambiar's motion for attorneys' fees is **DENIED**. Plaintiff fails to demonstrate that any reasonable attorney would have agreed that defendants' anti-SLAPP motion did not lie under the circumstances and that the motion was totally devoid of merit. (*Moore v. Shaw* (2004) 116 Cal.App.4<sup>th</sup> 182, 200.)

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:** **Valadez v. Contreras**  
**Case No. CV PO 14-689**

**Hearing Date:** **March 17, 2016** **Department Eleven** **9:00 a.m.**

Defendant and cross-complainant Romero Berrettoni Trust's ("Defendant") motion to compel further responses to special interrogatories, set one, from plaintiff Felix Valadez is **DENIED AS MOOT**. (Code Civ. Proc., § 2030.300.) Plaintiff has served verified amended responses to the interrogatories. If defendant contends that plaintiff's amended responses are deficient, it may file a motion to compel based on the amended responses.

Monetary sanctions are **GRANTED** against attorney Jamil White and plaintiff, jointly and severally, in the amount of \$1,310.00 (5 hours at \$250/hour plus a \$60 filing fee). (Mittelman Decl., ¶ 13; Code Civ. Proc., § 2030.300, subd. (d).) The motion to compel was filed on February 11, 2016. The amended responses served by plaintiff are dated and were verified by plaintiff on February 1, 2016, but were served on defendant on March 3, 2016. Plaintiff provides no explanation of why it delayed service of the amended responses for more than one month until after defendant filed its motion to compel.

Defendant's motion to compel further responses to requests for production, set one, from plaintiff is **DENIED AS MOOT**. (Code Civ. Proc., § 2031.310.) Plaintiff has served verified amended responses to the requests. If defendant contends that plaintiff's amended responses are deficient, it may file a motion to compel based on the amended responses.

Monetary sanctions are **GRANTED** against attorney Jamil White and plaintiff, jointly and severally, in the amount of \$1,185.00 (4.5 hours at \$250/hour plus a \$60 filing fee). (Mittelman Decl., ¶ 14; Code Civ. Proc., § 2031.310, subd. (h).) The motion to compel was filed on February 10, 2016. The amended responses served by plaintiff are dated and were verified by plaintiff on February 1, 2016, but were served on defendant on March 3, 2016. Plaintiff provides no explanation of why it delayed service of the amended responses for more than one month until after defendant filed its motion to compel.

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.