

TENTATIVE RULINGS for CIVIL LAW and MOTION
June 22, 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. 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: Heer v. White
Case No. CV CV 13-137
Hearing Date: June 22, 2016 Department Eleven 9:00 a.m.

Assignee Robert Schabert's ex parte motion for a seizure order is **DENIED**. (Code Civ. Proc., § 699.030.) Assignee cites no legal authority holding that the Court may dispense with notice to the judgment debtor "upon proof that such notice would be self-defeating," other than section 699.030. (Motion, p.2:20-21.) Section 699.030 does not support the assignee's contention.

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: Martin v. Sandoval
Case No. CV PM 15-809
Hearing Date: June 22, 2016 Department Eleven 9:00 a.m.

The petitioner, Diane Martin, and the minor, Kimberly Martin, 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: NP Cesar Associates, LP
Case No. CV UD 16-485
Hearing Date: June 22, 2016 Department Eleven 9:00 a.m.

Defendant Roger Sallee's motion for summary judgment is **DENIED**. (Code Civ. Proc., § 437c, subd. (p)(2).) Defendant cites no legal authority holding that a failure to comply with 24 C.F.R. 880.607(c)(1) invalidates the notice for purposes of proceeding in unlawful detainer.

If no hearing is requested, defendant is directed to prepare a formal order consistent with this ruling and in accordance with Code of Civil Procedure section 437c(g) and California Rule of Court 3.1312.