TENTATIVE RULINGS for CIVIL LAW and MOTION
August 25, 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 Five: (530) 406-6843

TENTATIVE RULING

Case: **Juarez v. Ram**
Case No. CV PM 15-484
Hearing Date: August 25, 2016 Department Five 9:00 a.m.

Defendant City of West Sacramento's requests for judicial notice are **GRANTED**. (Evid. Code, § 452, subd. (d).)

Defendant's motion to compel is **GRANTED**, as to Special Interrogatory Nos. 1-4, 9-12, 21-24, 29-40, and 45-56. (Code Civ. Proc., § 2030.300, subd. (a).) The interrogatories seek information which is relevant and/or reasonably calculated to lead to the discovery of admissible evidence relative to defendant Monika Ram's affirmative defenses. An interrogatory may properly ask a party to state his or her contentions as to any matter or issue in the case; and the facts, witnesses or writings on which the contentions are based. (Code Civ. Proc., § 2030.010, subd. (b); *Burke v. Sup. Ct. (Fidelity & Dep. Co. of Maryland)* (1969) 71 Cal.2d 276, 281.) Defendant Ram has cited no authority holding that merely because an interrogatory may require an expert opinion, the party may decline to respond.

The motion is **DENIED** as to Special Interrogatory Nos. 5-8. Defendant Ram has answered these interrogatories. The motion is **DENIED** as to Special Interrogatory Nos. 13-16 and 17-20. Defendant Ram does not presently seek relief for any personal injuries. Accordingly, the interrogatories are not relevant and/or reasonably calculated to lead to the discovery of admissible evidence.

Defendant's motion to compel further responses to requests for admission is **DENIED AS MOOT**. Defendant Ram has served amended responses.

The parties' requests for monetary sanctions are **DENIED**. (Code Civ. Proc., § 2030.300, subd. (d).)

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: **M.J. v. Davis Joint Unified School District**
Case No. CV PO 16-257

Hearing Date: **August 25, 2016** **Department Five** **9:00 a.m.**

The petitioners, Michael Janzen and Yelena Janzen, and the minor, Malina Janzen, 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.