

TENTATIVE RULINGS for CIVIL LAW and MOTION November 30, 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: Gianis v. Douglas & Douglas, Inc.
Case No. CV CV 12-2451

Hearing Date: November 30, 2016 **Department Eleven** **9:00 a.m.**

Plaintiff Aristotle Gianis's "order to show cause re: contempt" motion is **STRICKEN** and the matter is **DROPPED FROM CALENDAR**. (Code Civ. Proc., § 1211.) Plaintiff did not obtain an order to show cause from the Court. Further, plaintiff fails to establish that its moving papers were served on defendant Daniel Cioci. The proof of service filed with the Court fails to include Mr. Cioci's address.

TENTATIVE RULING

Case: Petition of Platenkamp
Case No. CV PT 16-1462

Hearing Date: November 30, 2016 **Department Eleven** **9:00 a.m.**

Christina Janny Platenkamp's petition for change of name is **GRANTED**. (Code Civ. Proc., § 1277.) No written objections were filed with the Court. Petitioner is directed to submit a proposed decree for change of name (Judicial Council of California form NC-130) prior to the time of the hearing.

This tentative ruling is effective immediately. (Code Civ. Proc., § 1277(a)(1).) No formal order pursuant to California Rule of Court 3.1312, or further notice is required.

TENTATIVE RULING

Case: Regents of the University of California v. Adeyemi
Case No. CV UD 16-1743

Hearing Date: November 30, 2016 **Department Eleven** **9:00 a.m.**

Defendants Thomas Adeyemi and Lynn Gavin's motion to quash service of summons is **DENIED**. (Code Civ. Proc., § 418.10, subd. (a).) Defendants made a general appearance by filing an answer to plaintiff the Regents of the University of California's complaint on November 1, 2016. Defendants failed to file the current motion contesting the Court's jurisdiction until November 21, 2016. (*Id.* at 418.10, subd. (e).)

The notice of motion does not provide notice of the Court's tentative ruling system as required by Local Rule 11.4(b). The 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: **Worster v. Kramer**
Case No. CV PO 14-730

Hearing Date: **November 30, 2016** **Department Eleven** **9:00 a.m.**

Attorney Blair H. Widders motion to be relieved as counsel for plaintiff Matthew T. Uno is **DENIED**. Ms. Widders fails to establish that her moving papers were served on her client Nora Worster. (Cal. Rules of Court, rule 3.1362(d).) Further, Ms. Widders fails to establish that her moving papers were timely served on all defendants. (Code Civ. Proc., § 1005, subd. (b).) According to the proof of service filed with the Court, defendants were untimely served via U.S. Mail on October 31, 2016. Additionally, a proposed order was not lodged with the Court or served on all parties. (Cal. Rules of Court, rule 3.1362(d) & (e).)

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.