

TENTATIVE RULINGS for CIVIL LAW and MOTION
January 13, 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

TENTATIVE RULING

Case: **Grill v. Meritage Homes of Calif., Inc.**
Case No. CV CV 11-13
Hearing Date: **January 13, 2016** **Department Eleven** **9:00 a.m.**

Plaintiffs' unopposed motion to substitute assignees of plaintiffs' claims as named plaintiffs is **GRANTED**. (*Cleverdon v. Gray* (1944) 62 Cal.App.2d 612, 616.)

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: **Hart v. Livingston**
Case No. CV CV 14-1874
Hearing Date: **January 13, 2016** **Department Eleven** **9:00 a.m.**

Plaintiff Michelle Ann Hart's unopposed motion to enter judgment based on the parties' agreed upon settlement is **GRANTED**. (Code Civ. Proc., § 664.6.) Plaintiff's request for monetary sanctions pursuant to Code of Civil Procedure section 128.5 is **DENIED**. Sanctions pursuant to section 128.5 "shall be imposed consistently with the standards, conditions, and procedures set forth in subdivisions (c), (d), and (h) of Section 128.7." (Code Civ. Proc., § 128.5, subd. (f).) Section 128.7(c)(1) requires that the notice of motion for such sanctions be served as provided in Section 1010 ...but shall not be filed with or presented to the court unless, within 21 days after service of the motion, or any other period as the court may prescribe, the challenged paper, claim, defense, contention, allegation, or denial is not withdrawn or appropriately corrected." Plaintiff has not followed this procedure before making her sanctions request.

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.