

TENTATIVE RULINGS for CIVIL LAW and MOTION
June 1, 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: Buckeye Creek Farms, Inc. v. Growers Air Service, Inc.
Case No. CV CV 14-1207

Hearing Date: June 1, 2016 Department Eleven 9:00 a.m.

The Court does not consider plaintiff Buckeye Creek Farms, Inc.'s late reply papers filed on May 27, 2016.

Plaintiff's motion to re-open discovery is **DENIED**. (Code Civ. Proc., § 2024.050.) Plaintiff makes no showing as to why it delayed propounding the instant discovery requests on defendants until the final date on which to propound discovery. Plaintiff also makes no showing as to why it delayed efforts to meet and confer regarding the discovery requests, or did not otherwise seek an order shortening time on a discovery motion.

Plaintiff's motion to compel further responses to discovery is **DROPPED FROM CALENDAR**.

The notice of motion does not provide notice of this Court's tentative ruling system as required by Local Rule 11.4(b). Counsel for 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: Lichtenwald v. Elledge
Case No. CV UD 16-618

Hearing Date: June 1, 2016 Department Eleven 9:00 a.m.

Defendant Jerald Elledge's request for judicial notice is **GRANTED**. (Evid. Code, § 452, subd. (c).)

Defendant's demurrer to plaintiff Irv Lichtenwald's complaint is **OVERRULED**. (Code Civ. Proc., § 430.10, subd. (e).) Defendant is ordered to file an answer to the complaint by no later than June 6, 2016. (Cal. Rules of Court, rule 3.1320(g).)

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.