

TENTATIVE RULINGS for LAW and MOTION
August 19, 2019

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.

Telephone number for the clerk in Department Eight (530) 406-6927
Telephone number for the clerk in Department Twelve (530) 406-6888

TENTATIVE RULING

Case: California Thoroughbred Trainers v. Regents of the University of Calif.

Case No. CV PT 19-579

Hearing Date: August 19, 2019 Department Twelve 9:00 a.m.

The Court has reviewed the parties' papers. Neither party addresses the standard governing the motion for judgment on the petition for writ of mandate. By no later than September 6, 2019, each party shall submit a further brief which addresses the relevant standard governing a motion for judgment on a petition for writ of mandate and the degree to which the Court may consider evidence submitted therewith and in opposition thereto.

The motion for judgment on the petition for writ of mandate shall be heard on September 20, 2019. The briefs shall be limited to ten pages each.

TENTATIVE RULING

Case: First Centaur Management Co. LLC v. Byrd

Case No. CV CV 18-2298

Hearing Date: August 19, 2019 Department Eight 9:00 a.m.

Plaintiff First Centaur Management Co. LLC's unopposed motion to compel the deposition of defendant Justin Byrd is **GRANTED**. (Code Civ. Proc., § 2025.450.) Defendant is ordered to appear at his deposition and produce the requested documents within 20 days of the date of this order. Defendant shall pay plaintiff \$2,850.00 by no later than September 20, 2019. (Code Civ. Proc., § 2025.450, subd. (g)(1); Buddie Decl., ¶ 39.)

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: **Harris v. City of Woodland**
Case No. CV CV 18-1552
Hearing Date: **August 19, 2019** **Department Eight** **9:00 a.m.**

Petitioner Bobby Harris’s motion for reconsideration of the Court’s judgment of dismissal, entered on June 11, 2019, is **DENIED**. (Code Civ. Proc., § 1008.) Once judgment is entered, the court loses jurisdiction to reconsider it under section 1008. A motion for reconsideration does not lie after a dismissal since a court loses jurisdiction to rule on such a motion after entry of judgment. (*APRI Ins. Co. v. Sup. Ct.* (1999) 76 Cal.App.4th 176, 181-182 [“Once the trial court has entered judgment, it is without power to grant reconsideration.”].)

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: **Rudi v. Rudi**
Case No. CV CV 18-1552
Hearing Date: **August 19, 2019** **Department Eight** **9:00 a.m.**

Cross-defendant Dian Rudi’s unopposed motion for an order substituting a successor in interest for a deceased plaintiff is **GRANTED**. Cross-defendant has established that plaintiff Iver Rudi has died and that she is plaintiff’s successor in interest. (Code Civ. Proc., §§ 377.31 & 377.32.)

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.