

AUGUST 31, 2006 CASE MANAGEMENT CONFERENCE TENTATIVE RULINGS

To request a hearing on any matter on this calendar, you must call the Court at (209) 223-6360 by 4:00 p.m. today. Notice of the intention to appear must also be given to all other parties. If the clerk is not notified of a party's intention to appear, there will be no hearing and the tentative ruling will become the order of the court.

Central Valley Partners in Care, Inc. v. Perez: 06CV4256

This case is not yet at issue.

This Case Management Conference is continued to November 2, 2006 at 9:00 a.m. in Department 2. Plaintiff should have all parties served by the time of the continued Case Management Conference. Plaintiff to provide notice of said hearing at the time of service.

New Case Management Conference Statements, in compliance with Local Rule 8.05, are required.

Elben v. Usberte: 06CV4275

An Order for Service by Publication was filed on August 18, 2006.

This Case Management Conference is continued to November 30, 2006 at 9:00 a.m. in Department 2, to allow completion of service by publication.

New Case Management Conference Statements, in compliance with Local Rule 8.05, are required.

Guerra v. Amador Athletic Club: 06CV4269

The Court notes that Defendant The Hygenic Corporation failed to file a timely Case Management Conference Statement. Should any subsequent violation of Local Rule 8.05 occur, the Court will set this matter for an Order to Show Cause and sanctions may be imposed.

This matter is not yet at issue. The Case Management Conference is continued to November 2, 2006 at 9:00 a.m. in Department 2. Plaintiff should have all parties served by the time of the next Case Management Conference. Plaintiff to provide notice of said hearing at the time of service to the remaining defendant(s).

New Case Management Conference Statements, in compliance with Local Rule 8.05, are required.

Holland v. Randall: 06CV4246

This matter was inadvertently set for a Case Management Conference on August 31, 2006. The First Case Management Conference in this matter occurred on August 17, 2006. The hearing was continued to November 16, 2006 at 10:00 a.m. in Department 2. The parties were advised to be prepared to set a trial date at that time. New Case Management Conference Statements are required.

Mello v. Rodriguez: 06CV4260

This Case Management Conference is continued to November 2, 2006 at 10:00 a.m. in Department 2.

New Case Management Conference Statements, in compliance with Local Rule 8.05, are required.

Midland Credit Management, Inc. v. Stewart: 06CV4257

The Court notes that the plaintiff failed to file a Case Management Conference Statement. Should any subsequent violation of Local Rule 8.05 occur, the Court will set this matter for an Order to Show Cause and sanctions may be imposed.

The Court notes that this action was filed on April 24, 2006. This case is not yet at issue. This Case Management Conference is continued to October 19, 2006 at 10:00 a.m. in Department 2. Plaintiff should have service complete by the time of the next Case Management Conference. Plaintiff to provide notice of the continued hearing at the time of service.

New Case Management Conference Statements, in compliance with Local Rule 8.05, are required.

Midland Credit Management, Inc. v. Moon: 06CV4267

The Court notes that the plaintiff failed to file a Case Management Conference Statement. Should any subsequent violation of Local Rule 8.05 occur, the Court will set this matter for an Order to Show Cause and sanctions may be imposed.

This Case Management Conference is continued to October 19, 2006 at 10:00 a.m. in Department 2. Plaintiff to provide notice of this hearing if the defendant appears.

New Case Management Conference Statements, in compliance with Local Rule 8.05, are required.

Owens Mortgage Investment Fund v. McBee: 06CV4263

The Court notes that the plaintiff failed to file a Case Management Conference Statement. Should any subsequent violation of Local Rule 8.05 occur, the Court will set this matter for an Order to Show Cause and sanctions may be imposed.

Default was entered on August 10, 2006.

This matter is continued to October 19, 2006 at 10:00 a.m. in Department 2. Should judgment be entered prior to the next Case Management Conference, the Court will vacate the hearing.

New Case Management Conference Statements, in compliance with Local Rule 8.05, are required.

Portfolio Recovery Associates, LLC v. Day: 06CV4264

This Case Management Conference is continued to November 2, 2006 at 10:00 a.m. in Department 2. The parties should be prepared to set a trial date at that time.

New Case Management Conference Statements, in compliance with Local Rule 8.05, are required.

Ratz v. O'Sullivan: 06CV4255

The Court notes that the defendant failed to submit a timely Case Management Conference Statement. Should any subsequent violation of Local Rule 8.05 occur, the Court will set this matter for an Order to Show Cause and sanctions may be imposed.

This Case Management Conference is continued to November 2, 2006 at 10:00 a.m. in Department 2.

New Case Management Conference Statements, in compliance with Local Rule 8.05, are required.

Thompson, Mahan & Assoc., Inc. v. Madden: 06CV4262

The Court notes that the plaintiff failed to submit a timely Case Management Conference Statement and the defendants failed to submit a Case Management Conference Statement. Should any subsequent violations of Local Rule 8.05 occur, the Court will set this matter for an Order to Show Cause and sanctions may be imposed.

The plaintiff submits that the parties are in the process of agreeing upon a stipulated judgment.

This matter is continued to November 2, 2006 at 10:00 a.m. in Department 2. Should judgment be entered prior to that date, the hearing will be vacated.

New Case Management Conference Statements, in compliance with Local Rule 8.05, are required.

Aloisa v. Cody: 06CV4168

This matter is not yet at issue. Therefore, this Case Management Conference is continued to November 2, 2006 at 10:00 a.m. in Department 2. Plaintiff should have service complete at that time. Plaintiff is to give notice of the Case Management Conference to the defendant(s) at the time of service.

New Case Management Conference Statements, in compliance with Local Rule 8.05, are required.

Amodo v. Kesler: 05CV4088

The Court notes that Defendant failed to submit a Case Management Conference Statement and Plaintiff failed to submit a timely Case Management Conference Statement. As this is the second time that the parties have failed to comply with Local Rule 8.05, this matter is hereby set for an Order to Show Cause and Further Case

Management Conference on October 12, 2006 at 3:15 in Department 2. The Clerk will provide formal notice for said hearing.

Baseline Financial Services v. Johnson: 06CV4171

The Court notes that neither party submitted a timely Case Management Conference Statement. Should any subsequent violations of Local Rule 8.05 occur, the Court will set this matter for an Order to Show Cause and sanctions may be imposed.

This matter is continued to October 19, 2006 at 10:00 a.m. in Department 2.

New Case Management Conference Statements, in compliance with Local Rule 8.05, are required.

CB Merchant Services v. Taylor: 06CV4272

The Court notes that the plaintiff failed to submit a Case Management Conference Statement. Should any subsequent violation of Local Rule 8.05 occur, the Court will set this matter for an Order to Show Cause and sanctions may be imposed.

This matter is continued to October 19, 2006 at 10:00 a.m. in Department 2.

New Case Management Conference Statements, in compliance with Local Rule 8.05, are required.

Drummond v. Albertson's Inc: 06CV4268

This matter is continued to November 2, 2006 at 10:00 a.m. in Department 2. Plaintiff to provide notice of said hearing at the time of service.

New Case Management Conference Statements, in compliance with Local Rule 8.05, are required.

Grange Insurance Assoc. v. Gottstein: 06CV4170

This matter was filed on February 22, 2006. However, it is not yet at issue. This matter is continued to November 2, 2006 at 10:00 a.m. in Department 2. Plaintiff is expected to have service complete by the time of the next hearing. Plaintiff is to give notice of the Case Management Conference at the time of service.

New Case Management Conference Statements, in compliance with Local Rule 8.05, are required.

Mackall v. Hickey: 06CV4172

The Court notes that Defendant Theresa Hickey failed to submit a Case Management Conference Statement and Plaintiff failed to submit a timely Case Management Conference Statement. Should any subsequent violation of Local Rule 8.05 occur, the Court will set this matter for an Order to Show Cause and sanctions may be imposed.

The Case Management Conference is continued to November 2, 2006 at 10:00 a.m. in Department 2.

New Case Management Conference Statements, in compliance with Local Rule 8.05, are required.

Palisades Collection LLC v. Ceremello: 05CV4056

The Court notes that the plaintiff failed to submit a Case Management Conference Statement. Should any subsequent violation of Local Rule 8.05 occur, the Court will set this matter for an Order to Show Cause and sanctions may be imposed.

At the Case Management Conference on June 1, 2006, the Court was advised that Plaintiff had prepared a default judgment and it would be filed shortly. No default judgment has been filed to date.

The Case Management Conference is continued to October 19, 2006 at 10:00 a.m. in Department 2.

New Case Management Conference Statements, in compliance with Local Rule 8.05, are required.

Suits v. Bell: 05CV4073

The Court notes that neither party submitted a timely Case Management Conference Statement. Should any subsequent violation of Local Rule 8.05 occur, the Court will set this matter for an Order to Show Cause and sanctions may be imposed.

The Case Management Conference is continued to October 19, 2006 at 10:00 a.m. in Department 2.

New Case Management Conference Statements, in compliance with Local Rule 8.05, are required.

Thomas Hadley Construction Inc. v. Larsen: 06CV4136

This matter is hereby set for an Order to Show Cause regarding why the Complaint Should Not Be Stricken and a Further Case Management Conference on October 12, 2006 at 3:15 p.m. in Department 2. The Court will send formal notice of the OSC to all parties.

Freeman v. Woodford: 06CV4270

There is no tentative ruling in this matter.

Ballesteros v. Carter: 06CV4153

This matter was inadvertently set for a Case Management Conference on August 31, 2006. The First Case Management Conference occurred on August 17, 2006. At that time, the hearing was continued to October 19, 2006 at 9:00 a.m. in Department 2. The parties were advised to be prepared to discuss ADR and set a trial date at the time of the next Case Management Conference. New Case Management Conference Statements are required.

Discover Bank v. Anderson: 06CV4148

Default was entered on August 21, 2006. This Case Management Conference is continued to November 2, 2006 at 10:00 a.m. in Department 2. If judgment is entered prior to said date, the hearing will be vacated.