

## **JANUARY 14, 2008 CASE MANAGEMENT CONFERENCE TENTATIVE RULINGS**

**To request a hearing on any matter on this calendar, you must call the Court at (209) 257-2692 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.**

### **All Points Capital v. Cook Custom Cabinetry: 07CV4973**

Plaintiff failed to comply with Local Rule 8.05. Should there be any further violations of Rule 8.05, this matter will be set for an order to show cause and sanctions may be imposed.

This matter is continued to March 17, 2008 at 9:00 a.m. in Department 3. Plaintiff is to provide notice of the continued hearing at the time of service.

New case management conference statements, in compliance with Rule 8.05, are required.

### **CACH v. Pue: 07CV4984**

This matter is continued to August 18, 2008 at 9:00 a.m. in Department 3. If the plaintiff has not obtained a default judgment by said date, this matter will be set for an order to show cause and sanctions may be imposed. (CRC 3.740 (f).)

### **Capitol Financial Credit v. Solis: 07CV4890**

This matter is continued to July 14, 2008 at 1:30 p.m. in Department 3. If the plaintiff has not obtained a default judgment by said date, this matter will be set for an order to show cause and sanctions may be imposed. (CRC 3.740 (f).)

### **Capitol One Bank v. Nelsen: 07CV4895**

This matter is continued to March 17, 2008 at 9:00 a.m. in Department 3. The plaintiff is to provide notice of the continued hearing at the time of service.

New case management conference statements, in compliance with Rule 8.05, are required.

### **Chase Bank USA v. Inghram: 07CV4888**

This matter is set for an order to show cause for failure to comply with CRC 3.740 on February 29, 2008 at 10:00 a.m. in Department 2. The court will provide formal notice of the hearing.

### **Chase Bank v. Leatherman: 07CV4891**

This matter is continued to July 14, 2008 at 1:30 p.m. in Department 3. If the plaintiff has not obtained a default judgment by said date, this matter will be set for an order to show cause and sanctions may be imposed. (CRC 3.740 (f).)

### **Citibank South Dakota v. Chase: 07CV4968**

This matter is continued to March 17, 2008 at 9:00 a.m. in Department 3. If the plaintiff has not obtained a default judgment by said date, this matter will be set for an order to show cause and sanctions may be imposed. (CRC 3.740 (f).)

**Cody v. Carver: 06CV4437**

Defendants failed to comply with Rule 8.05. Should there be any further violations of Rule 8.05, this matter will be set for an order to show cause and sanctions may be imposed.

The previously scheduled trial date of March 25, 2008 at 9:00 a.m. in Department 2 is confirmed.

**Copeland v. Korsen: 07CV4749**

This matter is continued to April 21, 2008 at 9:00 a.m. in Department 3. If a dismissal is on file prior to said date, the hearing will be dropped from calendar. If a dismissal is not on file, the parties should be prepared to discuss ADR options and set a trial date at that time.

New case management conference statements, in compliance with Rule 8.05, are required.

**Cortez v. Dalton: 06CV4251**

Plaintiff failed to comply with Local Rule 8.05. As Plaintiff has violated Rule 8.05 on numerous occasions, this matter is set for an order to show cause and further case management conference on February 29, 2008 at 10:00 a.m. in Department 2. The court will provide formal notice of the hearing.

**Curry v. First American Properties: 07CV4821**

Neither party complied with Local Rule 8.05. Should any further violations of Rule 8.05 occur, this matter will be set for an order to show cause and sanctions may be imposed.

This matter is continued to April 21, 2008 at 9:00 a.m. in Department 3. The parties should be prepared to discuss ADR options and set a trial date at that time.

**Curtis v. Morris: 07CV4859**

Plaintiff failed to comply with Local Rule 8.05. Should there be any further violations of Rule 8.05, this matter will be set for an order to show cause and sanctions may be imposed.

This matter is continued to March 17, 2008 at 9:00 a.m. in Department 3. Plaintiff is to provide notice of the continued hearing if the defendant appears.

New case management conference statements, in compliance with Rule 8.05, are required.

**FIA Card Services v. Harper: 07CV4981**

All parties are to appear to set a time and date for the hearing on the petition to confirm arbitration award.

**Gallegos v. Hubbard: 07CV4830**

This matter is hereby referred to arbitration. Discovery is to remain open until 30 days before trial.

This matter is set for a 4-day jury trial, commencing August 12, 2008 at 9:00 a.m. in Department 2. This matter is set for a mandatory settlement conference on July 11, 2008 at 8:30 a.m. in Department 2.

**GE Money Bank v. Robles: 07CV4617**

This matter is set for an order to show cause for failure to comply with Rule 3.740 (f) on February 29, 2008 at 10:00 a.m. in Department 2. The court will provide notice of the hearing.

**Granite Construction Co. v. Safeway: 07CV4817**

Neither party complied with Local Rule 8.05. As this is the second violation of Rule 8.05, this matter is set for an order to show cause and further case management conference on February 29, 2008 at 10:00 a.m. in Department 2. The court will provide notice of the hearing.

**Hausen v. Thukral: 06CV4536**

Defendant failed to comply with Local Rule 8.05. Should there be any further violations of Rule 8.05, this matter will be set for an order to show cause and sanctions may be imposed.

This matter is hereby referred to arbitration. Discovery will remain open until 30 days before trial.

This matter is set for a 3-day jury trial commencing on August 5, 2008 at 9:00 a.m. in Department 2. This matter is set for a mandatory settlement conference on July 18, 2008 at 8:30 a.m. in Department 2.

**HSBC Bank Nevada v. Clifton: 07CV4999**

This matter is continued to March 17, 2008 at 10:00 a.m. in Department 3. Plaintiff should have the defendant served or an order for service by publication prior to the next hearing. Plaintiff is to provide notice of the continued hearing at the time of service.

New case management conference statements are required.

**Rice v. Merlo: 07CV4615**

Neither party complied with Local Rule 8.05. Should any further violations of Rule 8.05 occur, this matter will be set for an order to show cause and sanctions may be imposed.

This matter is continued to September 8, 2008 at 1:30 p.m. in Department 3. If a dismissal is on file prior to that date, the hearing will be dropped from calendar.

New case management conference statements, in compliance with Rule 8.05, are required.

**Jordan v. Sutter Hill Investment: 07CV4820**

Neither party complied with Local Rule 8.05. Should any further violations of Rule 8.05 occur, this matter will be set for an order to show cause and sanctions may be imposed.

This matter is hereby referred to arbitration. Discovery will remain open until 30 days before trial.

This matter is set for a 4-day jury trial commencing on September 9, 2008 at 9:00 a.m. in Department 2. This matter is set for a mandatory settlement conference on August 8, 2008 at 8:30 a.m. in Department 2.

**KW Emerson v. Fairway Vista: 07CV4769**

Defendant failed to comply with Local Rule 8.05. Should there be any further violations of Rule 8.05, this matter will be set for an order to show cause and sanctions may be imposed.

This matter is set for a one-day non-jury trial, commencing on May 13, 2008 at 9:00 a.m. in Department 2. This matter is set for a mandatory settlement conference on April 11, 2008 at 8:30 a.m. in Department 2.

**KW Emerson v. David Smith Construction: 07CV4844**

This matter is continued to April 21, 2008 at 9:00 a.m. in Department 3. Plaintiff is to provide notice of the continued hearing at the time of service.

New case management conference statements, in compliance with Rule 8.05, are required.

**Kahrs v. Thein: 06CV4439**

Plaintiff failed to comply with Local Rule 8.05. As Plaintiff has violated Rule 8.05 on several occasions, this matter is set for an order to show cause and further case management conference on March 7, 2008 at 10:00 a.m. in Department 2. The court will provide notice of the hearing.

**Kelly-Moore Paint Co. v. Scapuzzi: 07CV4765**

This matter is continued to April 21, 2008 at 10:00 a.m. in Department 3. Plaintiff is to provide notice of the continued hearing if the defendant appears.

New case management conference statements, in compliance with Rule 8.05, are required.

**Kelly Pacific Corporation v. West State Environmental, Inc.: 07CV4827**

Neither party complied with Rule 8.05. As this is the second violation of Rule 8.05 by the defendant, this matter is set for an order to show cause and further case management conference on March 7, 2008 at 10:00 a.m. in Department 2. The court will provide notice of the hearing.

**Kings Credit Service v. Gardner: 07CV5009**

This matter is continued to April 21, 2008 at 10:00 a.m. in Department 3. Plaintiff should have the defendant served or an order for service by publication prior to the next hearing. Plaintiff is to provide notice of the continued hearing at the time of service.

New case management conference statements are required.

**Kniffen v. Lindeman: 07CV4756**

This matter is continued to April 21, 2008 at 10:00 a.m. in Department 3. Cross-complainant should have all cross-defendants served by the next hearing. The parties should be prepared to discuss ADR options and set a trial date at the next hearing.

New case management conference statements, in compliance with Rule 8.05, are required.

**Kobrin Foothill Development v. Sergeant: 07CV4824**

This matter is continued to April 21, 2008 at 10:00 a.m. in Department 3. Plaintiff is to provide notice of the continued hearing at the time of service.

New case management conference statements, in compliance with Rule 8.05, are required.

**Ludekens v. Woods: 05CV3952**

This matter is continued to April 21, 2008 at 10:00 a.m. in Department 3. If judgment is entered prior to that date, the hearing will be dropped from calendar.

New case management conference statements, in compliance with Rule 8.05, are required.

**Nevin v. Stiltz: 07CV4982**

This matter is continued to April 21, 2008 at 10:00 a.m. in Department 3. Plaintiff is to provide notice of the continued hearing at the time of service.

New case management conference statements, in compliance with Rule 8.05, are required.

**Nolen v. Dowell: 04CV3561**

This matter is continued to June 9, 2008 at 1:30 p.m. in Department 3. If a dismissal is entered prior to the hearing, the matter will be dropped from calendar.

New case management conference statements, in compliance with Rule 8.05, are required.

**O'Sullivan v. Loretta: 07CV4599**

Neither party complied with Local Rule 8.05. As this is the second violation of Rule 8.05 by the defendant, this matter is set for an order to show cause and further case management conference on March 3, 2008 at 8:30 a.m. in Department 1.

**Peach v. CDCR: 07CV4833**

This matter is continued to May 12, 2008 at 1:30 p.m. in Department 2. The parties should be prepared to discuss ADR options and set a trial date at that time.

New case management conference statements, in compliance with Rule 8.05, are required.

**Perano v. Topping: 03CV2932**

The 3-day jury trial set for February 5, 2008 at 9:00 a.m. in Department 2 is confirmed.

**P.K.U. Service Co. v. Range: 07CV4770**

This matter is continued to May 12, 2008 at 1:30 p.m. in Department 3. If the plaintiff has not obtained a default judgment by said date, this matter will be set for an order to show cause and sanctions may be imposed. (CRC 3.740 (f).)

**Quickclick Loans v. Thomas: 07CV5003**

This matter is continued to September 15, 2008 at 9:00 a.m. in Department 3. Plaintiff should have the defendant served or an order for service by publication prior to the next hearing. Plaintiff is to provide notice of the continued hearing at the time of service.

New case management conference statements are required.

**Schmutzler-Agee v. Dalton: 07CV4766**

This matter is hereby referred to arbitration. Discovery will remain open until 30 days before trial.

This matter is set for a 3-day jury trial commencing on August 19, 2008 at 9:00 a.m. in Department 2. This matter is set for a mandatory settlement conference on July 18, 2008 at 8:30 a.m. in Department 2.

**Shirley v. City of Jackson: 07CV4688**

Plaintiff failed to comply with Local Rule 8.05. As this is the second violation of Rule 8.05, this matter is set for an order to show cause and further case management conference on March 7, 2008 at 10:00 a.m. in Department 2. The court will provide notice of the hearing.

**People v. La Verne Brothers: 07CV4962**

Defendant failed to comply with Local Rule 8.05. If there are any further violations of Rule 8.05, this matter will be set for an order to show cause and sanctions may be imposed.

This matter is continued to April 21, 2008 at 9:00 a.m. in Department 2. The parties should be prepared to discuss ADR options and set a trial date at that time.

New case management conference statements, in compliance with Rule 8.05, are required.

**People v. Valvo: 07CV4851**

Defendant failed to comply with Local Rule 8.05. If there are any further violations of Rule 8.05, this matter will be set for an order to show cause and sanctions may be imposed.

This matter is continued to April 21, 2008 at 10:00 a.m. in Department 2. The parties should be prepared to discuss ADR options and set a trial date at that time.

New case management conference statements, in compliance with Rule 8.05, are required.

**Thompson v. Herzog-Garcia: 07CV4620**

Neither party complied with Local Rule 8.05. As this is the second violation of Rule 8.05 by the plaintiff, this matter is set for an order to show cause and further case management conference on March 7, 2008 at 10:00 a.m. in Department 2. The court will provide notice of the hearing.

**Toledo v. Belders: 07CV4840**

This matter is continued to April 21, 2008 at 10:00 a.m. in Department 3. Plaintiff is to provide notice of the continued hearing if the defendant appears.

New case management conference statements, in compliance with Rule 8.05, are required.

**Vita v. Osbourne: 07CV4841**

Plaintiff failed to comply with Local Rule 8.05. As this is the second violation of Rule 8.05, this matter is set for an order to show cause and further case management conference on March 7, 2008 at 10:00 a.m. in Department 2. The court will provide notice of the hearing.

**Western Surety Co. v. Thomas Hadley Construction: 06CV4560**

Plaintiff failed to comply with Local Rule 8.05. As this is the second violation of Rule 8.05, this matter is set for an order to show cause and further case management conference on March 14, 2008 at 10:00 a.m. in Department 2. The court will provide notice of the hearing.

**Rueda v. Subia: 07CV4720**

There is no tentative ruling in this matter, pursuant to Rule 8.05 (F).

**Smith v. Hashimoto: 07CV4661**

There is no tentative ruling in this matter, pursuant to Rule 8.05 (F).