

OCTOBER 19, 2009 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. ON THE DAY PRECEDING THE HEARING. 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. NO FURTHER NOTICE OF THE COURT'S RULING WILL BE PROVIDED.

ALDRICH V. MULE CREEK STATE PRISON: 08CV5456

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

AMERICAN EXPRESS V. WILSON: 09CV6102

The Court does not yet have a proof of service on file.

This matter is continued to December 14, 2009 at 1:30 p.m. in Department 3. Plaintiff is to provide notice of the continued hearing at the time of service or, if the defendant has been served, if the defendant appears.

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

ARROW FINANCIAL V. OEHLER: 09CV6078

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 December 14, 2009 at 1:30 p.m. in Department 3. If Plaintiff has not served defendant or obtained an order for service by publication prior to the next hearing, this matter will be set for an order to show cause and sanctions may be imposed. 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.

BANK OF AMERICA V. MEES: 09CV6077

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 January 11, 2010 at 1:30 p.m. in Department 3. 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.

BOEGER V. QUINTAL: 09CV6096

This matter is continued to December 14, 2009 at 1:30 p.m. in Department 3. If Plaintiff has not served defendant or obtained an order for service by publication prior to the next hearing, this matter will be set for an order to show cause and sanctions may be imposed. 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.

BUSANO V. MOEUN: 09CV5805

Defendant and Cross-complainant has failed to serve all defendants and corss-defendants, respectively, in the time required by CRC 3.110. Therefore, this matter is set for an order to show cause, pursuant to CRC 3.110 (f), and further case management conference on December 11, 2009 at 10:00 a.m. in Department 2. The court will provide notice of the hearing.

The plaintiffs' case management conference statement indicates this matter has settled. As such, if a notice of settlement or a dismissal of the action is filed prior to the order to show cause hearing, the order to show cause will be vacated and the hearing dropped from calendar.

CHARLING V. BENNETT: 09CV6098

This matter is continued to March 8, 2010 at 1:30 p.m. in Department 3. 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.

CITIBANK V. WEISS: 09CV6064

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 December 21, 2009 at 9:00 a.m. in Department 3. If Plaintiff has not served defendant or obtained an order for service by publication prior to the next hearing, this matter will be set for an order to show cause and sanctions may be imposed. 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.

CITIBANK V. CARTER: 09CV6107

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 December 21, 2009 at 9:00 a.m. in Department 3. If Plaintiff has not served defendant or obtained an order for service by publication prior to the next hearing, this matter will be set for an order to show cause and sanctions may be imposed. 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.

CITIBANK V. RUTLEDGE: 09CV6110

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 December 21, 2009 at 9:00 a.m. in Department 3. If Plaintiff has not served defendant or obtained an order for service by publication prior to the next hearing, this matter will be set for an order to show cause and sanctions may be imposed. 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.

CITIBANK V. LEMLEY: 09CV5943

Plaintiff failed to comply with CRC 3.740 (e). Therefore, this matter is set for an order to show cause and further case management conference on December 11, 2009 at 10:00 a.m. in Department 2. The court will provide notice of the hearing.

CITIBANK V. MERCADO: 09CV5952

Plaintiff failed to comply with CRC 3.740 (e). Therefore, this matter is set for an order to show cause and further case management conference on December 11, 2009 at 10:00 a.m. in Department 2. The court will provide notice of the hearing.

CITIBANK V. WHITAKER: 09CV6063

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 December 21, 2009 at 9:00 a.m. in Department 3. If Plaintiff has not served defendant or obtained an order for service by publication prior to the next hearing, this matter will be set for an order to show cause and sanctions may be imposed. 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.

DE LAGE LANDEN V. KRAMER: 09CV6090

This matter is continued to April 19, 2010 at 9:00 a.m. in Department 3. The plaintiff is to update the Court on the status of the bankruptcy stay at that juncture.

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

EJ MASONRY V. ELAND CONSTRUCTION: 09CV6091

Neither party complied 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 8, 2010 at 1:30 p.m. in Department 3. 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.

FORD MOTOR CREDIT Co. V. WILSON: 09CV6062

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 December 21, 2009 at 9:00 a.m. in Department 3. Plaintiff is to provide notice to the defendant at the time of service.

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

FORD MOTOR CREDIT Co. V. WETTIG: 09CV6103

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 December 21, 2009 at 9:00 a.m. in Department 3. If Plaintiff has not served defendant or obtained an order for service by publication prior to the next hearing, this matter will be set for an order to show cause and sanctions may be imposed. 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.

FORD MOTOR CREDIT Co. V. DREHER: 08CV5724

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.

Plaintiff has failed to file a request for entry of default within the time allowed by CRC 3.110 (g). Therefore, this matter is set for an order to show cause and further case management conference on December 11, 2009 at 10:00 a.m. in Department 2. The court will provide notice of the hearing.

KNUDSEN V. SHEPARD ENTERPRISES: 09CV5991

This matter is hereby referred to mediation, pursuant to Local Rule 8.14. The parties are to complete mediation within 60 days of the date of this referral. The parties may stipulate to the use of a mediator from the court-approved panel or use a non-panel mediator at their own cost. Parties must notify the court of their selection within 10 days by using the Stipulation to Mediator Form (see www.amadorcourt.org). If the court is not notified of the selected mediator within 10 days, the court will appoint a panel mediator.

This matter is set for a 7-day jury trial, commencing on March 23, 2010 at 9:00 a.m. in Department 2. This matter is set for a mandatory settlement conference on February 26, 2009 at 8:30 a.m. in Department 2.

MUMFORD V. AMADOR COUNTY OFFICE OF EDUCATION: 09CV6069

This matter is continued to March 8, 2010 at 1:30 p.m. in Department 3.

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

PERSOLVE V. WASHBURN: 09CV6100

This matter is continued to March 8, 2010 at 1:30 p.m. in Department 3. The parties should be prepared to discuss ADR options and set a trial date at that time. In the interim, the parties are ordered to meet and confer on all issues.

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

ROBBINS V. BUCKINGHAM PROPERTY MANAGEMENT: 09CV6112

Plaintiffs failed to comply with Local Rule 8.05. Should there be any further violation 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 December 21, 2009 at 9:00 a.m. in Department 3. Plaintiffs are to provide notice to the defendants at the time of service.

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

STATE FARM GENERAL INSURANCE Co. V. FURNARI: 09CV6072

This matter is continued to March 8, 2010 at 1:30 p.m. in Department 3. 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.

TARGET NATIONAL BANK V. KOLSTAD: 09CV6111

This matter is continued to June 21, 2010 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).)

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

VANHORN V. KENNEDY MINE: 09CV6070

This matter is continued to March 8, 2010 at 1:30 p.m. in Department 3. 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.

VIVIER V. JACKSON RANCHERIA BAND OF MIWUK INDIANS: 09CV6094

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 continued to March 8, 2010 at 1:30 p.m. in Department 3. 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.

BARCKLAY V. BLASINGAME: 09CV6009

It is unclear whether all parties agree to mediation. The parties are to meet and confer on this issue. If the parties agree to mediation, they are to execute a stipulation regarding mediation to the court. (see www.amadorcourt.org)

This matter is set for a further case management conference on November 16, 2009 at 9:00 a.m. in Department 3. If a stipulation to mediation is filed prior to said hearing, the court will order the matter to mediation, pursuant to the stipulation, and issue a tentative ruling setting trial and mandatory settlement conference dates. If the parties do not agree to mediation, the parties should be prepared to discuss further ADR options and set a trial date at said hearing.

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

BLANCO V. MOEUN: 08CV5752

This matter is continued to December 21, 2009 at 9:00 a.m. in Department 3.

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

CAPITOL ONE V. WILLIS: 09CV5953

Plaintiff failed to comply with CRC 3.740 (e). Therefore, this matter is set for an order to show cause and further case management conference on December 4, 2009 at 10:00 a.m. in Department 2. The court will provide notice of the hearing.

CAPITOL ONE V. GROVER: 09CV5963

Plaintiff failed to comply with CRC 3.740 (f). Therefore, this matter is set for an order to show cause and further case management conference on December 4, 2009 at 10:00 a.m. in Department 2. The court will provide notice of the hearing.

CAPITOL ONE V. BOHRER: 09CV5972

Plaintiff failed to comply with CRC 3.740 (f). Therefore, this matter is set for an order to show cause and further case management conference on December 4, 2009 at 10:00 a.m. in Department 2. The court will provide notice of the hearing.

CAUDELL V. LOCKE: 09CV5909

It is unclear whether all parties agree to mediation. The parties are to meet and confer on this issue. If the parties agree to mediation, they are to execute a stipulation regarding mediation to the court. (see www.amadorcourt.org)

This matter is set for a further case management conference on November 16, 2009 at 9:00 a.m. in Department 3. If a stipulation to mediation is filed prior to said hearing, the court will order the matter to mediation, pursuant to the stipulation, and issue a tentative ruling setting trial and mandatory settlement conference dates. If the parties do not agree to mediation, the parties should be prepared to discuss further ADR options and set a trial date at said hearing.

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

CAVALRY PORTFOLIO V. BELL: 09CV6121

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 December 21, 2009 at 9:00 a.m. in Department 3. If Plaintiff has not served defendant or obtained an order for service by publication prior to the next hearing, this matter will be set for an order to show cause and sanctions may be imposed. 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.

CCM CORPORATION V. SIDDIQUI: 09CV6120

Neither party complied 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 8, 2010 at 1:30 p.m. in Department 3. The plaintiff and cross-complainant are to provide notice to the remaining defendants and cross-defendants, respectively, at the time of service.

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

GCFS V. BELL: 08FC5674

This matter is continued to November 16, 2009 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).)

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

HARRIS V. KOESTER: 09CV5923

Plaintiffs 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 8, 2010 at 1:30 p.m. in Department 3. 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.

CLEM V. HUNT: 08CV5384

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 continued to March 8, 2010 at 1:30 p.m. in Department 3.

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

LUCUS V. CALIFORNIA DEPARTMENT OF CORRECTIONS: 09CV5883

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 8, 2010 at 1:30 p.m. in Department 3. The parties should be prepared to discuss ADR options and set the matter for trial.

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

Marshall v. Imperato: 09CV6117

Plaintiff failed to comply with Local Rule 8.05. Should there be any further violation 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 8, 2010 at 1:30 p.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.

Portfolio Recovery v. Bailey: 09CV6114

This matter is continued to June 21, 2010 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).)

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

RENWOOD V. WESTCHESTER SPECIALTY INSURANCE: 09CV5899

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.

It is unclear whether all parties agree to mediation. The parties are to meet and confer on this issue. If the parties agree to mediation, they are to execute a stipulation regarding mediation to the court. (see www.amadorcourt.org)

This matter is set for a further case management conference on November 23, 2009 at 1:30 p.m. in Department 3. If a stipulation to mediation is filed prior to said hearing, the court will order the matter to mediation, pursuant to the stipulation, and issue a tentative ruling setting trial and mandatory settlement conference dates. If the parties do not agree to mediation, the parties should be prepared to discuss further ADR options and set a trial date at said hearing.

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

TDC FILTER V. POLLUTION CONTROL: 09CV5956

This matter is continued to March 8, 2010 at 1:30 p.m. in Department 3. Plaintiff is to provide notice to any newly added defendants at the time of service.

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

WACHOVIA DEALER SERVICES V. NEUSSENDORFER: 09CV5968

Plaintiff has failed to serve the defendant in the time required by CRC 3.110. Therefore, this matter is set for an order to show cause, pursuant to CRC 3.110 (f), and further case management conference on December 4, 2009 at 10:00 a.m. in Department 2. The court will provide notice of the hearing.

WAGNER V. AMADOR COUNTY: 08CV5441

Defendant Comanche Realty and Defendant/Cross-complainant/Cross-defendant Robert Cosmeros 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.

Plaintiff has failed to serve Defendant Mike Prefling in the time required by CRC 3.110. Therefore, this matter is set for an order to show cause, pursuant to CRC 3.110 (f), and further case management conference on December 4, 2009 at 10:00 a.m. in Department 2. The court will provide notice of the hearing.

WESTERMAN V. PATTERSON: 09CV5966

Plaintiff has failed to serve the defendant in the time required by CRC 3.110. Therefore, this matter is set for an order to show cause, pursuant to CRC 3.110 (f), and further case management conference on December 4, 2009 at 10:00 a.m. in Department 2. The court will provide notice of the hearing.