

Tentative Rulings – April 3, 2003

To request a hearing on any matter on this calendar, you must call the Court at (209) 223-6360 by 4:30 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 becomes the order of the court.

Neco v. State of California – 02 CV 2354 – Plaintiffs' Motion to Compel Further Discovery Responses

Plaintiffs' motion to compel further discovery is continued to April 17, 2003, at 3:15 p.m., in Department 2, subject to this court's tentative ruling procedures. The attorneys of record for the plaintiff and the State of California are ordered to meet and confer, either in person or telephonically, in an attempt to informally resolve the issues raised in the motion. The parties are ordered to file with the court, either jointly or individually, a report summarizing the results of the meet and confer discussion and listing those items to which the parties were unable to reach agreement. These written reports shall be filed within 5 days of the date of the date of the continued hearing.

Maulden v. Knowles – 02 CV 2555 – Defendants' Motion to Strike Complaint

The defendants' motion to strike is denied. The complaint was filed subject to this December 30, 2002 order on plaintiff's application for waiver of court fees and. Therefore, grounds to strike the complaint do not exist. Any requests for a waiver of additional fees will be considered based on the declaration of the plaintiff and his ability to pay.

Unless a hearing is requested, this minute order is effective immediately. No formal order per California Rules of Court, Rule 391 is needed, nor is further notice of this ruling required.

Twin Rivers v. Renwood Properties – 02 CV 2419 – Motion of Renwood Winery, Inc., to Dismiss Complaint pursuant to Code of Civil Procedure Section 425.16

The motion of Renwood Winery, Inc., to Dismiss Complaint pursuant to Code of Civil Procedure Section 425.16 is denied. Code of Civil Procedure Section 425.16(f) requires the motion to be filed within 60 days of service of the complaint. Renwood Winery, Inc. answered the complaint on December 13, 2002. This motion was filed on March 5, 2003. The motion was not timely filed.

Unless a hearing is requested, this minute order is effective immediately. No formal order per California Rules of Court, Rule 391 is needed, nor is further notice of this ruling required.

Petko v. A & W Family Restaurant – 03 CV 2604 – Plaintiff’s Motion to Transfer

No tentative ruling. This matter will be heard at the Amador County Administration Building, located at 500 Argonaut Lane, Jackson, California.