

Tentative Rulings – September 11, 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.

CB Merchant Services v. Elias – 02CV2448 – Demurrer of Allison Pillsbury, dba, Foothill Veterinary Clinic, to Cross Complaint

The demurrer of Allison Pillsbury, dba, Foothill Veterinary Clinic, to the cross complaint of Jay Elias and Robert Elias is sustained with 10 days leave to amend. Emotional distress damages are not recoverable under either cause of action set forth in the complaint.

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.

TCS Systems v. McKinney – 01CV1322 – John Allen's Motion to be Relieved as Counsel

The motion of John Allen to be relieved as counsel for Kelli McKinney and Dusty McKinney, as trustees of the McKinney Family Trust, is granted conditioned on Mr. Allen submitting an order granting the motion to the court for the court's signature. The order shall become effective upon Mr. Allen filing with the court proof of service of the signed order on his clients. (California Rules of Court, Rule 376(e).)

Unless a hearing is requested, this minute order is effective immediately.

Hobaugh v. Robison – 03CV2654 – Defendant's Motion to Compel Answers to Interrogatories

The defendant's unopposed motion to compel answers to interrogatories is granted. The plaintiff is ordered to provide the defendant answers to the form interrogatories served on April 28, 2003. The responses must be served within 10 days of the date of this ruling, must be verified and must be without objection.

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.

In Re Lonnie Young – 02CV2218 – Petition for Relief from Claims Filing Requirements

There is no tentative ruling in this case.