

TENTATIVE RULINGS—JULY 6, 2007

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

Dorris v. Meyer: 06CV4575

Plaintiff's Motion to Compel Further Responses to Form Interrogatory 15.1:

Plaintiff's Motion to Compel Further Responses is denied. Defendants' responses to interrogatory 15.1 were sufficient. In addition, the request for sanctions is denied.

Unless a hearing is requested, this minute order is effective immediately. No formal order per California Rules of Court, Rule 3.1312 is needed, nor is further notice of this ruling required.

Armstrong v. State of California: 05CV3994

Defendant's Demurrer to Third Amended Complaint

Defendant's demurrer to the third amended complaint is sustained with 30 days leave to amend.

A demurrer is proper if the pleading is uncertain, ambiguous, or unintelligible. (C.C.P. §430.10, subds. (e) and (f).)

A right to sue letter from the EEOC is a prerequisite to filing a claim under Title VII. (Roman v. County of Los Angeles (2000) 85 Cal.App.4th 316, 325.) In this instance, the complaint states the plaintiff received a "letter of case closure" from the EEOC. It is ambiguous whether the "letter of case closure" is the same as a right to sue letter. Therefore, the demurrer is sustained with 30 days leave to amend.

Unless a hearing is requested, this minute order is effective immediately. No formal order per California Rules of Court, Rule 3.1312 is needed, nor is further notice of this ruling required.

Yanes v. Fallon: 07CV4839

Demurrer to Complaint

There is no tentative ruling in this matter. Appearances are required.

Yanes v. Fallon: 07CV4838

Demurrer to Complaint

There is no tentative ruling in this matter. Appearances are required.

Yanes v. Fallon: 07CV4837

Demurrer to Complaint

There is no tentative ruling in this matter. Appearances are required.

Fallon v. Yanes: 07CV4829

Motion to Expunge Lis Pendens

There is no tentative ruling in this matter. Appearances are required.