

## **TENTATIVE RULINGS–OCTOBER 30, 2009**

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.

**HOFFMAN V. MCNEILL: 08CV5352**

### ***Defendant's Motion for Summary Judgment or, in the Alternative, Summary Adjudication of Issues***

Defendant failed to comply with Local Rule 4.03 (D). As such, this matter is continued to November 13, 2009 at 10:00 a.m. in Department 2. The defendants are to file and serve an amended notice of motion, in compliance with Rule 4.03 (D), by October 30, 2009.

This ruling constitutes the final ruling of the Court. Oral argument is not available and no further notice of the ruling will be provided.

**LYMAN V. PLYMOUTH EMPIRE PROPERTIES: 08CV5212**

### ***Defendant Ione Band of Miwuk Indians' Motion for Summary Judgment or, in the Alternative, Summary Adjudication of Issues, Defendant Plymouth Empire Properties' Motion for Summary Adjudication & Plaintiffs' Motion for Summary Adjudication:***

Due to the recusal of the Honorable Susan C. Harlan, this matter is continued to be heard on November 19, 2009 at 9:00 a.m. before the Honorable Thomas Smith.

As a result of the continuances of the instant motions, the trial date is hereby vacated. The matter will be re-set for trial at the November 19, 2009 hearing.

This ruling constitutes the final ruling of the Court. Oral argument is not available and no further notice of the ruling will be provided.

**PHILLIPS V. CITY OF SUTTER CREEK: 09CV5907**

### ***Defendant's Motion to Compel Further Responses to Request for Production of Documents***

Defendant failed to set forth good cause justifying the discovery sought by the inspection demand, as required by Code of Civil Procedure §2031.310. As such, the motion is denied without prejudice.

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.