

TENTATIVE RULINGS-NOVEMBER 13, 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.

BRATTON V. CASTORENA: 09CV6018

Defendants' Demurrer

Defendants' motion is stayed pending the resolution of the motion to transfer venue. If the motion to transfer venue is denied, the demurrer will be heard in conjunction with the same. If the motion to transfer venue is granted, the Court will defer ruling on the matter to the transferee Court.

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

CAPITOL ONE BANK V. AICHELE: 08CV5722

Defendant's Motion for Summary Judgment

Defendant failed to comply with Local Rule 4.03 (D). As such, this matter is continued to December 11, 2009 at 10:00 a.m. in Department 2. Defendant is to file and serve an amended notice of motion, in compliance with Rule 4.03 (D), by December 1, 2009. Failure to file an amended notice of motion in a timely manner will result in the hearing being dropped from calendar.

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

HOFFMAN V. MCNEILL: 08CV5352

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

Defendant's Motion for Summary Judgment or, in the Alternative, Summary Adjudication of Issues is dropped from calendar. Defendant failed to comply with the Court's October 30, 2009 ruling, as no amended notice of motion was filed or served.

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

WAGNER V. AMADOR COUNTY: 08CV5441

Defendant Amador Water Agency's Motion to Compel Discovery Responses and Request for Sanctions:

Defendant's unopposed motion to compel is hereby granted. Plaintiff is to provide responses to the discovery, without objections, within 20 days of the date of this order.

Defendant is awarded sanctions in the amount of \$310.00 (\$270.00 for attorney's fees, \$40.00 as costs).

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.