

If you wish to appear for oral argument, you must so notify the court and opposing counsel by 4:00 p.m. one court day before the hearing, pursuant to CRC 3.1308. The court telephone number is (209) 533-5974.

Absent a request for oral argument, the tentative ruling will be adopted as final at the time set for hearing.

1. CV 55997      Pine Mountain Lake Association vs. Wendy Greer, et al.

Motion Hearing:      for Attorney Fees  
Moving Party:      Plaintiff

Tentative Ruling: The court requires unredacted billing sheets from moving party for an in camera review.

2. CV 57137      John Rickard etc., vs. Marilyn Owen, et al.

Motion Hearing:      to Compel Production of Documents and for Sanctions  
Moving Party:      Defendant Owen

Tentative Ruling: The motion will be granted as requested. Verified responses to the request for production, set one, are to be served on defense counsel no later than 5:00 p.m. on December 14, 2012. Sanctions will be awarded in the amount of \$750.00, payable forthwith by plaintiff.

3. CV 57297      Odd Fellows Sierra Recreation Association vs. Odd Fellows Home Owners Association, et al.

Motion Hearing:      to Set Aside Default  
Moving Party:      Charles Varvayanis and Patricia Jones

Tentative Ruling: The motion will be denied, as Mr. Vavayanis and Ms. Jones have no standing to bring the motion, not being named as parties to the action. Further, all Doe defendants were dismissed from the action on October 25, 2012.

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4. CV 57457      Lillian Knight vs. Twain Harte-Long Barn School District, et al.

Motion Hearing:      Demurrer  
Moving Party:      Defendant School District

Tentative Ruling: The demurrer will be continued for hearing to Thursday, January 24, 2013 at 9:30 a.m. in Department 3. The Case Management Conference set for Thursday, December 13, 2012 at 2:00 p.m. in Department 3 will be continued to Thursday, January 24, 2013 at 9:30 a.m. in Department 3.

5. CV 57522      Lizabeth Chadwick, et al. vs. Sonora Regional Medical Center

Motion Hearing:      Demurrer  
Moving Party:      Defendant

Motion Hearing:      Motion to Strike  
Moving Party:      Defendant

Tentative Ruling: The demurrer to the third cause of action in the first amended complaint, based on statutory violation, will be sustained with leave to amend. Plaintiff shall have twenty days from the date of the hearing in which to file and serve a second amended complaint. The motion to strike those portions of the first amended complaint addressing the enhanced remedies available pursuant to Welfare and Institutions Code section 15657 will be denied as moot. The Case Management Conference set for January 3, 2013 at 2:00 p.m. in Department 3 will be continued to February 21, 2013 at 2:00 p.m. in Department 3.

6. CV 57715      Victoria-Joy Godwin vs. John Merriman, et al.

Motion Hearing:      to Set Aside Defaults  
Moving Party:      Defendants Dambacher, Trujillo and Wright and Timothy Trujillo

Tentative Ruling: The motion will be granted as requested. Defendants shall have ten days from the date of the hearing in which to file and serve their responsive pleadings.

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7. CV 57762      Brenda DeVries vs. Michael DeVries, et al.

Motion Hearing:      for Payment of Support, for Restoration of Funds, for Attorney Fees and for Injunctive Relief

Moving Party:      Plaintiff

Motion Hearing:      to Dismiss for Lack of Jurisdiction, or, in the Alternative, for Transfer or for Abatement

Moving Party:      Defendant Michael DeVries

Tentative Ruling: The action will be ordered transferred to the Probate Division of the Contra Costa Superior Court, the action being a probate proceeding and Contra Costa being the principle place of trust administration. This court will decline to rule on the motion filed by plaintiff. That motion should be heard in the Probate Division of the Contra Costa Superior Court.

Plaintiff will be required to pay the fee for transferring the case, as the action was filed in a court other than a court designated as the proper court, pursuant to Code of Civil Procedure section 399(a).