

Tentative Rulings

Law & Motion and Family Law Calendar for January 9, 2012

January 5, 2012, 4:00p.m.

Judge Janet Hilde
Department Two

To request a hearing on any matter on this calendar, you must call the Court at 530/283-6305 by 12:00 noon, January 6, 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.

Probate – 9:00 a.m.

Case No. PR11-00051- Conservatorship of Accomazzo

Tentative Ruling: **Approved.** The court finds that notice has been given as required by law. The First and Final Account and Report of Temporary Conservator and Petition for Attorney Fees, Delivery of Assets and Discharge of Temporary Conservator is approved and granted.

Case No. PR11-00048– Conservatorship of Cozart

Tentative Ruling: **Appearance required.** The court has not received the investigator's report.

Case No. PR09-00013 – Estate of Gakle

Tentative Ruling: **Approved.** The court finds that notice has been given as required by law. The Petition for Approval of the Executor's First and Final Report; Waiver of Executor's Statutory Commission; Attorney's Statutory Fees and for Costs Advanced; Attorney's Extraordinary Fees and final Distribution upon Waiver of Accounting is granted.

Case No. PR11-00054– Estate of Hyder

Tentative Ruling: **Granted, upon receipt of proof of publication.** If proof of publication is filed prior to the hearing, the court will grant the Petition to Administer the Estate.

Case No. PR08-6443– Estate of Jacobs

Tentative Ruling: **Granted.** The court finds that notice was given as required by law. The Petition to Determine Reasonable Expenses and for Order to Distribute Funds and Satisfy Liens on Chico Property is granted.

Case No. PR10-00016– Estate of Potillor

Tentative Ruling: [Judicial disclosure: Judge Hilde is well acquainted and socializes with Attorney Peter Hentschel.] **Granted.** The court finds that notice has been given as required by law. The Report of Administration on Waiver of Account and Petition for Final Distribution of Estate and Allowance of Compensation to Attorney for Ordinary Services is granted.

Case No. PR11-00055 – In Re Spencer Family Trust

Tentative Ruling: **Granted.** The court finds that notice has been given as required by law. The Petition for Order Confirming Trust Assets is granted.

Case No. PR10-00019 – Estate of Jenkins

Tentative Ruling: **Appearance required.**

Case No. PR11-00047 – Matter of Renfrow

Tentative Ruling: **Appearance required.**

Civil – 9:30a.m.

Case No. CV11-00161 – Milligan vs. HSBC Bank

Tentative Ruling: **No appearance required.** The court has not received an opposition to the demurrer. The court's tentative ruling on December 8, 2011, will become the ruling of the court. Further, the court denies the preliminary injunction.

Case No. CV11-00256 - Thein vs. State Personnel Board

Tentative Ruling: This case is being heard before Judge Ira Kaufman in Department One. A tentative ruling has been posted.

Family Law – 10:30 a.m.

Case No. FL07-27803 – Brown vs. Jones

Tentative Ruling: **Appearance required.** The court notes that counsel for the respondent was not served with the motion.

Case No. FL11-00168 – Mar. of Stockton

Tentative Ruling: **No appearance required.** The court recuses itself from hearing this matter, and continues the motion to January 11, 2012, at 1:30p.m., before Commissioner Hamlin, in Department 3.

CASE MANAGEMENT CONFERENCE TENTATIVE RULINGS

Case No. CV11-00170 – Anderson vs. Anderson

Tentative Ruling: **Appearance required.** Plaintiff has failed to file a case management conference statement. Should there be any further violations of Rule 3.725, this matter will be set for an order to show cause and sanctions may be imposed.

Case No. CV11-00155 – Masson vs. Masson

Tentative Ruling: **Appearance required.** The parties should be prepared to discuss ADR options and set a trial date.

Case No. LC11-00180 – Midland Funding LLC vs. Lucchesi

Tentative Ruling: **No appearance required.** The court notes this is a collections case. This matter is continued to July 23, 2012, at 1:30p.m., pursuant to Rule 3.740(f). If the plaintiff has not obtained a default judgment by said date, this matter will be set for an order to show cause and sanctions may be imposed.

Case No. CV11-00161 – Milligan vs. HSBC Bank

Tentative Ruling: **No appearance required.** The court has sustained the demurrer without leave to amend.

Case No. CV11-00165 – Peterson vs. Eastern Plumas HCD

Tentative Ruling: **Appearance required.** The parties should be prepared to discuss ADR options and set a trial date.

Case No. CV11-00153 – Pride Acquisitions, LLC vs. Nead

Tentative Ruling: **Appearance required.** If a dismissal is filed prior to the conference, this matter may be taken off calendar.

Case No. FL11-00205 – Mar. of Stroud

Tentative Ruling: **No appearance required.** This case management conference is rescheduled before Commissioner Hamlin in Department 3 on January 11, 2012, at 1:30 p.m.

Case No. CV09-00065 – Adams vs. Dept. of Fish and Game

Tentative Ruling: **Appearance required.** The parties should be prepared to discuss ADR options and set a trial date.

Case No. LC11-00001 – Citibank vs. Boynton

Tentative Ruling: **No appearance required.** The court has received a notice of bankruptcy filed by the defendant.

Case No. PR11-00011 – Estate of Turner

Tentative Ruling: **Appearance required.**

Case No. CV11-00005 – Johnson vs. Dyrr

Tentative Ruling: **No appearance required.** The court has received a notice of settlement.

Case No. CV11-00052 – Pelter vs. Union Pacific Railroad Co.

Tentative Ruling: **Appearance required.**