

Tentative Rulings

Law & Motion and Family Law Calendar for March 23, 2009

March 19, 4:00 p.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 tomorrow, March 20. 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 – 9:00a.m.

Case no. PR06-06286 Estate of Sullivan

Tentative Ruling: **Approved.** Petitioner for Appointment of Successor Personal Representative on death of Personal Representative is granted.

Case no. PR6388 – Conservatorship of Smith

Tentative Ruling: **Approved.** Petitioner's First Account and Report of Conservator and Petition for Allowance of Attorney Fees is approved. Petitioner is to provide the court with a proposed Order.

Case no. PR08-6423 – Estate of Yonge

Tentative Ruling: **Approved.** Petitioner's Petition to Determine that Asset is Part of Probate Estate and for Entitlement to Distribution is granted. Petitioner is to provide the court with a proposed Order.

Case no. PR05-6263 – Estate of Whitney

Tentative Ruling: [Judicial Disclosure: The executor, Alice King, was Judge Hilde's campaign manager for her election in June 2006, and Judge Hilde is well acquainted and socializes with Attorney King.] **Approved.** Petitioner's Petition for Order Approving and Confirming Executor's First Account Incorporated into Final Account and Report of Administration and Petition for Payment of Fees is granted.

If the parties request a hearing, this matter will be scheduled before Judge Peter Twede on April 20, 2009. The parties are requested to contact the Judicial Secretary at 530/283-6297 for the time of the hearing.

Case no. PR06-6289 – Estate of Collins

Tentative Ruling: **Approved.** The petitioner’s First and Final Account and Report of Executor and Petition for its Settlement, for Allowance of Commissions and Attorney Fees, and for Final Distribution is granted.

Case no. PR08-6415 – Estate of Foster

Tentative Ruling: **Approved.** Petitioner’s First and Final Account and Report and Petition for Settlement and for Final Distribution and for Attorney Fees; Waiver of Accounting and Administrator’s Fee is granted.

Case no. PR09-00006 – Guardianship of White

Tentative Ruling: **Appearance required.**

Civil – 9:30a.m.

No cases have been set for the 9:30 civil calendar.

Family Law – 10:30a.m.

Case no. 08-28329 – Youngblood vs. Rine

Tentative Ruling: **Appearance required.** The court will review the previous custody and visitation orders.

Case no. FL08-28472 – Mar. of Awbrey

Tentative Ruling: **Appearance required.**

Case no. FL27014 – Mar. of Brady

Tentative Ruling: Based on respondent’s proof of the marriage certificate, showing the date of marriage was in 1998, not 1996, the court modifies its decision indicating the marriage was of “long duration”, and finds that the length of the marriage was five days short of eight years. Spousal support in the amount of \$250 per month will, therefore, remain the same, and the court will order termination of support on December 1, 2010. Counsel for respondent is ordered to prepare the Findings and Order after Hearing.

Case No. FL08-28562 – Mar. of Dedeker

Tentative Ruling: **Appearance required.**

Case no. FL07-27480 – Mar. of Clark

Tentative Ruling: **Appearance required.**

Case no. FL08-00142 – Fitzgerald vs. Lorenzo

Tentative Ruling: **Appearance required.** The court will hear the results of mediation.

Case no. FL04-25353 – Poole vs. Sayegh

Tentative Ruling: **Appearance required.**

CASE MANAGEMENT CONFERENCE TENTATIVE RULINGS

Case no. CV08-28499 – Plumas Bank vs. Long

Tentative Ruling:

Case no. CV08-28466 – Shewry vs. Thomas

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

Case no. CV08-28464 – PG&E vs. Easley

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

Case no CV08-28484 – Larson vs. Black, et al.

Tentative Ruling: **Appearance required.** Plaintiff has failed to file a timely case management 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. The parties should be prepared to discuss ADR options and set a trial date.

Case no FL08-28100 – Mar. of Nord

Tentative Ruling: **Appearance required.** If there is a mediated settlement filed prior to the hearing, no appearance will be required.

Case no CV07-27475 – Rentz vs. Proctor

Tentative Ruling: **Appearance required.** Unless the matter has been settled, the court will confirm the readiness conference for April 28, and trial to begin on May 12, 2009.

Case no CV08-27992 – Estate of Foard vs. Production Chemical

Tentative Ruling: **Appearance required.** OSC hearing on defense counsel's failure to appear.

Case no. FL07-27818 – Mar. of Kohler

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

Case no. LC08-28546 – USA Financial Marketing vs. Sandeen

Tentative Ruling: **Appearance required.** OSC hearing on plaintiff counsel's failure to appear.

Domestic Violence/Restraining Order Calendar – 3:00

Case no. FL09-00017 - Hoenig v. McElroy

Tentative Ruling: This matter is continued to March 25, 2009, at 9:30 a.m. before Commissioner Jeri Hamlin.

All other cases on the Domestic Violence/Restraining Order Calendar require appearances.