

JUNE 28, 2023

1:30 P.M.

22CF13840	MIDLAND CREDIT MANAGEMENT. INC. vs. BASILIO GARCIA	On for Case Management Conference and OSC re: Failure to Obtain Default Judgment within 360 Days (CRC 3.740). A review of file shows that no service has been completed, OSC was sent to Plaintiff on June 27, 2022. Tentative ruling: The complaint will be dismissed without prejudice.
22CF13844	CAPITAL ONE BANK (USA), N.A. vs. REED B OVERSHINER	On for Case Management Conference and OSC re: Failure to Obtain Default Judgment within 360 Days (CRC 3.740). A review of file shows that service has been completed, an Answer has been filed, the OSC that was sent to Plaintiff on June 28, 2022 is vacated. Further Case Management and Trial Setting conference to October 11, 2023 at 1:30 pm in Dept. 4
23CV46596	MELISSA FLORY v. VESTRA LABS LLC	Defendant has filed a Notice of Removal to Federal District Court. No further action is required.
22CV46383	Butler v. Commercial Site Improvements	Defendant to file a properly noticed Demurrer (See ruling dated Feb. 24, 2023) or an Answer to Complaint. Further Case Management Conference set for October 11, 2023 at 1:30 pm in Dept. 4
21CV45655	Shannon O. Murphy Esq. SR. v Winco Holdings, Inc.	Tentative Ruling: There is no valid Proof of Service as to the Summons and Complaint. Regarding the Plaintiff's Memorandum filed 11-12-2021, it is not clear to the Court what Plaintiff is requesting. Plaintiff has been advised at past CMCs (2/16/2022, 6/8/2022, 9/22/2022, and 2/22/2023) to seek legal counsel. If Plaintiff is seeking to dismiss this case; a Request of Dismissal is to be filed. Finally, plaintiff is to update their mailing address with the court. The next CMC is scheduled for October 11, 2023 at 1:30 pm in Dept. 4 where the Court will consider setting OSC re: Dismissal pursuant to CCP §583.420 (a)(1).
22CF13839	Rocky Top Rentals, LLC v Arbour, et al	In reviewing court file, the plaintiff has been advised at two previous CMCs to file proof of service. A proof of service is to be filed by the next Case Management

2:00 P.M.

21FL45596	Zeyen v Pesakovic-Zeyen	<p>There is a Proof of Service, but no Response or Default has been filed. Prior to the next Case Management Conference, unless a Response is filed, petitioner is to file a request for default or dismiss the action.</p> <p>The Case Management Conference is set for Dept. 4 at 2:00 p.m. on October 11, 2023. Petitioner is referred to the Self-Help Center for assistance.</p>
21PA45185	Marr v. Phelps	<p>The Case Management Conference is continued to Dept. 4 at 2:00 p.m. on October 11, 2023. Petitioner is referred to the Self-Help Center for assistance, if needed.</p>
22FL45772	Bower v Bower	<p>Petitioner has set a noticed hearing for August 22, 2023. The Case Management Conference is continued to Dept. 4 at 2:00 p.m. on October 11, 2023, if necessary.</p>
22FL45894	Luyster v. Luyster	<p>There is a Proof of Service and a Declaration of Disclosure filed by Petitioner. The Response of Respondent (Kristin Luyster) has not been filed. Petitioner is to file a dismissal or a default. It appears from correspondence in file that Petitioner attempted to file documents, but such were returned. Petitioner is referred to the Self-Help Center for assistance, if needed. The Case Management Conference is continued to Dept. 4 at 2:00 p.m. on October 11, 2023. Petitioner is referred to the Self-Help Center for assistance, if needed.</p>
22FL45900	Rogalski v Elliott	<p>Respondent's Declaration of Disclosure is incomplete. File by next Case Management Conference which is continued to Dept. 4 at 2:00 p.m. on October 11, 2023.</p>
22FL45917	Neu v Neu	<p>Upon review of court file, matter has been settled with follow-up review hearings. Matter is set for Review Hearing on Custody and Visitation, Tax Liability on 09-19-23 at 1:30 p.m. Dept 2. Any documents counsel with the court to consider shall be served and filed by 3:00 p.m. 09/08/23. Bifurcated child and spousal support is set for 10/05/23 at 8:30 a.m. in Department 4. Court reserves jurisdiction to 11/01/23.</p>
22FL46394	Queirolo v Queirolo	<p>Upon review of file, Petitioner may submit the default judgment paperwork, and Form FL-165. Petitioner is referred to the Self-Help Center for assistance, if needed. The Case Management Conference is continued to Dept. 4 at 2:00 p.m. on October 11, 2023.</p>
22FL46394	Frederick v Foster	<p>At last CMC it was represented that the may be able to resolve this matter with a global resolution, that the lease to the renters expires on 05-30-23, and the proposal is for Petitioner to move into the Volcano home on 06-01-23 unless there is a resolution. As to spousal support, court leaves the current order in place as is. Respondent is to continue to pay the mortgage. The Case</p>

