

OCTOBER 11, 2023

1:30 P.M. CIVIL Case Management

22CV46383	BUTLER v. COMMERCIAL SITE IMPROVEMENTS	Defendant to file a properly noticed Demurrer (See ruling dated Feb. 24, 2023) or an Answer to Complaint. The next Case Management Conference (CMC) is set for January 31, 2024 at 1:30 p.m. in Dept. 4.
23CF14174	CALIFORNIA AUTOMOBILE INSURANCE CO. v. BLACKHAWK PARAMOTORS USA	Matter is out for service. The next Case Management Conference (CMC) is set for January 31, 2024 at 1:30 p.m. in Dept. 4.
22CF13947	CREDIT CORP SOLUTIONS v. FULKERSON	Plaintiff to file Default and Default Judgment or Dismissal. The next Case Management Conference (CMC)/Order to Show Cause (OSC) is set for January 31, 2024 at 1:30 p.m. in Dept. 4.
22CF13948	CREDIT CORP SOLUTIONS v. ORTEGA	Plaintiff to file Default and Default Judgment or Dismissal. The next Case Management Conference (CMC)/Order to Show Cause (OSC) is set for January 31, 2024 at 1:30 p.m. in Dept. 4.
22CV46366	DELING v. CORSON	Counsel appeared at the last CMC and requested a trial date, this can be accomplished by filing an At-Issue Memorandum. The next Case Management Conference (CMC) is set for January 31, 2024 at 1:30 p.m. in Dept. 4.
22CV46130	FASOLIS v. GLADYS	Answer to Cross-Complaint on file. Parties to conduct discovery. The next Case Management Conference (CMC) is set for February 7, 2024 at 1:30 p.m. in Dept. 4.
22CV46114	FRAZIER v. TRI-DAM	Plaintiff requests an additional Case Management Conference (CMC) while considering amending his Complaint. There are no dispositive motions before the Court. The next CMC is set for February 7, 2024 at 1:30 p.m. in Dept. 4.
18CV43607	GROW v. KW EMERSON	This matter is set for hearing on an Order to Show Cause re: Dismissal. Upon review of the file, the Complaint was filed on 9/28/2018. CCP §583.310 requires an action to be brought to trial within five (5) years. It has not satisfied this requirement. This matter is DISMISSED.
23CV46772	HINES v. UPS, Inc.	Court notes that plaintiff has served the Summons, Complaint, and Notice of Inclusion. The next Case Management Conference (CMC) is set for February 7, 2024 at 1:30 p.m. in Dept. 4.
22CV46279	KEEVER v. PREST	Proof of Service and Answer filed within the past month. The next Case Management Conference (CMC) is set for February 7, 2024 at 1:30 p.m. in Dept. 4 where

		parties will provide update on status of discovery in their CMC Statements.
23CV46620	LEHR v. ESQUIVEZ	The Answer was filed within the past month. The next Case Management Conference (CMC) is set for February 7, 2024 at 1:30 p.m. in Dept. 4 where parties will provide update on status of discovery in their CMC Statements.
18CF12286	MILES v. BATES	A Proof of Service has been filed but an Answer has not been filed. Plaintiff is to file a dismissal or a default prior to the next Management Conference (CMC). The next CMC is set for February 7, 2024 at 1:30 p.m. in Dept. 4.
22CV45872	MIRANTE v. FYOCK	Plaintiff to properly name and serve defendants so that names and capacities match and then resubmit Requests for Entry of Default. The next Case Management Conference (CMC) is set for February 7, 2024 at 1:30 p.m. in Dept. 4.
22CV46116	PHILLIPS v. RADER-COLEMAN	Plaintiffs state in CMC Statement that discovery is complete. The next Case Management Conference (CMC) is set for February 7, 2024 at 1:30 p.m. in Dept. 4.
22CF13949	PORTFOLIO RECOVERY ASSOC. v. HENAGHAN	No proof of service has been filed; and therefore, no Judgment can be filed with the court within 360 days after filing the Complaint (as required by ORDER TO SHOW CAUSE (COLLECTION CASES ONLY) RE: PLAINTIFF'S FAILURE TO OBTAIN DEFAULT JUDGMENT WITHIN 360 DAYS. [CRC 3.740]). The next Case Management Conference (CMC) and OSC re: DISMISSAL is set for February 7, 2024 at 1:30 p.m. in Dept. 4.
21CV45655	MURPHY v. WINCO HOLDINGS	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, the plaintiff is to update their mailing address with the court. The next CMC and OSC re: Dismissal pursuant to CCP 583.420 (a)(1) is set for February 14, 2024 at 1:30 p.m. in Dept. 4. Court to provide notice to the plaintiff.
23CV46771	SHUMAN v. EDWARDS	The parties have agreed to sell the subject property, which is currently listed and offers have been submitted. The next Case Management Conference (CMC) is set for February 14, 2024 at 1:30 p.m. in Dept. 4.

20CF13266	STATE FARM MUTUAL v. KNAAK	The next Case Management Conference (CMC) is set for February 14, 2024 at 1:30 p.m. in Dept. 4. Parties to file new CMC Statements.
20CV44999	SURVIVOR'S TRUST et al v. STATE OF CALIFORNIA, ET AL.	The defendant must file its responsive pleading or Answer. The next Case Management Conference (CMC) is set for February 14, 2024 at 1:30 p.m. in Dept. 4. Parties are to file and serve their CMC statements prior to the next hearing to advise the Court as to the status of this matter.

2:00 P.M. FAMILY LAW

23FL46559	IRMO of ARBULICH	Court notes OSC re: Contempt scheduled for November 28, 2023 at 1:30 p.m. in Dept. 2. The next Case Management Conference (CMC) is set for February 14, 2024 at 2:00 p.m. in Dept. 4.
22FL45772	IRMO of BOWER	Attorney Tim Tuitavuki to file substitution of attorney and Preliminary Declarations. The next Case Management Conference (CMC) is set for February 14, 2024 at 2:00 p.m. in Dept. 4.
18FL43702	IRMO of DeMEO	There is a Proof of Service but no Response or default. Prior to the next CMC, unless a Response is filed, the Petitioner must file a request for default or dismiss the action. The petitioner is referred to the Self-Help Center for assistance. The next Case Management Conference (CMC) is set for February 14, 2024 at 2:00 p.m. in Dept. 4.
22FL46394	FREDERICK v. FOSTER	The respondent needs to update Disclosures. At-Issue Memorandum is filed. The Parties to meet and confer to provide alternative dates for Settlement Conference. The next Case Management Conference (CMC) is set for February 14, 2024 at 2:00 p.m. in Dept. 4.
23FL46785	GARCIA v. PEREZ	There is a Proof of Service but no Response or default. Prior to the next CMC, unless a Response is filed, the Petitioner must file a request for default or dismiss the action. The petitioner is referred to the Self-Help Center for assistance. The next Case Management Conference (CMC) is set for February 14, 2024 at 2:00 p.m. in Dept. 4.
23FL46774	IRMO of GARCIA	Petitioner must serve the Summons, Complaint and Notice of Inclusion. The petitioner is referred to the Self-Help Center for assistance. The next Case Management Conference (CMC) is set for February 14, 2024 at 2:00 p.m. in Dept. 4.

22FL46432	HAMMOND v. SOTO	There is a Proof of Service but no Response or default. It appears that Respondent Jesse Soto at some point in April 2023 attempted to file a responsive pleading in this matter. Such a document was returned as it did not have an accompanying filing fee or fee waiver. Prior to the next CMC, unless a Response is filed, the Petitioner must file a request for default or dismiss the action. The petitioner is referred to the Self-Help Center for assistance. The next Case Management Conference (CMC) is set for February 14, 2024 at 2:00 p.m. in Dept. 4.
23FL46777	HARGREAVES v. GONSALVES	Parties need to file Preliminary Disclosures. The next Case Management Conference (CMC) is set for February 14, 2024 at 2:00 p.m. in Dept. 4.
18FL43554	HUBER-BARNARD v. BERNHARD	The Default of Respondent has been entered. The petitioner is directed to serve and file her preliminary declarations of disclosure prior to the next CMC. The next Case Management Conference (CMC) is set for February 14, 2024 at 2:00 p.m. in Dept. 4.
22FL46174	IRMO of HUNT	Petitioner has not filed a Proof of Service for the Summons & Petition. Service is to be completed by the next Case Management Conference (CMC). The petitioner is referred to the Self-Help Center for assistance. The next Case Management Conference (CMC) is set for February 14, 2024 at 2:00 p.m. in Dept. 4.
18FL43413	JORGENSEN v. TURKNETT	There is a Proof of Service but no Response (FL-120) or default (FL-165). Prior to the next Case Management Conference, unless a Response is filed, the petitioner must file a request for default or dismiss the action. The petitioner is referred to the Self-Help Center. The next CMC is set for February 14, 2024 at 2:00 p.m. in Dept. 4.
19FL43933	IRMO of LINDEN	The petitioner has filed a Proof of Service; however, a Response has not been filed. Petitioner is to file a dismissal or a default prior to the next Case Management Conference (CMC) set for February 14, 2024 at 2:00 p.m. in Dept. 4. Petitioner is referred to the Self-Help Center for assistance.
22FL45894	IRMO of LUYSTER	Upon review of file: Mediation has been set for 11/21/2023 at 1:00 p.m. at the Self-Help Center located at the Calaveras Courthouse with a RFO hearing set for 11/28/2023 at 1:30 p.m. in Dept. 2. The next Case Management Conference (CMC) is set for February 14, 2024 at 2:00 p.m. in Dept. 4.
18FL43358	IRMO of MANN	A Proof of Service was filed on July 5, 2018. Despite numerous Court directives, no response has been filed, nor

		default or dismissal filed by the Petitioner. At the previous Case Management Conference (CMC) the present CMC was also set as an OSC re: Dismissal. There being no Reply, Default or Dismissal filed by Parties, there being no bifurcation of status issues or minor children, this Matter is DISMISSED. Court to provide notice.
20PA45067	MANOS v. MUMMERT	The Court advised the petitioner on 02/23/2021, 9/7/2022, 1/4/2023 and 6/14/2023 that the minor has been residing in Arizona from September 2020. The court denied the petitioner's request without prejudice to refile in Arizona where the minor is now residing or to refile in California if the minor returns to this state. The next Case Management Conference (CMC) is set for February 14, 2024 at 2:00 p.m. in Dept. 4. Matter will be dropped from the calendar if the petitioner files a dismissal in the interim
23FL46574	IRMO of MAZZAFERRI	Parties successfully mediated issues of Custody and Visitation. Parties were to submit CMC statements if there were remaining issues. The next Case Management Conference (CMC) is set for February 21, 2024 at 2:00 p.m. in Dept. 4. Parties are to submit statements prior to the next CMC if any support, status or property issues remain.
23FL46766	PEARSALL v. WICHERT	Petitioner has not filed a Proof of Service for the Summons & Petition. Service is to be completed by the next Case Management Conference (CMC). The petitioner is referred to the Self-Help Center for assistance. The next Case Management Conference (CMC) is set for February 21, 2024 at 2:00 p.m. in Dept. 4.
21FL45299	IRMO of PIPER	Petitioner has filed a Proof of Service. The petitioner is to file a Preliminary Declaration of Disclosure. The petitioner is referred to the Self-Help Center for assistance. If the respondent does not file a response by the next Case Management Conference, Petitioner shall file a default or a dismissal. The next Case Management Conference (CMC) is set for February 21, 2024 at 2:00 p.m. in Dept. 4.
22FL45900	ROGALSKI v. ELLIOTT	The next Case Management Conference (CMC) is set for February 21, 2024 at 2:00 p.m. in Dept. 4.
17FL42372	SAO v. TRESTER	This matter awaits entry of judgment. Although several notices were sent to the parties, neither parent has appeared in court for many years. There is a child custody/visitation order that was made on 12/8/15. Therefore, this matter statute of limitation has been tolled for a period. Multiple CMCs have been held since 2017 when the matter transferred to Calaveras County. Only one CMC was attended by the Parties -10/2/2019 where Parties requested Dismissal, but never submitted a Dismissal or

		Judgment form. The next Case Management Conference (CMC) is set for February 21, 2024 at 2:00 p.m. in Dept. 4.
23FL46780	IRMO of SCHAEFFER	The next Case Management Conference (CMC) is set for February 21, 2024 at 2:00 p.m. in Dept. 4.
17FL42511	IRMO of SULLIVAN	Petitioner to contact the Court's Self-Help Center at (209) 754-1443 with respect to filing default and proceeding to complete Dissolution. The next Case Management Conference (CMC) is set for February 21, 2024 at 2:00 p.m. in Dept. 4. Petitioner is to submit a CMC Statement advising the Court of the minor child's status.
18FL43748	IRMO of TAUMALOLO	The petitioner has filed a Proof of Service; however, a Response has not been filed. Petitioner is to file a dismissal or a default prior to the next Case Management Conference (CMC). The petitioner is referred to the Self-Help Center for assistance. The next CMC is set for February 21, 2024 at 2:00 p.m. in Dept. 4.
22FL46225	IRMO of TYLER	Upon review of the file, along with the consolidated case of 22FL46225, an Order after Hearing modifying child support, inter alia, was granted. Both parties are ordered to file and serve their preliminary declarations of disclosure prior to the next Case Management Conference (CMC) is set for February 21, 2024 at 2:00 p.m. in Dept. 4.
21FL45596	ZEYEN v. PESAKOVIC-ZEYEN	Proof of Service has been filed, but no Response or Default. Before the next Case Management Conference, unless a Response is filed, the petitioner is to file a request for default or dismiss the action. The petitioner is referred to the Self-Help Center for assistance. The next Case Management Conference (CMC) is set for February 21, 2024 at 2:00 p.m. in Dept. 4.