

TENTATIVE RULINGS

FOR: April 11, 2018

The Court may exercise its discretion to **disregard** a late filed paper in law and motion matters. (Cal. Rules of Court, rule 3.1300(d).)

Unlawful Detainer Cases – Pursuant to the restrictions in Code of Civil Procedure section 1161.2, no tentative rulings are posted for unlawful detainer cases and appearances are required.

Court Reporting Services – The Court does not provide official court reporters in proceedings for which such services are not legally mandated. These proceedings include civil law and motion hearings. If counsel want their civil law and motion hearing reported, they must arrange for a private court reporter to be present. Go to <http://napacountybar.org/court-reporting-services/> for information about local private court reporters. Attorneys or parties must confer with each other to avoid having more than one court reporter present for the same hearing.

PROBATE CALENDAR – Hon. Diane Price, Dept. C (Historic Courthouse)

In the Matter of Tyrone Perfecto Garcia

17CV001432

PETITION FOR CHANGE OF NAME

TENTATIVE RULING: The Petition is DENIED pursuant to Code of Civil Procedure section 1279.5, subdivision (d); Petitioner has not shown how the name change would be in the best interest of justice.

PROBATE CALENDAR – Hon. Rodney Stone, Dept. I (Criminal Courts Bldg.-1111 Third St.)

In the Matter of Kay Pearson

17PR000071

TRUST CONTEST AND PETITION FOR DETERMINATION OF INVALIDITY OF TRUST, AND FOR ORDER FOR JOAN STURGES TO RETURN ASSETS BACK TO TRUST

APPEARANCE REQUIRED

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Estate of William J. Agee

18PR000061

PETITION FOR PROBATE OF WILL AND FOR LETTERS TESTAMENTARY AND AUTHORIZATION TO ADMINISTER UNDER THE INDEPENDENT ADMINISTRATION OF ESTATES ACT

APPEARANCE REQUIRED

CIVIL LAW & MOTION CALENDAR – Hon. Rodney Stone, Dept. I (Criminal Courts Bldg.-1111 Third St.)

Amelia Saldana v. Wells Fargo Bank, N.A., et al.

18CV000073

(1) DEMURRER TO THE COMPLAINT

(2) MOTION TO STRIKE

TENTATIVE RULING: On February 21, 2018, the case was removed to federal court. Since the Court no longer has jurisdiction, the matters are taken-off calendar. The June 26, 2018 case management conference is vacated and a Status Review re: Removal is set for October 11, 2018, at 8:30 a.m. in Dept. I.

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Colby Hamilton v. Budget Construction

18CV000353

AMENDED PETITION FOR RELEASE OF PROPERTY FROM LIEN

TENTATIVE RULING: Petitioner Colby Hamilton's amended petition for release of property from lien is GRANTED. The petition is unopposed. The Court will award reasonable attorney's fees and costs according to proof in a subsequent motion. (Civ. Code, § 8488, subd. (c).) Petitioner shall exclude time and costs related to the amended petition.

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Napa County v. Rodriguez, Q.

26-61551

MOTION TO ENFORCE JUDGMENT

TENTATIVE RULING: Plaintiff Napa County's motion to enforce the judgment is GRANTED. The motion is unopposed. The Court will sign the proposed order.