

TENTATIVE RULINGS

FOR: July 12, 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. Victoria Wood, Dept. C (Historic Courthouse) at 2:00 p.m.

Conservatorship of Miguel Angel Lopez

16PR000205

REVIEW HEARING

TENTATIVE RULING: The matter is continued to August 30, 2018, at 2:00 p.m. in Dept. I to allow the co-conservators to file: (1) Notice of Conservatee’s Rights (Judicial Council form GC-341); and (2) Determination of Conservatee’s Appropriate Level of Care (Judicial Council form GC-355). In addition, co-conservator Miguel Lopez Romo shall provide the Court with an updated mailing address since correspondence to him has been returned as undeliverable.

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Conservatorship of John S. Fimby

17PR000048

REVIEW HEARING

TENTATIVE RULING: After a review of the matter, the Court finds the conservator is acting in the best interest of the conservatee. On June 12, 2018, the Court waived the accounting requirement as long as Probate Code section 2628 is satisfied. Thus, the case is set for a biennial review hearing in two years, on July 9, 2020, at 8:30 a.m. in Dept. C. The court investigator shall prepare a biennial investigator report for the next hearing date. The clerk is directed to send notice to the parties.

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Conservatorship of Andrew Lunceford

17PR000168

FINAL ACCOUNTING

APPEARANCE REQUIRED to address the status of the final accounting.

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Estate of Dorothy Moody

18PR000055

APPLICATION FOR AN ORDER TO STAY FORECLOSURE

TENTATIVE RULING: If the parties are in discussions regarding a loan modification, either party may request to appear (with notice to the other side) to apprise the court of the status of the case and/or to request a continuance. Otherwise, the application is denied because petitioner has failed to show grounds upon which she could prevail on the petition.

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Conservatorship of Vaudine Gardella

18PR000102

PETITION FOR APPOINTMENT OF PROBATE CONSERVATOR OF THE PERSON

TENTATIVE RULING: The Petition is GRANTED. This case is consolidated with case number PR25504, with PR25504 being the lead case. There is already a review hearing set in case number PR25504 for November 15, 2018.

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Conservatorship of Israel Bartholomew

18PR000109

PETITION FOR APPOINTMENT OF PROBATE CONSERVATOR OF THE PERSON AND ESTATE

APPEARANCE REQUIRED

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Conservatorship of Joseph Schneider

18PR000111

PETITION FOR APPOINTMENT OF PROBATE CONSERVATOR OF THE PERSON AND ESTATE

APPEARANCE REQUIRED

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Conservatorship of Lee Ann Sedgwick

PR22875

REVIEW HEARING

TENTATIVE RULING: The matter is continued to July 26, 2018, at 2:00 p.m. in Dept. I to allow the co-conservators to file Notice of Conservatee's Rights (GC-341) and Determination of Conservatee's Appropriate Level of Care (GC-355) as instructed in the July 12, 2016 Minute Order. The clerk is directed to send notice to the parties.

CIVIL LAW & MOTION CALENDAR – Hon. Victoria Wood, Dept. C (Historic Courthouse) at 2:00 p.m.

Jacqueline M. Robnett, et al. v. Energy Enterprises

18CV000558

PETITION TO REMOVE MECHANICS LIEN

APPEARANCE REQUIRED. There is no proof of service through the Agent of Service of Process. In addition, it does not appear that Defendant has commenced an action pursuant to Civil Code section 8460, subdivision (a). Plaintiffs are to bring proof of service to the hearing, and Defendant is to present proof that it has filed a claim, as represented at the last hearing.