

## TENTATIVE RULINGS

**FOR: September 8, 2020**

If you do not see a tentative ruling for a scheduled matter, then attendance at the hearing is required.

**Remote appearances via Zoom are mandatory to prevent the spread of COVID-19.** Please use Zoom at the links listed below. COURTCALL IS NO LONGER AVAILABLE.

If you have cases scheduled in both courtrooms at the same time, first log-in to the Zoom session for the department that has your quickest matter(s), and upon check-in, ask the clerk to email the clerk in the other department to advise that you will be late to the other Zoom session.

### **Dept. A Zoom**

**Join by Video (Preferred)**

<https://us02web.zoom.us/j/85897874559?pwd=Nk1VTnNQZmIzNXQwbVNiUk1iOTNCZz09>

**Join by Phone:** 877 853 5247 or 888 788 0099      **Meeting ID:** 858 9787 4559      **Password:** 704959

### **Dept. B Zoom**

**Join by Video (Preferred)**

<https://us02web.zoom.us/j/89902611018?pwd=OXJRM2FFWHZ4YXJ4b2szZW51UFJYZz09>

**Join by Phone:** 877 853 5247 or 888 788 0099      **Meeting ID:** 899 0261 1018      **Password:** 776773

**Court Reporting Services** – The Court does not provide official court reporters in proceedings for which such services are not legally mandated. Parties are responsible for either making the appropriate request in advance or arranging for their own private court reporter. 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.

**Special Note--Because of the court holiday on Monday, the Court is unable to field telephone calls for requests for oral argument. For this reason, appearances will be allowed via Zoom for the posted court hearings without notifying the Court, provided a party notifies all other parties today (Friday) that the party intends to appear and argue. If notice of intent to appear has not been given to all parties, no oral argument will be permitted and the tentative ruling will become the Court's ruling.**

**PROBATE CALENDAR – Hon. Victoria Wood, Dept. A (Historic Courthouse) at 8:30 a.m.**

**Conservatorship of Anna-Claire Emily DeWitt**

**17PR000124**

REVIEW HEARING

**TENTATIVE RULING:** After a review of the matter, the Court finds the conservator is acting in the best interest of the conservatee. Thus, the case is set for a biennial review hearing

in two years, on September 8, 2022, at 8:30 a.m. in Dept. A. 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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**In the Matter of the Annie T. Sierras Revocable Trust of 1994**

**20PR000112**

PETITION TO DETERMINE TITLE TO AND REQUIRE TRANSFER OF PERSONAL PROPERTY TO TRUST

**TENTATIVE RULING:** GRANT petition.

**CIVIL LAW & MOTION CALENDAR – Hon. Victoria Wood, Dept. A (Historic Courthouse) at 8:30 a.m.**

**Murat Baspehlivan, et al. v. Kayla Nicole Kim Clark, et al.**

**19CV001788**

STATUS REVIEW OF CONFIRMATION OF FUNDS BEING TRANSFERRED TO THE SPECIAL NEEDS TRUST

**APPEARANCE REQUIRED.** On July 7, 2020, the Court instructed plaintiffs’ attorney to file documents demonstrating proof of deposit. Nothing has been filed.

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**In the Matter of Victoria Willey**

**20CV000304**

PETITION FOR CHANGE OF NAME

**TENTATIVE RULING:** Notice has been properly published and no written objections have been filed. The petition is GRANTED without need for appearance.

**CIVIL LAW & MOTION CALENDAR – Hon. Monique Langhorne, Dept. B (Historic Courthouse) at 8:30 a.m.**

**Josephine Acevedo v. Hillary Brambila, et al.**

**20CV000431**

MOTION TO TRANSFER VENUE

**TENTATIVE RULING:** Defendants Bayer US, LLP, Bayer Cropscience, LP, Monsanto Company, and Hillary Brambila’s motion to transfer venue to Yolo County is GRANTED. The motion is timely. The Court has considered plaintiff Josephine’s Acevedo’s opposition. The Court has not considered the photograph attached as Exhibit 1 to the Acevedo declaration as it is not legible, and the courtesy copy is in black and white. (See L.R. 3.3 [“Parties must provide a courtesy copy of any . . . color document (e.g., color photographs, maps, charts).”].)

The motor vehicle incident and injury occurred in Woodland, CA, in Yolo County. (Compl., MV-1 at One Cause of Action.) Code of Civil Procedure section 395, subdivision (a), provides: “If the action is for injury to person or personal property or for death from wrongful act or negligence, the superior court in either the county where the injury occurs or the injury causing death occurs or the county where the defendants, or some of them reside at the commencement of the action, is a proper court for the trial of the action.” Because the incident and injury occurred in Yolo County, venue is proper in that county. (Code Civ. Proc., § 395, subd. (a).)

Moreover, Bramblia and the foreign corporate defendants do not reside in Napa County. Although Brambila’s driver’s license has a Napa County address, she explains in her declaration that on the date of the incident, she resided in Solano County. (Brambila Decl., ¶ 4.)

Plaintiff shall pay the transfer fees and costs.