

TENTATIVE RULINGS

FOR: December 6, 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. 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.

PROBATE CALENDAR – Hon. Diane Price, Dept. JAR (Historic Courthouse) at 2:00 p.m.

Estate of Belita Richardson

18PR000037

AMENDED PETITION FOR LETTERS OF ADMINISTRATION AND AUTHORIZATION TO ADMINISTER UNDER THE INDEPENDENT ADMINISTRATION OF ESTATES ACT

APPEARANCE REQUIRED to set an evidentiary hearing regarding the validity of the will.

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Conservatorship of Rebecca D. Lingling

26-61485

THIRD ACCOUNT AND REPORT OF CONSERVATOR OF THE PERSON AND ESTATE, AND PETITION FOR APPROVAL OF ACCOUNT AND REPORT; FOR ATTORNEY’S FEES; AND FOR COSTS

TENTATIVE RULING: GRANT petition, including fees as prayed. After a review of the matter, the Court finds the conservator is acting in the best interest of the conservatee. Thus, the matter is set for a biennial review hearing and an accounting in two years on December 8, 2020, at 8:30 a.m. in Dept. B. All accounting documents must be filed at least 30 days prior to the hearing. 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 Isaiah Aranas

26-61642

REVIEW HEARING

TENTATIVE RULING: The matter is continued to February 5, 2019, at 8:30 a.m. in Dept. A to allow the co-conservators to file Notice of Conservatee's Rights (Judicial Council form GC-341) and Determination of Conservatee's Appropriate Level of Care (Judicial Council form GC-355). The clerk is directed to send notice to the co-conservators. This is the second continuance.

CIVIL LAW & MOTION CALENDAR – Hon. Diane Price, Dept. JAR (Historic Courthouse) at 2:00 p.m.

Barbara Trattler v. Daniel C. Citron, MD, et al.

18CV001450

MOTION TO VACATE SISTER STATE JUDGMENT

TENTATIVE RULING: Plaintiff Barbara Trattler's motion to vacate the sister state judgment is DENIED. Code of Civil Procedure section 1710.40, subdivision (a), provides "[a] judgment entered pursuant to this chapter may be vacated on any ground which would be a defense to an action in this state on the sister state judgment, including the ground that the amount of interest accrued on the sister state judgment and included in the judgment entered pursuant to this chapter is incorrect." Trattler contends the Colorado judgment should be vacated on the grounds she was never served with it, and she does not have the means to pay it. Trattler has not shown that the purported failure to serve her with the Colorado judgment or her inability to pay the award of costs and expenses is a "defense to an action in this state" or that the Colorado judgment is incorrect.