

SUPERIOR COURT OF CALIFORNIA
COUNTY OF MERCED

2260 N Street, Merced
627 W. 21st Street, Merced
1159 G Street, Los Banos

Friday, October 10, 2025

NOTE: Merced Superior Court will no longer be consolidating Courtroom 8 and Courtroom 10.

Tentative Rulings are provided for the following Courtrooms and assigned Judicial Officers with scheduled civil matters:

Courtroom 8 – Hon. Stephanie L. Jamieson

Courtroom 9 – Commissioner David Foster

Courtroom 12 – Hon. Jennifer O. Trimble

Courtroom 13 – Hon. Ashley Albertoni Sausser

Courtroom 10 will continue to post separate Probate Notes that are not included in these tentative rulings.

IMPORTANT: Court Reporters will NOT be provided; parties must make their own arrangements. Electronic recording is available in certain courtrooms and will only be activated upon request.

The specific tentative rulings for specific calendars follow:

SUPERIOR COURT OF CALIFORNIA
COUNTY OF MERCED

Civil Law and Motion
Hon. Stephanie L. Jamieson
Courtroom 8
627 W. 21st Street, Merced

Friday, October 10, 2025
8:15 a.m.

The following tentative rulings shall become the ruling of the court unless a party gives notice of intention to appear as follows:

1. You must call (209) 725-4111 to notify the court of your intent to appear.
2. You must give notice to all other parties before 4:00 p.m. of your intent to appear.

Per California Rules of Court, rule 3.1308(a)(1), failure to do both items 1 and 2 will result in no oral argument. *Note:* Notifying Court Call (the court's telephonic appearance provider) of your intent to appear does not satisfy the requirement of notifying the court.

IMPORTANT: Court Reporters will NOT be provided; parties wanting a hearing transcript must make their own arrangements.

Case No.	Title / Description
20CV-01569	Mikeiah Hargrett, et al. v. William Gustavo Lopez
	Readiness Conference
Appearance required. Parties who wish to appear remotely must contact the clerk of the court at (209) 725-4111 to seek permission and arrange for a remote appearance.	
22CV-01416	Maghan Moore v. William Hicks, et al.
	Motion to be Relieved as Counsel for Plaintiff
The unopposed motion to be relieved as counsel for Plaintiff is GRANTED, effective upon the filing of proof of service on Plaintiff of the order granting the motion. The Court will sign the order lodged with the Court on September 29, 2025.	
24CV-03049	Joseph Maxwell v. Bonito Yu
	Order to Show Cause re: Dismissal-Notice of Settlement
Appearance required. Parties who wish to appear remotely must contact the clerk of the court at (209) 725-4111 to seek permission and arrange for a remote appearance.	

25CV-03021 Julian Perez v. Laxman Iyer, et al.

Motion by Defendants Laxman Iyer, Darshan Iyer, and Iyer Farms, LLC to strike Punitive Damages Allegations

The motion to strike punitive damages allegations is GRANTED IN PART, AND DENIED IN PART, WITH LEAVE TO AMEND.

As to Plaintiff's Prayer for Relief, paragraph 5, page 6, lines 20-21 of the first amended complaint, the motion is GRANTED WITH LEAVE TO AMEND. The first amended complaint fails to allege facts sufficient to recover punitive damages, including failing to allege facts to support a showing of despicable conduct. (*College Hospital, Inc. v. Superior Court* (1994) 8 Cal.4th 704, 725.) Simply alleging conscious disregard for the safety of others (see, paragraph 27, First Amended Complaint) is insufficient to recover punitive damages.

As to the specific allegations in the first amended complaint that defendant seeks to strike, the motion is DENIED. A motion to strike any portion of a cause of action essentially amounts to a procedural line-item veto. (*PH II, Inc. v. Superior Court* (1995) 33 Cal.App.4th 1680, 1682-1683.) There is no legal basis to support striking the individual factual allegations of the first amended complaint as the court, for purposes of this motion, must read the allegations of the pleading as a whole and in context, and must assume the truth of those allegations. (*Clauson v. Superior Court* (1998) 67 Cal.App.4th 1253, 1255.)

25CV-03192 People v. \$79,500 U.S. Currency

Case Management Conference

Appearance required. Parties who wish to appear remotely must contact the clerk of the court at (209) 725-4111 to seek permission and arrange for a remote appearance.

25CV-04969 Vanessa Mercado v. Patricia Fisher-Navarro

Order to Show Cause re: Restraining Order

Appearance required. Parties who wish to appear remotely must contact the clerk of the court at (209) 725-4111 to seek permission and arrange for a remote appearance. Proof of service on respondent filed October 6, 2025, shows timely personal service.

25CV-04971 Lourdes Ramirez Rivas v. Marbella Villalobos Ramirez

Order to Show Cause re: Restraining Order

Appearance required. Parties who wish to appear remotely must contact the clerk of the court at (209) 725-4111 to seek permission and arrange for a remote appearance. Proof of unsuccessful service on respondent was filed October 2, 2025.

SUPERIOR COURT OF CALIFORNIA
COUNTY OF MERCED

Limited Jurisdiction Case Management Conferences
Commissioner David Foster
Courtroom 9
627 W. 21st Street, Merced

Friday, October 10, 2025
8:30 a.m.

The following tentative rulings shall become the ruling of the court unless a party gives notice of intention to appear as follows:

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2. You must give notice to all other parties before 4:00 p.m. of your intent to appear.

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IMPORTANT: Court Reporters will NOT be provided; parties wanting a hearing transcript must make their own arrangements.

Case No.	Title / Description
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	Appearance required for all matters set on the limited civil case management conference calendar. Parties who wish to appear remotely must contact the clerk of the court at (209) 725-4111 to seek permission and arrange for a remote appearance.
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SUPERIOR COURT OF CALIFORNIA
COUNTY OF MERCED

Ex Parte Matters
Commissioner David Foster
Courtroom 9
627 W. 21st Street, Merced

Friday, October 10, 2025
1:15 p.m.

The following tentative rulings shall become the ruling of the court unless a party gives notice of intention to appear as follows:

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Case No.	Title / Description
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There are no ex parte matters scheduled.	
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SUPERIOR COURT OF CALIFORNIA
COUNTY OF MERCED

Ex Parte Matters
Hon. Jennifer O. Trimble
Courtroom 12
1159 G Street, Los Banos

Friday, October 10, 2025
1:15 p.m.

The following tentative rulings shall become the ruling of the court unless a party gives notice of intention to appear as follows:

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Case No.	Title / Description
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There are no ex parte matters scheduled.	
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SUPERIOR COURT OF CALIFORNIA
COUNTY OF MERCED

Ex Parte Matters
Hon. Ashley Albertoni Sausser
Courtroom 13
1159 G Street, Los Banos

Friday, October 10, 2025
1:15 p.m.

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Case No.	Title / Description
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There are no ex parte matters scheduled.	
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