

**SUPERIOR COURT OF CALIFORNIA
COUNTY OF MERCED**

2260 N Street, Merced
627 W. 21st Street, Merced
2840 West Sandy Mush Road, Merced
1159 G Street, Los Banos

Thursday, March 6, 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 Jamieson

Courtroom 9 – Commissioner David Foster

Courtroom 12 – Hon. Jennifer O. Trimble

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 Jamieson
Courtroom 8
627 W. 21st Street, Merced

Thursday, March 6, 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
22CV-03431	Kendall and Davis, LLC, et al. v. Le-Nguyen Dental Corporation, et. al

Application of Andrew Vangemond, Esq. to appear as counsel pro hac vice

The unopposed application by Andrew Vangemond, Esq. to appear as counsel pro hac vice is GRANTED. Applicant is ordered to submit an appropriate court order signature.

Application of Johnathan S. Feld, Esq. to appear as counsel pro hac vice

The unopposed application by Johnathan S. Feld, Esq. to appear as counsel pro hac vice is GRANTED. Applicant is ordered to submit an appropriate court order for signature.

23CV-01863

Parreira Almond Processing Company, LLC v. Maxaminio M. Silveira dba Maxaminio Silveira Dairy

Order to Show Cause re: Sanctions

VACATED. On February 26, 2025, Fred Silva, Esq. filed a declaration establishing that counsel believed the matter was stayed due to a pending bankruptcy, despite no notice of bankruptcy having yet been filed with the court.

Order to Show Cause re: Dismissal

Based on the notice of stay of proceedings filed on February 27, 2025, this matter is continued to Monday, September 22, 2025, at 10:00 a.m. in Courtroom 8 for an update on the status of the bankruptcy petition filed by defendant, Maxaminio M. Silveira.

Case Management Conference

Based on the notice of stay of proceedings filed on February 27, 2025, this matter is continued to Monday, September 22, 2025, at 10:00 a.m. in Courtroom 8 for an update on the status of the bankruptcy petition filed by defendant, Maxaminio M. Silveira.

23CV-01959

Cristal Breckenridge, et al. v. Unique Limos, LLC, et al.

Petition for Approval of Minor's Compromise - Trinity Clark

This action involves a rollover accident in which fifteen individuals suffered injuries running from minor to extremely serious that was settled for the \$5 million policy limit. The guardian ad litem for this minor was not a claimant and does not appear to have a personal conflict of interest.

A mediation was held before Judge Richard L. Gilbert (ret.) to allocate the proceeds among the parties. The mediation allocated \$102,500.00 of the \$5 million settlement to minor Trinity Clark, reduced by \$874.68 in medical expenses, \$804.43 in costs, and an attorney's fee of \$41,000.00 (roughly 40% of the gross settlement proceeds) for a net settlement proceeds of \$59,820.89. Funds of \$59,820.89 are to be placed in a single premium deferred annuity. The Court finds settlement allocation appropriate. Having reviewed the declaration by attorney David Rudorfer, finds that the attorney's fee is justified by California Rules of Court, rule 7.955 due to the unique circumstances of this case.

The petition for approval of minor's compromise as to Trinity Clark is GRANTED.

Petition for Approval of Minor's Compromise – Sophia Scripps

This action involves a rollover accident in which fifteen individuals suffered injuries running from minor to extremely serious that was settled for the \$5 million policy limit. The guardian ad litem for this minor was not a claimant and does not appear to have a personal conflict of interest.

A mediation was held before Judge Richard L. Gilbert (ret.) to allocate the proceeds among the parties. The mediation allocated \$1 million of the \$5 million settlement to minor Sophia Scripps, reduced by \$30,009.98 in medical expenses, \$11,783.62 in costs, and an attorney's fee of \$400,000.00 (roughly 40% of the gross settlement proceeds) for a net settlement proceeds of \$558,206.40. Funds of \$508,206.40 are to be placed in a single premium deferred annuity. The Court finds settlement allocation appropriate. Having reviewed the declaration by attorney David Rudorfer, finds that the attorney's fee is justified by California Rules of Court, rule 7.955 due to the unique circumstances of this case.

The petition for approval of minor's compromise as to Sophia Scripps is GRANTED.

Petition for Approval of Minor's Compromise – Andilese De Los Reyes

This action involves a rollover accident in which fifteen individuals suffered injuries running from minor to extremely serious that was settled for the \$5 million policy limit. The guardian ad litem for this minor was not a claimant and does not appear to have a personal conflict of interest.

A mediation was held before Judge Richard L. Gilbert (ret.) to allocate the proceeds among the parties. The mediation allocated \$105,000.00 of the \$5 million settlement to minor Andilese De Los Reyes, reduced by \$3,092.61 in medical expenses, \$823.88 in costs, and an attorney's fee of \$42,000.00 (roughly 40% of the gross settlement proceeds) for a net settlement proceeds of \$59,083.51. Funds of \$59,083.51 are to be placed in a single premium deferred annuity. The Court finds settlement allocation appropriate. Having reviewed the declaration by attorney David Rudorfer, finds that the attorney's fee is justified by California Rules of Court, rule 7.955 due to the unique circumstances of this case.

The petition for approval of minor's compromise as to Andilese De Los Reyes is GRANTED.

Petition for Approval of Minor's Compromise – Elijah Ochoa

This action involves a rollover accident in which fifteen individuals suffered injuries running from minor to extremely serious that was settled for the \$5 million policy limit. The guardian ad litem for this minor was not a claimant and does not appear to have a personal conflict of interest.

A mediation was held before Judge Richard L. Gilbert (ret.) to allocate the proceeds among the parties. The mediation allocated \$102,500.00 of the \$5 million settlement to minor Elijah Ochoa reduced by \$383.33 in medical expenses, \$804.43 in costs, and an attorney's fee of \$41,000.00 (roughly 40% of the gross settlement proceeds) for a net settlement proceeds of \$60,312.24. Funds of \$60,312.24 are to be placed in a single premium deferred annuity. The Court finds settlement allocation appropriate. Having reviewed the declaration by attorney David Rudorfer, finds that the attorney's fee is justified by California Rules of Court, rule 7.955 due to the unique circumstances of this case.

The petition for approval of minor's compromise as to Elijah Ochoa is GRANTED.

Petition for Approval of Minor's Compromise – Xavier Quintero

This action involves a rollover accident in which fifteen individuals suffered injuries running from minor to extremely serious that was settled for the \$5 million policy limit. The guardian ad litem for this minor was not a claimant and does not appear to have a personal conflict of interest.

A mediation was held before Judge Richard L. Gilbert (ret.) to allocate the proceeds among the parties. The mediation allocated \$1 Million of the \$5 million settlement to minor Xavier Quintero, reduced by \$5,352.74 in medical expenses, \$7,846.79 in costs, and an attorney's fee of \$400,000.00 (roughly 40% of the gross settlement proceeds) for a net settlement proceeds of \$586,800.47. Funds of \$586,800.47 are to be placed in a single premium deferred annuity. The Court finds settlement allocation appropriate. Having reviewed the declaration by attorney David Rudorfer, finds that the attorney's fee is justified by California Rules of Court, rule 7.955 due to the unique circumstances of this case.

The petition for approval of minor's compromise as to Xavier Quintero is GRANTED.

23CV-03996

Miranda Lopez v. Della Manzo

Motion to Compel

The unopposed motion to compel plaintiff, Miranda Lopez, to serve responses to form interrogatories, special interrogatories, and demands for inspection of documents is GRANTED. Plaintiff is ordered to serve defendant with verified responses without objections, and to serve copies of all responsive documents no later than April 1, 2025.

Any request for monetary sanctions is DENIED, as no amount was specified in the notice of motion.

SUPERIOR COURT OF CALIFORNIA
COUNTY OF MERCED

Mandatory Settlement Conferences
Hon. Stephanie Jamieson
Courtroom 8
627 W. 21st Street, Merced

Thursday, March 6, 2025
9:00 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
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	There are no Mandatory Settlement Conferences Scheduled
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SUPERIOR COURT OF CALIFORNIA
COUNTY OF MERCED

Limited Civil Calendar
Commissioner David Foster
Courtroom 9
627 W. 21st Street, Merced

Thursday, March 6, 2025
10:00 a.m.

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Case No.	Title / Description
22CV-02094	Capital One Bank (USA), N.A. vs. Joshua K Moku Claim of Exemption – Joshua Moku Appearance by judgment debtor is 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. The Court notes that to date the levying officer has not filed the judgment debtor's claim of exemption and financial statement, therefore the Court has no basis to evaluate any claim of exemption.
24CV-00285	Alfredo Saldivar vs. Ramiro Trigo Order of Examination Appearance required. Remote appearances are permitted. Parties who wish to appear remotely must contact the clerk of the court at (209) 725-4111 to arrange for a remote appearance.

SUPERIOR COURT OF CALIFORNIA
COUNTY OF MERCED

Restraining Orders
Hon. Jennifer O. Trimble
Courtroom 12
1159 G Street, Los Banos

Thursday, March 6, 2025
11:00 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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Case No.	Title / Description
25CV-00648	Phillip Dominguez v. Lorenzo Calleros

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. The Court notes that no Proof of Service is on file showing that the papers filed in this action have been served on Respondent.

25CV-00554 Paola Centeno v. Francisco Ornelas Partida

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. The Court notes that no proof of service is on file showing that Respondent was served with the papers filed in this action.

25CV-00651

Santiago Cavazos v. Angelica Ramirez Garcia

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. The Court notes that Proof of Service was filed on February 20, 2025 showing that Respondent was served with the papers filed in this action on February 14, 2025.

SUPERIOR COURT OF CALIFORNIA
COUNTY OF MERCED

Ex Parte Matters
Hon. Stephanie Jamieson
Courtroom 8
627 W. 21st Street, Merced

Thursday, March 6, 2025
1:15 p.m.

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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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	There are no Ex Parte Matters Scheduled
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SUPERIOR COURT OF CALIFORNIA
COUNTY OF MERCED

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

Thursday, March 6, 2025
1:15 p.m.

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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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SUPERIOR COURT OF CALIFORNIA
COUNTY OF MERCED

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

Thursday, March 6, 2025

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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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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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There are no Ex Parte matters scheduled.	
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