

**SUPERIOR COURT OF CALIFORNIA  
COUNTY OF MERCED**

2260 N Street, Merced  
627 W. 21<sup>st</sup> Street, Merced  
1159 G Street, Los Banos

Wednesday, April 30, 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 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

Unlimited Civil Law and Motion  
Hon. Stephanie L. Jamieson  
Courtroom 8  
627 W. 21<sup>st</sup> Street, Merced  
Wednesday, April 30, 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.**

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Case No.	Title / Description
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15CV-03743	People v. \$5,447.00 U.S. Currency
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Order to Show Cause re: Dismissal

**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. Appear to address the status of this case.**

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18CV-03052	Phillip Reinero v. Zang Her, et al.
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Readiness Conference

**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. Appear to confirm readiness for court trial at 9 a.m. on August 26, 2025, with a five-day estimate. Motions in limine are set August 19, 2025, at 8:15 a.m., and a mandatory settlement conference is set July 30, 2025, at 9 a.m.**

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19CV-03470

Merced Irrigation District v. Colburn Hills Ranch, LLC, et al.

Motion by Defendant/Cross-Complainant Colburn Hills Ranch LLC, Bull Field LLC, Defendant Barley II LLC for Summary Judgment or in the Alternative Summary Adjudication of the Complaint's First, Second, Third, Fourth, Fifth, Sixth, Seventh, Eighth, and Ninth Causes of Action

**Continued on the Court's own motion to Friday, May 9, 2025, at 8:15 a.m. in Courtroom 8. This motion will be heard concurrently with the cross-motion for summary judgment or summary adjudication by Merced Irrigation District and John Sweigard.**

Case Management Conference

**Continued on the Court's own motion to Friday, May 9, 2025, at 8:15 a.m. in Courtroom 8.**

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22CV-02417

Joseph Castro, et al. v. Richard Jimenez, et al.

Trial Setting Conference

**DROPPED FROM CALENDAR. Pursuant to a stipulation and order by the parties filed April 2, 2025, a jury trial is currently set for November 25, 2025, at 9 a.m. in Courtroom 8. A mandatory settlement conference is set for October 8, 2025, at 9 a.m.**

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22CV-03116

Audrey Sutton, et al., v. MSC Investors

Order to Show Cause re Dismissal-Notice of Settlement

**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. Appear to address the status of the settlement. This Court granted the petition for minor's compromise and the receipt of funds in the blocked account has been filed.**

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24CV-01213

Eric Robertson v. Alica Martinex, et al.

Motion to Reclassify As Limited Jurisdiction Case

**The motion to reclassify is DENIED for failing to establish as a legal certainty that damages cannot exceed \$35,000.**

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24CV-03930

Christopher Couch v. Kagome Inc.

Motion to Compel Arbitration

**The unopposed motion to compel arbitration is GRANTED. Defendant has established that an arbitration agreement was executed, and Plaintiff has not offered any reason why arbitration should not proceed in accordance with the agreement.**

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24CV-05063

Jesus Navarro v. Maria Negrete

Further Proceedings

**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. Appear to address the outcome of the meet and confer by the parties concerning the *Belaire-West* notice, and to schedule future hearing dates, if needed.**

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SUPERIOR COURT OF CALIFORNIA  
COUNTY OF MERCED

Mandatory Settlement Conference  
Hon. Stephanie L. Jamieson  
Courtroom 8  
627 W. 21<sup>st</sup> Street, Merced

Wednesday, April 30, 2025  
9:00 a.m.

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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.

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Case No.	Title / Description
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There are no Mandatory Settlement Conferences Scheduled	
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COUNTY OF MERCED

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

Wednesday, April 30, 2025  
10:00 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
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24CV-06167	Portfolio Recovery Associates, LLC vs. Flabia Viera
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Plaintiff's Motion for Judgment on the Pleadings

**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 unopposed motion for judgment on the pleadings by plaintiff Portfolio Recovery Associates, LLC is GRANTED without leave to amend the answer. (Code Civ. Proc., § 438, subd. (h)(3).) The Court finds that the complaint states facts sufficient to constitute a cause of action for breach of contract against defendant Flabia Viera. Defendant's answer filed on January 24, 2025, admits all statements of the complaint and does not allege any facts constituting a defense. (Code Civ. Proc., § 438, subd. (c)(1)(A).) Based on the declaration submitted by plaintiff's counsel, the Court concludes defendant failed to respond to the meet and confer request of the moving party. (Code Civ. Proc., § 439, subd. (a)(3)(B).)**

**Judgment shall be entered in favor of plaintiff and against defendant. Plaintiff is entitled to costs as prevailing party.**

**The Court will sign the proposed order and proposed judgment submitted with the moving papers.**

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SUPERIOR COURT OF CALIFORNIA  
COUNTY OF MERCED

Ex Parte Matters  
Hon. Stephanie L. Jamieson  
Courtroom 8  
627 W. 21<sup>st</sup> Street, Merced

Wednesday, April 30, 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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**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. 21<sup>st</sup> Street, Merced

Wednesday, April 30, 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:

1. You must call (209) 725-4111 to notify the court of your intent to appear.
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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 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

Wednesday, April 30, 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:

1. You must call (209) 725-4111 to notify the court of your intent to appear.
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Case No.	Title / Description
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There are no Ex Parte matters scheduled.

SUPERIOR COURT OF CALIFORNIA  
COUNTY OF MERCED

Limited Civil Long Cause Court Trials  
Commissioner David Foster  
Courtroom 9  
627 W. 21<sup>st</sup> Street, Merced

Wednesday, April 30, 2025  
1:30 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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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 limited civil long cause hearings scheduled.	
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