

SUPERIOR COURT OF CALIFORNIA
COUNTY OF MERCED

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

Friday, July 26, 2024

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. Brian L. McCabe

Courtroom 9 – Hon. Mason Brawley

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. Brian L. McCabe
Courtroom 8
627 W. 21st Street, Merced

Friday, July 26, 2024
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
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19CV-02843	Nagi Mohamed v. Ahmed Mohamed, et al.
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Trial Setting 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. Appear to address whether case is going to resolve or should be set for trial. Provide court status of parties' prior intent to mediate case and, if so still inclined, whether a mediator has been selected and date calendared to mediate matter.

20CV-02063	Birdell Henry v. Silvestina Carraway, et al.
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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. Appear to address whether the case is going to settle, or whether a default is to be entered against Tommy Caraway and trial set with respect to Silvestina Todd and Clark Granson.

21CV-00329

Javier Rodriguez v. Merced Irrigation District, et al.

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. Appear to address the status of the minor's compromise.

21CV-02077

Illinois Midwest Insurance Agency v. Al Ramos, et al.

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. Court has received, read, and considered the Declaration of Sara Rodriguez. Based on its content, the OSC re: Settlement continued to September 26, 2024, at 8:15am. If a Dismissal is on file before the continued hearing date, no appearance necessary as the matter will automatically drop from calendar.

22CV-02518

Clarence Parker v. IRC Refrigeration Services, Inc.

Status Conference

Appearance optional. 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 has reviewed the Plaintiff's CMC Statement filed July 11, 2024, and notes a mediation is set for October 8, 2024. The case to be continued for a Status/Trial Setting Conference on October 23, 2024, at 8:15am.

22CV-04217

Arcelia Ochoa v. Marcos Renteria AG Services, Inc., et al.

Case Management Conference

Appearance optional. 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. Plaintiff filed on July 5, 2024, an Amendment to the Complaint identifying a DOE Defendant as Foster Poultry Farms, LLC along with proof of service. No Response expected until August 5, 2024. Case Management Conference continued to January 27, 2025, at 10am.

23CV-02254

Eric Cover v. Douglas Blincow, et al.

Order to Show Cause re: Sanctions

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. Appear to address Plaintiff's failure to appear at the December 11, 2023, and June 24, 2024, Case Management Conferences, why there is no service of the complaint and summons on the defendants, and whether Plaintiff should be ordered to pay a monetary sanction of \$100 for his failures to appear. Failure to appear will result in the Court setting the case for an OSC re: Dismissal as the record indicates a failure to prosecute and diligently prosecute the case.

23CV-02260

Seleena Bega v. Jose Corona, et al.

Order to Show Cause re: Sanctions

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. Appear to address Plaintiff's failure to appear at the December 11, 2023, and June 24, 2024, Case Management Conferences, why there is no service of the complaint and summons on the defendants, and whether Plaintiff should be ordered to pay a monetary sanction of \$100 for her failures to appear. Failure to appear will result in the Court setting the case for an OSC re: Dismissal as the record indicates a failure to prosecute and diligently prosecute the case.

23CV-03359

Paradigm Assets Recovery LLC v. Edythe Stewart

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. Appear to address Plaintiff's failure to appear at the March 18, 2024, Case Management Conference and a status of the case noting a proof of service of the complaint and summons was filed on November 30, 2023, however, no response was filed by the Defendant or default requested by the Plaintiff thereafter. Appear to address the status of the case.

23CV-03362

Paradigm Assets Recovery LLC v. Jack Betschart

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. Appear to address Plaintiff's failure to appear at the March 18, 2024, Case Management Conference and a status of the case noting a proof of service of the complaint and summons was filed on November 15, 2023, however, no response was filed by the Defendant or default requested by the Plaintiff thereafter. Appear to address the status of the case.

Order to Show Cause re: Sanctions

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. Appear to address Plaintiff's failure to appear at the June 10, 2024, Case Management Conference and whether Plaintiff should be ordered to pay monetary sanctions of \$100. Appear to address the status of the case. There are no proofs of service on file showing that any Defendant has been served.

SUPERIOR COURT OF CALIFORNIA
COUNTY OF MERCED

Ex Parte Matters
Hon. Brian L. McCabe
Courtroom 8
627 W. 21st Street, Merced

Friday, July 26, 2024
1:15 p.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.

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.

SUPERIOR COURT OF CALIFORNIA
COUNTY OF MERCED

Ex Parte Matters
Hon. Mason Brawley
Courtroom 9
627 W. 21st Street, Merced

Friday, July 26, 2024
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.

SUPERIOR COURT OF CALIFORNIA
COUNTY OF MERCED

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

Friday, July 26, 2024
1:15 p.m.

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Case No. Title / Description

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