

**TENTATIVE RULINGS**

**FOR: March 8, 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. These proceedings include civil law and motion hearings. If counsel want their civil law and motion hearing reported, they must arrange for a private court reporter to be present. 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. Raymond Giordano, Dept. G (Criminal Courts Bldg.-1111 Third St.)**

**Conservatorship of Eriq Migel Cruz Leyva**

**18PR000032**

PETITION FOR APPOINTMENT OF PROBATE CONSERVATOR OF THE PERSON AND ESTATE

**TENTATIVE RULING:** The matter is continued to March 29, 2018, at 8:30 a.m. in Dept. C to allow petitioners to file: (1) a proposed order appointing the Public Defender as counsel for the proposed conservatee; (2) a dated Capacity Declaration (Judicial Council form GC-335) (the one submitted from Dr. Golda Palmero is not dated); (3) Duties of Conservator forms (GC-348); and (4) Confidential Conservator Screening forms (GC-314).

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**Conservatorship of Margaret Mitchell**

**26-64835**

REVIEW HEARING

**TENTATIVE RULING:** The court has been informed that the conservatee is deceased. The matter is continued to May 11, 2018, for a final accounting, if necessary, and termination of the conservatorship. The clerk is directed to send notice to the parties.

**CIVIL LAW & MOTION CALENDAR – Hon. Raymond Giordano, Dept. G  
(Criminal Courts Bldg.-1111 Third St.)**

**Discover Bank v. Marina Olah**

**17CV000860**

MOTION FOR SUMMARY JUDGMENT OR, IN THE ALTERNATIVE, SUMMARY  
ADJUDICATION

**TENTATIVE RULING:**

Plaintiff Discover Bank's request for judicial notice of JN1 and JN2 is GRANTED IN PART AND DENIED IN PART. The request is granted as to JN1 (15 U.S.C. § 1666). The request is denied as to JN2 as the item to be judicially noticed is not identified and no exhibit is attached.

Plaintiff's motion for summary judgment is GRANTED. Plaintiff has met its initial burden, and there is no opposition from defendant Marina Olah. (Plaintiff's Undisputed Material Facts, Nos. 1-15.)

The Court does not reach plaintiff's alternative request for summary adjudication.

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**Jackson Street Wine Warehouse LLC v. Sarah Ruggiero, et al.**

**26-66082**

MOTION OF CROSS-COMPLAINANTS C. RANDALL CALLAHAN AND RAJA  
DEVELOPMENT INC. TO COMPEL ARBITRATION OF CLAIMS AGAINST ROCKZILLA,  
INC.

**TENTATIVE RULING:** Hearing on the Motion is continued to April 19, 2018 at 8:30  
a.m. in Dept. C.