

SUPERIOR COURT OF CALIFORNIA  
COUNTY OF MERCED

Civil Law and Motion Tentative Rulings  
Hon. Brian L. McCabe  
Courtroom 8

627 W. 21<sup>st</sup> Street, Merced

September 13, 2019  
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) 725-4240 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 CourtCall (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**

17CV-01969    Amarjit Gill, et al. vs. Elias Ortiz, et al.

Motion for Summary of Judgment

**On the Court's own motion, the motion for summary judgment is continued to Friday, September 27, 2019 at 8:15 a.m. in Courtroom 8.**

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18CV-02761    The People vs. Performance Auto Repair Par 1, Inc., et al.

Status Review of Settlement

**Appearance required.**

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18CV-04188    Richard Tran., et al. vs. Efrain Villafan., et al.

Trial Setting Conference

**Appearance required.**

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18CV-04739 Insurance Comm'r of the State of Calif. vs. Merced Property & Casualty Co.

Application for Order Approving Payment of Fees and Expenses

**Appearance required.**

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SUPERIOR COURT OF CALIFORNIA  
COUNTY OF MERCED

Law and Motion Tentative Rulings  
Hon. Donald J. Proietti  
Courtroom 10

627 W. 21<sup>st</sup> Street, Merced

September 13, 2019  
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:

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**Case No. Title / Description**

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15CV-01939 Roy Cipriano, et al. vs. Mello Ranch 130, LLC, et al.

OSC Why Sanctions Should Not Be Imposed on Parties Failing to Complete Settlement

**OSC is continued to October 17, 2019 at 8:15 a.m. as Court notes that parties with pending actions were not noticed as required. The court processing clerk will re-notice only counsel for those parties who have not been given notice, specifically, counsel for Ace American Insurance Co. and Arch Insurance Co. All remaining parties are discharged.**

SUPERIOR COURT OF CALIFORNIA  
COUNTY OF MERCED

Civil Law and Motion Tentative Rulings  
Hon. Brian L. McCabe  
Courtroom 8

627 W. 21<sup>st</sup> Street, Merced

September 13, 2019  
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) 725-4240 to notify the court of your intent to appear.
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**Case No. Title / Description**

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19CV-03470 Merced Irrigation District vs. Colburn Hills Ranch, LLC, et al.

**The Court has received and is considering the supplemental briefing filed by the parties. On the Court's own motion, the motion to change venue is being taken under submission without any further oral argument. The hearing for ruling, along with the trailing restraining order petition is set for Friday, September 20, 2019 at 1:15 p.m. in Courtroom 8 for ruling on the motion.**

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