

TENTATIVE RULINGS

FOR: January 10, 2025

If you do not see a tentative ruling for a scheduled matter, then attendance at the hearing is required.

Remote appearances via Zoom are optional. Please use Zoom at the links listed below.

If you have cases scheduled in both courtrooms at the same time, first log-in to the Zoom session for the department that has your quickest matter(s), and upon check-in, ask the clerk to email the clerk in the other department to advise that you will be late to the other Zoom session.

Dept. A Zoom

Join by Video (Preferred)

<https://us02web.zoom.us/j/85897874559?pwd=Nk1VTnNQZmIzNXQwbVNiUk1iQTNCZz09>

Join by Phone: 877 853 5247 or 888 788 0099 **Meeting ID:** 858 9787 4559 **Password:** 704959

Dept. B Zoom

Join by Video (Preferred)

<https://us02web.zoom.us/j/89902611018?pwd=OXJRM2FFWHZ4YXJ4b2szZW51UFJYZz09>

Join by Phone: 877 853 5247 or 888 788 0099 **Meeting ID:** 899 0261 1018 **Password:** 776773

Court Reporting Services – The Court does not provide official court reporters in proceedings for which such services are not legally mandated. Parties are responsible for either making the appropriate request in advance or arranging for their own private court reporter. 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.

“Recording Court proceedings (whether by Zoom’s AI Meeting Summary functionality or by any other means) is PROHIBITED without express permission from a judicial officer. (Cal. Rules of Court, Rule 1.150(c) & (d))

PROBATE CALENDAR – Hon. Cynthia P. Smith, Dept. A (Historic Courthouse) at 8:30 a.m.

**In the Matter of the Tyler L. Cudd and Nancy M. Cudd
Revocable Trust, dated December 9, 1992**

24PR000241

PETITION FOR (1) ORDER DIRECTING RETURN OF TRUST PROPERTY; (2) RELIEF PURSUANT TO PROBATE CODE § 859; (3) ORDER COMPELLING REDRESS OF A BREACH OF TRUST; AND (4) CONSTRUCTIVE TRUST

APPEARANCE REQUIRED for case management.

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Conservatorship of Gloria B. Arzaga

24PR000262

PETITION FOR APPOINTMENT OF PROBATE CONSERVATOR OF THE PERSON AND ESTATE

APPEARANCE REQUIRED: The Court Investigator reports that the Petitioners no longer wish to establish the proposed conservatorship. However, Petitioners have not formally dismissed the Petition. Petitioners are directed to appear if they wish to proceed towards establishment of a conservatorship. In the absence of any appearance the Court will dismiss the Petition without prejudice.

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Conservatorship of Brandon Peterson

26-55944

REVIEW HEARING

TENTATIVE RULING: After a review of the matter, the Court finds the Conservator is acting in the best interest of the Conservatee. Thus, the case is set for a Review - Biennial hearing in two years, on January 12, 2027 at 8:30 a.m. in Dept. A. The court investigator shall prepare a biennial investigator report for the next hearing date. The clerk is directed to send notice to the parties.

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Conservatorship of Greta Minatre

26-67556

REVIEW HEARING

TENTATIVE RULING: After a review of the matter, the Court finds the Conservator is acting in the best interest of the Conservatee. Thus, the case is set for a Review - Biennial hearing in two years, on January 12, 2027 at 8:30 a.m. in Dept. A. The court investigator shall prepare a biennial investigator report for the next hearing date. The clerk is directed to send notice to the parties.

CIVIL LAW & MOTION CALENDAR – Hon. Cynthia P. Smith, Dept. A (Historic Courthouse) at 8:30 a.m.

****at 9:30 a.m.****

Yunette Salazar v. Resort at Indian Springs, LLC
A California Limited Company et al

23CV000992

PLAINTIFF’S NOTICE OF MOTION AND MOTION FOR AN ORDER (1) PRELIMINARY APPROVING THE CLASS ACTION SETTLEMENT; (2) APPROVING NOTICE OF CLASS ACTION SETTLEMENT; AND (3) SETTING HEARING FOR FINAL APPROVAL

TENTATIVE RULING: The motion is GRANTED. The deadline for Class Counsel to file a Motion for Final Approval and a Motion for Attorneys’ Fees shall be May 16, 2025. A Final Approval Hearing will be set for June 13, 2025, 9:30 a.m. in Dept. A.

The moving party failed to include in the notice of this motion proper notice of the Court’s tentative ruling system as required by Local Rule 2.9. Moving party is directed to immediately provide, by telephone call AND email, the missing notice to opposing party/ies forthwith. The requirements for requesting oral argument under Local Rule 2.9 remain in effect. However, the Court may grant belated requests for oral argument or continuance of hearing, made by any party who represents it did not timely receive the required notice, regardless of whether or not moving party is present at the hearing.

PROBATE CALENDAR – Hon. Joseph J. Solga, Dept. B (Historic Courthouse) at 8:30 a.m.

Conservatorship of Ashley K. Gullan

17PR000187

REVIEW HEARING

APPEARANCE REQUIRED. On December 12, 2024, the Court posted a Tentative Ruling requiring appearances, noting that it wished to discuss concerns raised in the last two annual reports by the court investigator regarding the Conservatee’s personal relationships. No appearances were made at the December 13, 2024 hearing and therefore the matter was continued. The Court sent notice to counsel of record of the continued hearing. The Court, through this Tentative Ruling, is again requiring the appearance of Conservator’s counsel at the hearing. If no appearances are made, the Court intends to issue an OSC Re: Failure to Appear.

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Conservatorship of Harry Fried

17PR000233

REVIEW HEARING

TENTATIVE RULING: After a review of the matter, the Court finds the Co-conservators are acting in the best interest of the Conservatee. Thus, the case is set for a Review – Biennial hearing in two years, on January 12, 2027, at 8:30 a.m. in Dept. B. The court investigator shall prepare a biennial investigator report for the next hearing date. The clerk is directed to send notice to the parties.

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Conservatorship of Hannah Drescher

17PR000235