

TENTATIVE RULINGS

FOR: October 26, 2016

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 – No tentative ruling will be posted because access to records is not permitted until 60 days after the complaint is filed. Parties **must appear** for all unlawful detainer demurrers, motions to quash, and other matters. After 60 days, tentative rulings will be posted in accordance with the local rules.

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.

CIVIL LAW & MOTION CALENDAR – Hon. Rodney Stone, Dept. C (Historic Courthouse)

Jeffrey Cornell, et al. v. Christopher Joseph Frassetto, et al.

26-63319

ADVANCED ROOFING CO., INC. § MOTION TO DISMISS THE CROSS-COMPLAINT OF CHRISTOPHER J. FRASSETTO AND CANYON CONSTRUCTION CONTAINING EQUITABLE CLAIMS AS AGAINST ADVANCED ROOFING COMPANY, INC. PURSUANT TO CODE OF CIVIL PROCEDURE SECTION 877.6

TENTATIVE RULING: The unopposed Motion is GRANTED.

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City of St. Helena v. Jose G. Saldana, Co-Trustee of the Saldana Family Revocable Trust, et al.

26-66562

MOTION TO RECOVER NUISANCE ABATEMENT ATTORNEY § FEES AND COSTS

TENTATIVE RULING: The matter is continued to November 30, 2016, at 8:30 a.m. in Dept. F. The invoices and accompanying declarations are insufficient to allow the Court to perform the lodestar analysis. For example, the City claims they spent 75.7 hours preparing the current motion with attorneys McEwen, Visick, Kavanagh, and Yan working on the matter. It is unclear how much time each attorney worked to reach the claimed 75.7 hours. Plaintiff City of St. Helena shall compile and file a summary of the time that each attorney worked organized by date and the litigation categories identified in the motion (investigating the complaint, preparing the inspection warrant, etc.). The City also shall submit to the Court for an in camera review the billing records that support the motion and the summary since the City is asserting the attorney-client privilege over the billing records. The City shall submit these documents by November 16, 2016.

PROBATE CALENDAR – Hon. Diane Price, Dept. F (Criminal Courts Bldg.-1111 Third St.)

**In the Matter of Robert L. Johnson Revocable Trust
dated June 29, 2016**

16PR000158

PETITION FOR ORDER CONFIRMING APPOINTMENT OF TRUSTEE AND TRUST ASSETS

TENTATIVE RULING: GRANT petition.

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Estate of Elizabeth Ann Frisch

16PR000170

PETITION FOR PROBATE OF WILL AND FOR LETTERS TESTAMENTARY
AND AUTHORIZATION TO ADMINISTER UNDER THE INDEPENDENT
ADMINISTRATION OF ESTATES ACT

TENTATIVE RULING: GRANT petition.

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Estate of Bruna M Crunkleton

26-68148

FIRST AND FINAL ACCOUNT AND REPORT OF EXECUTOR AND PETITION FOR
SETTLEMENT, FOR ALLOWANCE OF COMPENSATION TO EXECUTOR FOR ORDINARY
SERVICES AND FOR FINAL DISTRIBUTION

TENTATIVE RULING: GRANT Petition.

**CIVIL LAW & MOTION CALENDAR – Hon. Diane Price, Dept. F (Criminal
Courts Bldg.-1111 Third St.)**

Justin Carter v. Madison Vineyard Holdings, LLC, et al.

26-66550

JOINT MOTION TO CONTINUE TRIAL

TENTATIVE RULING: The Motion is GRANTED, with the following date
modifications: Trial Management Conference to be held on June 15, 2017 at 8:30 a.m. in Dept. F.
Mandatory Settlement Conference to be held on May 18, 2017 at 8:30 a.m. in Dept. O. The trial
date is continued to June 19, 2017 at 8:30 a.m. in Dept. F.