

**PLACER COUNTY SUPERIOR COURT
FRIDAY, CIVIL LAW AND MOTION
DEPARTMENT 1
COMMISSIONER CHRISTINE S. DEHR
TENTATIVE RULINGS FOR OCTOBER 16, 2026 AT 8:30 A.M.**

These are the tentative rulings for the **FRIDAY, OCTOBER 16, 2026 at 8:30 A.M.**, civil law and motion calendar. The tentative ruling will be the court's final ruling unless notice of appearance and request for oral argument are given to all parties and the court by **4:00 p.m., THURSDAY, OCTOBER 15, 2026**. Notice of request for argument to the court must be made by calling (916) 408-6481. Requests for oral argument made by any other method will not be accepted. Prevailing parties are required to submit orders after hearing to the court within 10 court days of the scheduled hearing date and approval as to form by opposing counsel. Court reporters are not provided by the court. Parties may provide a court reporter at their own expense.

NOTE: PARTIES MAY REQUEST A REMOTE APPEARANCE FOR ORAL ARGUMENT. (PLACER COURT LOCAL RULE 10.24.) More information is available at the court's website: www.placer.courts.ca.gov.

Except as otherwise noted, these tentative rulings are issued by **COMMISSIONER CHRISTINE S. DEHR**. If oral argument is requested, it shall be heard at **8:30 a.m.** in **DEPARTMENT 1** located at the Historic Auburn Courthouse, 101 Maple Street, Auburn, California.

1. M-CV-0086117 AMEX v. SORIANO, ROLAND

NOTE: If oral argument is requested or an appearance is required in this case, it shall be heard on OCTOBER 20, 2026 AT 2:00 P.M. in DEPARTMENT 1.

Plaintiff's Motion to Enter Judgment Pursuant to Code of Civil Procedure Section 664.6

The motion is granted as prayed. (Code of Civil Procedure section 664.6.)

Judgment in the amount of \$8,825.32 is entered against defendant Roland Soriano, which includes damages of \$20,409.81 less credits of \$11,099.00 plus costs of \$514.51.

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2. M-CV-0089387 CAMPUS OAK APTS 1 V. SPEAKS, AYANNA

NOTE: If oral argument is requested or an appearance is required in this case, it shall be heard on OCTOBER 20, 2026 AT 2:00 P.M. in DEPARTMENT 1.

Defendant's Motion to Set Aside Order Dropping Claim of Exemption Hearing

The motion is granted. (Code of Civil Procedure section 473(b).)

Defendant's claim of exemption shall be considered by the court. The court has carefully considered the claim along with the opposition.

The court grants a claim of exemption in part. Any wage garnishment shall be limited to \$100 per month as to the defendant Ayanna Speaks.

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3. M-CV-0096867 WELLS FARGO BANK v. SMITH, JANICE

NOTE: If oral argument is requested or an appearance is required in this case, it shall be heard on OCTOBER 20, 2026 AT 2:00 P.M. in DEPARTMENT 1.

Plaintiff's Motion for Summary Judgment

The appearances of the parties are required for the hearing.

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4. M-CV-0098736 STEWART, CINDY v. WOODFY, E.I.

NOTE: If oral argument is requested or an appearance is required in this case, it shall be heard on OCTOBER 20, 2026 AT 2:00 P.M. in DEPARTMENT 1.

Defendant E.I. Woodfy's Motion to Set Aside Default and Default Judgment

The motion is denied.

Defendant has not made a sufficient showing of mistake, inadvertence, surprise, and/or excusable neglect to support setting aside the default and default judgment in this case. (Code of Civil Procedure section 473(b).)

The stay is dissolved forthwith.

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5. M-CV-0098794 BREIT WAVE MF SC OWNERS v. ATKINS, STEPHEN

NOTE: If oral argument is requested or an appearance is required in this case, it shall be heard on OCTOBER 20, 2026 AT 2:00 P.M. in DEPARTMENT 1.

Defendant Stephen Atkin's Motion to Set Aside Default and Default Judgment

The motion is denied.

There are several procedural and substantive deficiencies that prevent the court from granting the request. Initially, there is no proof of service in the file showing plaintiff was served with the current motion. Next, defendant has not attached a copy of a proposed answer to the motion. Finally, defendant has not made a sufficient showing of mistake, inadvertence, surprise, and/or excusable neglect to support setting aside the default and default judgment. (Code of Civil Procedure section 473(b).) Thusly, the motion is denied.

The stay is dissolved forthwith.

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6. M-CV-0099019 ADVOCATES FOR MENTALLY ILL HOUSING v.
PULLIAM, LORRAINE

NOTE: If oral argument is requested or an appearance is required in this case, it shall be heard on OCTOBER 20, 2026 AT 2:00 P.M. in DEPARTMENT 1.

Defendant Lorraine Pulliam's Motion to Set Aside Default and Default Judgment

The motion is denied.

Defendant has not made a sufficient showing of mistake, inadvertence, surprise, and/or excusable neglect to support setting aside the default and default judgment. (Code of Civil Procedure section 473(b).)

The stay is dissolved forthwith.

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7. S-CV-0048697 THURSTON, SARAH v. PLACE INDUSTRIES

This tentative ruling is issued by the **Honorable Trisha J. Hirashima**. If oral argument is requested, it will be heard on **October 20, 2026 at 8:30 a.m. in Department 32** by the Honorable Trisha J. Hirashima.

Final Accounting

On September 23, 2025, the court granted approval of the PAGA settlement. The court issued a second amended order and judgment on December 5, 2025 which set the final accounting hearing. Due to changes in the court's calendaring system, the final accounting hearing was then postponed on the court's own motion to this date. (Order continuing hearing, filed Jul. 14, 2026.)

The court has carefully reviewed the declaration of Connor Tevenan filed September 22, 2026, together with the entire court file. The final accounting is approved. No further hearings are scheduled.

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8. S-CV-0051579 CARTER, WILLIAM v. SHAHI, KAVIAN

NOTE: If oral argument is requested or an appearance is required in this case, it shall be heard on OCTOBER 20, 2026 AT 2:00 P.M. in DEPARTMENT 1.

Defendant Sutter Valley Hospital's Amended Notice to Dismiss Action

Defendant Kavian Shahi's Joinder to the Motion

The court acknowledges the joinder of defendant Kavian Shahi to the current motion, which includes the submission of defendant's own memorandum of points and authorities and supporting declaration.

Ruling on Motion

Defendant Sutter Valley Hospital's motion, along with defendant Kavian Shahi's joinder to the motion, are granted.

The purpose of discovery sanctions is to prevent abuse of the discovery process and correct problems presented. (*Do v. Superior Court* (2003) 109 Cal.App.4th 1210, 1213-1214.) It is not a weapon to provide for punishment, forfeiture, or avoidance of trial on the merits. (*Ibid.*) Trial courts act with restraint when ordering terminating sanctions. The dismissal of an action is a drastic sanction that is only applied after a party has had an opportunity to comply with a court order yet still fails to do so. (see *Ruvalcaba v. Government Employees Ins. Co.* (1990) 222 Cal.App.3d 1579, 1581.) The totality of the circumstances surrounding the discovery violations are considered when ordering terminating sanctions: (1) whether the party's conduct was willful; (2) the detriment to the propounding party; and (3) the number of formal and informal attempts to obtain discovery. (*Los Defensores, Inc. v. Gomez* (2014) 223 Cal.App.4th 377, 390.)

Here, defendant Sutter Valley Hospital has been attempting since January of 2025 to obtain written discovery from plaintiffs. Defendant Shahi has been seeking discovery responses since August of 2025. Both parties extended the timeline for responses to no avail. Defendant brought six separate motions to compel various written discovery propounded upon plaintiffs, all of which were granted on March 24, 2026 with plaintiffs ordered to provide discovery responses within 20 days of service of the order after hearing. This discovery remains outstanding seven months later. Defendant

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8. S-CV-0051579 CARTER, WILLIAM v. SHAHI, KAVIAN

Shahi brought a motion to deem requests for admissions as admitted, which was granted on August 28, 2026. Trial in this matter has had to be continued in light of the outstanding discovery. The current trial date is now set for August 9, 2027 and defendants still have not received any written discovery from plaintiffs. Moreover, two the three plaintiffs have now been dismissed, leaving only plaintiff William H. Carter as the remaining plaintiff. The remaining plaintiff continues to fail to comply with his discovery obligations. In light of the continuing inability of defendants to obtain discovery from plaintiff; plaintiff's continued failure to comply with his discovery obligations; and plaintiff's failure to comply with the court's prior orders, the court finds that the totality of the circumstances support the issuance of terminating sanctions.

In sum, the motion is granted. Terminating sanctions are imposed upon plaintiff William H. Carter.

The requests for further monetary sanctions as to plaintiff William H. Carter are denied.

The first amended complaint filed on May 29, 2024 is dismissed.

All future court dates in this action are vacated.

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**9. S-CV-0052277 SACRAMENTO TELEVISION STATIONS v. CITY OF
ROSEVILLE**

This tentative ruling is issued by the **HONORABLE GLENN M. HOLLEY**:

The motion for stay; motion for attorneys' fees; and motion to tax costs are continued to **November 3, 2026 at 8:30 a.m. in Department 32 to be heard by the Honorable Glenn M. Holley.**

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10. S-CV-0052334 PLACER RV STORAGE v. 3939 CINCINNATI AVENUE

Defendant/Cross-Complainant 3939 Cincinnati Avenue, LLC's (1) motion to compel compliance from cross-defendant Michael Crabb as to RPDs, set one; (2) motion to compel compliance from plaintiff Placer RV Storage, LLC as to RPDs, set one; (3) motion to compel further responses from cross-defendant Michael Crabb as to RPDs, set one; and (4) motion to compel further responses from plaintiff Placer RV Storage, LLC as to RPDs, set one are continued to **November 20, 2026 at 8:30 a.m. in Department 1 to be heard by Commissioner Christine S. Dehr** pursuant to the stipulation and order entered on October 13, 2026.

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11. S-CV-0052515 MEDA, BHARATH v. AMERICAN HONDA MOTOR CO

Plaintiff's motion to enforce settlement and monetary sanctions is dropped from the calendar.

A full dismissal with prejudice was entered on August 13, 2026.

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12. S-CV-0053126 HUSSAIN, SYED v. RAMIREZ, ISIDRO

NOTE: If oral argument is requested or an appearance is required in this case, it shall be heard on OCTOBER 20, 2026 AT 2:00 P.M. in DEPARTMENT 1.

Plaintiff's Motion for Leave to File Second Amended Complaint

The appearances of the parties are required for the hearing.

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13. S-CV-0053407 JONES, TIMOTHY v. VARGAS, HOLLY

The reserved hearing date for the motion for leave to file third amended cross-complaint is dropped from the calendar as no moving papers were filed with the court.

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14. S-CV-0053860 GASCON, HALEY v. SUTTER MED FOUNDATION

Defendant Sutter Medical Foundation's Motion for Summary Judgment or, in the Alternative, Summary Adjudication

The appearances of the parties are required for the hearing.

Defendant Sutter Valley Hospital's Motion for Summary Judgment or, in the Alternative, Summary Adjudication

The appearances of the parties are required for the hearing.

Civil Trial Conference

The appearances of the parties are required for the hearing.

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15. S-CV-0054127 ALMAGUER RODRIGUEZ, ESTEFANI v. GREYHOUND LINES
S-CV-0057601 SADLER, EUGENIA v. GREYHOUND LINES
S-CV-0057985 McGRUDER, INAYA v. GREYHOUND LINES

NOTE: If oral argument is requested or an appearance is required in this case, it shall be heard on OCTOBER 20, 2026 AT 2:00 P.M. in DEPARTMENT 1.

Defendants Greyhound Lines, Inc. and Rashanda Robinson's Motion to Consolidate Cases

Ruling on Request for Judicial Notice

Defendants' request for judicial notice is granted pursuant to Evidence Code section 452.

Ruling on Motion

The motion is granted.

Placer Court Cases Sadler v. Greyhound Lines, case no. SCV-57601, and McGruder v. Greyhound Lines, case no. SCV-57985, are consolidated with Placer Court Case Almaguer Rodriguez v. Greyhound Lines, case no. SCV-54127.

Placer Court Case Almaguer Rodriguez v. Greyhound Lines, case no. SCV-54127 shall be the lead case. All future filings shall be filed in this case.

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16. S-CV-0054695 PARKS, SHANE v. SUMMIT COMM

NOTE: If oral argument is requested or an appearance is required in this case, it shall be heard on OCTOBER 20, 2026 AT 2:00 P.M. in DEPARTMENT 1.

Plaintiff's Motion for an Order Enforcing Terms of Settlement Agreement and for Entry of Judgment Against Defendant

The motion is granted. (Code of Civil Procedure section 998.)

Judgment in the amount of \$25,000.00 is entered against defendant Summit Comm Inc.

The OSC re dismissal hearing set for December 11, 2026 is vacated.

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17. S-CV-0055095 TAYLOR, RYAN v. CAMPBELL TAYLOR WASHBURN

NOTE: If oral argument is requested or an appearance is required in this case, it shall be heard on OCTOBER 20, 2026 AT 2:00 P.M. in DEPARTMENT 1.

Plaintiffs' Motion to Compel Defendant Campbell Taylor Washburn's Compliance With Request for Production of Documents, Set One

Plaintiffs' motion is granted.

Defendant Campbell Taylor Washburn shall provide code compliant verified responses and responsive documents to amended requests for production of documents, set one, nos. 3, 4, 7, 9, 10, 12, 13, 15, 16, 18, 20, 21, 23-51, 53-57, 59, 61, 62, 64-67, and 71 by October 30, 2026.

Sanctions in the amount of \$6,200.00 are imposed upon defendant Campbell Taylor Washburn.

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18. S-CV-0055677 CONFIDENTIAL v. COLFAX HIGH SCHOOL

NOTE: If oral argument is requested or an appearance is required in this case, it shall be heard on OCTOBER 20, 2026 AT 2:00 P.M. in DEPARTMENT 1.

Petition for Approval of Minor's Compromise as to Sarah Dickerson

The petition is granted as prayed.

If oral argument is requested, the appearance of the minor at the hearing is waived.

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19. S-CV-0055809 RIEDEL, BRUCE v. APRIA HEALTHCARE

NOTE: If oral argument is requested or an appearance is required in this case, it shall be heard on OCTOBER 20, 2026 AT 2:00 P.M. in DEPARTMENT 1.

Defendant Apria Healthcare, LLC's Motion to Compel Arbitration

The motion is granted as prayed. In the current request, defendant seeks to compel plaintiff to participate in arbitration and stay the current proceedings pursuant to the CAA. Under California law, a trial court shall order arbitration if it determines that an agreement to arbitrate the controversy exists, unless it is shown that either (1) the petitioner waived the right to compel arbitration, (2) grounds for revocation of the agreement exist, or (3) a party to the arbitration agreement is also a party to a pending court action or special proceeding with a third party arising out of the same transaction. (Code of Civil Procedure section 1281.2.) A threshold question for any request to compel arbitration is whether there exists an agreement to arbitrate. (*Cruise v. Kroger Co.* (2015) 233 Cal.App.4th 390, 396.) It is the defendant that carries this initial burden of proving, by a preponderance of the evidence, the existence of a valid arbitration agreement. (*Engalla v. Permanente Medical Group, Inc.* (1997) 15 Cal.4th 951, 972.) Once the defendant meets this initial burden, the burden shifts to the opposing party to establish a basis not to enforce arbitration. (*Ibid.*) The party seeking to compel arbitration has the initial burden of establishing the existence of a valid arbitration agreement between the parties.

Here, defendant has submitted sufficient admissible evidence to establish the existence of a valid arbitration agreement between the parties. (see generally Lo declaration and exhibits cited therein.) Specifically, defendant has presented sufficient evidence that plaintiff's spouse Susan Riedel executed the agreement on plaintiff's behalf as his representative. (*Ibid.*) This shifts the burden to plaintiff to establish a basis not to enforce the arbitration agreement. (*Stirlen v. Supercuts, Inc.* (1997) 51 Cal.App.4th 1519, 1543; *Engalla v. Permanente Medical Group, Inc.* (1997) 15 Cal.4th 951, 972.) Plaintiff has not met this burden. There is insufficient evidence presented to show a basis to prevent enforceability of the arbitration agreement. Thusly, arbitration is proper to order in this case.

The current action is stayed pending arbitration. (Code of Civil Procedure section 1281.4.) The OSC re sanctions set for January 8, 2027 is vacated. An OSC re arbitration is set for October 22, 2027 at 9:00 a.m. in Department 1.

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20. S-CV-0055874 UPPAL, HARTEJ v. HOMESITE INS CO OF MIDWEST

NOTE: If oral argument is requested or an appearance is required in this case, it shall be heard on OCTOBER 20, 2026 AT 2:00 P.M. in DEPARTMENT 1.

Plaintiff's Motion to Compel Responses from Defendant Homesite Insurance Company as to Request for Production of Documents, Set One

As an initial matter, plaintiffs provide updated information in the reply brief stating that defendant provided substantive responses to the outstanding discovery that remained deficient.

The court has carefully considered the supplemental declaration along with the attached documentary exhibits.

Defendant Homesite Insurance Company shall provide further verified responses and responsive documents, without objections, to request for production of documents, set one, nos. 1, 3, and 5 by October 30, 2026.

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**21. S-CV-0056325 TADROS, MICHAEL v. ROSEVILLE POINT HEALTH &
WELLNESS CTR**

Gregg Gittler, Esq.'s motion to be relieved as counsel for defendant Roseville Point Health and Wellness Center, LLC is dropped from the calendar.

A substitution of attorney was filed on September 15, 2026.

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**22. S-CV-0057047 SIMMONS, JOHNNY v. SUTTER ROSEVILLE MED CTR
FOUNDATION**

**NOTE: If oral argument is requested or an appearance is required in this case,
it shall be heard on OCTOBER 20, 2026 AT 2:00 P.M. in DEPARTMENT 1.**

Defendants' Demurrer to the First Amended Complaint (FAC)

Defendants' demurrer is sustained with leave to amend.

In the current request, defendants demur to the single cause of action for general negligence alleged in the first amended complaint (FAC). A demurrer is reviewed under well-established principles, it tests the legal sufficiency of the pleading, not the truth of the plaintiff's allegations or accuracy of the described conduct. (*Picton v. Anderson Union High School* (1996) 50 Cal.App.4th 726, 733.) All properly pleaded facts are assumed to be true as well as those that are judicially noticeable. (*Blank v. Kirwan* (1985) 39 Cal.3d 311, 318.) The court has carefully read the FAC, giving the pleading a reasonable interpretation while reading the document as a whole and considering each part in their context. (*Speegle v. Board of Fire Underwriters* (1946) 29 Cal.2d 34, 42, superseded by statute on other grounds in *Manufacturers Life Ins. Co. v. Superior Court* (1995) 10 Cal.4th 257, 269.) A review of the negligence claim shows that it is deficiently pleaded and fails to sufficiently allege a cause of action as the cause of action – as currently pleaded - appears to be barred by the statute of limitations. (Defendants' demurrer pp. 3:6-7:9; Code of Civil Procedure section 472d.)

Plaintiff is afforded leave to amend and also afforded leave to plead a claim for elder abuse.

The second amended complaint shall be filed and served by October 30, 2026.

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23. S-CV-0057097 GILCHRIST, DEBRA v. ROB ALDOUS

NOTE: If oral argument is requested or an appearance is required in this case, it shall be heard on OCTOBER 20, 2026 AT 2:00 P.M. in DEPARTMENT 1.

Defendant Rob Aldous' Demurrer to the First Amended Complaint (FAC)

Defendant's demurrer is sustained with leave to amend.

In the current request, defendant demurs to the first and second causes of action alleged in the first amended complaint (FAC). A demurrer is reviewed under well-established principles, it tests the legal sufficiency of the pleading, not the truth of the plaintiff's allegations or accuracy of the described conduct. (*Picton v. Anderson Union High School* (1996) 50 Cal.App.4th 726, 733.) All properly pleaded facts are assumed to be true as well as those that are judicially noticeable. (*Blank v. Kirwan* (1985) 39 Cal.3d 311, 318.) The court has carefully read the FAC, giving the pleading a reasonable interpretation while reading the document as a whole and considering each part in their context. (*Speegle v. Board of Fire Underwriters* (1946) 29 Cal.2d 34, 42, superseded by statute on other grounds in *Manufacturers Life Ins. Co. v. Superior Court* (1995) 10 Cal.4th 257, 269.) A review of both the negligence and breach of contract claims shows that each cause of action is deficiently pleaded, failing to allege sufficient facts against the moving defendant to state a viable claim. (Defendant's demurrer pp. 3:17-6:5; Code of Civil Procedure section 472d..)

The second amended complaint shall be filed and served by October 30, 2026.

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24. S-CV-0057275 COYLE, JOHN v. HUMAN BEES

NOTE: If oral argument is requested or an appearance is required in this case, it shall be heard on OCTOBER 20, 2026 AT 2:00 P.M. in DEPARTMENT 1.

Defendant Invo Peo, Inc. III's Demurrer to the Complaint

The demurrer is sustained with leave to amend.

Defendant demurs to all five causes of action alleged in the complaint, asserting each claim is deficiently pleaded. The court has carefully read the complaint, giving the pleading a reasonable interpretation while reading the document as a whole and considering each part in their context. (*Speegle v. Board of Fire Underwriters* (1946) 29 Cal.2d 34, 42, superseded by statute on other grounds in *Manufacturers Life Ins. Co. v. Superior Court* (1995) 10 Cal.4th 257, 269.) A review of the five causes of action shows that each is deficiently pleaded, failing to allege sufficient facts to support any of the challenged claims. (Defendant's demurrer pp. 6:22-13:14; Code of Civil Procedure section 472d.)

Plaintiff's time to file a first amended complaint (FAC) is extended. The FAC shall be filed and served by October 30, 2026.

Rex Fennessey, Esq.'s Pro Hac Vice Application

The application is granted as prayed.

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25. S-CV-0057279 OSBORN, JERALD v. NISSAN NA

The demurrer to the complaint is dropped from the calendar.

A first amended complaint was filed on August 24, 2026.

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26. S-CV-0057367 ARRIERO, DANIEL v. FCA US

The motion to compel arbitration is dropped from the calendar.

A notice of withdrawal of the motion was filed on October 7, 2027.

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27. S-CV-0057785 IRPO JEREMIAH MONTANO

NOTE: If oral argument is requested or an appearance is required in this case, it shall be heard on OCTOBER 20, 2026 AT 2:00 P.M. in DEPARTMENT 1.

Petition for Approval of Minor's Compromise as to Hailey Montano

The petition is granted as prayed.

If oral argument is requested, the appearance of the minor at the hearing is waived.

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28. S-CV-0058786 IRPO BILL WINDHAM, INC

NOTE: If oral argument is requested or an appearance is required in this case, it shall be heard on OCTOBER 20, 2026 AT 2:00 P.M. in DEPARTMENT 1.

Petition for Reinstatement of a Terminated Business Entity

The petition is granted as prayed. (Government Code sections 12261(a)(1), 12263.)

The court makes the following findings:

- (1) The representations in the termination documents filed with the California Secretary of State on August 11, 2026, File No. BA20261606117, regarding California Entity Bill Windham, Inc., Entity No. 2170818, were materially false pursuant to Government Code section 12261(a)(1); and
- (2) The corporate entity Bill Windham, Inc., Entity No. 2170818, had not been wound up; was not dissolved; held known debts, liabilities, and obligations arising under active commercial contracts; and had not distributed its known assets as of August 11, 2026.

The court orders as follows:

- (1) The corporate entity Bill Windham, Inc., California Entity No. 2170818, is reinstated to active status effective from the date of filing of the certified copy of the order after hearing with the California Secretary of State pursuant to Government Code section 12261(b)(3); and
- (2) The reinstatement of the corporate entity Bill Windham, Inc., California Entity No. 2170818, is conditioned upon the corporate entity filing any amendment to change its name to eliminate any conflict - if any such conflict with the entity name exists at the time of reinstatement - pursuant to Corporations Code section 201(b) and/or any other statutory law. (Government Code section 12261(b)(2).) Any necessary amendment to change the corporate entity's name shall be accompanied with a certified copy of the order after hearing. (Government Code section 12263.)

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