

Tentative Rulings for July 23, 2024
Department 502

For any matter where an oral argument is requested and any party to the hearing desires a remote appearance, such request must be timely submitted to and approved by the hearing judge. In this department, the remote appearance will be conducted through Zoom. If approved, please provide the department's clerk a correct email address. (CRC 3.672, Fresno Sup.C. Local Rule 1.1.19)

There are no tentative rulings for the following cases. The hearing will go forward on these matters. If a person is under a court order to appear, he/she must do so. Otherwise, parties should appear unless they have notified the court that they will submit the matter without an appearance. (See California Rules of Court, rule 3.1304(c).) *The above rule also applies to cases listed in this "must appear" section.*

The court has continued the following cases. The deadlines for opposition and reply papers will remain the same as for the original hearing date.

22CECG01415 *Joey Reyes v. Valley Chrome Plating, Inc.* is continued to Thursday, July 25, 2024, at 3:30 p.m. in Department 502

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(03)

Tentative Ruling

Re: ***The State of California v. Raven Family Limited Partnership***
Superior Court Case No. 17CECG02845 [Lead Case]

Hearing Date: July 23, 2024 (Dept. 502)

Motion: Plaintiff's Motion to Compel Further Responses to Special Interrogatories, Set One, and Request for Production of Documents, Set One

Tentative Ruling:

To deny plaintiff's motion to compel further responses to special interrogatories, set one, and request for production of documents, set one, for failure to comply with Fresno Superior Court Local Rules, rule 2.1.17.

Explanation:

Plaintiff has not complied with Local Rule 2.1.17 by seeking a pretrial discovery conference and obtaining leave of court before filing its motion to compel. "No motion under sections 2017.010 through 2036.050, inclusive, of the California Code of Civil Procedure shall be heard in a civil unlimited case unless the moving party has first requested an informal Pretrial Discovery Conference with the Court and such request has either been denied and permission to file the motion is granted via court order or the discovery dispute has not been resolved as a result of the Conference and permission to file the motion is expressly granted." (Fresno Sup. Ct. Local Rules, rule 2.1.17(A).) Here, plaintiff did not file a request for pretrial discovery conference before bringing its motion, nor did it obtain leave of court to file the motion. Therefore, since plaintiff has not complied with Local Rule 2.1.17, the court will not hear the merits of the motion to compel. Instead, it intends to deny the motion for failure to obtain leave of court to bring the motion.

Pursuant to California Rules of Court, rule 3.1312(a), and Code of Civil Procedure section 1019.5, subdivision (a), no further written order is necessary. The minute order adopting this tentative ruling will serve as the order of the court and service by the clerk will constitute notice of the order.

Tentative Ruling

Issued By: **KCK** on **07/22/24** .
(Judge's initials) (Date)

