CIVIL TENTATIVE RULINGS DEPT. 5 November 4, 2026

Debra Medina v. City of Sonora et al. (CV68817)

This matter is before the Court on Petitioner's petition for relief from the government claims statute, Government Code section 946.6. Petitioner avers that the claim was not filed in time per Government Code section 911.2 due to mistake, surprise, inadvertence, and excusable neglect on the part of her counsel's staff, and through no fault of Petitioner. Petitioner's counsel avers that Petitioner retained counsel within the six month presentation period, that she relied on counsel to represent her, and that counsel's staff erroneously entered the date of loss into the firms' system as 8/31/2025, with a last day of 3/3/26 instead of 1/31/26. Petitioner applied to Respondents for leave to present a late claim approximately one month later, within a reasonable time after accrual of the action, but all requests to Respondents were denied or deemed denied. Petitioner's Petition and Notice of Hearing were served on Respondents by mail on September 30, 2026, and the Petition is unopposed.

To obtain the requested relief, Petitioner must prove that (1) the application for leave to present the late claim was filed within one year and denied, (2) Failure to present the claim was due to mistake, surprise, inadvertence, and excusable neglect and the public entity would suffer no prejudice; and (3) the court petition for relief must include the reason for the delay pursuant to Government Code section 910.

The Court intends to find that (1) Petitioner has met her burden of proof, and (2) there is good cause to grant the requested relief and to allow Petitioner to proceed with her claim. Petitioner's claim must be filed within 30 days of the Court's order.

Barclays Bank Delaware v. Yanine Lugo (CVL66893)

This matter is before the Court on Plaintiff's motion to (1) set aside the Notice of Settlement filed 3/9/26 and (2) enter judgment pursuant to the stipulation filed 11/18/25. No copy of the stipulation has been presented to the Court to confirm the terms of the conditional settlement agreement. No response to the motion has been filed. The Court intends to grant Plaintiff's motion upon presentation of the conditional settlement agreement and confirmation of its terms.

Capital One, N.A. v. Jennifer Walker (CVL68198)

This case is before the Court on the Court's Order to Show Cause re: dismissal for failure to serve the Complaint within six months pursuant to California Rules of Court, rule 3.740. Having received and reviewed the Declaration of Plaintiff's Counsel re: OSC, the Court intends to discharge the Order to Show Cause and grant Plaintiff's request for additional time for service of process.

TD Bank, N.A. vs. Lisa Horton (CVL67765)

The Court has received and reviewed Plaintiff's CMC statement filed 10/19/25. The Court intends to vacate the hearing on the Court's OSC, and discharge the pending sanctions. The Court will set this matter for review on May 5, 2027 at 10:00 a.m. for status of service and judgment. If default judgment is filed before that date, the matter will be taken off calendar and no further appearance will be required. No appearance required for today's hearing.

Wells Fargo Bank, N.A. v. Tanya Marr (CVL68142)

This matter is before the Court on the Court's OSC re sanctions for failure to comply with California Rules of Court, rule 3.740 (requiring service to be effected within six months of filing). The Court has received and reviewed the Declaration of A. Lio Esq. and intends to find good cause to continue this hearing for an additional 90 days. The proposed order submitted by Attorney Lio will be signed and filed and the OSC will be discharged. No appearance necessary.