

**Judge Benson – Law & Motion – Wednesday, September 10, 2025 @ 9:00 AM  
TENTATIVE RULINGS**

**\*\*\*FOR THIS HEARING ONLY, IF YOU ARE REQUESTING ORAL ARGUMENT  
PLEASE CALL 530-532-7125\*\*\***

**1. 18CV03426 PMGI Financial LLC v. Youngblood, Jessica**

*EVENT: Opposition to claim of exemption*

The Court will conduct a hearing.

**2. 19CV01754 Trimble, Crystl v. Hankins, Kathy et al**

*EVENT: OEX (Kathy Hankins)*

The Court will swear in the witness.

**3. 20CV00791 KBR Inc v. Gonzalez, Ernesto et al**

*EVENT: OEX (Ernesto Gonzalez aka Ernesto R. Gonzelez)*

The Court will swear in the witness. The Court notes there is no proof of service on file which complies with CCP § 708.110.

4. **22CV02947 Mateo, Sandee Shannelle v. Deer Creek Surgery, LLC et al.**

*EVENT: Motion to be Relieved as Counsel (Plaintiff)*

Motion to be Relieved as Counsel is DENIED WITHOUT PREJUDICE. CCP § 1005 requires a minimum 16 court days' notice, plus an additional 5 days for mail as occurred here. Per the proof of service, the motion was mailed on August 15. Taking into account the Labor Day holiday, August 15 is 16 court days plus one calendar day before the hearing.

5. **23CV00238 State Farm Mutual Automobile Insurance Company v. Jacobs, Janae**

*EVENT: Plaintiff's Motion for Judgment on the Pleadings*

Plaintiff's Motion for Judgment on the Pleadings is GRANTED. The Court takes judicial notice of the admissions which were deemed admitted. The admissions admitted liability, causation, and damages in the amount of at least \$14,462.08.

Facts established by pleadings as judicial admissions are conclusive concessions of the truth of those matters, are effectively removed as issues from the litigation, and may not be contradicted, by the party whose pleadings are used against him or her. (*Barsegian v. Kessler & Kessler* (2013) 215 Cal.App.4th 446, 451) Here, the admissions contradict and supersede any contrary allegations made in Defendant's answer.

The Court will sign the proposed order.

6. **23CV01364 Dickson, Amber Bowen et al v. Amber Bowen Place, LLC et al**

*EVENT: Plaintiffs' Motion to Compel the Deposition of Amber Grove Management LLC's PMK*

Plaintiffs' Motion to Compel the Deposition of Amber Grove Management LLC's PMK is GRANTED. The Court declines ruling on Defendant's evidentiary objections. Defendant has not cited case law, nor is the Court aware of any limiting the review of a discovery motion to admissible evidence. Defendant shall produce its Person Most Knowledgeable concerning the applicable topics within 30 days. Request for sanctions is granted in the amount of \$3,500. Plaintiffs shall prepare and submit the form of order.

7. **24CV01268 Lauton, Jennifer v. Petersen, Mark**

*EVENT: Motion to be Relieved as Counsel (Plaintiff) (Continued from 7/30/25)*

Motion to be Relieved as Counsel is GRANTED. The motion will become effective upon the filing of a proof of service demonstrating Plaintiff was served with the order.