

**Judge Mosbarger – Law & Motion – Wednesday, February 22, 2023 @ 9:00 AM  
TENTATIVE RULINGS**

**1. 18CV03051 CANAM MINERALS, INC ET AL V. BCJ SAND AND ROCK, INC ET AL**

*EVENT: Plaintiffs Canam Minerals, Inc. dba Kleen Blast, TS Group, LLC, and Industrial Sands, LLC's Motion to Strike the Answer of Defendants BCJ Sand and Rock, Inc. and Valley Silica dba Valley Sand & Rock, Inc. and for Entry of Default*

Plaintiffs Canam Minerals, Inc. dba Kleen Blast, TS Group, LLC, and Industrial Sands, LLC's Motion to Strike the Answer of Defendants BCJ Sand and Rock, Inc. and Valley Silica dba Valley Sand & Rock, Inc. and for Entry of Default is granted. The Court hereby strikes the Answer of Defendant BCJ Sand and Rock, Inc. to First Amended Complaint filed on January 7, 2019, and the Answer of Defendant Valley Silica dba Valley Sand and Rock, Inc. to First Amended Complaint filed on February 28, 2019. Counsel for the Plaintiffs shall submit a Request for Entry of Default (Application to Entry Default) [CIV-100, Judicial Council] in relation to each of the Defendants, as well as a revised form of order within two weeks.

**2. 19CV01385 FONTANA, NICHOLAS ET AL V. CHICO UNIFIED SCHOOL DISTRICT**

*EVENT: Petition for Approval of Compromise of Claim or Action or Disposition of Proceeds of Judgment for Minor or Person With a Disability*

The Petition for Approval of the Minor's Compromise is granted. The minor is not required to attend the hearing, the Court finding good cause to dispense with his personal appearance. The matter will remain on calendar on April 19, 2023 at 10:30 a.m. for status of proof of funding the annuity and status of dismissal. The Court will sign the form of order submitted by counsel.

**3. 20CV01722 ARISTOTLE CUSTOM HOMES LLC V. SAVAGE, PATTI**

*EVENT: Plaintiff's Motion for Leave to File First Amended Complaint*

Plaintiff's Motion for Leave to File First Amended Complaint is denied. The Court finds that Plaintiff has failed to comply with the procedural requirements of California Rules of Court, Rules 3.1324(a)(3) and 3.1324(b)(1)-(4). Furthermore, the Court finds that Plaintiff inexcusably delayed in seeking leave to amend its Complaint and there would be substantial prejudice to the Defendant if the Court were to grant the requested relief. On this basis, the Motion is denied.

**4. 22CV02903 IN RE: BRACHAIS-TOWNSEND, KATE VALENTINE**

*EVENT: Petition for Change of Name (adult)*

If proper proof of publication is submitted at or before the hearing, the Petition will be granted.