

LAW & MOTION TENTATIVE RULINGS  
DEPARTMENT 5  
March 3, 2022  
8:30 a.m./1:30 p.m.

**15. CARLA FORREST V. GARY JAMES FORREST**

**PFL20180899**

On December 21, 2021, Respondent filed a Request for Order (RFO) asking the court to modify the custody and visitation orders. A CCRC session was scheduled on January 14, 2022 with a hearing on the RFO set for March 3, 2022.

Upon review of the file, the court finds that there is no proof of service indicating service of the RFO on Respondent. However, on January 7, 2022, Petitioner filed a Responsive Declaration for the March 3, 2022 hearing. As the court finds that there is no proof of service indicating service of the Responsive Declaration on Respondent, the court cannot review nor consider this filing.

On January 14, 2022, Petitioner filed a Request for Order (RFO) asking the court to modify the child support orders. Upon review of the file, there is no proof of service indicating service of this RFO on Respondent. Additionally, Petitioner has not filed an Income and Expense Declaration as required by Cal. Rules of Court, rule 5.92.

On January 31, 2022, Petitioner submitted a letter to the court signed by both parties, indicating that she would like to withdraw her child support request. As such, the court drops the child support request from its calendar.

Both parties participated in the CCRC session and came to a full agreement, continuing the current parenting schedule with an agreed-upon modification effective June 7, 2022 and then again effective August 8, 2022. A CCRC report was issued on February 9, 2022 with copies mailed to the parties on February 25, 2022.

Having review the filings of the parties and the CCRC report, the court finds that the agreements contained within the CCRC report are in the best interest of the children and adopts them as the orders of the court.

Respondent is ordered to prepare and file the Findings and Order After Hearing.

**TENTATIVE RULING #15: THE COURT DROPS THE CHILD SUPPORT REQUEST FROM ITS CALENDAR. THE AGREEMENTS CONTAINED WITHIN THE CCRC REPORT ARE ADOPTED AS THE ORDERS OF THE COURT. RESPONDENT IS ORDERED TO PREPARE AND FILE THE FINDINGS AND ORDER AFTER HEARING.**

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**16. CHRISTIE BROWN V. BENJAMIN BROWN**

**PFL20160612**

On February 1, 2022, Petitioner filed an ex parte application requesting sole and physical custody to Petitioner with supervised visits to Respondent. On February 2, 2022, the court approved the ex parte request, granting Petitioner sole legal and physical custody with supervised visits for up to 2 visits per week for up to 2 hours per visit for the minor son to Respondent. A CCRC session was scheduled on February 8, 2022 with a hearing on the underlying Request for Order (RFO) set on March 3, 2022.

Upon review of the file, the court finds that there is no proof of service indicating service of the RFO on Respondent. However, on February 16, 2022, Respondent filed a Responsive Declaration for the March 3, 2022 hearing, so the court finds that Respondent has notice of the requests contained within the RFO. The court finds that there is no proof of service indicating service of this filing on Petitioner, so the court cannot review nor consider it.

Both parties participated in the CCRC session but came to no agreements. A CCRC report was issued on February 14, 2022 with copies mailed to the parties on February 28, 2022.

The CCRC report recommends that Petitioner be granted sole legal and physical custody with Respondent having no contact with the minor pending the recommendation of the child's or children's therapist. The report further recommends that both minors be enrolled in therapy and that the parents abide by all treatment recommendations.

Having reviewed the filings of the parties, except as noted above, and the CCRC report, the court finds that the recommendations contained within the CCRC report are in the best interest of the children and adopts them as the orders of the court as modified below. The court orders that the minor son may have therapeutic visits with Respondent if and when deemed appropriate by the minor son's therapist and on terms as dictated by the therapist.

Petitioner is ordered to prepare and file the Findings and Order After Hearing.

**TENTATIVE RULING #16: THE RECOMMENDATIONS CONTAINED WITHIN THE CCRC REPORT ARE ADOPTED AS THE ORDERS OF THE COURT AS MODIFIED BELOW. THE COURT ORDERS THAT THE MINOR SON MAY HAVE THERAPEUTIC VISITS WITH RESPONDENT IF AND WHEN DEEMED APPROPRIATE BY THE MINOR SON'S THERAPIST AND ON TERMS AS DICTATED BY THE THERAPIST. PETITIONER IS ORDERED TO PREPARE AND FILE THE FINDINGS AND ORDER AFTER HEARING.**

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DEPARTMENT 5

March 3, 2022

8:30 a.m./1:30 p.m.

**17. COUNTY V. JAMES RHOADES (OTHER PARENT: BRIANNA SNYDER)**

**PFS20200140**

On January 18, 2022, Respondent filed a Request for Order (RFO) asking the court to modify the visitation orders. That same date, Respondent also filed an Order to Show Cause and Affidavit for Contempt. Upon review of the file, the court finds that there is no proof of service indicating service of the RFO or contempt complaint on Respondent. As such, the court drops the matter from its calendar.

**TENTATIVE RULING #17: MATTER DROPPED FROM THE COURT'S CALENDAR**

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**19. MEGHAN BLAIR V. WILLIAM BLAIR**

**PFL20180031**

On January 6, 2022, Respondent filed a Request for Order (RFO) asking the court to modify the visitation and child support orders and to make additional custody orders, including regarding parenting classes. A CCRC session was scheduled on February 10, 2022 with a hearing on the RFO set for March 24, 2022. A Financial Statement (Simplified) was filed concurrently with the RFO, both of which were served by mail on Petitioner that same day.

On January 10, 2022, Respondent filed an additional Declaration in support of his RFO, served on Petitioner by mail that same day.

On January 26, 2022, Petitioner filed a Responsive Declaration and another Declaration. Upon review of the file, the court finds that there is no proof of service indicating service of these filings on Respondent. As such, the court cannot consider nor review them.

On February 3, 2022, Respondent filed an ex parte application to request the court to order that Petitioner's boyfriend not be present during Petitioner's parenting time. That same day, Petitioner filed a Responsive Declaration, objecting to the ex parte relief. On February 4, 2022, the court granted the ex parte request and advanced the hearing date to March 3, 2022.

On March 4, 2022, Petitioner filed an Income and Expense Declaration. Upon review of the file, there is no proof of service indicating service of this filing on Respondent. As such, the court cannot consider nor review it.

Both parties participated in the CCRC session and reached a full agreement. A CCRC report was issued on February 10, 2022 with copies mailed to the parties on February 25, 2022. On February 11, 2022, the court approved the parties' stipulation adopting these agreements. As such, the court drops the custody and visitation issues from its calendar.

Regarding child support, it is not clear to the court whether Respondent is still pursuing this request given the parties' custody agreement, as his RFO indicates that he is filing the child support request because Petitioner's repeated demands to reduce her child support obligation are impacting their ability to co-parent. As the court reasonably infers that the resolution of the custody issues have addressed the conflict regarding child support, the court drops this matter from its calendar. If, however, either party still wishes to have the child support amount modified, they can request oral argument to address this issue.

**TENTATIVE RULING #19: THE COURT DROPS THE MATTER FROM ITS CALENDAR, BASED ON THE STIPULATIONS OF THE PARTIES WHICH HAVE APPEARED TO RESOLVE ALL ISSUES. IF, HOWEVER, EITHER PARTY STILL WISHES TO HAVE THE CHILD SUPPORT AMOUNT MODIFIED, THEY CAN REQUEST ORAL ARGUMENT TO ADDRESS THIS ISSUE.**

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**20. RICHARD JAY MUELLER V. AMBER LEE MUELLER**

**PFL20170889**

On January 14, 2021, Petitioner filed an Order to Show Cause and Affidavit for Contempt for Respondent's alleged failure to make payments regarding the marital home. On January 18, 2022, Petitioner filed a Declaration to which were attached screenshots of text messages in support of his contempt complaint. On February 4, 2022, Petitioner filed a proof of service indicating personal service of the contempt complaint and declaration on Respondent by personal service on February 1, 2022.

The parties are ordered to appear at the March 3, 2022 hearing for the arraignment of Respondent.

**TENTATIVE RULING #20: THE PARTIES ARE ORDERED TO APPEAR AT THE MARCH 3, 2022 HEARING FOR THE ARRAIGNMENT OF RESPONDENT**