

LAW & MOTION TENTATIVE RULINGS  
DEPARTMENT 12  
APRIL 02, 2025  
8:30 a.m.

**1. ALEXANDER KIRCHNER V. SHELBY WOLFE**

**24FL0330**

This matter is before the Court on the Petitioner's Request for Order (RFO) filed on March 06, 2025. The RFO seeks to modify the spousal support order entered by the Court on January 15, 2025, and includes a request for attorney's fees.

Proof of service filed on March 06, 2025, shows that the RFO, as well as an updated Income and Expense Declaration, were served electronically on counsel of record for the Respondent the same day.

There is no Responsive Declaration in the Court's file.

On March 17, 2025, Petitioner filed a request to continue the RFO hearing to May 15, 2025, which is the date currently set for trial. However, there is no proof of service in the court's file for the continuance request.

The court, on its own motion, continues the matter to May 15, 2025, to coincide with the trial date. The court reserves jurisdiction to award spousal support retroactive to the date the RFO was filed.

**TENTATIVE RULING #1: MATTER IS CONTINUED TO 8:30 A.M., THURSDAY,  
MAY 15, 2025, IN DEPARTMENT 12.**

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**2. ANGEL VAZQUEZ V. MONICA FAUSTO**

**SFL20190109**

This matter is before the court on the Petition to Declare the parties' child free from the Parental Control of the Respondent filed by the Petitioner on February 05, 2025.

The court issued a Citation for the Respondent to Appear which set the matter on Calendar this date.

On February 05, 2025, the court signed an order allowing service on the Respondent by posting.

Proof of Service was filed on March 24, 2025, showing that the Citation was posted at the Courthouse in SLT on February 13, 2025, and removal was on March 24, 2025.

However, there is no Proof of Service by mail in the court file to show mailing of the Citation to the last known address of the Respondent as required by the Posting order.

The Investigation report was filed on March 28, 2025.

The Court Orders the parties to appear to determine if the matter has been properly served and to select a new hearing date.

**TENTATIVE RULING #2: THE PARTIES ARE ORDERED TO APPEAR.**

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**3. JOHN RUDOLPH LABRADO V. KILEIGH ERIN LABRADO**

**24FL0537**

This matter is before the court for review of the orders entered herein on January 14, 2025. The underlying RFO was filed by the Petitioner on October 03, 2024, which predates the court's implementation of the Tentative Ruling system (as does the Order of January 14, 2025).

The parties attended CCRC on February 21, 2025, and reached an agreement on a parenting schedule for their 3 children. That agreement is set forth in the CCRC report submitted on February 24, 2025. A copy of the report was sent to the parties on February 24, 2025, as stated in the Clerk's Certificate of Mailing filed that date.

Respondent filed an Income and Expense Declaration on March 18, 2025. On March 21, 2025, Respondent filed a Supplemental Declaration and an Amended Income and Expense Declaration. The Respondent filed Proofs of Service to show that all three of those documents were served on the Petitioner's attorney by email.

Petitioner filed an Income and Expense Declaration on March 19, 2025, but there is no Proof of Service in the court file to show a copy was served on the Respondent.

The Court has read and considered the CCRC report, and the filings of the parties noted above.

The Court intends to adopt the terms of the parties' parenting agreement as set forth in the CCRC report as being in their children's best interest.

**TENTATIVE RULING #3: AS THIS MATTER WAS FILED PRIOR TO THE IMPLEMENTATION OF THE TENTATIVE RULING PROCESS, THE PARTIES ARE EXPECTED TO APPEAR.**

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**4. TOMAS PULIDO V. ARACELI VIVAS SANDOVAL**

**22FL0418**

This matter is before the Court on the Respondent's Request for Order (RFO) to modify child custody and visitation, including a request for a temporary emergency order, filed on January 23, 2025. That same day, the Court issued a temporary emergency order granting temporary sole legal and physical custody of the parties' son (EP, age 5) to the Respondent and at least two visits per week with the Petitioner from 4:30 p.m. to 9:00 p.m. The Court also referred the parties to CCRC with the session set for February 14, 2025.

There is no Proof of Service for the RFO in the court's file. However, the Petitioner filed a Responsive Declaration on February 04, 2025, that was served upon the Respondent by mail the same day.

The Court received a report from the CCRC counsellor dated February 14, 2025, which states that only the Respondent attended the CCRC session, for which reason the CCRC counsellor could not make a recommendation to the Court. A copy of the CCRC report was sent to each party on February 19, 2025.

The temporary emergency order shall remain in place. The parties are re-referred to CCRC with a new session date of April 11, 2025, at 9:00 a.m. The parties are directed to submit the required CCRC Questionnaire (Local Form F-17a, which can be downloaded from the court's website or obtained from the clerk's office) at least five days prior to the new CCRC session. Petitioner shall be subject to a monetary sanction in the amount of \$100 in the event he fails to attend the re-scheduled CCRC session. The Court hearing shall be continued to May 28, 2025.

**TENTATIVE RULING #4: THE PARTIES ARE RE-REFERRED TO CCRC WITH A NEW SESSION DATE OF APRIL 11, 2025, AT 9:00 A.M. THE PARTIES ARE DIRECTED TO SUBMIT THE REQUIRED CCRC QUESTIONNAIRE (LOCAL FORM F-17a, WHICH CAN BE DOWNLOADED FROM THE COURT'S WEBSITE OR OBTAINED FROM THE CLERK'S OFFICE) AT LEAST FIVE DAYS PRIOR TO THE NEW CCRC SESSION. THE COURT HEARING SHALL BE CONTINUED TO 8:30 A.M., WEDNESDAY, MAY 28, 2025, IN DEPARTMENT 12.**