

LAW & MOTION TENTATIVE RULINGS
DEPARTMENT 12
MAY 14, 2025
8:30 a.m.

1. CHRIS BRACKETT V. JENNIFER BRACKETT

SFL20170168

This matter is before the court on the court's own motion. On April 30, 2025, the Petitioner was in court in Dept. 12 at 1:30 pm on a different case. After his appearance on the other matter, he was arrested on the civil bench warrant issued in this case on April 24, 2025. Later that afternoon, the court ordered the Petitioner to be brought to court and he was released on his written promise to appear on this date. Counsel for the Respondent was given notice of the hearing set by the court.

The matter is on for arraignment on the OSC Re: Contempt issued November 06, 2024.

The parties are ordered to appear.

TENTATIVE RULING #1: THE PARTIES ARE ORDERED TO APPEAR.

LAW & MOTION TENTATIVE RULINGS
DEPARTMENT 12
MAY 14, 2025
8:30 a.m.

2. DAVID JEREMY DRUGGE V. KAYLA BACON

SFL20200012

This matter is before the court on the Respondent's Request for Order (RFO) filed April 15, 2025, to transfer the case to the State of Nevada. There is no proof of service in the court's file for the RFO and Petitioner filed no responsive declaration.

Due to the lack of proper service, the court is unable to make a ruling on the RFO and drops the matter from the calendar. However, it would appear that transfer of the case to the State of Nevada is appropriate, as Respondent alleges both parties now live in Nevada. The court recommends that one of the parties prepare and submit a Findings and Orders After Hearing (related to the court's minute order dated March 12, 2025) for this court to sign, which can then be lodged in the pending Nevada case. The parties may also confer with the Family Law Facilitator regarding transfer of the matter.

TENTATIVE RULING #2: MATTER IS DROPPED FROM THE CALENDAR DUE TO LACK OF PROPER SERVICE.

LAW & MOTION TENTATIVE RULINGS
DEPARTMENT 12
MAY 14, 2025
8:30 a.m.

3. JESSICA BARACKMAN V. ANDREW CHAVEZ

22FL1056

This matter is before the court on the Petitioner's Request for Order (RFO) filed February 28, 2025, to modify child custody and visitation. That same day, the court referred the parties to a CCRC session scheduled for March 20, 2025. The proof of service shows Petitioner served the RFO upon Respondent by mail on February 28, 2025.

Respondent did not file a responsive declaration.

In a memorandum to the court dated March 20, 2025, the CCRC counsellor indicated that neither party appeared for the CCRC session.

The court continued the May 07, 2025, hearing based on the Petitioner's representation to the court that morning that she had sustained an injury and was unable to attend the hearing that day.

**TENTATIVE RULING #3: APPEARANCES ARE REQUIRED AT 8:30 A.M.,
WEDNESDAY, MAY 14, 2025, IN DEPARTMENT 12.**

LAW & MOTION TENTATIVE RULINGS
DEPARTMENT 12
MAY 14, 2025
8:30 a.m.

4. MELISSA ROSE PETTY V. CHRISTIAN RAMOS GOMEZ

SFL20190128

This matter is before the court on the Petitioner's Request for Order (RFO) to modify child custody and visitation filed on March 12, 2025. The RFO included a request for Temporary Emergency Orders granting temporary sole legal and physical custody of the parties' son (DG, currently age 7) to the Petitioner and prohibiting visitation for Respondent pending the hearing, both of which the court granted. The court referred the parties to a CCRC session scheduled for April 22, 2025.

According to the proof of service filed April 22, 2025, Petitioner personally served Respondent with the RFO, Temporary Emergency Orders, and CCRC referral on March 26, 2025.

Respondent filed no responsive declaration.

The Court received a report from the CCRC counsellor dated April 22, 2025, which states that only the Petitioner 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 April 23, 2025.

Because Petitioner's RFO is unopposed, the court grants the RFO. Petitioner shall have sole legal and physical custody of DG, and there shall be no visitation for Respondent.

TENTATIVE RULING #4: THE COURT GRANTS PETITIONER'S RFO. PETITIONER SHALL HAVE SOLE LEGAL AND PHYSICAL CUSTODY OF THE PARTIES' MINOR SON (DG, CURRENTLY AGE 7), AND THERE SHALL BE NO VISITATION FOR RESPONDENT.

NO HEARING ON THIS MATTER WILL BE HELD UNLESS A REQUEST FOR ORAL ARGUMENT IS TRANSMITTED ELECTRONICALLY THROUGH THE COURT'S WEBSITE OR BY PHONE CALL TO THE COURT AT (530) 573-3042 BY 4:00 P.M. ON THE DAY THE TENTATIVE RULING IS ISSUED. CAL.RULE CT. 3.1308; LOCAL RULE 8.05.07; SEE ALSO LEWIS V. SUPERIOR COURT, 19 CAL.4TH 1232 (1999). NOTICE TO ALL PARTIES OF A REQUEST FOR ORAL ARGUMENT AND THE GROUNDS UPON WHICH ARGUMENT IS BEING REQUESTED MUST BE MADE BY PHONE CALL OR IN PERSON BY 4:00 P.M. ON THE DAY THE TENTATIVE RULING IS ISSUED. CAL.RULE CT. 3.1308; LOCAL RULE 8.05.07.

LAW & MOTION TENTATIVE RULINGS
DEPARTMENT 12
MAY 14, 2025
8:30 a.m.

5. SAMANTHA GOMEZ V. ALEXANDER ZAMPARDO

22FL0049

This matter is before the court on the Petition to declare minors free from the Respondent filed by the Petitioner on September 12, 2024. A Citation was issued that same date and set a hearing date of December 11, 2024. The Petitioner filed a Request to Reschedule the hearing on December 05, 2024, and the Court granted the request on December 06, 2024, setting a new hearing date for March 12, 2025. No Amended Citation for the new hearing date was submitted or issued and there is no Proof of Service in the file to show that the Respondent has been served with any filings in this matter.

To date, the court investigator's report is not in the court's file (on March 07, 2025, the court investigator informed the court it had been unable to make contact with the parties).

TENTATIVE RULING #5: THE PETITIONER'S APPEARANCE IS REQUIRED AT 8:30 A.M., WEDNESDAY, MAY 14, 2025, IN DEPARTMENT 12 TO CONFIRM WHETHER SHE WISHES TO PROCEED WITH THE PETITION TO DECLARE MINORS FREE FROM THE RESPONDENT, AND SELECT NEW DATES.

LAW & MOTION TENTATIVE RULINGS
DEPARTMENT 12
MAY 14, 2025
8:30 a.m.

6. TAMMY METROVICH V. MICHAEL METROVICH

25FL0354

This matter is before the court on the Petitioner's Order to Show Cause (OSC) filed April 16, 2025 in which she requests an order of Temporary Spousal Support. Petitioner filed an Income and Expense Declaration (I&E) along with the RFO. Both filings were personally served on the Respondent on April 17, 2025 per the Proof of Service of Summons filed on April 21, 2025. There is no indication on the Proof of Service that the Notice of Tentative Ruling was served.

Petitioner filed a Supplemental Declaration on April 30, 2025 to which she attached W-2s for Respondent for 2023 and 2024. This Declaration was served on the Respondent by email to Respondent's Attorney of Record on April 30, 2025 per the Proof of Electronic Service filed that same date.

Respondent filed a Responsive Declaration and his own I&E on May 02, 2025. Both documents were emailed to Petitioner's counsel that same date per the Proof of Electronic Service which was also filed May 02, 2025. Respondent's filings were not timely, for which reason they are not being considered.

Petitioner has not filed a Reply Declaration.

The court deems that the Supplemental declaration of the Petitioner is not timely as Respondent would be entitled to the required 16 court day notice. For that reason, the court is not considering Petitioner's supplemental declaration.

The evidence from Petitioner's I&E shows her income to be \$4,984 per month. Her most recent paystub has a YTD total of \$15,514 through April 05, 2025, which is 3.17 months ($\$15,514 / 3.17 = \$4,984$). She has health insurance costing \$12 per month. Petitioner states that Petitioner's income is \$17,167 per month based on an annual salary of \$206,000.

The attached XSpouse calculation printout uses the Alameda formula and the above factors and yields Temporary Spousal Support of \$2,769. The Court orders the Respondent to pay Temporary Spousal Support in the amount of \$2,769 per month beginning May 1, 2025, and the first of each month thereafter until further order of the court. The Court orders the Respondent to pay \$1,301 for the month of April 2025 (47% of the monthly amount).

Counsel for the Petitioner is directed to prepare and submit a FOAH based on the court's decision to the court after having obtained the approval of counsel for the Respondent.

TENTATIVE RULING #6: THE RESPONDENT IS ORDERED TO PAY TEMPORARY SUPPORT TO THE PETITIONER OF \$1,301 FOR APRIL 2025 AND \$2,769 BEGINNING MAY 01, 2025 AND THE 1ST OF EACH MONTH THEREAFTER UNTIL FURTHER ORDER OF THE COURT.

LAW & MOTION TENTATIVE RULINGS
DEPARTMENT 12
MAY 14, 2025
8:30 a.m.

NO HEARING ON THIS MATTER WILL BE HELD UNLESS A REQUEST FOR ORAL ARGUMENT IS TRANSMITTED ELECTRONICALLY THROUGH THE COURT'S WEBSITE OR BY PHONE CALL TO THE COURT AT (530) 573-3042 BY 4:00 P.M. ON THE DAY THE TENTATIVE RULING IS ISSUED. CAL.RULE CT. 3.1308; LOCAL RULE 8.05.07; SEE ALSO LEWIS V. SUPERIOR COURT, 19 CAL.4TH 1232 (1999). NOTICE TO ALL PARTIES OF A REQUEST FOR ORAL ARGUMENT AND THE GROUNDS UPON WHICH ARGUMENT IS BEING REQUESTED MUST BE MADE BY PHONE CALL OR IN PERSON BY 4:00 P.M. ON THE DAY THE TENTATIVE RULING IS ISSUED. CAL.RULE CT. 3.1308; LOCAL RULE 8.05.07.

2025

Xspouse 2025-1-CA

Monthly Figures

Fixed Shares	Husband	Wife	Monthly Figures		Cash Flow		
Number of children	0	0	2025			Guideline	Proposed
Percent time with NCP	0.00%	0.00%			Combined net spendable	15263	15263
Filing status	MFSIN	MFSIN	GUIDELINE		Percent change	0%	0%
Number of exemptions	1	1	Nets (adjusted)		Husband		
Wages and salary	17167	4984	Husband	11529	Payment cost/benefit	-2511	-2511
Self employed income	0	0	Wife	3734	Net spendable income	8761	8761
Other taxable income	0	0	Total	15263	Change from guideline	0	0
TANF CS received	0	0	Support		% of combined spendable	57%	57%
Other nontaxable income	0	0	Addons	0	% of saving over guideline	0%	0%
New spouse income	0	0	Guideln CS	0	Total taxes	5637	5637
Employee 401-k contribution	0	0	Alameda SS	2769	Dep. exemption value	0	0
Adjustments to income	0	0	Total	2769	# withholding allowances	0	0
SS paid prev marriage	0	0	-		Net wage paycheck	10999	10999
CS paid prev marriage	0	0	Proposed		Wife		
Health insurance	0	12	Tactic 9		Payment cost/benefit	2536	2536
Other medical expenses	0	0			Net spendable income	6502	6502
Property tax expenses	0	0	CS	0	Change from guideline	0	0
Ded interest expense	0	0	SS	2769	% of combined spendable	43%	43%
Contribution deduction	0	0	Total	2769	% of saving over guideline	0%	0%
Misc tax deductions	0	0	Saving	0	Total taxes	1239	1239
Qualified business income deduction	0	0	Releases	0	Dep. exemption value	0	0
Required union dues	0	0			# withholding allowances	0	0
Mandatory retirement	0	0			Net wage paycheck	3820	3820
Hardship deduction	0	0					
Other GDL deductions	0	0					
Child care expenses	0	0					

Husband pays Guideline SS, Proposed SS

FC 4055 checking: **ON**

Per Child Information

	DOB	Timeshare	cce(F)	cce(M)	Addons Payor	Basic CS Payor	Pres CS Payor
All children		0 - 0	0	0	0 Husband	0 Husband	0 Husband