

LAW & MOTION TENTATIVE RULINGS
DEPARTMENT 12
JULY 23, 2025
8:30 a.m.

1. ASHLEY HERNANDEZ V. JOSE HERNANDEZ

22FL0152

This matter is before the court on the Request for Order (RFO) filed by the Petitioner on June 12, 2025, to modify child support. Petitioner filed a current Income and Expense Declaration (I&E) the same day. According to the proof of service filed June 23, 2025, Petitioner personally served Respondent with the RFO on June 14, 2025.

On June 23, 2025, Respondent filed a responsive declaration consenting to the requested order.

Having reviewed the Petitioner's I&E, the court finds that the factors used for the guideline calculation submitted by the Petitioner are correct. Therefore, guideline child support is \$1,206.00 per month. Beginning July 01, 2025, Respondent is ordered to pay Petitioner monthly child support in the amount of \$1,206.00. Respondent shall also pay the pro-rated amount of \$723.60 for the period covering June 13, 2025, through June 30, 2025.

TENTATIVE RULING #1: THE RFO IS GRANTED. BEGINNING JULY 01, 2025, RESPONDENT IS ORDERED TO PAY PETITIONER MONTHLY CHILD SUPPORT IN THE AMOUNT OF \$1,206.00. RESPONDENT SHALL ALSO PAY THE PRO-RATED AMOUNT OF \$723.60 FOR THE PERIOD COVERING JUNE 13, 2025, THROUGH JUNE 30, 2025.

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.

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2. JACOB HENSON V. CASSIE MOORE

SFL20210006

This matter is before the court on the Petitioner's Request for Order (RFO) filed June 06, 2025, which requests a modification of the custody and visitation orders for the parties' minor child (LH) age 8. Though the RFO requests new custody orders, the parties were not referred to CCRC as they have been to CCRC within the past 6 months, having reached a complete agreement through CCRC on February 06, 2025.

The RFO was served on Respondent by mail on June 24, 2025, according to the Proof of Service by mail filed on June 30, 2025. An Address verification for the Respondent was also filed on June 30, 2025. A late Responsive Declaration (with an explanation for its lateness) was filed on July 15, 2025, and a copy served by mail on the Petitioner on the same date per the Proof of Service by Mail, also filed on July 15, 2025.

The parties are ordered to appear for further argument on the RFO and possible referral to CCRC.

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

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3. KAYLEIGH SMILEY V. ZACHARY FOX

24FL1246

On July 07, 2025, the Petitioner filed a Request for Order (RFO) modifying child custody and visitation. That same day, Child Protective Services filed a juvenile dependency petition (El Dorado Super. Ct., Case No. 25JD0053). As a result of the juvenile dependency proceedings, this court has lost jurisdiction of the matter to the juvenile court. (See Welf. & Inst. Code, § 302, subd. (a).) Proceedings in this matter shall be stayed pending the resolution of the juvenile dependency case.

TENTATIVE RULING #3: MATTER IS DROPPED FROM THE CALENDAR AND STAYED PENDING THE RESOLUTION OF THE JUVENILE DEPENDENCY CASE.