

LAW & MOTION TENTATIVE RULINGS
DEPARTMENT 12
SEPTEMBER 10, 2025
8:30 a.m.

1. HOLLY A. AVILA V. DONALD F. HOPKINS, III

23FL0439

This matter is before the court for hearing of the Petitioner's Request for Order (RFO) filed June 24, 2025, by which she seeks to modify the parties' custody and visitation orders for their children DH (age 10) and LH (age 8). The existing orders are exit orders from a juvenile action which were entered in this case on December 19, 2024, and awarded the parties Joint Legal Custody and Sole Physical Custody to Respondent. This is the third request by the Petitioner to modify the orders.

This RFO prompted referral of the parties to CCRC with the appointment scheduled for July 24, 2025.

Proof of Personal Service filed on July 15, 2025, shows service of the RFO on the Respondent on July 08, 2025.

There is no Responsive Declaration filed by the Respondent.

Both parties attended the CCRC session as scheduled, and they were able to reach many agreements which are recorded in the Report and Recommendation of the CCRC counselor which was submitted to the court on August 13, 2025. The Report also contains recommendations to the court for the topics on which the parties were unable to reach agreements. The Clerk's Certificate of Mailing filed on August 13, 2025, shows that copies of the CCRC Report were mailed to the parties on that same date.

The court has read and considered the CCRC Report and Recommendation and finds that both the parties' agreements and the recommendations of the CCRC counselor are in the best interests of the parties' children and so adopts them as the orders of the court.

The Step-Up plan which is set forth in the Agreements section of the CCRC Report shall not begin until it is approved by the children's therapist, who shall communicate with the co-parent counselling therapist selected by the parties. The parties shall execute all releases necessary to allow the children's therapist(s) to speak to their co-parenting therapist.

TENTATIVE RULING #1: THE COURT FINDS THAT THE AGREEMENTS AND RECOMMENDATIONS OF THE CCRC REPORT SUBMITTED ON AUGUST 13, 2025, ARE IN THE BEST INTERESTS OF THE PARTIES' CHILDREN AND SO ADOPTS THEM AS THE ORDERS OF THE COURT. HOWEVER, THE COURT AUGMENTS THE REPORT TO ORDER THAT STEP 1 OF THE STEP-UP PLAN SHALL NOT BEGIN UNTIL THE CHILDREN'S THERAPIST(S) APPROVE. SUCH APPROVAL SHALL FOLLOW COMMUNICATION WITH THE PARTIES' CO-PARENTING THERAPIST. THE PARTIES ARE ORDERED TO SIGN ALL RELEASES NEEDED TO ALLOW COMMUNICATION BETWEEN THEIR CO-PARENTING THERAPIST AND THE CHILDREN'S THERATIST(S).

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
SEPTEMBER 10, 2025
10:00 a.m.

1. TOLA VONG V. CHHAYLEANG TANG

25FL0597

This matter is before the court for hearing of the Respondent's Request for a Domestic Violence Restraining Order (DVRO) filed on June 27, 2025. The court granted a Temporary Restraining Order (TRO), protecting the Respondent from the Petitioner and awarding Respondent temporary custody of the parties' seven-month-old child. Petitioner was granted limited supervised visits.

At the previous appearance on July 16, 2025, the parties agreed to an interim visitation plan which does not require the Petitioner to be supervised, and the Respondent dismissed her DVRO request. The parties were referred to CCRC with the appointment set for August 01, 2025.

Both parties attended the CCRC appointment as scheduled. The CCRC counsellor submitted a Report to the court on August 01, 2025. Copies of the CCRC Report were sent to the parties and their attorneys on August 06, 2025, according to the Clerk's Certificate of Mailing filed on the same date.

The CCRC counsellor was unable to make progress or a recommendation due to the Respondent's insistence that she could not enter into any agreements without first speaking with her attorney.

The Court finds that the Custody/Visitation orders made on July 16, 2025, remain in the child's best interest and so leaves those orders in full force and effect.

TENTATIVE RULING #1: THE COURT LEAVES THE ORDERS ENTERED JULY 16, 2025, IN FULL FORCE AND EFFECT.

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.