

**1. PEREZ v. HERNANDEZ, SC20180192**

**OSC Re: Dismissal**

**TENTATIVE RULING # 1: PLAINTIFF'S APPEARANCE IS REQUIRED AT 8:30 A.M., FRIDAY, SEPTEMBER 8, 2023, IN DEPARTMENT FOUR TO SHOW CAUSE WHY HIS COMPLAINT SHOULD NOT BE DISMISSED.**

**2. IMPERIUM BLUE TAHOE HOLDINGS v. TAHOE CHATEAU LAND HOLDINGS, 22CV1204**

**(1) OSC Re: Preliminary Injunction**

**(2) Plaintiff's Ex Parte Application for Temporary Restraining Order**

**(3) Defendants' Ex Parte Application for Reconsideration of Plaintiff's Ex Parte Application for TRO**

**TENTATIVE RULING # 2: APPEARANCES ARE REQUIRED AT 1:30 P.M., FRIDAY, SEPTEMBER 8, 2023, IN DEPARTMENT FOUR.**

**3. MATTER OF GERSHOWITZ, 23CV0844**

**OSC Re: Name Change**

**TENTATIVE RULING # 3: ABSENT OBJECTION, PETITION IS GRANTED AS REQUESTED.**

**4. HINES v. SCHWINDT, 23UD0221**

**Defendant's Motion to Set Aside/Vacate Default and Default Judgment**

**TENTATIVE RULING # 4: APPEARANCES ARE REQUIRED AT 1:30 P.M., FRIDAY,  
SEPTEMBER 8, 2023, IN DEPARTMENT FOUR.**

**5. URBAN SUNRISE, LLC, ET AL. v. VOGT, ET AL., 22CV0024**

**(1) Defendants' Motion for Summary Judgment**

**(2) Plaintiffs' Motion for Summary Adjudication**

On the court's own motion, matters are continued to September 29, 2023. The court assures the parties this will be the last continuance on these motions and apologizes for any inconvenience to the parties.

**TENTATIVE RULING # 5: MATTER IS CONTINUED TO 1:30 P.M., FRIDAY, SEPTEMBER 29, 2023, IN DEPARTMENT FOUR.**

**6. KRAASSOVSKAYA v. SANDERS, 23CV1097****Motion for Change of Venue**

This is a personal injury action arising from a motor vehicle accident that occurred at the intersection of California Highway 12 and California Highway 88 in an unincorporated area of San Joaquin County. (Decl. of Arthur Sanders, ¶ 3.)

Pursuant to Code of Civil Procedure section 395, an action seeking recovery for personal injury or property damage is triable “in either the county where the injury occurs ... or the county in which the defendants, or some of them reside at the commencement of the action.” (*Id.*, subd. (a); see also *Brown v. Superior Court* (1984) 37 Cal.3d 477, 483.)

In this case, the accident at issue occurred in San Joaquin County. Further, all three defendants resided in San Joaquin County at the commencement of the action. Thus, the proper venue for this matter is San Joaquin County Superior Court. While the court acknowledges plaintiff’s claim of hardship, the venue rules designate San Joaquin County as the proper place for trial of the action.

**TENTATIVE RULING # 6: MOTION IS GRANTED. ACTION IS TRANSFERRED TO SAN JOAQUIN COUNTY. PLAINTIFF IS RESPONSIBLE FOR THE PAYMENT OF ANY TRANSFER FEES. NO HEARING ON THIS MATTER WILL BE HELD (*LEWIS v. SUPERIOR COURT* (1999) 19 CAL.4TH 1232, 1247), UNLESS A NOTICE OF INTENT TO APPEAR AND REQUEST FOR ORAL ARGUMENT IS TRANSMITTED ELECTRONICALLY THROUGH THE COURT’S WEBSITE OR BY TELEPHONE TO THE COURT AT (530) 573-3042 BY 4:00 P.M. ON THE DAY THE TENTATIVE RULING IS ISSUED. NOTICE TO ALL PARTIES OF AN INTENT TO APPEAR MUST BE MADE BY TELEPHONE OR IN PERSON. PROOF OF SERVICE OF SAID NOTICE MUST BE FILED PRIOR TO OR AT THE HEARING.**