

**Judge Mosbarger – Law & Motion – Wednesday, April 17, 2024 @ 9:00 AM
TENTATIVE RULINGS**

1. 23CV03296 IN RE THE PETITION OF: KAUTZ, PAIGE MORGAN

EVENT: Petition for Change of Name

The Court will hear from the parties.

2. 23CV03426 HARDIMAN, MARK V. SIGNAL TECHNOLOGY, LLC

EVENT: Motion to Strike

Plaintiff's Request for Judicial Notice is denied. The Cal/WARN Act allegations are irrelevant and improper because the PAGA statute expressly provides that a PAGA claim cannot be based upon violation of a notice requirement under the Labor Code: "No action shall be brought under this part for any violation of a posting, notice, agency reporting, or filing requirement of this code, except where the filing or reporting requirement involves mandatory payroll or workplace injury reporting." *Labor Code* §2699(g)(2). The Court finds that the Cal/WARN Act is a notice requirement not involving mandatory payroll or workplace injury reporting and cannot form a basis for a PAGA claim. The Motion to Strike is granted, with leave to amend. Counsel for the Defendant shall submit a form of order consistent with this ruling within two weeks. The Court continues the Case Management Conference currently set for May 29, 2024 to July 31, 2024 at 10:30 a.m.

3. 23CV03501 IN RE: CORTES, PRISCILLA

EVENT: Petition for Change of Name

The Court will hear from the parties.

4. 23CV03564 IN RE: STRAND, KRISTA LYNN

EVENT: Petition for Change of Name

The Court has not yet received proof of publication. If there is no appearance by the Petitioner and the Court still has not received proof of publication, the Petition will be denied without prejudice.

5. 24CV00199 IN RE: BISH, BRANDEE LEE

EVENT: Petition for Change of Name

The Court has not yet received proof of publication nor proof of service on the father as required by *Code of Civil Procedure* §1277(a). The Court will hear from the Petitioner.

6. **24CV00530 IN RE: STEIDL, DANIELLE**

EVENT: Petition for Change of Name

The Court has not yet received proof of service on the father as required by *Code of Civil Procedure* §1277(a). The Court will hear from the Petitioner.

7. **24CV00935 SANDELMAN, RAYMOND L V. LESLIE DALE BRADLEY, ADMINISTRATOR**

EVENT: Order of Examination

The Court notes that the judgment creditor is required to tender mileage fees to the third person upon service of the Order or else the Order is not effective. *Code of Civil Procedure* §708.120(f). There is no proof of tender of mileage fees. The Court will hear from counsel.