

Tentative Rulings
April 22, 2024
Department 42

Tentative Rulings for Guardianship cases can be found in the link titled, “Department Guardianships - Tentative Rulings.”

This Court does not follow the procedures described in Rules of Court, Rule 3.1308(a). Tentative rulings appear on the calendar outside the court department on the date of the hearing, pursuant to California Rule of Court, Rule 3.1308(b)(1). As a courtesy to counsel, the court also posts tentative rulings no less than 12 hours in advance of the time set for hearing. The rulings are posted on the court’s website (www.shasta.courts.ca.gov) and are available by clicking on the “Tentative Rulings” link. A party is not required to give notice to the Court or other parties of intent to appear to present argument.

Per Local Rule 5.13, telephonic appearances through CourtCall (888-882-6878; courtcalls.com) are generally permitted on the Law & Motion and Resolution Review calendars and can be made without leave of Court.

11:00 a.m. – Case Management Conference

SIERRA PACIFIC WAGE AND HOUR CASES

Case Number: 5235

Tentative Ruling on Case Management Conference: This coordinated proceeding is on calendar for a Case Management Conference. The Court has reviewed the Case Management Conference Statements filed by Plaintiff Smith and Defendant Sierra Pacific Industries.

STAY. The *McDonald* matter remains stayed pending appeal.

CLASS NOTICE. The Court appreciates the efforts made by SPI in identifying employees placed at SPI by staffing agencies and is in agreement with SPI’s suggestions regarding the employees at SPI placed by Sonora Employment Agency. The Court invites Plaintiff McDonald to discuss the proposals made by SPI.

MOTIONS. There are currently no motions pending in the *Smith* matter. Pending in *McDonald* are SPI’s Motion for Extension of Time to Comply with Court Order Due to Impossibility that was filed on August 31, 2023 and SPI’s Motion for Protective Order Regarding Preservation and Production of Video Camera Footage that was filed on September 1, 2023. Both motions are stayed.

TRIAL DATES. *McDonald* is not presently set for trial. The Court notes that Plaintiffs in *Smith* filed their Third Amended Complaint on February 28, 2024. SPI filed an Answer on April 2, 2024. As the matter is now at issue, the parties should be ready to discuss a timeline for a Motion for Class Certification.

FURTHER CASE MANAGEMENT CONFERENCE DATE. The Court intends to set a further Case Management Conference and will discuss available dates with counsel.