

## SUMMARY OF JULY 2024 LOCAL RULE REVISIONS

### 8.05.07 TENTATIVE RULING SYSTEM

A. GENERAL. The Superior Court for El Dorado County adopts the following tentative ruling system pursuant to California Rules of Court, rule 3.1308(a)(1) for all matters set on the regularly scheduled law and motion calendars of both the Western Slope and South Lake Tahoe Branches. The tentative rulings can be obtained in two ways: for Department 5:

- (1) Online: The tentative rulings and complete written rationale for each tentative ruling will be posted on the El Dorado County Superior Court web site at [www.eldorado.courts.ca.gov](http://www.eldorado.courts.ca.gov) by no later than 2:00 p.m. on the court day preceding the date the matter is set on the law and motion calendar. The tentative ruling and the rationale can be viewed on the web site by clicking on the “Tentative Rulings” link. The tentative rulings are listed by department and calendar date. Simply click on the tentative rulings for the assigned department Department 5 and then click on the date you wish to view.
- (2) By Telephone: The tentative rulings providing the disposition of the matter only, without the rationale, can also be obtained by calling the Western Slope Branch at (530) 621-6726 or the South Lake Tahoe Branch at (530) 573-3075 beginning at 2:00 p.m. on the court day preceding the date the matter is set on the law and motion calendar.

### B. TENTATIVE RULING PROCEDURE

- (1) Acceptance or Rejection of Tentative Ruling
  - a. If you wish to accept the tentative ruling which has been issued, or do not wish to oppose it, you do not need to do anything. If no notice of intent to appear and request oral argument is received from any party to the matter by 4:00 p.m. on the day the tentative ruling is issued, the tentative ruling will automatically become the final order of the court pursuant to California Rules of Court, rule 3.1308(a)(1).
  - b. If you do not wish to accept the tentative ruling in its entirety, you must give notice of your intent to appear and request oral argument as to the specific aspects of the tentative ruling you wish to challenge to both the court and all parties to the action through the procedures listed below by 4:00 p.m. on the day the tentative ruling is issued. If you do not give such notice and request oral argument by 4:00 p.m., the tentative ruling will become the final order of the court as provided in California Rules of Court, rule 3.1308(a)(1).
- (2) Notice of Intent to Appear and Request Oral Argument
  - a. A notice of intent to appear and request oral argument must be transmitted to the court either electronically through the court’s website, or via telephone

call by 4:00 p.m. on the day the tentative ruling is issued.

- b. Electronic requests must be sent directly from the tentative rulings link of the court's web site by clicking on the "Request for Oral Argument" button on the department's tentative ruling page.
  - c. Phone requests must be placed to [the Western Slope Branch at \(530\) 621-6725](#) or [the South Lake Tahoe Branch at \(530\) 573-3042](#) and must provide all the information required on the request form found on the court's web site.
  - d. Notice to all parties of your intent to appear must be made by telephone or in person pursuant to California Rules of Court, rule 3.1308(a)(1).
- (3) Scheduling of Oral Argument

- a. Matters in which the parties' total time estimate for argument is 15 minutes or less will automatically be set for hearing on the law and motion calendar on the court day following the issuance of the tentative ruling unless otherwise notified by the court. The 15-minute time limit for argument heard on the law and motion calendar will be strictly enforced. For matters in which the parties' total time estimate for argument is more than 15 minutes, the court will endeavor to set long cause oral argument requests for hearing within 10 court days of the issuance of the tentative ruling, or as soon thereafter as the matter can be heard.
- b. Notification of the selected hearing date for matters not automatically set for oral argument on the next day's law and motion calendar will be provided to the requesting party by 5:00 p.m. on the date the tentative ruling is issued.
- c. Notification to all other parties of the hearing date for matters not automatically set for oral argument on the next day's law and motion calendar is the sole responsibility of the requesting party.

(4) Appearances

- a. Except where the tentative ruling states that "appearances are required" or, having received a request for oral argument of 15 minutes or less, the matter has been automatically scheduled for hearing on the next day's law and motion calendar, no other appearances will be required nor permitted at the law and motion calendar on the day following the issuance of the tentative ruling.
- b. Unless otherwise indicated in the tentative ruling, appearances for oral argument may be made either in person or remotely per the Presiding Judge's orders.

(Revised- ~~July 1, 2024~~ [January 1, 2022](#))