

Tentative Rulings for June 24, 2026 Department 5

**To request oral argument, you must notify Judicial Secretary
Molly Frabotta at (760) 904-5722
and inform all other counsel no later than 4:30 p.m.**

This court follows California Rules of Court, Rule 3.1308 (a) (1) for tentative rulings (see Riverside Superior Court Local Rule 3316). Tentative Rulings for each law & motion matter are posted on the Internet by 3:00 p.m. on the court day immediately before the hearing at [Riverside Superior Court-Tentative Rulings](#). If you do not have Internet access, you may obtain the tentative ruling by telephone at (760) 904-5722.

To request oral argument, no later than 4:30 p.m. on the court day before the hearing you must (1) notify the judicial secretary for Department 5 at (760) 904-5722 and (2) inform all other parties of the request and of their need to appear remotely, as stated below. If no request for oral argument is made by 4:30 p.m., the tentative ruling **will become the final ruling** on the matter effective the date of the hearing. **UNLESS OTHERWISE NOTED, THE PREVAILING PARTY IS TO GIVE NOTICE OF THE RULING.**

For information and instructions on remote appearances via **ZOOM**, visit the court's website at [Riverside Superior Court-Remote Appearances](#)

You may also make a Telephonic Appearance: On the day of the hearing, call into one of the below listed phone numbers, and input the meeting number (followed by #):

- Call-in Numbers: 1-833-568-8864 (Toll Free), 1-669-254-5252,
1-669-216-1590, 1-551-285-1373 or 1-646-828-7666
- Meeting Number: **161 782 8254**

Please **MUTE** your phone until your case is called and it is your turn to speak. It is important to note that you must call fifteen (15) minutes prior to the scheduled hearing time to check in or there may be a delay in your case being heard.

Riverside Superior Court provides official court reporters for hearings on law and motion matters only for litigants who have been granted fee waivers and only upon their timely request. (See General Administrative Order No. 2021-19-1) Other parties desiring a record of the hearing must retain a reporter pro tempore.

1.

CASE #	CASE NAME	HEARING NAME
CVRI2404703	ORTIZ VS R-RIVAS TRUCKING INC.	MOTION TO STRIKE COMPLAINT

Tentative Ruling:

The hearing on the defendants' motion to strike a portion of the complaint is continued to 7-29-26 at 8:30 A.M. in this department. No later than 7-10-26, the parties shall meet and confer in the manner required by section 435.5. No later than 7-20-26, the defendants shall do one of the following: (1) vacate the hearing on the motion to strike and file an answer to the Complaint; (2) file with the court a stipulation indicating that the parties have agreed that Plaintiff will file an amended complaint before the date set forth above; or (3) file with the court a declaration stating the means by which the parties met and conferred and identifying the specific objections in the motion to strike that the parties were unable to resolve.

Analysis:

Before filing a motion to strike, the moving party must meet and confer in person, by telephone, or by videoconference with the party who filed the pleading that is the subject of the motion. (CCP sec 435.5, subd. (a).) Rather than comply, the defendant merely sent an email to plaintiff's counsel. Unless followed up with a real-time conversation with opposing counsel, merely sending a letter is not a good-faith effort to resolve disputes regarding the sufficiency of a pleading.

2.

CASE #	CASE NAME	HEARING NAME
CVRI2501622	MITSUBISHI HC CAPITAL AMERICA INC, VS PNG AUTO TRANSPORT, INC.	MOTION TO SET ASIDE DEFAULT

Tentative Ruling:

The motion for relief from default is granted. Medina shall file and serve her answer no later than 7-8-26.

Analysis:

The reasons expressed by the defendant for her delay in responding to the complaint, while not the most prudent, are nevertheless rational. Moreover, there is no prejudice to the plaintiff, since the co-defendant has answered, and thus the merits of the claim would need to be litigated even if this motion were to be denied.

3.

CASE #	CASE NAME	HEARING NAME
CVRI2501859	DACHA VS DEBORAH STRELETZ M.D. AS THE DIRECTOR OF RIVERSIDE COMMUNITY HOSPITAL FAMILY MEDINE RESIDENCY	MOTION TO VACATE JUDGMENT

Tentative Ruling:

The petitioner's motion to vacate the judgment is denied.

Analysis:

On April 9, 2026, the petitioner filed both (1) her motion to vacate the judgment of dismissal and (2) her notice of appeal of that judgment. The filing of that appeal stayed the jurisdiction of the trial court over that judgment. (CCP sec. 916, subd. (a).) Instead, jurisdiction over that judgment is thereafter exclusively in the Court of Appeal.