

1 **Important Information for Tentative Rulings and Hearings:**

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3 1. Please review and follow the Tentative Ruling Instructions which can be found on the
4 Court’s website using the following link: [https://sf.courts.ca.gov/divisions/unified-family-
5 court/ufc-tentative-rulings](https://sf.courts.ca.gov/divisions/unified-family-court/ufc-tentative-rulings).
- 6 2. If you wish to make an objection to the Tentative Ruling in your case, you must notify the
7 other party (unless there is a restraining order in place) and the Court Clerk in the
8 Department where the hearing is scheduled of your objection by 4:00 PM the Court day prior
9 to the hearing date. Court days do not include Court holidays, Saturdays, or Sundays. The
10 Court’s Holiday Schedule can be found on the Court’s website using the following link:
11 <https://sf.courts.ca.gov/general-information/holiday-schedules>.
- 12 3. To contact the Court Clerk in Dept. 403 to make an objection to the Tentative Ruling in your
13 case, please call (415) 551–3741 or send an email to Department403@sftc.org.
- 14 4. To contact the Court Clerk in Dept. 404 to make an objection to the Tentative Ruling in your
15 case, please call (415) 551–3744 or send an email to Department404@sftc.org.
- 16 5. When you contact the Court Clerk to make an objection to the Tentative Ruling in your case,
17 please specify the paragraph(s) and / or line number(s) of the Tentative Ruling which
18 contains the language to which you object.
- 19 6. You may appear at your hearing either (a) in-person; (b) by video; or (c) by phone. Pursuant
20 to SFLR 11.7(D)(4), if you choose to appear by video or phone, you must be continuously
21 connected to Zoom from 8:50 a.m. until 12:00 p.m. or until your hearing is concluded. If you
22 fail to appear in-person, by video, or phone, the Court may proceed with the hearing in your
23 absence. The Court is not required to contact you before your hearing.
- 24 7. If you choose to appear by video or by phone, you must comply with the Notice and
25 Instructions for Remote Appearances in San Francisco Family Court set forth below.
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**SAN FRANCISCO SUPERIOR COURT
UNIFIED FAMILY COURT
NOTICE AND INSTRUCTIONS FOR REMOTE APPEARANCES**

You may appear at your court hearing either (1) in-person or (2) remotely by video or telephone. If you fail to appear in-person or remotely by video or telephone, the court may proceed with the hearing in your absence. *The clerk will NOT contact you.* Remote appearances by video or telephone can be made utilizing the **ZOOM** platform, **effective January 2, 2024:**

- If you are *joining by video*, go to www.zoom.com/join and follow the instructions below:
 - Type in the Meeting ID (*see below for department Meeting IDs and Passcodes*) and click "Join".
 - Click "Launch Meeting" then "Open zoom.us".
 - Zoom will launch and you will be asked for the Meeting Passcode. *Enter the passcode for your Meeting ID for the respective department for your court hearing.*
 - Enable your camera and click "Join".
 - Once you join, a prompt to use computer audio will appear, click "Join with Computer Audio".
 - ***Enter your full first and last name TO IDENTIFY YOURSELF TO THE COURT.***
 - Using headphones may help you hear more clearly.
- If you are *joining by phone*, dial 1-(669)254-5252 or 1-(669)216-1590 and enter the Meeting ID and Passcode as described below.

**Department 403
Meeting ID: 161 463 0304
Passcode: 114482**

You can also log into your hearing **directly** using the link below:
<https://sftc-org.zoomgov.com/j/1614630304?pwd=OTZlcVZaQlRYWXPfQ2hTaEFuZnhIZz09>

**Department 404
Meeting ID: 161 305 3325
Passcode: 282709**

You can also log into your hearing **directly** using the link below:
<https://sftc-org.zoomgov.com/j/1613053325?pwd=SkdXWGVkQkpwckJSNnJwSSSttYkR6dz09>

When you join the hearing on Zoom:

1. **You are to mute your audio when you are not speaking.**
2. State your name before you speak for proper identification to the court and for all the parties in your case. Only one person **MUST** speak at a time.

PROHIBITION ON RECORDING: Do not record the hearing in any way. Any recording of a court proceeding, *including screen shots, other visual or audio copying* of the hearing, is **prohibited**. Any violation is punishable to the fullest extent under the law, including but not limited to monetary sanctions up to \$1,000, restricted entry to future hearings, or other sanctions deemed appropriate by the court.

1 SUPERIOR COURT OF CALIFORNIA
2 COUNTY OF SAN FRANCISCO
3 UNIFIED FAMILY COURT
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6 COUNTY OF SAN FRANCISCO,

7 Petitioner

8 VS.

9 GERMAN BALUX TZAJ,

10 Respondent

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) Case Number: FCS-22-356037

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) Hearing Date: March 28, 2024

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) Hearing Time: 9:00 AM

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) Department: 404

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) Presiding: MICHELLE TONG
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11
12 REQUEST FOR ORDER CHANGE OF CHILD SUPPORT

13 **TENTATIVE RULING**

14 Having read and considered the pleadings, declarations, and other evidence submitted in this matter, the
15 Court makes the following findings and orders:

16 **A. Procedural History**

- 17 1) On 12/9/2022, a Stipulation for Judgment Regarding Parental Obligations was filed, which
18 requires Respondent (Father) to pay to Other Parent (Mother) \$1,164 per month in guideline child
19 support for their child Keily (DOB: 7/30/2020).
- 20 2) On 8/31/2023, the Department of Child Support Services filed a Notice Regarding Payment of
21 Support, Substitution of Payee. The Department of Child Support Services is no longer providing
22 services in this case.
- 23 3) On for hearing is Father's 10/25/2023 Request for Order seeking to modify the child support
24 order filed 12/9/2022. Father states that he is "no longer working at my job since September
25 2023" and that he "recently had an accident at work...but could not afford the medical bills."
26 Father requests to set child support at \$0.
- 27 4) On 10/25/2023, Father filed an Income and Expense Declaration stating that he has been
28 unemployed since September 2023. Father does not list any unemployment benefit income.
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- 1 5) Per the Proof of Service filed 1/8/2024, Father's Request for Order, Income and Expense
2 Declaration, Tentative Ruling Instructions, and blank Responsive Declaration and Income and
3 Expense Declaration were personally served on Mother on 12/31/2023.
- 4 6) The prior 1/23/2024 hearing was continued to 3/28/2024 because the papers were not served on
5 Mother far in enough in advance of the prior hearing date.
- 6 7) Mother has filed no responsive pleadings nor did she appear at the prior 1/23/2024 hearing date.

7 **B. Findings and Orders**

- 8 1) Effective 4/1/2024, the Court sets child support at \$0.
 - 9 2) The Court will prepare the order.
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1 SUPERIOR COURT OF CALIFORNIA
2 COUNTY OF SAN FRANCISCO
3 UNIFIED FAMILY COURT
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5
6 ELIZABETH DEBASSIO,

7 Petitioner

8 VS.

9 IAN DE LEOZ,

10 Respondent

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) Case Number: FPT-23-378163

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) Hearing Date: March 28, 2024

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) Hearing Time: 9:00 AM

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) Department: 404

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) Presiding: MICHELLE TONG
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11
12 ORDER TO SHOW CAUSE AND AFFIDAVIT FOR CONTEMPT

13 **TENTATIVE RULING**

- 14 1) On for hearing is Petitioner’s Order to Show Cause and Affidavit for Contempt filed 1/25/2024
15 alleging that Respondent violated a term in the parties’ stipulation related to Peaceful Communication
16 filed 10/16/2023.
- 17 2) On 2/21/2024, Petitioner filed a Proof of Service indicating that his Order to Show Cause and
18 Affidavit for Contempt was mailed to Respondent.
- 19 3) On 3/15/2024, Respondent filed three pleadings: a Response to Respondent’s Order to Show Cause
20 and Affidavit for Contempt, a declaration by Alexandria DeBassio, and a declaration by Renee
21 Penaloza.
- 22 4) On 3/20/2024, Charles A. Young filed a Notice of Limited Scope Representation stating that he will
23 represent Respondent at the 3/28/2024 hearing, which Mr. Young “understands is set for initial
24 arraignment.”
- 25 5) **Appearances required for arraignment. The parties may appear in-person, by video, or by**
26 **phone. If a party chooses to appear by video or by phone, that party must abide by the Notice**
27 **and Instructions for Remote Appearances in San Francisco Family Court set forth above.**
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SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN FRANCISCO
UNIFIED FAMILY COURT

SONIA WADHAWAN,)	Case Number: FDI-17-788257
Petitioner)	Hearing Date: March 28, 2024
VS.)	Hearing Time: 9:00 AM
DEEPAK CHUGH,)	Department: 404
Respondent)	Presiding: MICHELLE TONG
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REQUEST FOR ORDER MINOR'S SCHOOL CHOICE, EXTRACURRICULAR ACTIVITIES, AND ASSOCIATED EXPENSES

TENTATIVE RULING

Having read and considered the pleadings, declarations, and other evidence submitted in this matter, the Court makes the following findings and orders:

- 1) The parties attended mediation on February 5 and March 5, 2024 and resolved where their child, Sasha, will attend school for the 5th grade and extracurricular activities.
- 2) The outstanding matter for judicial consideration is where Sasha will attend school from 6th through 8th grades.
- 3) The Court reserves ruling on where Sasha will attend school from 6th through 8th grades because that decision is premature at this time.
- 4) Mother is ordered to participate and cooperate in the application process to other academic programs for the academic year beginning in Fall of 2025 (6th grade).
- 5) The parties shall continue to work their family court mediator, Dr. Chandler Hoffman, after school acceptance letters are finalized to assist the parties in the school choice decision.
- 6) Parties shall not suggest, influence, shame, guilt Sasha about where they want her to attend school for grades 6 through 8.

1 7) The Court sets a school choice review for Fall 2025 academic year on August 6, 2024 at 9:00AM in
2 Department 404.

3 8) Parties shall file and serve updated declarations 10 days before the next court date and are reminded
4 to check the court website the Court day before by 2:00PM for the tentative ruling.

5 9) Mother's counsel will prepare the order.

6 10) **Preparation of Order:** If you are directed by the court to prepare the order after hearing – within 10
7 calendar days of the hearing you must either: (a) Serve the proposed order to the other party/counsel
8 for approval, and follow the procedures set forth in CA Rules of Court, Rule 5.125(c), or (b) If the
9 other party did not appear or the matter was uncontested, submit the proposed order after hearing
10 directly to the court. Failure to submit the order after hearing within 10 days may allow the other
11 party to prepare a proposed order and submit it to the court in accordance with CA Rules of Court,
12 Rule 5.125(d).

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1 SUPERIOR COURT OF CALIFORNIA
2 COUNTY OF SAN FRANCISCO
3 UNIFIED FAMILY COURT
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5
6 CASEY MARTINEZ,

7 Petitioner

8 VS.

9 GREGORY MARTINEZ,

10 Respondent

)
) Case Number: FDI-18-790025

)
) Hearing Date: March 28, 2024

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) Hearing Time: 9:00 AM

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) Department: 404

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) Presiding: MICHELLE TONG
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11
12 REQUEST FOR ORDER FOR CHANGE OF CHILD CUSTODY, VISITATION (PARENTING TIME),
13 CHILD SUPPORT, ENFORCEMENT OF JUDGMENT, REIMBURSEMENT OF LOST RENTAL
14 INCOME, ATTORNEY FEES PER JUDGMENT

15 **TENTATIVE RULING**

16 Having read and considered the pleadings, declarations, and other evidence submitted in this matter, the
17 Court makes the following findings and orders:

18 **A. Custody and Visitation**

- 19 1) The parties have one minor child together, Victoria, age 17. Child turns 18 in May.
20 2) Mother did not file a responsive pleading.
21 3) Parties attended mediation on February 14, 2024. This was a partial stipulation signed by
22 Mother, but not Father.
23 4) The Court awards sole legal and sole physical custody of Victoria to Father until minor turns 18.
24 5) Victoria shall have the independent choice to visit and communicate with Mother when it is best
25 for their respective schedules.
26 6) Father shall encourage Victoria to spend time with Mother.
27 7) Father is reminded to inform and notify Mother of all academic, medical and legal matters
28 involving Victoria; including but not limited to extracurricular activities and school celebrations
29 like dances and graduation.

1 **A. Child Support**

- 2 1) Father did not file a Statement of Support Calculations, as required by San Francisco Local Rules,
3 rule 11.7(A)(2)(b) and Mother has not filed an Income and Expense Declaration as required by
4 California Rules of Court, rule 5.260.
- 5 2) The hearing on Father's request to modify child support is continued to Tuesday, 6/18/2024 at
6 9:00 AM in Dept. 404.
- 7 3) No later than 4/15/2024, Mother shall file and serve an updated Income and Expense Declaration.
8 Mother is warned that failure to do so may cause the Court to draw negative inferences against
9 Mother with respect to her income.
- 10 4) At least 16 Court days prior to the next hearing date, Father shall file and serve a proposed
11 Statement of Support Calculations.

12 **B. Father's Request for Enforcement of Judgment and Request for Reimbursement of \$134,000**
13 **Due to Lost Rental Income**

- 14 1) Section 5.1.3.3 of the parties' Marital Settlement Agreement attached to the parties' 10/11/2019
15 Judgment states: "With the exception of the Parties' children, Casey confirms and agrees there
16 will be no other 3rd party occupancy of the Lincoln Way unit, and a breach of this term will
17 automatically terminate her right to occupancy of the Lincoln Way unit." Section 5.1.3.8 and
18 5.1.39 state: "the cost of any damages resulting from Casey's willful or negligent damage to the
19 unit (outside of normal wear and tear) will be paid by Casey to Greg from the remaining
20 equalizing settlement payment of \$75,000, if not paid by the end of Casey's 5-year residency
21 period in the Lincoln Way unit...Casey agrees at the end of her 5-year residency period to return
22 the Lincoln Way unit to Greg in the same condition as when she moved into the unit (outside of
23 normal wear and tear). Any damage or repairs needed to the unit at the time of Casey's vacancy
24 will be charged against the \$75,000 equalizing payment being made by Greg to Casey at the end
25 of the 5-year residency period." Section 5.1.5.6 states: "The Parties agree that at the end of
26 Casey's 5-year residency period, Greg will pay Casey a final equalizing payment of \$75,000
27 [cash] within 5-business days of Casey's vacancy of the Lincoln Way unit."
- 28 2) The Court finds that when Mother allowed her father to move into the Lincoln Way unit on
29 October 2020, her right to occupancy of the unit automatically terminated under section 5.1.3.3 of

1 the parties' MSA. However, Father did not bring a motion to enforce the terms of the parties'
2 Judgment until 12/13/2023, which the Court finds is an unreasonable delay. Father's request for
3 reimbursement for lost rent for the period November 2020 – mid-December 2023 is denied. The
4 Court will, however, grant to Father 3.5 months of lost rent in the amount of \$3,000 / month
5 (based on Father's unrefuted assertion that this is the rental rate for the Lincoln Way unit) for the
6 period mid-December 2023 – March 2024, for a total of \$10,500.

7 3) The Court finds that Mother breached her agreement to return the Lincoln Way unit to Father in
8 move-in condition. Father's request that Mother compensate him for \$20,000 for painting,
9 extensive repairs, and deep cleaning of the unit is hereby granted.

10 4) Father may deduct \$30,500 from the \$75,000 equalizing payment he owes Mother.

11 5) Because the amount Mother owes to Father (\$30,500) is less than the \$75,000 equalizing payment
12 Father owes Mother, Father's request for credits against one-half of rental income he receives
13 from the tenants in Lincoln Way and future spousal support payments is denied.

14 **C. Father's Request for \$10,000 in Attorney Fees**

15 1) Section 11.5 of the parties' MSA states: "In the event that either Party shall be required to bring
16 an action against the other Party to obtain any performance by the other Party of the terms and
17 conditions of this Agreement...such Party shall be entitled, if the action shall be determined in
18 that Party's favor, to receive from the other Party such reasonable attorney's fees and costs in
19 respect of said action and all litigation costs..."

20 2) Father's request for \$10,000 in attorney's fees and costs is denied as the Court finds the request is
21 unreasonable. The Court will, however, grant to Father \$5,000 in prevailing party attorney's fees
22 under Section 11.5. Father may also deduct this amount from the \$75,000 he owes Mother.

23 **D. Preparation of Order**

24 1) Father's counsel shall prepare the order.

25 2) **Preparation of Order:** If you are directed by the court to prepare the order after hearing – within
26 10 calendar days of the hearing you must either: (a) Serve the proposed order to the other
27 party/counsel for approval, and follow the procedures set forth in CA Rules of Court, Rule
28 5.125(c), or (b) If the other party did not appear or the matter was uncontested, submit the
29 proposed order after hearing directly to the court. Failure to submit the order after hearing within

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10 days may allow the other party to prepare a proposed order and submit it to the court in accordance with CA Rules of Court, Rule 5.125(d).

1 SUPERIOR COURT OF CALIFORNIA
2 COUNTY OF SAN FRANCISCO
3 UNIFIED FAMILY COURT
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5
6 MICHAEL SPENCER DURANCEAU,

7 Petitioner

8 VS.

9 MEREDITH LEIGH INNES,

10 Respondent

)
) Case Number: FDI-20-793591

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) Hearing Date: March 28, 2024

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) Hearing Time: 9:00 AM

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) Department: 404

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) Presiding: MICHELLE TONG
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11
12 REQUEST FOR ORDER CHANGE OF VENUE

13 **TENTATIVE RULING**

14 Having read and considered the pleadings, declarations, and other evidence submitted in this matter, the
15 Court makes the following findings and orders:

16 **A. Procedural History**

- 17 1) On for hearing is Petitioner's 1/16/2024 Request for Order seeking to transfer venue of this
18 matter to Sonoma County.
- 19 2) On 3/15/2024, Respondent filed a Responsive Declaration asking the Court to (a) grant
20 Petitioner's request to transfer venue of this matter to Sonoma County and (b) order Respondent
21 to reimburse to Petitioner \$816.29, which represents one-half of the \$1,632.58 in legal fees
22 Respondent incurred for her attorney to draft a Stipulation and Order to memorialize custody and
23 visitation agreements and to memorialize the parties' agreement to transfer venue of this matter to
24 Sonoma County that Petitioner then refused to sign.
- 25 3) Petitioner did not file a Reply Declaration.

26 **B. Findings and Orders**

- 27 1) Petitioner's request to transfer venue of this matter to Sonoma County is hereby granted.
- 28 2) Petitioner shall open a case in Sonoma County forthwith and shall commence whatever steps are
29 necessary to transfer venue of this matter to Sonoma County.

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- 3) The parties shall be equally responsible for all fees necessary to transfer venue of this matter to Sonoma County.
- 4) Respondent's request that the Court order Petitioner to reimburse to her \$816.29 in legal fees is denied.
- 5) The Court will prepare the order.

1 SUPERIOR COURT OF CALIFORNIA
2 COUNTY OF SAN FRANCISCO
3 UNIFIED FAMILY COURT
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5
6 CHARLES ALBERT,

7 Petitioner

8 VS.

9 CAMILLE SEMENIUK,

10 Respondent

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) Case Number: FDI-22-796544

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) Hearing Date: March 28, 2024

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) Hearing Time: 9:00 AM

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) Department: 404

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) Presiding: MICHELLE TONG
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11
12 REQUEST FOR ORDER RE: SPOUSAL OR PARTNER SUPPORT, ATTORNEY FEES AND COSTS,
13 PROPERTY CONTROL

14 **TENTATIVE RULING**

15 Having read and considered the pleadings, declarations, and other evidence submitted in this matter, the
16 Court makes the following findings and orders:

17 **A. Procedural History**

- 18 1) On for hearing is Respondent's 1/10/2024 Request for Order asking the Court to (a) order
19 Petitioner to pay her temporary spousal support, (b) prohibit the sale of the 3-flat property located
20 at 3723 Sacramento St. in San Francisco, (c) access to all financial accounts and records, and (d)
21 \$30,000 in need-based attorney's fees and costs.
- 22 2) On 3/18/2024, Petitioner filed a Responsive Declaration asking the Court to (a) order the
23 immediate sale of one, two, or all three of the condominium units located at 3723, 3725, and
24 32727 Sacramento St. in San Francisco, (b) order Respondent to vacate the 3723 unit within 30
25 days, (c) grant Respondent sole-decision-making authority to ready the properties for sale and
26 order Respondent to follow the advice of real estate broker Justin Goldberg of Compass Realty to
27 maximize proceeds of sale, (d) order Respondent to cooperate with the real state broker, (e) each
28 party to receive \$50,000 directly from escrow from the net sale proceeds and any remaining sale
29 proceeds to be deposited into an interest-bearing account held by Petitioner's counsel. Petitioner

1 states that Respondent already has full access to all accounts and account statements. Petitioner
2 also states that: Respondent occupies the 3723 unit with the parties adult children and the other
3 two units are vacant; \$18,000 in mortgage and HELOC payments are due each month on all three
4 units; the parties are unable to refinance the mortgage loans; the community has incurred
5 \$300,000 to cover Respondent's living expenses and the costs of these units; and the parties do
6 not earn sufficient income to cover the \$18,000 per month costs and that even if the units were
7 rented the total income generated would be \$11,000 per month which is not sufficient to cover the
8 monthly costs of these units.

9 3) On 3/21/2024, Respondent filed a Reply Declaration

10 **B. Findings and Orders**

- 11 1) On the Court's own motion, this hearing is continued to Tuesday, 6/18/2024 at 9:00 AM in Dept.
12 404 to provide the parties additional time to attend their upcoming Mandatory Settlement
13 Conference and meet and confer and for Respondent to file the requisite Income and Expense
14 Declaration.
- 15 2) At least 20 calendar days prior to the next hearing date, if the parties have been unable to reach a
16 full agreement regarding the pending issues, Respondent shall file and serve a fully completed
17 Income and Expense Declaration. Respondent shall visit the ACCESS Center to obtain assistance
18 with this order.
- 19 3) Petitioner's attorney shall prepare the order.
- 20 4) **Preparation of Order:** If you are directed by the court to prepare the order after hearing – within
21 10 calendar days of the hearing you must either: (a) Serve the proposed order to the other
22 party/counsel for approval, and follow the procedures set forth in CA Rules of Court, Rule
23 5.125(c), or (b) If the other party did not appear or the matter was uncontested, submit the
24 proposed order after hearing directly to the court. Failure to submit the order after hearing within
25 10 days may allow the other party to prepare a proposed order and submit it to the court in
26 accordance with CA Rules of Court, Rule 5.125(d).
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1 SUPERIOR COURT OF CALIFORNIA
2 COUNTY OF SAN FRANCISCO
3 UNIFIED FAMILY COURT
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6 AMANDA LORRAINE FULFORD,)
7 Petitioner) Case Number: FDI-22-797070
8 VS.) Hearing Date: March 28, 2024
9 DAVID ERNESTO SALGUERO,) Hearing Time: 9:00 AM
10 Respondent) Department: 404
11) Presiding: MICHELLE TONG
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15 REQUEST FOR ORDER CHANGE OF SPOUSAL OR PARTNER SUPPORT, CHILD SUPPORT;
16 REQUEST FOR ORDER HEAR MOTION TO DISMISS ON 3/28/24 FOR RESPONDENTS RFO RE:
17 SUPPORT

18 **TENTATIVE RULING**

19 Having read and considered the pleadings, declarations, and other evidence submitted in this matter, the
20 Court makes the following findings and orders:

21 **A. Procedural History**

- 22 1) On for hearing is Father’s Request for Order filed 1/12/2024 asking the Court to (a) modify the
23 child support order filed 5/16/2023 based on an increase in Father’s timeshare, (b) impute
24 minimum wage income to Mother, (c) order Mother to submit to a vocational evaluation, and (d)
25 terminate the Court’s temporary spousal support order filed 5/16/2023 on the bases that Father
26 cannot afford to pay temporary spousal support and Father has paid temporary spousal support for
27 more than half the length of the marriage.
28 2) On 3/15/2024, Mother filed a Responsive Declaration asking the Court to deny Father’s requests
29 in full. Mother states that she is currently in school studying to become a teacher and she is set to
finish school in 2025. Mother also states she is currently unable to work as a doula because she
does not have a car.

- 1 3) Also on for hearing is Mother's Request for Order filed 3/19/2024 asking the Court to dismiss
2 Father's Request for Order filed 1/12/2024 based on the "disentitlement doctrine." Mother argues
3 that because Father has not complied with the support orders filed 5/16/2023, he is not entitled to
4 request to modify them.
- 5 4) Father filed a Responsive Declaration on 3/15/2024 asking the Court to deny Mother's 3/19/2024
6 Request for Order.

7 **B. Findings and Orders**

- 8 1) Mother's request to dismiss Father's 1/12/2024 Request for Order under the disentitlement
9 doctrine is denied.
- 10 2) Father's request to impute fulltime minimum wage income to Mother and / or to subject Mother
11 to a vocational evaluation is denied.
- 12 3) Father's request to terminate temporary spousal support for Mother is denied. Without both child
13 and spousal support, Mother will not be able to meet even her basic monthly expenses. The Court
14 also finds that Father has the ability to continue paying child and spousal support to Mother while
15 meeting his stated monthly expenses.
- 16 4) Effective 1/12/2024 (the date Father filed his Request for Order), Father shall pay to Mother
17 guideline child support of \$1,606 per month and temporary guideline spousal support of \$1,892
18 per month, for a total due and owing each month of \$3,498. One-half shall be due and payable by
19 the 1st and one-half shall be due and payable by the 15th of each month.
- 20 5) The Dissomaster inputs are based on the following findings:
- 21 a. Father currently has a 10% timeshare.
- 22 b. Mother reports earning \$462.63 per week, which averages out to \$2,005 per month.
- 23 c. Father earns \$6,710 per biweekly pay period, which averages out to \$14,538 per month.
- 24 d. \$840.69 is deducted pre-tax from Father's wages per biweekly pay period for health
25 insurance premiums, which averages out to \$1,821 per month.
- 26 6) Effective 1/12/2024, the parties shall share equally child support add-ons as defined in Family
27 Code section 4062(a)(1) and (2). The Court considers any childcare Mother utilizes while she is
28 either working or attending her current school program to fall under the definition of Family
29 Code section 4062(a)(1). The Court also finds that Father is able to contribute to Mother's

1 childcare expenses using the average monthly bonus income he reports in his Income and
2 Expense Declaration. Effective 4/1/2024, within 5 days of Mother's presentation of proof of
3 payment of childcare, Father shall reimburse to Mother his one-half share. The procedure for
4 paying and requesting uninsured healthcare costs shall be as set forth in Judicial Council Form
5 FL-192.

6 7) The Court's jurisdiction to calculate and order either party to pay the other party any child
7 support add-ons ordered above for the period 1/12/2024 – 3/31/2024 is reserved. The parties shall
8 meet and confer on this issue.

9 8) Because Father's monthly base support obligation has been lowered by \$1,363 per month, Mother
10 owes to Father support credits of \$835 for the period 1/12/2024 – 1/31/2024 and \$2,726 for the
11 period 2/1/2024 – 3/31/2024, for total credits due and owing of \$3,561. The Court finds that
12 Mother is currently unable to pay to Father \$3,561. Moreover, there are disputes between the
13 parties regarding amounts owed between them. On these bases, the Court's jurisdiction to order
14 Mother to pay to Father this \$3,561 is reserved for trial.

15 9) Father's request for reimbursement for payments made on Mother's behalf following the date of
16 separation is reserved for trial.

17 10) Father's attorney shall prepare the order.

18 11) **Preparation of Order:** If you are directed by the court to prepare the order after hearing – within
19 10 calendar days of the hearing you must either: (a) Serve the proposed order to the other
20 party/counsel for approval, and follow the procedures set forth in CA Rules of Court, Rule
21 5.125(c), or (b) If the other party did not appear or the matter was uncontested, submit the
22 proposed order after hearing directly to the court. Failure to submit the order after hearing within
23 10 days may allow the other party to prepare a proposed order and submit it to the court in
24 accordance with CA Rules of Court, Rule 5.125(d).

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PREPARED BY (NAME AND ADDRESS): California	TELEPHONE NO:	Superior Court Of The State of California, County of COURT NAME: STREET ADDRESS: MAILING ADDRESS: BRANCH NAME:
DISSOMASTER REPORT 2024, Monthly		CASE NUMBER:

Input Data	Father	Mother	Guideline (2024)	Cash Flow Analysis	Father	Mother
Number of children	0	1	Nets (adjusted)	Guideline		
% time with Second Parent	10%	0%	Father	8,851	Payment (cost)/benefit	(3,322) 3,497
Filing status	Single	HH/MLA	Mother	2,326	Net spendable income	5,353 5,824
# Federal exemptions	1*	2*	Total	11,177	% combined spendable	47.9% 52.1%
Wages + salary	14,533	2,005	Support (Nondeductible)	Total taxes	3,861	(321)
401(k) employee contrib	0	0	CS Payor	Father	Comb. net spendable	11,177
Self-employment income	0	0	Presumed	1,606	Proposed	
Other taxable income	0	0	Basic CS	1,606	Payment (cost)/benefit	(3,483) 3,670
Short-term cap. gains	0	0	Add-ons	0	Net spendable income	5,402 5,842
Long-term cap. gains	0	0	Presumed Per Kid		NSI change from gdl	49 18
Other gains (and losses)	0	0	Child 1	1,606	% combined spendable	48% 52%
Ordinary dividends	0	0	SS Payor	Father	% of saving over gdl	72.7% 27.3%
Tax. interest received	0	0	Santa Clara	1,892	Total taxes	3,639 (166)
Social Security received	0	0	Total	3,498	Comb. net spendable	11,244
Unemployment compensation	0	0	Proposed, tactic 9		Percent change	0.6 %
Operating losses	0	0	CS Payor	Father	Default Case Settings	
Ca. operating loss adj.	0	0	Presumed	1,646		
Roy, partnerships, S corp, trusts	0	0	Basic CS	1,646		
Rental income	0	0	Add-ons	0		
Misc ordinary tax. inc.	0	0	Presumed Per Kid			
Other nontaxable income	0	0	Child 1	1,646		
New-spouse income	0	0	SS Payor	Father		
SS paid other marriage	0	0	Santa Clara	2,025		
CS paid other relationship	0	0	Total	3,671		
Adj. to income (ATI)	0	0	Savings	67		
Ptr Support Pd. other P'ships	0	0	Total releases to Father	1		
Health insurance	1,821	0				
Qual. Bus. Inc. Ded.	0	0				
Itemized deductions	0	0				
Other medical expenses	0	0				
Property tax expenses	0	0				
Ded. interest expense	0	0				
Charitable contribution	0	0				
Miscellaneous itemized	0	0				
State sales tax paid	0	0				
Required union dues	0	0				
Cr. for Pd. Sick and Fam. L.	0	0				
Mandatory retirement	0	0				
Hardship deduction	0*	0*				
Other gdl. adjustments	0	0				
AMT info (IRS Form 6251)	0	0				
Child support add-ons	0	0				
TANF, SSI and CS received	0	0				

1 SUPERIOR COURT OF CALIFORNIA
2 COUNTY OF SAN FRANCISCO
3 UNIFIED FAMILY COURT
4

5
6 CHRISTOPHER SNIDER,

7 Petitioner

8 VS.

9 DORA WAI HAN WINTOR-SNIDER,

10 Respondent

)
) Case Number: FDI-23-797571

)
) Hearing Date: March 28, 2024

)
) Hearing Time: 9:00 AM

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) Department: 404

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) Presiding: MICHELLE TONG
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11
12 REQUEST FOR ORDER TO QUASH AND DISMISS

13 **TENTATIVE RULING**

14 Having read and considered the pleadings, declarations, and other evidence submitted in this matter, the
15 Court makes the following findings and orders:

16 **A. Procedural History**

- 17 1) On for hearing is Respondent's Request for Order filed 1/11/2024 asking the Court to quash
18 service of the summons and to stay or dismiss these proceedings. Among other arguments
19 presented, Respondent states that neither parties were residents of California for 6 months or of
20 San Francisco for 3 months immediately preceding the filing of Petitioner's Original Petition for
21 Dissolution or Amended Petition for Legal Separation.
- 22 2) On 3/14/2024, Petitioner filed a Responsive Declaration asking the Court to deny Respondent's
23 requested relief.
- 24 3) On 3/21/2024, Respondent filed a Reply Declaration.

25 **B. Findings and Orders**

- 26 1) Respondent's request to dismiss this action on the grounds of lack of venue based on her position
27 that neither party was a resident of California for 6 months or of San Francisco for 3 months
28 immediately preceding the filing of this action is denied. Petitioner filed an Amended Petition
29

1 requesting Legal Separation, and under Family Code section 2320 and 2321 residency
2 requirements are not applicable when a Petition for Legal Separation is filed.

- 3 2) Respondent's request to dismiss this action on the ground of inconvenient forum is hereby
4 granted under Code of Civil Procedure section 418.10(a)(2). However, neither party is barred
5 from filing a new action and seeking future relief in San Francisco Superior Court if Thailand
6 actually refuses to grant the parties a dissolution, divide their property, or make a custody and
7 visitation award.
- 8 3) As the Court is dismissing this action on the ground of inconvenient forum, the Court will not at
9 this time make a finding regarding whether the San Francisco Superior Court may exercise
10 personal jurisdiction over Respondent and the Court's jurisdiction over that issue is reserved.
- 11 4) Respondent's request to strike page 5, lines 1 through 10, of Attachment 10 to Petitioner's
12 3/14/2024 Responsive Declaration is denied.
- 13 5) Respondent's attorney shall prepare the order.
- 14 6) **Preparation of Order:** If you are directed by the court to prepare the order after hearing – within
15 10 calendar days of the hearing you must either: (a) Serve the proposed order to the other
16 party/counsel for approval, and follow the procedures set forth in CA Rules of Court, Rule
17 5.125(c), or (b) If the other party did not appear or the matter was uncontested, submit the
18 proposed order after hearing directly to the court. Failure to submit the order after hearing within
19 10 days may allow the other party to prepare a proposed order and submit it to the court in
20 accordance with CA Rules of Court, Rule 5.125(d).

1 SUPERIOR COURT OF CALIFORNIA
2 COUNTY OF SAN FRANCISCO
3 UNIFIED FAMILY COURT
4

5
6 DAVID WONG,

7 Petitioner

8 VS.

9 XIAOYAN MA,

10 Respondent

)
) Case Number: FDI-23-797598

)
) Hearing Date: March 28, 2024

)
) Hearing Time: 9:00 AM

)
) Department: 404

)
) Presiding: MICHELLE TONG
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11
12 ORDER TO SHOW CAUSE AND AFFIDAVIT FOR CONTEMPT

13 **TENTATIVE RULING**

14 Having read and considered the pleadings, declarations, and other evidence submitted in this matter, the
15 Court makes the following findings and orders:

- 16 1) On for hearing is Petitioner’s Order to Show Cause Re: Contempt filed 1/22/2024 alleging various
17 violations by Respondent of existing custody and visitation orders.
- 18 2) On 3/6/2024, Petitioner filed “Updated Attachments 8C and 8D to FL-310 Order to Show Cause and
19 Affidavit for Contempt” alleging additional counts of contempt.
- 20 3) On 3/6/2024, Petitioner filed a Proof of Electronic Service showing electronic service of the OSC: Re
21 Contempt “with exhibits, including 2 videos” on Respondent’s attorney on 3/6/2024.
- 22 4) Respondent has filed no response.
- 23 5) The Court finds that valid service of Petitioner’s Order to Show Cause Re: Contempt and Updated
24 Attachments 8C and 8D to FL-310 Order to Show Cause and Affidavit for Contempt has not been
25 effectuated.
- 26 6) The contempt citee, and not the citee’s attorney, must be personally served with the Order to Show
27 Cause and Affidavit for Contempt. Cedars-Sinai Imaging Medical Group v. Superior Court (2000) 83
28 Cal.App.4th 1281, 1287.
29

1 7) To provide time to Petitioner to effectuate valid service, the hearing on Petitioner's 1/22/2024 Order
2 to Show Cause and Affidavit for Contempt is continued to Thursday, 6/20/2024 at 9:00 AM in Dept.
3 404.

4 8) In advance of the next hearing date, Petitioner must have the following documents personally served
5 on Respondent: (1) Order to Show Cause Re: Contempt filed 1/22/2024, (2) Updated Attachments 8C
6 and 8D to FL-310 Order to Show Cause and Affidavit for Contempt, (3) this order for continuance.

7 9) Petitioner's attorney shall prepare the order.

8 10) **Preparation of Order:** If you are directed by the court to prepare the order after hearing – within 10
9 calendar days of the hearing you must either: (a) Serve the proposed order to the other party/counsel
10 for approval, and follow the procedures set forth in CA Rules of Court, Rule 5.125(c), or (b) If the
11 other party did not appear or the matter was uncontested, submit the proposed order after hearing
12 directly to the court. Failure to submit the order after hearing within 10 days may allow the other
13 party to prepare a proposed order and submit it to the court in accordance with CA Rules of Court,
14 Rule 5.125(d).

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1 SUPERIOR COURT OF CALIFORNIA
2 COUNTY OF SAN FRANCISCO
3 UNIFIED FAMILY COURT
4

5
6 ASHLEY CRAVENS,

7 Petitioner

8 VS.

9 ELIE JOE ATTYA,

10 Respondent

)
) Case Number: FDV-22-816591

)
) Hearing Date: March 28, 2024

)
) Hearing Time: 9:00 AM

)
) Department: 404

)
) Presiding: MICHELLE TONG
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)

11
12 OTHER REVIEW HEARING

13 **TENTATIVE RULING**

14 Having read and considered the pleadings, declarations, and other evidence submitted in this matter, the
15 Court makes the following findings and orders:

- 16 1) Matter is on for review of visitation with Father.
17 2) Both sides filed updated declarations.
18 3) The Court appreciates Father's candor in his declaration and DENIES Father's request for video visits
19 or a future review hearing.
20 4) The Court finds it is in the best interest of Gianna to suspend visitation between Father and child.
21 5) Mother's request to order inpatient treatment is denied.
22 6) Father's counsel shall prepare the order.
23 7) **Preparation of Order:** If you are directed by the court to prepare the order after hearing – within 10
24 calendar days of the hearing you must either: (a) Serve the proposed order to the other party/counsel
25 for approval, and follow the procedures set forth in CA Rules of Court, Rule 5.125(c), or (b) If the
26 other party did not appear or the matter was uncontested, submit the proposed order after hearing
27 directly to the court. Failure to submit the order after hearing within 10 days may allow the other
28 party to prepare a proposed order and submit it to the court in accordance with CA Rules of Court,
29 Rule 5.125(d).