

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29

**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=OTZ1cVZaQIRYWXPfQ2hTaEFuZnhIZz09>

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=SkdXWGVkQkowckJSNnJwSSttYkR6dz09>

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
4

5
6 COUNTY OF SAN FRANCISCO,)
7 Petitioner) Case Number: FCS-17-352019
8 VS.) Hearing Date: April 4, 2024
9 MARCEL S SHEPARD-GARDNER,) Hearing Time: 9:00 AM
10 Respondent) Department: 404
11) Presiding: MICHELLE TONG
12)
13)

14 REQUEST FOR ORDER FOR CHANGE OF CHANGE OF CHILD CUSTODY, VISITATION
15 (PARENTING TIME)

16 **TENTATIVE RULING**

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

- 19 1) The parties have one child together, Tristan, age 7.
20 2) On March 4, 2024, the parties attended mediation, but the meeting was cut short because Mother's
21 phone lost connection.
22 3) Mother filed a responsive pleading.
23 4) The Court maintains the legal and physical custody orders that have been in effect since November
24 13, 2017.
25 a. Mother is reminded she must inform Father of decisions relating to the health, education, and
26 welfare of Tristan.
27 5) The Court finds it is in the best interest of Tristan for Father to have parenting time as follows:
28 a. Tuesday, Wednesday and Friday – after school until 8:00PM. Pickup afterschool and drop
29 off Mother's house curbside
b. Saturdays from noon to 7:00PM – exchanges are Mother's house, curbside

1 6) Parties are ordered to return to mediation with Family Court Services Mediator, Sonji Walker, on
2 Monday, 4/22/2024 at 1:30 PM to create a schedule that will allow Father to enjoy alternating
3 weekend overnights and alternating weekday overnights with pick up and drop offs at school for
4 Father to participate in Tristan's education. The parties should also include exchange locations when
5 Tristan has school and when there is no school.

6 7) The Court has serious concerns about Tristan's academic attendance and engagement, because
7 SFUSD considered him legally truant according to the October 13, 2023 letter.

8 8) The Court sets a review hearing on June 6, 2024 in Department 404 for review Father's parenting
9 time, an update on Tristan's school attendance, academic progress and IEP, and to resolve time share
10 issues.

11 a. The Court notes by the next court date, Tristan will likely be in summer recess.

12 b. The Court will consider expanding Father's time with Tristan in the future.

13 9) Parties shall file and serve updated declarations at least 10 days before the next court date and are
14 reminded to check the court website for the tentative ruling.

15 10) The Court will prepare the order.
16
17
18
19
20
21
22
23
24
25
26
27
28
29

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

5
6 COUNTY OF SAN FRANCISCO,

7 Petitioner

8 VS.

9 KENNETHAN BAIRD,

10 Respondent

)
) Case Number: FCS-17-352589

)
) Hearing Date: April 4, 2024

)
) Hearing Time: 9:00 AM

)
) Department: 404

)
) Presiding: MICHELLE TONG
)
)
)

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 Other Parent's Order to Show Cause and Affidavit for Contempt filed 1/19/2024.
17 2) There is no Proof of Service on file.
18 3) The hearing on Other Parent's Order to Show Cause and Affidavit for Contempt filed 1/19/2024 shall
19 be continued to Thursday, 6/20/2024 at 9:00 AM in Dept. 404.
20 4) By the deadlines set forth in the Code of Civil Procedure, Other Parent shall have this order for
21 continuance as well as the Order to Show Cause and Affidavit for Contempt filed 1/19/2024
22 personally served on Respondent. Other Parent is strongly encouraged to seek assistance from the
23 ACCESS Center.
24 5) The Court will prepare the continuance order and mail a copy to Other Parent.
25 6) **Preparation of Order:** If you are directed by the court to prepare the order after hearing – within 10
26 calendar days of the hearing you must either: (a) Serve the proposed order to the other party/counsel
27 for approval, and follow the procedures set forth in CA Rules of Court, Rule 5.125(c), or (b) If the
28 other party did not appear or the matter was uncontested, submit the proposed order after hearing
29 directly to the court. Failure to submit the order after hearing within 10 days may allow the other

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29

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
4

5
6 JOSE MAURICIO SANTOS,

7 Petitioner

8 VS.

9 YESENIA MERCEDES LACAYO,

10 Respondent

)
) Case Number: FPT-24-378327

)
) Hearing Date: April 4, 2024

)
) Hearing Time: 9:00 AM

)
) Department: 404

)
) Presiding: MICHELLE TONG
)
)

11
12 REQUEST FOR ORDER OF VISITATION (PARENTING TIME), 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 1) The parties have one daughter together, Yesenia, age 6.
17 2) There are no prior custody or visitation orders.
18 3) The Court finds it is in the best interest of Yesenia to award temporary sole legal and temporary sole
19 physical custody to Mother.
20 a. Mother is reminded she must inform Father of decisions relating to the health, education, and
21 welfare of Yesenia.
22 4) Father shall have parenting time with Yesenia as follows:
23 a. Every Saturday from 10:00AM to 6:00PM. Father must return child to Mother after she is
24 fed dinner. Exchanges are at Mother's house, curbside.
25 b. Every Tuesday and Thursday after school pick up until 6:00PM. Father must return child to
26 Mother after she is fed dinner. Exchanges are at Mother's house, curbside.
27 5) The future mediation date is vacated.
28 6) The Court sets a review hearing on Tuesday June 11, 2024 in Department 404 to review Father's
29 parenting time.

- 1 7) The Court will consider expanding Father's time with child in the future.
- 2 8) Parties shall file and serve updated declarations at least 10 days before the next court date and are
- 3 reminded to check the court website for the tentative ruling.
- 4 9) The Court will prepare the order.

5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29

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

5
6 MEGHAN HARRIS,

7 Petitioner

8 VS.

9 MICHEL ZEISSER,

10 Respondent

)
) Case Number: FDI-18-789585

)
) Hearing Date: April 4, 2024

)
) Hearing Time: 9:00 AM

)
) Department: 404

)
) Presiding: MICHELLE TONG
)
)
)

11
12 REQUEST FOR ORDER {X} SALE OF MARITAL RESIDENCE (POST-JUDGMENT); REQUEST
13 FOR ORDER RE SEAL PETITIONERS DECLARATION IN SUPPORT OF REQUEST FOR ORDER
14 RE SALE OF MARITAL RESIDENCE

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 1) On for hearing is Petitioner's Requests for Order filed 11/14/2023 (seeking various orders regarding
19 the sale of the Broadway Street Residence) and 12/21/2023 (seeking to seal portions of Petitioner's
20 Request for Order filed 11/14/2023).
- 21 2) The Court does not find good cause to grant any of Petitioner's requested relief set forth in her
22 Request for Order filed 11/14/2023, Supplemental Declaration filed 3/18/2024, and proposed orders
23 lodged with the Court, and her requests set forth therein are denied. This order is made without
24 prejudice to the parties' ability to enter into a stipulated agreement for an order requiring them to
25 accept an offer for the sale of the Broadway Street Residence that is more or less than \$250,000 of the
26 asking price (which is a term upon which the parties appear to agree).
- 27 3) Petitioner's request to seal portions of her Request for Order filed 11/14/2023, Supplemental
28 Declaration filed 3/18/2024, and Reply Declaration filed 3/27/2024 is denied as the Court is unable to
29 find based on Petitioner's pleadings that (a) there exists an overriding interest that overcomes the

1 right of public access to the record; (b) the overriding interest supports sealing the record; (c) a
2 substantial probability exists that the overriding interest will be prejudiced if the record is not sealed;
3 (d) the proposed sealing is narrowly tailored; and (e) no less restrictive means exist to achieve the
4 overriding interest (as required under California Rules of Court, rule 2.550). The redacted versions of
5 these documents shall be stricken and the unredacted versions of these documents shall be filed in the
6 public file.

7 4) Both parties' requests for attorney's fees sanctions under Family Code section 271 are denied.

8 5) Petitioner's attorney shall prepare the order.

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

16
17
18
19
20
21
22
23
24
25
26
27
28
29

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

5
6 CARLOS ARNOLDO BENITEZ RIVERA,)

7 Petitioner)

8 VS.)

9 SANDRA ROXANA PORTILLO CHICAS,)

10 Respondent)

) Case Number: FDI-21-795187

) Hearing Date: April 4, 2024

) Hearing Time: 9:00 AM

) Department: 404

) Presiding: MICHELLE TONG
)
)
)

11
12 REQUEST FOR ORDER MOTION SET ASIDE RESPONSE AND ENTER JUDGMENT

13 **TENTATIVE RULING**

14 **As there is no indication in the record that Respondent was served a copy of the Tentative**
15 **Ruling Instructions, as required by San Francisco Local Rules, rule 11.7(D)(3)(a), appearances are**
16 **required. The parties may appear in-person, by video, or by phone. If a party chooses to appear by**
17 **video or by phone, that party must abide by the Notice and Instructions for Remote Appearances in**
18 **San Francisco Family Court set forth above.**

19 At the hearing, the Court intends to adopt the following findings and orders.

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

22 **A. Procedural History**

- 23 1) On 7/12/2021, Petitioner filed a Petition for Dissolution of Marriage. Petitioner states the parties
24 were married for 7 years and 1 month and there are no minor children. Petitioner requests: (a)
25 dissolution of marriage based on irreconcilable differences, (b) spousal support payable to
26 Respondent, (c) terminate spousal support for Petitioner, (d) confirm Bank of America Checking
27 account #5044 as separate property, and (e) find there are no community property assets or debts
28 to be divided.
29

- 1 2) On 8/16/2021, Respondent filed a Response and Request for Dissolution of Marriage. Respondent
2 states the parties were married for 7 years and there are no minor children. Respondent requests:
3 (a) dissolution of marriage based on irreconcilable differences, (b) spousal support payable to
4 Respondent, (c) terminate spousal support for Petitioner, (d) confirm there are no community
5 property or separate property assets or debts to be divided. Respondent also requests that
6 Petitioner “be required to maintain medical insurance for Respondent until such time as she is
7 able to secure equivalent insurance on her own behalf.”
- 8 3) On 3/23/2023, Petitioner filed a Declaration Regarding Service of Declaration of Disclosure
9 indicating that he served his Preliminary Declaration of Disclosure on Respondent by mail on
10 3/21/2023.
- 11 4) On for hearing is Petitioner’s Request for Order filed 2/6/2024 asking the Court to (a) strike
12 Respondent’s Response and (b) enter Judgment for dissolution of marriage.
- 13 5) According to the Proof of Service filed 2/7/2024, Petitioner’s Request for Order and blank
14 Responsive Declaration were mailed to the address the Court has on file for Respondent on
15 2/7/2024.
- 16 6) Respondent has not filed a Responsive Declaration.
- 17 7) The Court notes that Respondent has filed no pleadings in this matter since she filed her Response
18 on 8/16/2021. The Court also notes that Respondent did not appear at the status conferences held
19 on 12/12/2022, 7/3/2023, 8/7/2023, and 11/6/2023.

20 **B. Findings and Orders**

- 21 1) Petitioner’s request to strike Respondent’s Response to the Petition is denied.
- 22 2) The parties’ marital status is dissolved and the parties are returned to single status as of 4/4/2024.
- 23 3) Petitioner’s request to enter a Judgment is granted. The Judgment shall state: the Court’s
24 jurisdiction to award spousal support to Petitioner is terminated; the Court’s jurisdiction to award
25 spousal support to Respondent is reserved; and there are no community property assets or debts to
26 be divided.
- 27 4) Regarding Respondent’s request set forth in her Response to the Petition that Petitioner “be
28 required to maintain medical insurance for Respondent until such time as she is able to secure
29 equivalent insurance on her own behalf,” Petitioner is not required to maintain medical insurance

1 for Respondent effective 4/4/2024 as the Court understands Petitioner is likely precluded by state
2 and / or federal law from covering a non-spouse on his health insurance.

3 5) Petitioner's attorney shall prepare the order as well as the Judgment granted herein.

4 6) **Preparation of Order:** If you are directed by the court to prepare the order after hearing – within
5 10 calendar days of the hearing you must either: (a) Serve the proposed order to the other
6 party/counsel for approval, and follow the procedures set forth in CA Rules of Court, Rule
7 5.125(c), or (b) If the other party did not appear or the matter was uncontested, submit the
8 proposed order after hearing directly to the court. Failure to submit the order after hearing within
9 10 days may allow the other party to prepare a proposed order and submit it to the court in
10 accordance with CA Rules of Court, Rule 5.125(d).

11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29

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

5
6 GUOGANG CHEN,

7 Petitioner

8 VS.

9 MINLING ZHANG,

10 Respondent

)
) Case Number: FDI-22-796621

)
) Hearing Date: April 4, 2024

)
) Hearing Time: 9:00 AM

)
) Department: 404

)
) Presiding: MICHELLE TONG
)
)

11
12 REQUEST FOR ORDER: CHILD SUPPORT, TERMINATE MARITAL STATUS

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 Request for Order filed 1/29/2024 requesting guideline child
18 support (retroactive to 7/30/2022), an order for the parties to share equally the child's medical
19 expenses and extracurricular activity expenses, and to bifurcate and terminate marital status.
20 2) On 2/29/2024, Respondent filed a Responsive Declaration stating that she consents to guideline
21 child support but does not consent to child support add-ons. Respondent also states that she does
22 not consent to bifurcate and terminate marital status prior to property distribution.

23 **B. Findings and Orders**

- 24 1) The hearing on Petitioner's request to bifurcate and terminate marital status is hereby continued
25 to Thursday, 6/20/2024 at 9:00 AM in Dept. 404. At least 20 calendar days prior to the next
26 hearing date, Petitioner shall serve a Preliminary Declaration of Disclosure (as required by
27 Family Code section 2337(b) and file a Declaration Regarding Service of Declaration of
28 Disclosure evidencing compliance with this order. At least 10 calendar days prior to the next
29

1 hearing date, Respondent may file an update declaration regarding Petitioner's request to
2 bifurcate and terminate marital status.

- 3 2) Petitioner's request for guideline child support effective 7/30/2022 is denied. Petitioner provided
4 no explanation for why he did not file a motion requesting child support earlier.
- 5 3) The attached Dissomaster provides that guideline child support payable by Respondent to
6 Petitioner would be \$833 per month. If the Court were to award guideline child support to
7 Petitioner, the parties' net spendable incomes after payment would be \$3,052 (Respondent) and
8 \$5,692 (Petitioner). Given Respondent's monthly rent is \$2,535, the Court finds an award of
9 guideline child support would render Respondent unable to meet her basic monthly expense
10 including rent, food, utilities, and auto expenses. On this basis, the Court finds good cause to
11 award to Petitioner below guideline child support.
- 12 4) Effective 2/1/2024 (the approximate date upon which Petitioner filed the instant Request for
13 Order), Respondent shall pay to Petitioner \$350 per month for child support. One-half shall be
14 due and payable by the 1st and one-half shall be due and payable by the 1st of each month.
- 15 5) Child support for the month of April 2024 shall be paid in full no later than 4/15/2024.
- 16 6) Based on the foregoing, Respondent owes to Petitioner \$700 for the months of February and
17 March 2024. Effective 5/15/2024, Respondent shall pay to Petitioner an additional \$175 per
18 month by the 15th of each month for 4 months to satisfy these arrears.
- 19 7) The Court finds that Petitioner's monthly rent is significantly lower than Respondent's monthly
20 rent and Respondent is unable to contribute any additional amount for child support. On this
21 basis, Petitioner's request that Respondent be ordered to share equally the child's uninsured
22 medical expenses and extracurricular activity expenses is denied. Petitioner shall be 100%
23 responsible for the child's uninsured medical expenses and extracurricular activity expenses.
24 However, the Court's jurisdiction is reserved to allocate uninsured medical expenses for the child
25 exceeding \$1,000 during any calendar year while this dissolution action is pending.
- 26 8) Petitioner's attorney shall prepare the order.
- 27 9) **Preparation of Order:** If you are directed by the court to prepare the order after hearing – within
28 10 calendar days of the hearing you must either: (a) Serve the proposed order to the other
29 party/counsel for approval, and follow the procedures set forth in CA Rules of Court, Rule

1 5.125(c), or (b) If the other party did not appear or the matter was uncontested, submit the
2 proposed order after hearing directly to the court. Failure to submit the order after hearing within
3 10 days may allow the other party to prepare a proposed order and submit it to the court in
4 accordance with CA Rules of Court, Rule 5.125(d).
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29

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	1	0	Nets (adjusted)	Guideline		
% time with Second Parent	0%	0%	Father	4,859	Payment (cost)/benefit	833 (833)
Filing status	HH/MLA	Single	Mother	3,885	Net spendable income	5,692 3,052
# Federal exemptions	2*	1*	Total	8,744	% combined spendable	65.1% 34.9%
Wages + salary	6,200	5,243	Support		Total taxes	732 872
401(k) employee contrib	0	500	CS Payor	Mother	Comb. net spendable	8,744
Self-employment income	0	0	Presumed	(833)	Proposed	
Other taxable income	0	0	Basic CS	(833)	Payment (cost)/benefit	833 (833)
Short-term cap. gains	0	0	Add-ons	0	Net spendable income	5,692 3,052
Long-term cap. gains	0	0	Presumed Per Kid		NSI change from gdl	0 0
Other gains (and losses)	0	0	Child 2	(833)	% combined spendable	65.1% 34.9%
Ordinary dividends	0	0	Spousal support	blocked	% of saving over gdl	0% 0%
Tax. interest received	0	0	Total	(833)	Total taxes	732 872
Social Security received	0	0	Proposed, tactic 9		Comb. net spendable	8,744
Unemployment compensation	0	0	CS Payor	Mother	Percent change	0.0 %
Operating losses	0	0	Presumed	(833)	Default Case Settings	
Ca. operating loss adj.	0	0	Basic CS	(833)		
Roy, partnerships, S corp, trusts	0	0	Add-ons	0		
Rental income	0	0	Presumed Per Kid			
Misc ordinary tax. inc.	0	0	Child 2	(833)		
Other nontaxable income	0	0	Spousal support	blocked		
New-spouse income	0	0	Total	(833)		
SS paid other marriage	0	0	Savings	0		
CS paid other relationship	0	0	No releases			
Adj. to income (ATI)	0	0				
Ptr Support Pd. other P'ships	0	0				
Health insurance	609	4				
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	63				
Cr. for Pd. Sick and Fam. L.	0	0				
Mandatory retirement	0	419				
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 ESVIN JOSUE HERRERA HERNANDEZ,

7 Petitioner

8 VS.

9 MARIA DE JESUS LUVIANO LUVIANO,

10 Respondent

)
) Case Number: FDI-23-798823

)
) Hearing Date: April 4, 2024

)
) Hearing Time: 9:00 AM

)
) Department: 404

)
) Presiding: MICHELLE TONG
)
)
)

11
12 REQUEST FOR ORDER SPOUSAL OR PARTNER 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 1) On for hearing is Respondent's Request for Order filed 2/6/2024 requesting temporary guideline
17 spousal support.
- 18 2) On 3/21/2024, Petitioner filed a Responsive Declaration consenting to temporary guideline spousal
19 support but disagreeing as to the inputs to be used to calculate temporary guideline spousal support.
- 20 3) The hearing on Respondent's Request for Order is continued to Thursday, 6/27/2024 at 9:00 AM in
21 Dept. 404 as the Court needs more information from the parties.
- 22 4) At least 15 calendar days prior to the next hearing date, Respondent shall file and serve (and file a
23 Proof of Service evidencing service of) a declaration explaining (a) whether she has any childcare
24 available to care for the parties' children while they attend online school, (b) Respondent's estimate
25 regarding how long she believes it will take her to find childcare for her children and to find either
26 part time or full time work, and (c) Respondent's estimate of the monthly cost for childcare if she
27 were to work part time or full time.
- 28 5) At least 15 calendar days prior to the next hearing date, Petitioner shall file and serve (and file a Proof
29 of Service evidencing service of) a declaration explaining how Petitioner has been able to pay

1 Respondent \$4,000 per month in voluntary support and meet his own monthly expenses while earning
2 a reported \$5,600 in gross monthly income. Petitioner shall also include an explanation regarding his
3 average monthly gross income from the Pork Store, his average monthly income from his contracting
4 business, and his average monthly income as a barista for Stanza Coffee (as the figures reported in his
5 Income and Expense Declaration and his proposed Dissomaster do not add up). Petitioner shall attach
6 to his declaration a copy of his 2023 end-of-year paystub and a current paystub for the Pork Store and
7 Stanza Coffee as well a copy of his 2024 tax return (Petitioner shall redact his social security number
8 from that document).

- 9 6) At least 7 calendar days prior to the next hearing date, each party may file an additional declaration
10 responding to the other party's most recent declaration.
- 11 7) At least 7 calendar days prior to the next hearing date, each party shall file an updated Income and
12 Expense Declaration.
- 13 8) The parties are encouraged to contact the ACCESS Center for assistance.
- 14 9) The Court will prepare the order.

15
16
17
18
19
20
21
22
23
24
25
26
27
28
29