

**SUPERIOR COURT OF CALIFORNIA,
COUNTY OF VENTURA
VENTURA DIVISION**

TENTATIVE RULINGS

EVENT DATE: 10/18/2016 EVENT TIME: 08:20:00 AM DEPT.: 43
JUDICIAL OFFICER: Kevin DeNoce

CASE NUM: 56-2014-00461953-CU-BC-VTA
CASE TITLE: US LEASE FINANCING INC VS. CHICAGO TITLE INSURANCE COMPANY

CASE CATEGORY: Civil - Unlimited CASE TYPE: Breach of Contract/Warranty

EVENT TYPE: Motion for Judgment on the Pleadings - as to Pltf US Lease Financing's Sixth Cause of Action for Fraud
CAUSAL DOCUMENT/DATE FILED: Motion - Other, 09/20/2016

The morning calendar in courtroom 43 will begin at 9 a.m. Cases including *ex parte* matters will not be called prior to 9 a.m. Please check in with the courtroom clerk by no later than 8:45 a.m. If appearing by CourtCall, please call in between 8:35 and 8:45 a.m.

With respect to the below scheduled tentative ruling, no notice of intent to appear is required. If you wish to submit on the tentative decision, you can send an email to the court at: Courtroom43@ventura.courts.ca.gov or send a telefax to Judge DeNoce's secretary, Hellmi McIntyre at 805-477-5894, stating that you submit on the tentative. Do not call in lieu of sending an email or telefax. If you submit on the tentative without appearing and the opposing party appears, the hearing will be conducted in your absence. This case has been assigned to Judge DeNoce for all purposes.

Absent waiver of notice and in the event an order is not signed at the hearing, the prevailing party shall prepare a proposed order and comply with CRC 3.1312 subdivisions (a), (b), (d) and (e). The signed order shall be served on all parties and a proof of service filed with the court. A "notice of ruling" in lieu of this procedure is not authorized.

For general information regarding Judge DeNoce's rules and procedures for law and motion matters, *ex parte* matters, telephonic appearances, trial rules and procedures, etc., please visit: <http://www.ventura.courts.ca.gov/Courtroom/C43>

The court's tentative ruling is as follows:

Grant Chicago Title Insurance Company and Fidelity National Title Group, Inc.'s motion for judgment on the pleadings with leave to amend within ten (10) days. The amended complaint shall be filed within 10 days and should be limited to curing the 6th cause of action only. Plaintiff has submitted a proposed first amended complaint which does not reflect the court's prior ruling on the motion for summary adjudication. **The amendment should also reflect the changes to the pleading that resulted from the court's granting of summary adjudication in its 9/16/16 amended order.**