

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

MINUTE ORDER

DATE: 11/30/2016

TIME: 08:20:00 AM

DEPT: 43

JUDICIAL OFFICER PRESIDING: Kevin DeNoce

CLERK: Tiffany Froedge

REPORTER/ERM: Nalena Rieder

CASE NO: **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: Demurrer (CLM) to First Amended Complaint of Plaintiff

MOVING PARTY: Chicago Title Insurance Company, Fidelity National Title Group Inc

CAUSAL DOCUMENT/DATE FILED: Demurrer to First Amended Complaint of Plaintiff, Memorandum of Points and Authorities, Declaration of Ronald K Giller, 11/02/2016

EVENT TYPE: Motion to Strike Portions of First Amended Complaint of Plaintiff

MOVING PARTY: Chicago Title Insurance Company, Fidelity National Title Group Inc

CAUSAL DOCUMENT/DATE FILED: Motion to Strike Portions of First Amended Complaint of Plaintiff, Memorandum of Points and Authorities, Declaration of Ronald K Giller, 11/02/2016

APPEARANCES

Lawrence C. Noble, counsel, present for Plaintiff(s).

RONALD K GILLER, counsel, present for Defendant(s).

At 09:06 a.m., court convenes in this matter with all parties present as previously indicated.

Counsel have received and read the court's written tentative ruling.

Regarding Plaintiff's request to file late opposition:

Matter is submitted to the court with argument.

Regarding Defense request to continue jury trial:

Matter submitted the court with argument.

The Court finds/orders:

Plaintiff's Request for Leave to File Late Opposition to Defendant's Motion to Strike/Demurrer to Plaintiff's First Amended Complaint; Request for Leave to File Second Amended Complaint Purs to CCP 473; P&As; Declaration; Attorney Affidavit of Fault; Proposed 2nd A Complaint is filed late by Plaintiff.

Plaintiff's Omnibus Opposition to Defendant's Demurrers and Motion to Strike 1st A Complaint; Request for Leave to File 2nd A Complaint is filed late by Plaintiff.

The court continues matters for defendant to file reply to plaintiff's late filed opposition.

Demurrer (CLM) to First Amended Complaint of Plaintiff continued to 12/15/2016 at 08:20 AM in department 43.

Motion to Strike Portions of First Amended Complaint of Plaintiff continued to 12/15/2016 at 08:20 AM in department 43.

Reply to be served via email and regular mail and filed on or before 12/06/16 by Defendant.

Plaintiff states in open court there is another version of the second amended complaint. The court orders it to be lodged with the court by Friday, 12/2/16.

The court tables the request for continuing jury trial until the 12/15/16 court date.

Parties waive notice.