

Tentative Rulings for August 6, 2025  
Department 403

For any matter where an oral argument is requested and any party to the hearing desires a remote appearance, such request must be timely submitted to and approved by the hearing judge. In this department, the remote appearance will be conducted through Zoom. If approved, please provide the department's clerk a correct email address. (CRC 3.672, Fresno Sup.C. Local Rule 1.1.19)

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There are no tentative rulings for the following cases. The hearing will go forward on these matters. If a person is under a court order to appear, he/she must do so. Otherwise, parties should appear unless they have notified the court that they will submit the matter without an appearance. (See California Rules of Court, rule 3.1304(c).) *The above rule also applies to cases listed in this "must appear" section.*

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The court has continued the following cases. The deadlines for opposition and reply papers will remain the same as for the original hearing date.

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## **Tentative Rulings for Department 403**

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(20)

**Tentative Ruling**

Re: ***Roe v. Sanger Unified School District, et al.***  
Superior Court Case No. 24CECG01452

Hearing Date: August 6, 2025 (Dept. 403)

Motion: By Plaintiff to Strike California Teaching Fellows Foundation's  
Tenth Affirmative Defense

**Tentative Ruling:**

To take the hearing off calendar due to failure to meet and confer as required by Code of Civil Procedure section 435.5.

**Explanation:**

The moving party must meet in confer *in person, by telephone, or by video conference with* prior to filing a motion to strike, and file and serve with the motion a declaration detailing the meet and confer efforts. (Code Civ. Proc., § 435.5, subd. (a).) Prior to filing the motion to strike plaintiff's counsel had only sent a single letter, with no attempt to meet and confer in person or by telephone or videoconference. The court continued the hearing to give counsel to meet and confer as the statute requires, and directed counsel to file another meet and confer declaration at least 10 days prior to the continued hearing date. Plaintiff's counsel has filed nothing. Accordingly, the motion is off calendar.

Pursuant to California Rules of Court, rule 3.1312(a), and Code of Civil Procedure section 1019.5, subdivision (a), no further written order is necessary. The minute order adopting this tentative ruling will serve as the order of the court and service by the clerk will constitute notice of the order.

**Tentative Ruling**

Issued By:          on     8-5-25    .  
(Judge's initials) (Date)