

Civil Home Court, Department 28

Hon. Richard C. Miadich

Gordon D. Schaber Courthouse (GDS) - 720 9th Street, Sacramento, CA 95814

Filing Information

Law and Motion Filings

All law and motion related filings can be e-Filed, filed in person at the Hall of Justice Building, 813 6th Street, Room 212, 2nd Floor Sacramento, CA 95814, or sent by mail to 720 9th Street, Room 102, Sacramento, CA 95814

- For questions or issues regarding L&M filings, contact the civil unit at 916-874-7848 or 916-874-7858.

Case Management Program Filings

All case management related filings can be e-Filed, filed in person at the Gordon D. Schaber Courthouse, 720 9th Street, Room 102, 1st Floor Sacramento, CA 95814, or sent by mail to 720 9th Street, Room 102, Sacramento, CA 95814.

- For questions or issues regarding CMP filings, contact the civil unit at 916-874-5522.

Calendar Information

Law and Motion Hearings

- **Mondays and Wednesdays at 1:30 p.m.**

Reservations

Hearing dates for Motion's to Compel (Name Extension), Motion's to Compel Further Discovery Responses, and Motion's to Compel Discovery (not "Further Discovery") must be reserved in advance by calling the clerk of the assigned department at 916-874-7858 or 916-874-7548 prior to submitting moving documents to the Court. Phone hours are Monday through Friday, 8:30 a.m. to 4:00 p.m. (closed from 12:00-1:00).

All other hearing dates must be reserved in advance via the Court Reservation (CRS) available on the [Court's Portal](#) before submitting moving documents to the Court.

Any motion submitted without a reserved hearing date will be subject to rejection.

Tentative Rulings

All parties appearing on the Law and Motion calendar shall utilize the tentative ruling system. Pursuant to Local Rule 1.06 (A), on the afternoon of the court day before each calendar, the court will publish a tentative ruling on each matter on the next day's calendar. The tentative rulings will be available after 2:00 p.m. on the court day before the matter is heard by accessing the [public portal](#) or by telephoning the clerk at 916-874-7858 or 916-874-7848.

Any party desiring to be heard, must call the Law and Motion Oral Argument Request Line at (916) 874-2615 by 4:00 p.m. the Court-day before the hearing and advise opposing counsel of its intention to appear. If no request for appearance is made, the tentative ruling will become the final order of the Court pursuant to [Local Rule 1.06 \(B\)](#).

Where appearance has been requested or invited by the court, limited argument will be entertained.

All noticed motions and demurrers shall include the following information in the notice:

Pursuant to Local Rule 1.06 (A), the court will make a tentative ruling on the merits of this matter by 2:00 p.m., the court day before the hearing. The complete text of the tentative rulings for the department may be downloaded from the [public portal](#). If you do not have online access, you may call the dedicated phone number for the department as referenced in the local telephone directory, between the hours of 2:00 p.m. and 4:00 p.m. on the court day before the hearing and listen to the tentative ruling. If you do not call the court and the opposing party by 4:00 p.m. the court day before the hearing, no hearing will be held.

Ex Parte Applications / Hearings

- **Mondays, Tuesdays, and Wednesdays at 9:00 a.m.**
- **Thursdays and Fridays at 1:30 p.m.**

Law and Motion

Pursuant to [Local Rule section 2.35](#), a party seeking an ex-parte order shall notify the parties no later than 10:00 a.m. the court day before the ex-parte appearance, absent a showing of exceptional circumstances pursuant to [California Rules of Court 3.1203](#). The adequacy of the application for temporary relief will be determined solely on the papers submitted. Such applications must include a written supporting declaration, stating whether the opposing party is represented by counsel, whether that party has been contacted and has agreed to the requested order, or why the order should be issued without such notice. If the application is deemed adequate, the court may allow supplemental argument, either oral or written, by either party.

Ex Parte Applications that require a hearing, must be reserved in advance via the Court Reservation (CRS) available on the [Court's Portal](#) before submitting moving documents to the Court:

- no later than 10:00 AM on the court day prior to the selected reservation date, and
- no further than 5 court days from today.

An Ex Parte Hearing reservation cannot be made without having an assigned case number. Any motion submitted without a reserved hearing date will be subject to rejection.

In- Camera Hearings and Ex Parte Applications re: Certificates of Merit must be reserved in advance by calling the clerk of the clerk of the assigned department at 916-874-7858 or 916-874-7548 prior to submitting moving documents to the Court. Phone hours are Monday through Friday, 8:30 a.m. to 4:00 p.m. (closed from 12:00-1:00).

Ex Parte Application for Order Shortening Time

Pursuant to [Local Rule 2.35](#), except by order of the court, following a showing of good cause, all ex parte applications presented to the court seeking to set a matter on shortened time must provide for a briefing schedule that (1) allows for opposition papers to be filed and served no less than five court days prior to hearing date sought, and (2) allows for reply papers to be filed and served no less than two court days prior to the hearing date being sought. The court, in its discretion, and upon a showing of good cause, may order a shorter timeline for the filing of these documents, or that there be no reply; but in no event shall the last paper on the underlying motion be filed later than 9:00 a.m. two court days before the hearing. The moving papers must be accompanied by a copy of the order and all papers, including subsequent papers filed in the matter, must indicate on the caption page that the matter was brought pursuant to an order shortening time and specific identification of the date of the order.

Case Management Program

Ex-parte applications relating to the CMP guidelines must be prepared in conformance with [California Rule of Court 3.1203](#), and submitted to the appropriate department. Uncontested ex parte applications are usually ruled on without a hearing. Contested ex parte applications may be set for hearing, or a ruling can be made on the pleadings, depending on the department. It is recommended that parties seeking an ex parte order that is contested call the appropriate department before noticing the opposing party.

Case Management Program Hearings

- **Initial Case Management Conferences**
 - **Tuesdays at 1:30 p.m.**
- **Subsequent Case Management Conferences**
 - **Fridays at 9:00 a.m.**
- **Orders to Show Cause**
 - **Fridays at 9:00 a.m.**

Tentative Rulings

All parties appearing on the Case Management Program calendar shall utilize the tentative ruling system. Pursuant to Local Rule 1.06 (A), on the afternoon of the court day before each calendar, the court will publish a tentative ruling on each matter on the next day's calendar. The tentative rulings will be

available after 2:00 p.m. on the court day before the matter is heard by accessing the [public portal](#) or by telephoning the clerk at 916-874-5522.

Any party desiring to be heard, must call the CMP Oral Argument Request Line at (916) 874-5463 by 4:00 p.m. the Court-day before the hearing and advise opposing counsel of its intention to appear. If no request for appearance is made, the tentative ruling will become the final order of the Court pursuant to [Local Rule 1.06 \(B\)](#).

If you do not find information regarding your particular case on the tentative ruling, and you have not previously been informed that you are excused from the calendar, an appearance is required.

For issues regarding the CMP calendars, please contact the Civil Unit at 916-874-5522.

Remote Appearances / Department Zoom Information

Law and Motion & Case Management Program

Parties are encouraged to appear remotely at conferences, hearings, and proceedings by video or telephone on the Zoom platform with notice to the court and all other parties in accordance with Code of Civil Procedure 367.75. If appearing remotely, parties are required to participate in their hearing using a device that has video and/or audio capability (i.e. computer, smartphone, or tablet). Although remote participation is not required, the Court will presume all parties are appearing remotely for non-evidentiary civil hearings.

The parties may join the Zoom session for the hearing on the tentative ruling by audio and/or video through the following link/telephone number:

Zoom Link	Toll-Free Telephone Conference Line	Meeting ID
https://saccourt-ca-gov.zoomgov.com/my/sscdept28	(833) 568-8864	160 3906 2174