

**DEPARTMENT EIGHT  
JUDGE WENDY G. GETTY  
707-207-7308  
TENTATIVE RULINGS SCHEDULED FOR  
FRIDAY, DECEMBER 15, 2017**

**NEWMAN v. GIORGI, ET AL.  
Case No. FCS044950**

Motion to Compel Further Responses to Special Interrogatories

TENTATIVE RULING

Defendants' motion to compel further responses to their special interrogatories, set two, is granted.

Plaintiff's objections are without merit and his substantive answers are incomplete. (Code Civ. Proc. § 2030.300, subds. (a)(1), (a)(3).) If a responding party does not have personal knowledge sufficient to fully respond to an interrogatory, the party must make a reasonable and good faith effort to obtain the information by inquiry to other natural persons or organizations, unless the information is equally available to the propounding party. (Code Civ. Proc. § 2030.220(c).) If an answer to an interrogatory would necessitate a compilation, abstract, audit, or summary of or from documents, Plaintiff must either provide the answer or specify the writings from which the answer may be ascertained in sufficient detail to permit the propounding party to locate and identify the documents from which the answer may be ascertained. (Code Civ. Proc. § 2030.230.) An unverified response from counsel changing an answer given during a deposition is not a valid response.

Plaintiffs shall serve verified further responses, without objection, within 21 days of the hearing unless Defendants agree to extend the time for the responses.

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**NEWMAN VS. GIORGI, ET AL.  
Case No: FCS044950**

Motion to Continue Trial

TENTATIVE RULING

Defendants' unopposed motion to continue trial is granted.

At trial setting, the parties were directed to file a motion to continue trial within 60 days if the trial attorney, a party representative or a necessary witness was

unavailable for trial. Defendants indicate that trial attorneys for both Defendants and Plaintiff are unavailable on the date set for trial.

Trial attorneys are directed to appear either in person or telephonically on December 15, 2017, to re-set the trial date with their available dates. Parties are directed to meet and confer in advance to identify mutually available dates. Parties are reminded that attorneys most knowledgeable about the case are required to appear at case management conference. In addition, parties should be aware of their witnesses schedule to avoid future requests for re-scheduling.