

# Tentative Rulings for June 10, 2026 Department PS4

**To request oral argument, you must notify Judicial Secretary  
Carol Delfosse-Kidd at (760) 904-5722  
and inform all other counsel no later than 4:30 p.m.**

This court follows California Rules of Court, Rule 3.1308 (a) (1) for tentative rulings (see Riverside Superior Court Local Rule 3316). Tentative Rulings for each law & motion matter are posted on the Internet by 3:00 p.m. on the court day immediately before the hearing at [Riverside Superior Court-Tentative Rulings](#). If you do not have Internet access, you may obtain the tentative ruling by telephone at (760) 904-5722.

To request oral argument, no later than 4:30 p.m. on the court day before the hearing you must (1) notify the judicial secretary for Department PS4 at (760) 904-5722 and (2) inform all other parties of the request and of their need to appear remotely, as stated below. If no request for oral argument is made by 4:30 p.m., the tentative ruling **will become the final ruling** on the matter effective the date of the hearing. **UNLESS OTHERWISE NOTED, THE PREVAILING PARTY IS TO GIVE NOTICE OF THE RULING.**

COUNSEL AND SELF-REPRESENTED PARTIES ARE ENCOURAGED TO APPEAR AT ANY LAW AND MOTION DEPARTMENT TELEPHONICALLY WHEN REQUESTING ORAL ARGUMENTS.

For information and instructions on remote appearances via **ZOOM**, visit the court's website at [Riverside Superior Court-Remote Appearances](#)

You may also make a Telephonic Appearance: On the day of the hearing, call into one of the below listed phone numbers, and input the meeting number (followed by #):

- Call-in Numbers: 1-833-568-8864 (Toll Free), 1-669-254-5252,  
1-669-216-1590, 1-551-285-1373 or 1-646-828-7666
- Meeting Number: **161 650 1311**

Please **MUTE** your phone until your case is called and it is your turn to speak. It is important to note that you must call fifteen (15) minutes prior to the scheduled hearing time to check in or there may be a delay in your case being heard.

**Riverside Superior Court provides official court reporters for hearings on law and motion matters only for litigants who have been granted fee waivers and only upon their timely request. (See General Administrative Order No. 2021-19-1) Other parties desiring a record of the hearing must retain a reporter pro tempore.**

1.

CASE #	CASE NAME	HEARING NAME
CVPS2504289	CITIBANK N.A. VS RAMIREZ	MOTION TO VACATE DISMISSAL 664.6 AND ENTRY JUDGMENT UNDER TERMS OF STIPULATION SETTLEMENT BY CITIBANK N.A.

**Tentative Ruling:** No tentative ruling. The motion does not comply with Local Rule 3316C. Parties wishing to argue the motion are ordered to appear. Appearance may be telephonic.

2.

CASE #	CASE NAME	HEARING NAME
CVPS2508233	CAPITAL ONE N.A. VS CHAVEZ	MOTION FOR JUDGMENT ON THE PLEADINGS ON OF CAPITAL ONE N.A. BY CAPITAL ONE N.A.

**Tentative Ruling:** Plaintiff Capital One, N.A.'s motion for judgment on the pleadings is DENIED. Defendant Israel Chavez's answer sets up the affirmative defenses of anticipatory repudiation and recoupment based on various state and federal laws. Such matters cannot be decided on the pleadings alone. (*Allstate Ins. Co. v. Kim W.* (1984) 160 Cal.App.3d 326, 331.)

3.

CASE #	CASE NAME	HEARING NAME
CVPS2508534	CITIBANK N.A. VS RODRIGUEZ	MOTION FOR JUDGMENT ON THE PLEADINGS ON COMPLAINT OF CITIBANK N.A. BY CITIBANK N.A.

**Tentative Ruling:** Plaintiff Citibank, N.A.'s unopposed motion for judgment on the pleadings is GRANTED.

A motion for judgment on the pleadings is properly granted in a plaintiff's favor if "the complaint states facts sufficient to constitute a cause or causes of action against the defendant and the answer does not state facts sufficient to constitute a defense to the complaint." (CCP 438(c)(1)(A).) In ruling on the motion, the court is confined to the face of the pleadings and matters required to be judicially noticed. (CCP 438(d).)

Here, plaintiff's complaint alleges a cause of action for breach of contract (written). This cause of action requires plaintiff to show: (1) the existence of a contract, (2) its performance under the contract or excuse for nonperformance, (3) defendant Sonia Rodriguez's breach, and (4) resulting damages. (*Oasis West Realty, LLC v. Goldman* (2011) 51 Cal.4th 811, 821.) The complaint and matters judicially noticed show all four elements: the existence of a credit card agreement between plaintiff and defendant; plaintiff's performance of its duties under the agreement, including issuing a credit card to defendant; defendant's breach of the agreement by failing to make the required payments; and damages in the amount of \$3,211.42. Nothing set forth in defendant's answer negates any of these elements. The court therefore orders entry of judgment in favor of plaintiff and against defendant.

All future hearing dates are VACATED.

4.

CASE #	CASE NAME	HEARING NAME
CVPS2602272	CAPITAL ONE, N.A., SUCCESSOR BY MERGER TO DISCOVER BANK VS DICINI	DEFENDANT'S NOTICE OF MOTION AND MOTION TO COMPEL ARBITRATION AND STAY PROCEEDINGS

**Tentative Ruling:** No tentative ruling. The motion does not comply with Local Rule 3316C. Parties wishing to argue the motion are ordered to appear. Appearance may be telephonic.

5.

CASE #	CASE NAME	HEARING NAME
CVPS2602782	ROGERS VS COUNTY OF RIVERSIDE	HEARING ON PETITION FOR ORDER RELIEVING PETITIONER FROM GOVERNMENT CLAIMS ACT REQUIREMENTS (GOV. CODE SECTION 946.6)

**Tentative Ruling:** The petition for relief from Government Claims Act requirements filed by Wanda Denise Rogers is DENIED WITHOUT PREJUDICE. There is no indication petitioner has served respondents the County of Riverside and the Riverside County Department of Social Services with copies of the petition.