

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

MINUTE ORDER

DATE: 09/21/2020

TIME: 08:30:00 AM

DEPT: 20

JUDICIAL OFFICER PRESIDING: Matthew P. Guasco

CLERK: Miriam Hernandez

REPORTER/ERM: None

CASE NO: **56-2018-00509997-CU-PA-VTA**

CASE TITLE: **Garcia vs. Messner**

CASE CATEGORY: Civil - Unlimited CASE TYPE: PI/PD/WD - Auto

EVENT TYPE: Court's Order to Show Cause (CCM) re: Dismissal

APPEARANCES

Michael E. McCabe, counsel, present for Defendant(s) telephonically.

At 09:15 a.m., court convenes in this matter with all parties present as previously indicated.

There is no appearance on behalf of plaintiff Carlos Roberto Garcia.

The Court notes that the parties have reached a settlement, payment has been given, and a dismissal is currently pending to be filed by plaintiff.

The Court denies Mr. McCabe's oral request to dismiss entire action.

The Court finds/orders:

Court's Order to Show Cause (CCM) re: Dismissal is continued to 10/22/2020 at 08:30 AM in department 20. Telephonic appearance is required until further notice by the Court.

Mr. McCabe is directed to prepare a declaration with the following attached exhibits: (1) the settlement agreement; (2) proof that the payment was made in cash; and (3) proof that the demand for dismissal was made to plaintiff with no response.

Declaration is to be served and filed by no later than 4:00 p.m. on **September 25, 2020**.

Mr. McCabe to give notice.