



Superior Court of California
County of Mendocino

Civil Law & Motion or Probate Tentative Ruling for the following:

Case Name: MEDINA, GABRIEL, MEDINA, GUILLERMO VS LOUDERBACK, THOMAS, LOUDERBACK HARBOR NORTH, LLC, LOUDERBACK, KATIE, AUM, ISHVI, AUM CONSTRUCTION, INC

Case Number: 23CV01130

Hearing Date: 10/10/2025

Prior to a Civil Law & Motion or Probate hearing, the Court may issue a tentative ruling (CRC 3.1308). After reviewing the issued tentative ruling, a party may request to present oral argument and must notify both opposing parties and the Court no later than 4:00 p.m. on the court day before the hearing of their intent to appear. Notice to the Court should be sent by e-mail to tr@mendocino.courts.ca.gov. The tentative ruling will become the ruling of the Court if oral argument has not been requested timely. The prevailing party must prepare and submit a proposed order unless an order that is consistent with the tentative decision has been previously lodged (Local Rule 2.6).

Tentative Ruling is as Follows:

Notice of Motion and Motion by Defendants Aum and AUM Construction to Strike Portions of the SAC

TENTATIVE RULING: The motion is directed at paragraph 21 (in the Third Cause of Action) and paragraph 5 of the prayer for relief as they relate to defendants Aum and AUM Construction only. The Court has reviewed the motion, the declaration of counsel and the opposition. The Court intends to grant the motion. The Economic Loss Rule applies to the allegations that are the subject of the motion. Paragraph 21 and paragraph 5 of the prayer shall be stricken as to these defendants only. The Court will prepare the Order.

Defendants Aum and Aum Construction should file their answer to the SAC, with the understanding that the paragraphs referenced herein are stricken within 15 calendar days of October 10, 2025.

The case is not at issue therefore the CMC will be continued to December 19, 2025, at 11a.m.