



# Superior Court of California County of San Benito

## Tentative Decisions for April 15, 2026

**Courtroom #1: Judge J. Omar Rodriguez**

**FL-20-00197          Rodriguez, Marco Antonio vs. Vargas, Yolanda Perez**

The hearing on Petitioner's Request for Order is continued to May 27, 2026, at 10:30 a.m. The parties are ordered to attend mediation on May 07, 2026, at 12:00 p.m. at the Superior Court of California, County of San Benito's Self-Help Center.

**FL-23-00220          Torres, Julio vs. Rosel, Jazmin**

The Request to Set Aside orders filed on November 14, 2025 regarding child support is GRANTED. DCSS was not served with the notice of the hearing despite the existence of an ongoing case opened with DCSS, as required by Family Code section 17404(f)(1).

**FL-26-00010          Ortiz, Elina vs. Rodriguez, Francisco**

Petitioner's Request for Order, seeking child support, filed on January 15, 2026 is GRANTED. The orders are effective January 15, 2026.

Respondent is ordered to pay child support is the amount of \$302.00 per month. One-half of the payment is due on the first of each month and one-half of the payment is due on the fifteenth of each month. Arrears are payable at a rate of \$50 per month. One-half of the payment is due on the first of each month and one-half of the payment is due on the fifteenth of each month. Each party must pay 50% of child-care costs related to employment or reasonably necessary job training. Each party must pay 50% reasonable uninsured health-care

costs for the children. The court used a printout of a computer calculation and findings, which is located below and incorporated in this order.

| 2026                                | <b>Guideline Summary</b> |                  |                        |               | <b>Monthly Figures</b> |                       |                      |
|-------------------------------------|--------------------------|------------------|------------------------|---------------|------------------------|-----------------------|----------------------|
| <b>Fixed Shares</b>                 | <b>Father</b>            | <b>Mother</b>    | <b>Monthly Figures</b> |               | <b>Cash Flow</b>       |                       |                      |
| Number of children                  | 0                        | 1                | <b>2026</b>            |               | Combined net spendable | 7366                  |                      |
| Percent time with NCP               | 40.00%                   | 0.00%            |                        |               | <b>Father</b>          |                       |                      |
| Filing status                       | HH/MLA SINGLE            |                  | <b>Nets (adjusted)</b> |               | Payment cost/benefit   | -302                  |                      |
| Number of exemptions                | 1                        | 2                | Father                 | 3809          | Net spendable income   | 3507                  |                      |
| Wages and salary                    | 4554                     | 4000             | Mother                 | 3557          | Federal income tax     | 276                   |                      |
| Self employed income                | 0                        | 0                | Total                  | 7366          | Federal employment tax | 348                   |                      |
| Other taxable income                | 0                        | 0                | <b>Support</b>         |               | State income tax       | 29                    |                      |
| TANF CS received                    | 0                        | 0                | Addons                 | 0             | State employment tax   | 59                    |                      |
| Other nontaxable income             | 0                        | 0                | Guideln CS             | 302           | Total taxes            | 712                   |                      |
| New spouse income                   | 0                        | 0                | S.Clara SS             | -0            | Federal filing status  | HH/MLA                |                      |
| Employee 401-k contribution         | 0                        | 0                | Total                  | 302           | State filing status    | HH/MLA                |                      |
| Adjustments to income               | 0                        | 0                |                        |               | <b>Mother</b>          |                       |                      |
| SS paid prev marriage               | 0                        | 0                |                        |               | Payment cost/benefit   | 302                   |                      |
| CS paid prev marriage               | 0                        | 0                |                        |               | Net spendable income   | 3859                  |                      |
| Health insurance                    | 33                       | 0                |                        |               | Federal income tax     | 67                    |                      |
| Other medical expenses              | 0                        | 0                |                        |               | Federal employment tax | 306                   |                      |
| Property tax expenses               | 0                        | 0                |                        |               | State income tax       | 17                    |                      |
| Ded interest expense                | 0                        | 0                |                        |               | State employment tax   | 52                    |                      |
| Contribution deduction              | 0                        | 0                |                        |               | Total taxes            | 443                   |                      |
| Misc tax deductions                 | 0                        | 0                |                        |               | Federal filing status  | SINGLE                |                      |
| Qualified business income deduction | 0                        | 0                |                        |               | State filing status    | SINGLE                |                      |
| Required union dues                 | 0                        | 0                |                        |               |                        |                       |                      |
| Mandatory retirement                | 0                        | 0                |                        |               |                        |                       |                      |
| Hardship deduction                  | 0                        | 0                |                        |               |                        |                       |                      |
| Other GDL deductions                | 0                        | 0                |                        |               |                        |                       |                      |
| Child care expenses                 | 0                        | 0                |                        |               |                        |                       |                      |
| FC 4055 checking: <b>ON</b>         |                          |                  |                        |               |                        |                       |                      |
| <b>Per Child Information</b>        |                          |                  |                        |               |                        |                       |                      |
|                                     | <b>DOB</b>               | <b>Timeshare</b> | <b>cce(F)</b>          | <b>cce(M)</b> | <b>Addons Payor</b>    | <b>Basic CS Payor</b> | <b>Pres CS Payor</b> |
| All children                        |                          | 40 - 60          | 0                      | 0             | 0 Father               | 302 Father            | 302 Father           |
|                                     | 0000-00-00               | 40 - 60          | 0                      | 0             | 0 Father               | 302 Father            | 302 Father           |

**FL-26-00056 Garcia, Daniel vs. Garcia, Kristi Celeste**

Petitioner’s Request for Control of the Residence, which was filed March 5, 2026, is DENIED on the grounds of collateral estoppel. Both parties have already litigated this very issue and Petitioner’s request was denied on March 10, 2026 (See DV-26-00004 Garcia vs. Garcia, Order After Hearing filed March 16, 2026.)

**\*\*Please contact Judicial Courtroom Assistant, Maria Pantoja, at (831) 636-4057 x129 or mpantoja@sanbenitocourt.org with any objections or concerns.**

**END OF TENTATIVE DECISIONS**

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