



Superior Court of California County of San Benito

***Amended* Tentative Decisions for October 1, 2025**

Courtroom #1: Judge J. Omar Rodriguez

FL-05-00127 Parsons, Craig vs. Parsons, Shannon

The Court will treat Petitioner's Request for Order, filed on August 18, 2025 as a motion for reconsideration governed by Code of Civil Procedure section 1008, which allows a party to ask the same judge that made the order to reconsider the matter. As a result, the hearing is continued to Friday October 10, 2025 at 2:30 p.m. in Department 2 to be heard by Judge Breen.

FL-19-00243 Rubalcava, Brittany vs. Rubalcava, Daniel

The Review Hearing is continued to October 22, 2025 at 8:30 a.m. in Department 1 to allow for the completion of the investigation.

FL-22-00026 Atkins, Linda vs. Atkins, Anthony

The parties are ordered to attend child custody mediation on October 30, 2025 at 12:00 p.m. at the Self-Help Center located at the Superior Court of California, County of San Benito.

The hearing on Respondent's Request for Order is continued to November 12, 2025 at 8:30 a.m. in Department 1. No appearances are necessary on October 1st.

Petitioner's Request for Order for Child Support is GRANTED.

"California has a strong public policy in favor of adequate child support. That policy is expressed in statutes embodying the statewide uniform child support guideline." (*In re Marriage of Cheriton* (2001) 92 Cal.App.4th 269, 279.) "In setting guideline support, the courts are required to adhere to certain principles, including: A parent's first and principal obligation is to support his or her minor children according to the parent's circumstances and station in life...Each parent should pay for the support of the children according to his or her ability. (*Ibid.*) "An original order for child support may be made retroactive to the date of filing the petition, complaint, or other initial pleading. If the parent ordered to pay support was not served with the petition, complaint, or other initial pleading within 90 days after filing and the court finds that the parent was not intentionally evading service, the child support order shall be effective no earlier than the date of service." (Cal. Fam. § 4009.) Petitioner has established a sufficient basis for an order that shall be made effective to the date of the initial petition. There is a disparity in the parties' incomes and both sides informally agreed that Respondent would pay child support, which would have been a non-guideline child support amount. However, neither party executed a formal agreement that complied with the legal requirements that would allow a deviation from guideline support.

As a result, child support is set at \$2,293 per month. Respondent shall pay child support as follows: 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. The orders are effective to October 30, 2023. Arrears are ordered to be paid at a rate of \$200 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 parent must reimburse the other parent for the reimbursing parent's share of these additional costs within 30 days after receiving the itemized statement of costs from the other parent. If a parent has paid the parent's court-ordered share of the costs only, that parent shall provide proof of payment to the other parent, request the other parent to pay the

remainder of the costs directly to the provider, and provide the reimbursing parent with any necessary information about how to make the payment to the provider and that payment shall be made within 30 days from notification of the amount due, or according to any payment schedule set by the health care provider for either parent.

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

2025	Guideline Summary				Monthly Figures	
Fixed Shares	Father	Mother	Monthly Figures		Cash Flow	
Number of children	0	2	2025		Combined net spendable	13540
Percent time with NCP	20.00%	0.00%				
Filing status	HH/MLA	HH/MLA	Nets (adjusted)		Father	
Number of exemptions	1	3	Father	8377	Payment cost/benefit	-2293
Wages and salary	11350	6608	Mother	5163	Net spendable income	6083
Self employed income	0	0	Total	13540	Federal income tax	1533
Other taxable income	0	0	Support		Federal employment tax	868
TANF CS received	0	0	Addons	0	State income tax	436
Other nontaxable income	0	0	Guideln CS	2293	State employment tax	136
New spouse income	0	0	User SS	0	Total taxes	2973
Employee 401-k contribution	0	0	Total	2293	Federal filing status	HH/MLA
Adjustments to income	0	0			State filing status	HH/MLA
SS paid prev marriage	0	0			Mother	
CS paid prev marriage	0	0			Payment cost/benefit	2293
Health insurance	0	0			Net spendable income	7457
Other medical expenses	0	0			Federal income tax	131
Property tax expenses	670	0			Federal employment tax	506
Ded interest expense	881	0			State income tax	0
Contribution deduction	0	0			State employment tax	79
Misc tax deductions	0	0			Total taxes	716
Qualified business income deduction	0	0			Federal filing status	HH/MLA
Required union dues	0	100			State filing status	HH/MLA
Mandatory retirement	0	629				
Hardship deduction	0	0				
Other GDL deductions	0	0				
Child care expenses	0	0				
FC 4055 checking: ON						
Per Child Information						
DOB	Timeshare	cce(F)	cce(M)	Addons Payor	Basic CS Payor	Pres CS Payor
All children	20 - 80	0	0	0 Father	2,293 Father	2,293 Father
0000-00-00	20 - 80	0	0	0 Father	838 Father	838 Father
0000-00-00	20 - 80	0	0	0 Father	1,455 Father	1,455 Father

****Please contact Judicial Courtroom Assistant, Lesley Pace, at
(831) 636-4057 x127 or lpace@sanbenitocourt.org with
any objections or concerns.**

FL-24-00088 Anderson, Sean vs. Anderson, Katherine

Respondent's Requests for Order for Child Support, Spousal Support and Attorneys' Fees and Costs are DENIED without prejudice under current circumstances due to Petitioner's recent loss of employment. Petitioner currently has no monthly income. He does not have the ability to pay attorneys' fees for both parties and there is no disparity in income that would warrant an order requiring Petitioner to pay Respondent's attorneys' fees.

FL-25-00070 Mendez, Gloria vs. Salinas, Villulfo

Petitioner's Request to Voluntarily Waive Respondent's Preliminary Financial Disclosure pursuant to Family Code section 2107(b) is GRANTED. The self-help center shall prepare the order after hearing.

FL-25-00137 Bettencourt, Kimberly Ann vs. Mancias, Richard Daniel

Petitioner's Request to Voluntarily Waive Respondent's Preliminary Financial Disclosure pursuant to Family Code section 2107(b) is GRANTED. The self-help center shall prepare the order after hearing.

END OF TENTATIVE DECISIONS