

SUPERIOR COURT OF THE STATE OF CALIFORNIA  
COUNTY OF YOLO

CIVIL LAW AND MOTION MINUTE ORDER

*Kathleen White*  
HON: ~~SONIA CORTES~~ DATE: 03/01/2018 CASE NO.: CVCV-17-1538

*Ross Emmett*  
TITLE: CAMERON VS. MOORE  
PROCEEDINGS: MOTION\* *Strike* *TRs* CLERK: *C. SOTELO C. SOTELO*  
*Complaint* REPORTER:

**APPEARANCES**

1 ☐ Present

2 ☒ W/By Attys: *Jessica Woolfield*

3 ☐ Defendant:

4 ☒ W/By Attys: *Jacob K. Roisman by Court Clerk*

**NEXT SCHEDULED APPEARANCE**

1 ☐ Date: Time: For: Dept

2 ☐ Continued by Court's Motion (CTC)

3 ☐ Continuance requested by party(s) (CPM)

By:

4 ☐ Notice waived

**MOTION/ORDERS**

1 ☐ (DRC) Cause ordered off calendar; at the request of

2 ☐ (DRC) Cause dropped; no p/s filed

3 ☐ Default ordered

4 ☐ Proceed by offer of proof

5 ☐ (SR) Stipulation reached

6 ☐ Court to proceed in absentia

7 ☐ Submitted on the pleadings  
☐ with argument ☐ without argument

8 ☐ (TUS) Taken under submission

9 ☐ (MG) Motion/Petr/App granted

10 ☐ (MD) Motion/Petr/App denied

11 ☐ (CXD) Claim of exempt DENIED, \$\$ released to creditor

12 ☐ (CXG) Claim of exempt GRANTED, \$\$ released to debtor

13 ☐ Debtor sworn and released

14 ☐ Contempt found; Ordered to

15 ☐ No finding of contempt

16 ☐ (SCL) Settlement conference held; case settled

17 ☐ (TC) Trial confirmed; no settlement reached

18 ☒ (TR) Tentative ruling posted

19 ☒ (RA) Tentative ruling adopted; see attached

Attachment ordered; Bail set \$

2 ☐ Stay issuance of warrant until next hearing, creditor to send warning letter to debtor

3 ☐ Warrant of body attachment recalled

4 ☐ Warrant of body attachment set aside

**DISMISSALS**

1 ☐ (DSM) Case ordered dismissed  
☐ with ☐ without prejudice

2 ☐ (C02) Case ordered dismissed for lack of prosecution

3 ☐ (PDS) Party dismissed

**RULINGS**

1 ☐ Court ordered that temporary orders remain in effect pending further hearing.

2 ☐ Court granted restraining order effective until Defendant ordered to stay yards away from plaintiff.

*Other: Requested oral argument to I.R.*

*Arguments heard.*

**WARRANT ORDERS**

1 ☐ Debtor failed to appear; Warrant of Body

## TENTATIVE RULING

**Case:** Cameron v. Moore  
Case No. CV CV 17-1538

**Hearing Date:** March 1, 2018 **Department Three** **9:00 a.m.**

Defendant Emmett Moore's special motion to strike plaintiffs Ross Cameron and Newfane Design, Inc.'s complaint is **GRANTED**. (Code Civ. Proc., § 425.16, subd. (b)(1).) Defendant establishes that plaintiffs' complaint arises out of defendant's protected speech or petitioning and lack even minimal merit. (*Navellier v. Sletten* (2002) 29 Cal.4<sup>th</sup> 82, 88-89; *Jarrow Formulas, Inc. v. La Marche* (2003) 31 Cal.4<sup>th</sup> 728, 733.) As the complaint is presently pled, the statute of limitations bars the first and second causes of action for defamation and business defamation, respectively. (Code Civ. Proc., § 340, subd. (c).) The single publication rule bars the third and fourth causes of action for intentional interference with prospective business advantage and negligent interference with prospective business advantage, respectively. (*Strick v. Superior Court* (1983) 143 Cal.App.3d 916, 925 [the court concluded that to permit plaintiffs to pursue an independent tort claim based on fraud and deceit, in addition to defamation, in which proof of damages would depend on the contents of the allegedly libelous article, would nullify the language and applicability of the Uniform Single Publication Act in contravention of legislative policy].) The fifth cause of action cannot be established because a preliminary injunction is a remedy and not a cause of action. (*County of Del Norte v. City of Crescent City* (1999) 71 Cal.App.4<sup>th</sup> 965, 973.)

If no hearing is requested, this tentative ruling is effective immediately. No formal order pursuant to California Rule of Court 3.1312, or further notice is required.