

**SUPERIOR COURT OF CALIFORNIA  
COUNTY OF MARIN**

DATE: 05/14/24      TIME: 9:00 A.M.      DEPT: D      CASE NO: FL1701864

PRESIDING: HON. BETH S. JORDAN

REPORTER:

CLERK: STACY BOND

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PETITIONER:      JOSEPHINE D.  
PRUDHOMME

and

RESPONDENT:      DAVID W. LABUA

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NATURE OF PROCEEDINGS: REQUEST FOR ORDER – OTHER: SEE #8

**RULING**

Petitioner/Mother filed a Request For Order (“RFO”) on 3/19/24 asking the Court to order the parties to communicate regarding their son, Theo (dob 6-23-10), via Our Family Wizard. Respondent/Father filed a Responsive Declaration on 5/9/2024 in which he stated that he has opened an Our Family Wizard and the parties are now communicating via the app.

Mother’s request is moot; therefore, the matter is dropped from calendar.

SO ORDERED.

***TEMPORARILY, under current orders, litigants who require the assistance of a Spanish language interpreter shall appear in person. Interpreter services via video technology are currently not available.***

***Any party contesting the ruling and requesting oral argument shall appear in person or remotely through Zoom either by video or telephone. Please follow the guidelines set forth on the court website at [www.marin.courts.ca.gov](http://www.marin.courts.ca.gov)***

***The Zoom appearance information is as follows:***

***May 2024 at 09:00 AM  
Join Zoom Meeting***

***Zoom link for Courtroom D Family Law 161 0592888 passcode 841800  
Meeting ID: 161 059 2888  
Passcode: 841800***

*If you are only able to appear by phone you may dial the phone number below, follow the prompts and enter the meeting ID and passcode.*

*+1-669-254-5252 US (San Jose)*

Meeting ID: 161 059 2888

Passcode: 841800

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**SUPERIOR COURT OF CALIFORNIA  
COUNTY OF MARIN**

DATE: 05/14/24      TIME: 9:00 A.M.      DEPT: D      CASE NO: FL2203175

PRESIDING: HON. BETH S. JORDAN

REPORTER:

CLERK: STACY BOND

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PETITIONER:    PIERRE-OLIVIER  
LATOIR

and

RESPONDENT: NOOSHIN LATOUR

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NATURE OF PROCEEDINGS: REQUEST FOR ORDER – OTHER: ENFORCE AGREEMENT UNDER CCP 664.6; AND MAKE APPROPRIATE ORDER TO FORCE COMPLIANCE WITH AGREEMENT TO HAVE EARTHQUAKE INSURANCE ON THE MARITAL RESIDENCE

RULING

This matter is set for hearing on Petitioner/Husband’s Request for Order (“RFO”) to enforce a settlement agreement pursuant to California Code of Civil Procedure § 664.6. Following a full day settlement conference, the parties reached an agreement, and the terms of the agreement were read into the record in open court on 12/22/23. After the terms were read into the record, the Court voir dired each of the parties under oath, both of whom confirmed that they heard the terms, understood the terms, entered into the agreement voluntarily and agreed to be bound by those terms. (Reporter’s Transcript 12/22/23: p. 16: 1. p.18: 1.)

Respondent/Wife’s Responsive Declaration filed 5/1/24, essentially asks the Court to ignore the agreement that was reached and to add a provision regarding capital gains taxes. The transcript reflects that capital gains was never mentioned, and thus was not a part of the parties’ agreement.

Pursuant to CCP § 664.6, the Court will enforce the terms of the parties’ agreement only to the extent those terms are set forth in the transcript. The Court notes that the MSA submitted by Husband’s counsel contains a number of recitations and terms that, though they ordinarily appear in MSA’s, were not expressly agreed upon; and such provisions are not enforceable under CCP § 664.6. Counsel may submit to the Court a revised MSA that contains only those terms the parties actually agreed to on the record if he so chooses.

In any event, among the terms that were agreed upon is the requirement that Wife obtain earthquake insurance on the marital residence. Therefore, Wife is ordered to forthwith obtain earthquake insurance covering the marital residence, to timely pay premiums, and to keep such insurance in full force and effect until Husband is taken off title.

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SO ORDERED.

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**SUPERIOR COURT OF CALIFORNIA  
COUNTY OF MARIN**

DATE: 05/14/24      TIME: 9:00 A.M.      DEPT: D      CASE NO: FL2300235

PRESIDING: HON. BETH S. JORDAN

REPORTER:

CLERK: STACY BOND

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PETITIONER:      TERENCE DOYLE

and

RESPONDENT:      AMY JURRIES

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NATURE OF PROCEEDINGS: 1) CASE PROGRESS CONFERENCE  
2) REQUEST FOR ORDER – SPOUSAL SUPPORT

**RULING**

This matter is set for hearing on Respondent/Wife’s 1/22/24 Request for Order (“RFO”) for *pendente lite* spousal support of \$7,648, with bonus support payable per schedule. Wife states the parties were married for 19 1/3 years. She gave up her career in finance in 2007; Husband who continues to work in finance, was the primary earner during the marriage, and the parties enjoyed a very comfortable lifestyle. Wife is now 55 years old and lives in England. For the past 15 years, she has worked as a freelance editor, writer and photographer, and has generally had minimal earnings. Although Wife returned to school and obtained a degree in digital marketing, where she estimates she could earn between 25,000 and 30,000 Euros/year, she is still making below minimum wage in California.

Petitioner/Husband filed a Responsive Declaration on 3/19/24. He asserts that Wife has not made any good faith effort to support herself, and given her success in finance (making \$300,000 to \$400,000/year) when the parties first married (19 years ago), she should be able to make significantly more than she currently does. Husband also questions Wife’s expenses, and feels Wife is simply looking to him to pay for her chosen lifestyle.

Both parties filed updated financial documentation. Husband’s present earnings are \$26,938/month, and he claims expenses are \$12,358/month. He has \$342,000 in deposit accounts, \$727,856 in securities he could easily sell, and \$60,000 in personal and real property. He has no outstanding debts.

Wife’s accounting is somewhat questionable. She claims self-employment income of \$314/month. She has \$377,000 in deposit accounts, \$46,000 in securities she could easily sell, and claims no other real or personal property. She estimates monthly expenses of \$6,648, but this is based on estimated rent of \$4,015/month which she is not paying. According to her paperwork, she lives in Airbnbs and paid only \$5,511 for lodging for the entirety of 2023. She

also appears to have any no debts, which is difficult to understand if she is earning less than her business expenses.

Given the information provided and the Court's review of the most recent financial information, the Court has prepared a Dissomaster calculation, attached as Exhibit "A," based on the following:

Wife has earnings of \$833/month, plus (per her 2023 income tax return), \$77/month in taxable interest, \$23 in ordinary dividends and \$365 in capital gains. Husband has monthly wages of \$26,984, 401(k) contribution of \$2,582/month. He pays \$231/month in health insurance. And, and an adjustment to income is made for the \$208/month Husband's employer pays to his Health Savings Account. Exhibit "A" calculates monthly pendente lite spousal support of \$6,934 payable from Husband to Wife.

The Court orders that Husband pay to Wife, retroactive to 1/22/24, the sum of \$6,934/month as and for pendente lite spousal support, payable on the 1<sup>st</sup> of each month. Said support shall be non-taxable to Wife and non-deductible to Husband, and shall continue until Wife's remarriage, the death of either party, or further order of Court. In addition, Husband and Wife shall each pay bonus support, to the extent that their earnings exceed the income ascribed to them in Exhibit "A." Bonus support shall be calculated in accordance with Husband's bonus schedule (Exhibit "A-1") and Wife's bonus schedule (Exhibit "A-2").

**Wife is advised that she is expected to become self-supporting within a reasonable amount of time. (*In re Marriage of Gavron* (1988) 203 Cal.App.3d 705.)**

SO ORDERED.

The Court will prepare the Order per Rule 5.125, California Rules of Court.

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ATTORNEY (NAME AND ADDRESS):  <p style="text-align: center; font-size: 1.2em;"><b>PREPARED BY COURT</b></p> <p style="font-size: 1.2em;"><b>California</b></p>	TELEPHONE NO.:  	Superior Court Of The State of California, County of COURT NAME: STREET ADDRESS: MAILING ADDRESS: BRANCH NAME:
ATTORNEY FOR:	<b>DISSOMASTER REPORT</b> 2024, Monthly	
		CASE NUMBER:

Input Data	Terry	Amy	Guideline (2024)	Cash Flow Analysis	Terry	Amy
Number of children	0	0	<b>Nets (adjusted)</b>	<b>Guideline</b>		
% time with Second Parent	0%	0%	Terry	18,179	Payment (cost)/benefit	(6,289)    6,515
Filing status	MFS->	<-MFS	Amy	761	Net spendable income	11,245    7,695
# Federal exemptions	1*	1*	Total	18,940	% combined spendable	59.4%    40.6%
Wages + salary	26,984	0	<b>Support (Nondeductible)</b>	Total taxes	8,574	537
401(k) employee contrib	2,582	0	SS Payor	Terry	Comb. net spendable	18,940
Self-employment income	0	833	Santa Clara	6,934	<b>Proposed</b>	
Other taxable income	0	465	Total	6,934	Payment (cost)/benefit	(6,289)    6,515
Short-term cap. gains	0	0	<b>Proposed, tactic 9</b>		Net spendable income	11,245    7,695
Long-term cap. gains	0	365	SS Payor	Terry	NSI change from gdl	0    0
Other gains (and losses)	0	0	Santa Clara	6,934	% combined spendable	59.4%    40.6%
Ordinary dividends	0	23	Total	6,934	% of saving over gdl	0%    0%
Tax. interest received	0	77	Savings	0	Total taxes	8,574    537
Social Security received	0	0	Mother	0	Comb. net spendable	18,940
Unemployment compensation	0	0	Father	0	Percent change	0.0%
Operating losses	0	0	No releases		Default Case Settings	
Ca. operating loss adj.	0	0				
Roy, partnerships, S corp, trusts	0	0				
Rental income	0	0				
Misc ordinary tax. inc.	0	0				
Other nontaxable income	0	0				
New-spouse income	0	0				
SS paid other marriage	0	0				
CS paid other relationship	0	0				
Adj. to income (ATI)	208	0				
9.3% elective PTE payment	0	0				
Ptr Support Pd. other P'ships	0	0				
Health insurance	231	0				
Qual. Bus. Inc. Ded.	0	0				
Itemized deductions	0	0				
Other medical expenses	0	0				
Property tax expenses	0	0				
Ded. interest expense	0	0				
Charitable contribution	0	0				
Miscellaneous itemized	0	0				
State sales tax paid	0	0				
Required union dues	0	0				
Cr. for Pd. Sick and Fam. L.	0	0				
Mandatory retirement	0	0				
Hardship deduction	0*	0*				
Other gdl. adjustments	0	0				
AMT info (IRS Form 6251)	0	0				
Child support add-ons	0	0				



ATTORNEY (NAME AND ADDRESS):  <b>California</b>	TELEPHONE NO:	Superior Court Of The State of California, County of COURT NAME: STREET ADDRESS: MAILING ADDRESS: BRANCH NAME:
ATTORNEY FOR: <b>Terry</b>	Terry Annual Bonus Wages Report 2024 Yearly	
		CASE NUMBER:

"R" denotes that Terry is a recipient for the corresponding support

"CS%" is the percentage of Bonus paid as additional Child Support

"SS%" is the percentage of Bonus paid as additional Spousal Support

Total columns indicate the Total support due, support on reported income plus the incremental support due on additional income.

Terry's Gross Bonus	Basic CS%	Basic CS	Santa Clara SS%	Santa Clara SS	Total Basic CS	Total SS	Total Support CS+SS
10,000	0.00	0	23.04	2,304	0	85,513	85,513
20,000	0.00	0	23.04	4,608	0	87,817	87,817
30,000	0.00	0	23.04	6,912	0	90,121	90,121
40,000	0.00	0	23.04	9,216	0	92,425	92,425
50,000	0.00	0	23.04	11,519	0	94,729	94,729
60,000	0.00	0	23.04	13,823	0	97,033	97,033
70,000	0.00	0	23.04	16,127	0	99,336	99,336
80,000	0.00	0	23.04	18,432	0	101,641	101,641
90,000	0.00	0	23.04	20,735	0	103,945	103,945
100,000	0.00	0	22.95	22,952	0	106,161	106,161
110,000	0.00	0	22.88	25,168	0	108,377	108,377
120,000	0.00	0	22.82	27,385	0	110,594	110,594
130,000	0.00	0	22.77	29,601	0	112,810	112,810
140,000	0.00	0	22.73	31,817	0	115,026	115,026
150,000	0.00	0	22.69	34,034	0	117,243	117,243
160,000	0.00	0	22.66	36,251	0	119,460	119,460
170,000	0.00	0	22.63	38,467	0	121,677	121,677
180,000	0.00	0	22.60	40,684	0	123,893	123,893
190,000	0.00	0	22.58	42,901	0	126,110	126,110
200,000	0.00	0	22.56	45,114	0	128,323	128,323



ATTORNEY (NAME AND ADDRESS):  <b>California</b>	TELEPHONE NO:	Superior Court Of The State of California, County of COURT NAME: STREET ADDRESS: MAILING ADDRESS: BRANCH NAME:
ATTORNEY FOR: <b>Terry</b>	Amy Annual Bonus Wages Report 2024 Yearly	
		CASE NUMBER:

"R" denotes that Amy is a recipient for the corresponding support

"CS%" is the percentage of Bonus paid as additional Child Support

"SS%" is the percentage of Bonus paid as additional Spousal Support

Total columns indicate the Total support due, support on reported income plus the incremental support due on additional income.

Amy's Gross Bonus	Basic CS%	Basic CS	Santa Clara SS%	Santa Clara SS	Total Basic CS	Total SS	Total Support CS+SS
1,000	0.00	0	44.11	441	0	82,768 R	82,768 R
2,000	0.00	0	44.11	882	0	82,327 R	82,327 R
3,000	0.00	0	44.12	1,323	0	81,886 R	81,886 R
4,000	0.00	0	44.12	1,765	0	81,444 R	81,444 R
5,000	0.00	0	43.44	2,172	0	81,037 R	81,037 R
6,000	0.00	0	42.64	2,559	0	80,651 R	80,651 R
7,000	0.00	0	42.09	2,946	0	80,263 R	80,263 R
8,000	0.00	0	41.69	3,335	0	79,874 R	79,874 R
9,000	0.00	0	41.37	3,724	0	79,486 R	79,486 R
10,000	0.00	0	41.12	4,112	0	79,097 R	79,097 R
11,000	0.00	0	40.92	4,501	0	78,708 R	78,708 R
12,000	0.00	0	40.75	4,890	0	78,319 R	78,319 R
13,000	0.00	0	40.61	5,279	0	77,930 R	77,930 R
14,000	0.00	0	40.48	5,668	0	77,541 R	77,541 R
15,000	0.00	0	40.38	6,057	0	77,152 R	77,152 R
16,000	0.00	0	40.29	6,446	0	76,763 R	76,763 R
17,000	0.00	0	40.15	6,826	0	76,383 R	76,383 R
18,000	0.00	0	40.03	7,206	0	76,003 R	76,003 R
19,000	0.00	0	39.93	7,586	0	75,623 R	75,623 R
20,000	0.00	0	39.83	7,966	0	75,243 R	75,243 R



**SUPERIOR COURT OF CALIFORNIA  
COUNTY OF MARIN**

DATE: 05/14/24      TIME: 9:00 A.M.      DEPT: D      CASE NO: FL0000272

PRESIDING: HON. BETH S. JORDAN

REPORTER:

CLERK: STACY BOND

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PETITIONER:      ESTELA ARZATE

and

RESPONDENT:      ADORAL FAUSTO MEJIA  
VICENTE

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NATURE OF PROCEEDINGS: 1) CASE PROGRESS CONFERENCE  
2) REVIEW HEARING – RE CUSTODY

**RULING**

This matter is set for a review hearing on a child custody/visitation with respect to the parties' children, Joseph (dob 8/21/13) and Johnny (dob 9/14/19). Both parties met with Family Court Services ("FCS") on May 3, 2024, and FCS' Report & Recommendations were filed on 5/7/24.

The Court finds it is in the best interests of the children in this case to adopt the FCS recommendations as modified, set forth below:

The current orders shall remain in effect with the following additions/modifications:

1. The children shall be with both parents on either a "2-2-3" or a "2-2-5" schedule, as agreed upon. If the parents are not in agreement, then the children shall continue on the "2-2-5" as currently ordered.
2. Both parents shall have reasonable phone and text communication with the children.
3. The custody issues shall be reviewed in October of 2024. Either parent shall contact Family Court Services in September to set another mediation at 415-444-7090 or [familymediation@marin.courts.ca.gov](mailto:familymediation@marin.courts.ca.gov).

SO ORDERED.

The Court will prepare the Order Per Rule 5.125, California Rules of Court.

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**SUPERIOR COURT OF CALIFORNIA  
COUNTY OF MARIN**

DATE: 05/14/24      TIME: 9:00 A.M.      DEPT: D      CASE NO: FL0000523

PRESIDING: HON. BETH S. JORDAN

REPORTER:

CLERK: STACY BOND

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PETITIONER:      NANCY SEGALE

and

RESPONDENT:      MORGAN ROSE BAUGH

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NATURE OF PROCEEDINGS: REQUEST FOR ORDER – OTHER: DOMESTIC VIOLENCE ORDER

**RULING**

Petitioner/Mother Nancy Segale filed a Request for Order (“RFO”) on 3/24/24, requesting that the Court terminate the one-year Domestic Violence Restraining Order (“DVRO”) issued against her adult daughter (“Daughter”) on 1/2/2024. Mother reports that Daughter has been sober for several months, is pregnant, and Mother wants to be involved in the lives of Daughter and her soon-to-be grandchild.

Given the circumstances, Mother’s RFO is granted, and the DVRO issued 1/2/24 is terminated. A copy of the Findings and Order to Terminate Restraining Order After Hearing will be emailed to the parties.

SO ORDERED.

The Court will prepare the order, pursuant to Rule 5.125, California Rules of Court.

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**SUPERIOR COURT OF CALIFORNIA  
COUNTY OF MARIN**

DATE: 05/14/24      TIME: 9:00 A.M.      DEPT: D      CASE NO: FL0000570

PRESIDING: HON. BETH S. JORDAN

REPORTER:

CLERK: STACY BOND

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PETITIONER:    ERIC THOMAS TAYLOR

vs.

DEFENDANT:    LARINA CASTANEDA

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NATURE OF PROCEEDINGS: REQUEST FOR ORDER – CHILD  
CUSTODY/VISITATION; RECEIPT OF FCS REPORT

**RULING**

This matter is set for hearing on Petitioner/Father’s Request for Order (“RFO”) re: child custody/visitation regarding the parties’ child, Nevaeh Taylor (dob 7/16/18). Father requests a change in custody from his temporary sole legal and physical custody to permanent sole legal and physical custody, with Mother to continue to have visits with Nevaeh at Father’s discretion.

Mother failed to appear at the last hearing on this matter, was re-referred to Family Court Services (“FCS”) and failed to appear for the second time to the scheduled session.

The Court finds that it is in the best interests of the child to adopt the FCS Recommendations, with modification, as follows:

All prior orders not in conflict with the below shall remain in full force and effect with the following modifications.

1. Sole legal and physical custody to Father.
2. Mother shall not have unsupervised contact with Nevaeh. Mother shall have supervised visits at Father’s discretion. The visits may be supervised by a family member.
3. Once the assessment report is released for Nevaeh confirming a diagnosis of autism spectrum disorder with speech delay, Father shall seek appropriate services for Nevaeh including speech and any other recommended therapies, establishing an IEP at Nevaeh’s school, etc.
4. Mother shall not drive Nevaeh until further Court order.

SO ORDERED.

Order to be prepared by the Court, per Rule 5.125, California Rules of Court.

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