

Minute Orders

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Case Type:

Case Number:

Case CIVDS1607777 - FERRUSCA-V-DEL MAR AUTO CENTER

Action:

HEARING RE: EVIDENTIARY HEARING (RE:ARBITRATION) 10/20/2016 - 8:30 AM DEPT. S28

MICHAEL A SACHS, JUDGE
CLERK: WIMALA BLANCHARD
COURT REPORTER LINDA BALDWIN 12453
COURT ATTENDANT M KILGORE

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APPEARANCES:
ATTORNEY HALLEN ROSNER PRESENT FOR PLAINTIFF/PETITIONER.
PLAINTIFF JULIO R. FERRUSCA PRESENT
ATTORNEY TUAN UONG PRESENT FOR DEFT- CREDIT ACCEPTANCE CORP.

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PROCEEDINGS:
PREDISPOSITION HEARING HELD
ACTION CAME ON FOR EVIDENTIARY HEARING (RE:ARBITRATION).
09:24
WITNESS – PLAINTIFF JULIO R FERRUSCA IS SWORN AND EXAMINED.
DEFENSE EXHIBIT(S) #1-DECLARATION OF ACKNOWLEDGMENT MARKED FOR IDENTIFICATION.
DEFENSE EXHIBIT(S) #2-DECLARATION OF RETAIL INSTALLMENT CONTRACT MARKED FOR IDENTIFICATION.

09:36
WITNESS JULIO RAMON FERRUSCA EXCUSED.
AFTER TESTIMONY AND DUE CONSIDERATION BY THE COURT :
COURT FINDS PLAINTIFF DID NOT SIGN DOCUMENTS AND DID NOT HAVE FAIR REVIEW OF CONTRACT.
CREDIT ACCEPTANCE CORPORATION'S MOTION TO COMPEL ARBITRATION IS DENIED.
ALL EXHIBITS ARE RETURNED TO COUNSEL.

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HEARINGS:
VACATE TSCCV HEARING SCHEDULED FOR 11/23/16 AT 08:30 IN DEPARTMENT S28.
TRIAL SETTING CONFERENCE SET FOR 12/14/16 AT 08:30 IN DEPT. S28
ACTION - COMPLETE
=== MINUTE ORDER END ===