

TENTATIVE RULING

Appearances are required to ascertain if the responding party has served proposed responses to the requests for admission that are in substantial compliance with Code of Civil Procedure section 2033.220. (Code Civ. Proc., § 2033.280, subd. (c).)

MEMORANDUM

This is a collection action. Plaintiff's complaint was filed on July 1, 2025, and asserts breach of a written contract against defendant Salazar related to a credit card issued by Synchrony Bank. Defendant generally denied the allegations in an answer filed on August 5, 2025.

According to the declaration of Alexander Balzer Carr, plaintiff served their first set of Request for Admissions on defendant on or about November 7, 2025. (Balzer Carr Decl., ¶ 2, Exh. 1.) As of the date of plaintiff's motion, no responses were received. Plaintiff now moves the court for an order deeming the requests admitted. The motion was timely served. (See Proof of Service dated 3/12/2026.)

The court must order that the genuineness of any documents and the truth of any matters specified in the requests be deemed admitted unless it finds that the party to whom the requests for admission have been directed has served, before the hearing on the motion, a proposed response to the requests for admission that is in substantial compliance with Code of Civil Procedure section 2033.220. (Code Civ. Proc., § 2033.280, subd. (c).)

No such responses have been provided by the defendant as of the date of plaintiff's motion. (Balzer Carr Decl., ¶ 3.) The motion will be granted unless defendant has served before the hearing a proposed response that is in substantial compliance with section 2033.220.

The parties are instructed to appear at the hearing for oral argument. Appearance by Zoom Videoconference is optional and does not require the filing of Judicial Council form RA-010, Notice of Remote Appearance.