

**SUPERIOR COURT OF CALIFORNIA
COUNTY OF MARIN**

DATE: 1/22/26 TIME: 9:00 A.M. DEPT: B CASE NO: FL 1801837

PRESIDING: HON. JAMES M. SCHURZ

REPORTER:

CLERK: ALEX URTON

PETITIONER: BARBARA MACMILLAN

and

RESPONDENT: JAMES MACMILLAN

NATURE OF PROCEEDINGS: REQUEST FOR ORDER – FIX AND LIQUIDATE
ARREARS, SIGN FL-435

RULING

Petitioner Barbara MacMillan filed a Request for Order dated December 23, 2025, (“RFO”), seeking (1) to address unpaid spousal support under the July 9, 2020, Judgment and Spousal Support Order (FL-343) and (2) a request for change of venue from Marin County to Sonoma County. Respondent James MacMillan filed a Responsive Declaration dated January 15, 2026, urging this Court to deny the request for change in venue and adopt a proposed payment plan for repayment of the principal owed. Respondent does not contest that the money is owed, and states that he stopped making payments when Petitioner informed him she had remarried, and reinstated payments when Petitioner later informed him that she never remarried. Respondent claims to have financial constraints that limit his ability to repay the entire amount immediately. Respondent provided evidence that he has been performing under his proposed payment plan for the last six months and urges this Court to issue an order for continued performance under the proposed plan with a lump sum payment of the remaining amount in July 2026.

ORDER

1. Petitioner’s request for change of venue is denied. Petitioner may appear by Zoom for future appearances. The Court finds good cause to allow remote appearances for Petitioner due to medical conditions that impact her ability to travel to the jurisdiction.
2. Respondent is ordered to pay Petitioner \$500.00 a month through July 2026 with an additional lump sum payment of the remaining amount, due by August 1, 2026, in satisfaction of the July 9, 2020, Judgment and Spousal Support Order.

As authorized by CRC Rule 5.125, the Court shall prepare the formal Findings and Order After Hearing.

Parties must comply with Marin County Superior Court Local Rules, Rule 7.12(B), (C), which provide that if a party wants to present oral argument, the party must contact the Court at

Parties must comply with Marin County Superior Court Local Rules, Rule 7.12(B), (C), which provide that if a party wants to present oral argument, the party must contact the Court at (415) 444-7046 and all opposing parties by 4:00 p.m. the court day preceding the scheduled hearing. Notice may be by telephone or in person to all other parties that argument is being requested (i.e., it is not necessary to speak with counsel or parties directly.) Unless the Court and all parties have been notified of a request to present oral argument, no oral argument will be permitted except by order of the Court. In the event no party requests oral argument in accordance with Rule 7.12(C), the tentative ruling shall become the order of the court.

IT IS ORDERED that evidentiary hearings shall be in-person in Department B. For routine appearances, the parties may access Department B for video conference via a link on the court website. Litigants in the virtual courtroom are required to leave the video screen on and wait for your case to be called.

FURTHER ORDERED that the parties are responsible for ensuring that they have a good connection and that they are available for the hearing. If the connection is inadequate, the Court may proceed with the hearing in the party's absence.

**SUPERIOR COURT OF CALIFORNIA
COUNTY OF MARIN**

DATE: 1/22/26 TIME: 9:00 A.M. DEPT: B CASE NO: FL 2200867

PRESIDING: HON. JAMES M. SCHURZ

REPORTER:

CLERK: ALEX URTON

PETITIONER: KEVIN AMES

and

RESPONDENT: ASHLEY AMES

NATURE OF PROCEEDINGS: REQUEST FOR ORDER – CONTINUE; REQUEST FOR ORDER – CHILD SUPPORT

RULING

This matter comes before the court on Petitioner/Father’s Request for Order filed October 30, 2025 (RFO), seeking modification of child support. Father asserted that he was terminated from his employment as of September 5, 2025, with 8 weeks of severance pay, and was receiving unemployment benefits of \$1,950 per month while seeking new employment. Father attached his termination agreement to his RFO.

On December 11, 2025, Father submitted Support Calculations reflecting Father’s new job, which commenced on December 8, 2025. Father’s proposed calculations commencing November 5, 2025, with Mother paying Father \$116 per month, and new calculations commencing December 8, with Father paying Mother \$2,059 per month.

On December 15, 2025, Respondent/Mother filed her own Request for Order, seeking continuance of the December 18, 2025, hearing date based on various claims (improper service, insufficient financial information).

Father’s required supplement financial information was lodged with the court on October 30, 2025. Mother has not filed her required financial information, as required by MCR Fam 7.13(C). The court heard the matter on December 18, 2025, and issued temporary orders modifying child support, including an acknowledgment that Father waived, in open court, his right to receive child support from Mother from November 5, 2025, to December 7, 2025. The temporary orders modified child support to \$2,066 per month, effective December 8, 2025, payable by Father to Mother, and an equal sharing of work-related childcare costs, uninsured medical costs, and agreed-upon extra-curricular expenses for the children.

The court continued the matter to January 22, 2026, for further hearing.

On January 8, 2026, Mother filed a Responsive Declaration, including updated information regarding her SSA income. Mother asserts that her SSA income is not taxable, and the documentation she provides shows that \$203 is deducted from her income for health insurance. Mother complains that Father deducts his childcare from his child support payments and asserts that Father does not need childcare because he works remotely. Mother has still failed to provide her supplement financial information, such as her tax returns, as required by MCR Fam 7.13(C).

The court uses the following monthly inputs to calculate child support:

For Father, wages of \$16,333, ordinary dividends of \$381, taxable interest of \$1, and health insurance paid through his employment of \$758. For Mother, SSA nontaxable income of \$2799, and a deduction for health insurance of \$203 per month. Each party claims one child and files Head of Household with 2 exemptions.

Based on the foregoing the court modified child support, effective January 1, 2026, to \$2,191 per month, payable by Father to Mother. Payments are due one-half on the first and one-half on the 15th of each month.

While Family Code section 4061 provides for an allocation of child support add-ons, Mother has failed to provide her entire financial picture. The parties therefore shall continue to share equally all reasonable uninsured medical and dental expenses incurred on behalf of their minor children, and childcare costs related to either party's employment or reasonably necessary education or training for employment skills. The parties are ordered to comply with the provisions of Family Code section 4063 in seeking reimbursement for uninsured medical and dental expenses, and a copy of the NOTICE OF RIGHTS AND RESPONSIBILITIES -Health-Care Costs and Reimbursement Procedures shall be attached to the ORDER AFTER HEARING. These provisions shall apply to reimbursement for childcare expenses as well.

Father shall not deduct any claimed reimbursements from his child support payments, and instead shall follow the procedures outlined in the NOTICE OF RIGHTS AND RESPONSIBILITIES -Health-Care Costs and Reimbursement Procedures.

Regarding medical add-ons, the parents are directed to Family Code Section 4063(1), which provides that the parents shall arrange to use medical providers who are in the insurance network. If providers are used outside of network, the parent who arranged the medical and/or therapy appointment is obligated to pay the difference.

The parents are expected to share equally the costs of extracurricular activities for the child. The activities are to be agreed upon in advance, in writing, and the child's participation in that activity is not to be unreasonably withheld.

The parties are ordered to report to each other, with documentation, all earnings in excess of the amounts used to calculate child support by and any bonus support, by February 15th of each year, with a bonus schedule reportable beginning February 2027. Any adjustments to support based on the attached bonus schedules to occur at the time the next support payment is due.

Counsel for Father is ordered to prepare the formal Findings and Order After Hearing.

Parties must comply with Marin County Superior Court Local Rules, Rule 7.12(B), (C), which provide that if a party wants to present oral argument, the party must contact the Court at (415) 444-7046 and all opposing parties by 4:00 p.m. the court day preceding the scheduled hearing. Notice may be by telephone or in person to all other parties that argument is being requested (i.e., it is not necessary to speak with counsel or parties directly.) Unless the Court and all parties have been notified of a request to present oral argument, no oral argument will be permitted except by order of the Court. In the event no party requests oral argument in accordance with Rule 7.12(C), the tentative ruling shall become the order of the court.

IT IS ORDERED that evidentiary hearings shall be in-person in Department B. For routine appearances, the parties may access Department B for video conference via a link on the court website. Litigants in the virtual courtroom are required to leave the video screen on and wait for your case to be called.

FURTHER ORDERED that the parties are responsible for ensuring that they have a good connection and that they are available for the hearing. If the connection is inadequate, the Court may proceed with the hearing in the party's absence.

2026

Xspouse 2025-2-CA

Monthly Figures

Fixed Shares	Father	Mother	Monthly Figures		Cash Flow		
			2026	GUIDELINE	Guideline	Proposed	
Number of children	1	1			Combined net spendable	14016	14248
Percent time with NCP	49.99%	49.99%			Percent change	0%	2%
Filing status	HH/MLA	HH/MLA	NETS (adjusted)				
Number of exemptions	2	2			Father		
Wages and salary	16333	0	Father	11420	Payment cost/benefit	-2191	-1998
Self employed income	0	0	Mother	2596	Net spendable income	9228	9422
Other taxable income	382	0	Total	14016	Change from guideline	0	193
TANF CS received	0	0			% of combined spendable	66%	66%
Other nontaxable income	0	2799	SUPPORT		% of saving over guideline	0%	83%
New spouse income	0	0	Addons	0	Total taxes	4537	4305
Employee 401-k contribution	0	0	Guideln CS	2191	Dep. exemption value	0	0
Adjustments to income	200	0	Marin SS	-0	# withholding allowances	0	0
SS paid prev marriage	0	0	Total	2191	Net wage paycheck	10551	10551
CS paid prev marriage	0	0			Mother		
Health insurance	758	203	Settings changed		Payment cost/benefit		
Other medical expenses	0	0	Proposed		2191		
Property tax expenses	0	0	Tactic 9		Net spendable income		
Ded interest expense	0	0	CS	2230	4787		
Contribution deduction	0	0	SS	-0	Change from guideline		
Misc tax deductions	0	0	Total	2230	0		
Qualified business income deduction	0	0	Saving	232	% of combined spendable		
Required union dues	0	0	Releases	1	34%		
Mandatory retirement	0	0			% of saving over guideline		
Hardship deduction	0	0			0%		
Other GDL deductions	0	0			Total taxes		
Child care expenses	0	0			0		

Father pays Guideline CS, Proposed CS

FC 4055 checking: ON

Per Child Information

	DOB	Timeshare	cce(F)	cce(M)	Addons Payor	Basic CS Payor	Pres CS Payor
All children		50 - 50	0	0	0 Father	2,191 Father	2,191 Father
Violette	2015-03-28	50 - 50	0	0	0 Father	846 Father	846 Father
Celine	2019-02-03	49 - 51	0	0	0 Father	1,345 Father	1,345 Father

Annual Bonus Income Father

- Cost is an increase in support paid or a decrease in support received by this spouse
- Bonus income may reverse direction of CS and/or SS
- R = recipient of support

Annual bonus paid to Mother: 0
Prior relationship(s): OFF

Additional Cost to Father						Total CS	Total SS (adjusted)
Father's Bonus	Child Support		Spousal Support				
	% of bonus	\$	% of bonus	\$			
0	0.00	0	0.00	0	0	0	0
5,000	10.67	534	0.00	0	0	26,829	0
10,000	10.62	1,062	0.00	0	0	27,357	0
15,000	10.11	1,516	0.00	0	0	27,812	0
20,000	10.00	2,000	0.00	0	0	28,295	0
25,000	10.05	2,513	0.00	0	0	28,808	0
30,000	10.08	3,024	0.00	0	0	29,319	0
35,000	10.09	3,531	0.00	0	0	29,827	0
40,000	10.01	4,006	0.00	0	0	30,301	0
45,000	9.87	4,439	0.00	0	0	30,735	0
50,000	9.74	4,871	0.00	0	0	31,166	0
55,000	9.64	5,301	0.00	0	0	31,596	0
60,000	9.61	5,764	0.00	0	0	32,059	0
65,000	9.59	6,232	0.00	0	0	32,528	0
70,000	9.57	6,699	0.00	0	0	32,995	0
75,000	9.55	7,165	0.00	0	0	33,460	0
80,000	9.53	7,628	0.00	0	0	33,923	0
85,000	9.52	8,090	0.00	0	0	34,385	0
90,000	9.50	8,550	0.00	0	0	34,845	0
95,000	9.47	8,995	0.00	0	0	35,291	0
100,000	9.43	9,428	0.00	0	0	35,723	0
105,000	9.39	9,859	0.00	0	0	36,154	0
110,000	9.35	10,288	0.00	0	0	36,583	0
115,000	9.33	10,729	0.00	0	0	37,025	0
120,000	9.32	11,187	0.00	0	0	37,482	0
125,000	9.31	11,643	0.00	0	0	37,938	0
130,000	9.31	12,097	0.00	0	0	38,392	0
135,000	9.30	12,551	0.00	0	0	38,846	0
140,000	9.29	13,003	0.00	0	0	39,298	0
145,000	9.28	13,454	0.00	0	0	39,749	0
150,000	9.27	13,904	0.00	0	0	40,200	0
155,000	9.26	14,353	0.00	0	0	40,649	0
160,000	9.25	14,801	0.00	0	0	41,097	0
165,000	9.24	15,248	0.00	0	0	41,544	0
170,000	9.23	15,694	0.00	0	0	41,990	0
175,000	9.22	16,140	0.00	0	0	42,435	0
180,000	9.21	16,584	0.00	0	0	42,879	0
185,000	9.20	17,027	0.00	0	0	43,322	0
190,000	9.19	17,470	0.00	0	0	43,765	0
195,000	9.19	17,911	0.00	0	0	44,207	0
200,000	9.17	18,350	0.00	0	0	44,645	0

Court finds that the best interest of the minor child, Lara, will be served by adopting the recommendations of the child custody recommending counselor, as modified by the Court. Accordingly, the Court approves the agreement between Mother and Father as well as makes the following further orders modifying the parties' MSA:

AGREEMENTS APPROVED BY THE COURT

1. Lara's birthday: Lara shall be with Neil overnight on her birthday in the even numbered years and with Priya overnight on her birthday in the odd-numbered years.
2. Social media: Lara shall not have a social media account or any unsupervised access to social media unless agreed upon by the parents.
3. Seat belts/Onewheel: Lara shall always ride with a seatbelt and shall not ride in the front seat. Lara shall not use a Onewheel alone or with an adult until she is 13 years old.

FURTHER ORDERS OF THE COURT

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

4. Neither parent shall use any illegal drugs or any prescription drugs beyond their prescribed amount while Lara is in their care, or at least 12 hours prior.
5. Lara shall not be exposed to any drugs or drug paraphernalia.
6. Lara shall not attend any events that include nudity or sexual conduct or are clothing optional, unless agreed upon by the parents.
7. Both parents shall ensure that Lara is closely and safely supervised at all times while she is in their care.
8. The non-custodial parent shall have a brief phone call with Lara at 8:00 p.m. every 2 days. If the custodial parent is traveling with Lara, then there shall be a phone call every 3 days. The phone call shall be initiated by the non-custodial parent. The phone calls should be brief (10 to 15 minutes) and positive and supported by both parents. Lara shall be free to initiate reasonable phone contact with the non-custodial parent at any time.
9. If either parent is unable to care for Lara overnight during their custodial time, then they shall give the other parent the right of first refusal to care for Lara.
10. Beyond the overnight right of first refusal (9), both parents shall exercise their best judgment in choosing other people to watch Lara if they are unavailable for short periods.
11. If either parent is traveling with Lara outside of the 9 Bay Area counties, they shall give the other parent the itinerary, the address of where they will be staying, and contact information. Counsel for Mother is ordered to prepare the formal Findings and Order After Hearing.

Parties must comply with Marin County Superior Court Local Rules, Rule 7.12(B), (C), which provide that if a party wants to present oral argument, the party must contact the Court at (415) 444-7046 and all opposing parties by 4:00 p.m. the court day preceding the scheduled hearing. Notice may be by telephone or in person to all other parties that argument is being requested (i.e., it is not necessary to speak with counsel or parties directly.) Unless the Court and all parties have been notified of a request to present oral argument, no oral argument will be permitted except by order of the Court. In the event no party requests oral argument in accordance with Rule 7.12(C), the tentative ruling shall become the order of the court.

IT IS ORDERED that evidentiary hearings shall be in-person in Department B. For routine appearances, the parties may access Department B for video conference via a link on the court website. Litigants in the virtual courtroom are required to leave the video screen on and wait for your case to be called.

FURTHER ORDERED that the parties are responsible for ensuring that they have a good connection and that they are available for the hearing. If the connection is inadequate, the Court may proceed with the hearing in the party's absence.

**SUPERIOR COURT OF CALIFORNIA
COUNTY OF MARIN**

DATE: 1/22/26 TIME: 9:00 A.M. DEPT: B CASE NO: FL 2300703

PRESIDING: HON. JAMES M. SCHURZ

REPORTER:

CLERK: ALEX URTON

PETITIONER: INGRID GUIVAR

and

RESPONDENT: KENDRICK SHUNK

NATURE OF PROCEEDINGS: MODIFICATION TO CHILD CUSTODY/VISITATION

RULING

This matter is set for hearing for a review of the child visitation and holiday schedule agreed to by the parties at the October 30, 2025, hearing. The child visitation conditions and schedule are memorialized in the DV-130 First Amended Restraining Order After Hearing and the accompanying DV-140 Child Custody and Visitation Order filed November 3, 2025.

Mother, Ingrid Guivar Urbina, is the restrained person. Father, Kendrick Shunk, is the protected person. Their one child, Kendrick (DOB 02/13/2020), is identified as an other protected person.

Mother requests the Court make the following orders: (1) grant visitation to Mother on Mondays and Tuesdays from after-school to 7:00 pm with overnight visitations on the first, third, and fifth weekends; (2) grant a right of first refusal to Mother when Father is unable to be present for the care of the son; and (3) modify the First Amended Domestic Violence Restraining Order (dated November 3, 2025) to remove the Son as a protected party.

Mother, acting through her counsel, makes these requests in the form of an Update to Court re Visitation and DVRO filed January 20, 2026. Father has not submitted any filings to this Court associated with this hearing.

ORDER

The parties are ordered to appear for a review of (1) the child custody and holiday schedule and (2) potential re-referral to Marin Family Court Services (FCS) for child custody recommending counseling and mediation.

Amendment to the DV-130 First Amended Restraining Order After Hearing and the accompanying DV-140 Child Custody and Visitation Order filed November 3, 2025, will require an appropriate application under DV-300 et seq.

As authorized by CRC Rule 5.125, the Court shall prepare the formal Findings and Order After Hearing.

Parties must comply with Marin County Superior Court Local Rules, Rule 7.12(B), (C), which provide that if a party wants to present oral argument, the party must contact the Court at (415) 444-7046 and all opposing parties by 4:00 p.m. the court day preceding the scheduled hearing. Notice may be by telephone or in person to all other parties that argument is being requested (i.e., it is not necessary to speak with counsel or parties directly.) Unless the Court and all parties have been notified of a request to present oral argument, no oral argument will be permitted except by order of the Court. In the event no party requests oral argument in accordance with Rule 7.12(C), the tentative ruling shall become the order of the court.

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**SUPERIOR COURT OF CALIFORNIA
COUNTY OF MARIN**

DATE: 1/22/26 TIME: 9:00 A.M. DEPT: B CASE NO: FL0000738

PRESIDING: HON. JAMES M. SCHURZ

REPORTER:

CLERK: ALEX URTON

PETITIONER: LESLIE HANDLER

and

RESPONDENT: WILLIAM J. MIRANDA

NATURE OF PROCEEDINGS: REQUEST FOR ORDER COMPEL – DISCOVERY FACILITATOR PROGRAM; CASE PROGRESS CONFERENCE

RULING

Petitioner filed a Request for Order to Compel Responses to Discovery on October 27, 2025 (“RFO”), set for hearing on January 22, 2026. On November 19, 2025, a Discovery Facilitator was appointed to preside over the discovery dispute. Respondent filed a Responsive Declaration on January 9, 2026, opposing the RFO and representing that all responses would be provided by January 16, 2026. Petitioner has not submitted any further materials as to the status of the RFO and whether there are any remaining issues for the Court to address.

Parties are ordered to appear to provide the Court with an update on the resolution of the RFO.

Parties must comply with Marin County Superior Court Local Rules, Rule 7.12(B), (C), which provide that if a party wants to present oral argument, the party must contact the Court at (415) 444-7046 and all opposing parties by 4:00 p.m. the court day preceding the scheduled hearing. Notice may be by telephone or in person to all other parties that argument is being requested (i.e., it is not necessary to speak with counsel or parties directly.) Unless the Court and all parties have been notified of a request to present oral argument, no oral argument will be permitted except by order of the Court. In the event no party requests oral argument in accordance with Rule 7.12(C), the tentative ruling shall become the order of the court.

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**SUPERIOR COURT OF CALIFORNIA
COUNTY OF MARIN**

DATE: 1/22/26 TIME: 9:00 A.M. DEPT: B CASE NO: FL0002249

PRESIDING: HON. JAMES M. SCHURZ

REPORTER:

CLERK: ALEX URTON

PETITIONER: FRANKLIN HERIBERTO
FLORES RODAS

and

RESPONDENT: JESSICA ESMERALDA
MADRIZ RONDAN

NATURE OF PROCEEDINGS: REQUEST FOR ORDER – CHILD CUSTODY/VISITATION

RULING

This matter was previously before this Court on December 4, 2025. Prior to the December hearing, the matter was heard on October 30, 2025. Petitioner Franklin Flores Rodas (Father) was issued Emergency Orders on September 25, 2025, because Respondent Jessica Madriz Rondan (Mother) took their two children out of Marin County without Father's authorization. The Court issued a further order on November 6, 2025.

On December 9, 2025, this Court issued a detailed Findings and Order After Hearing. The order was served on Mother on January 2, 2026. Among the Court's orders, the Court re-referred Mother to Marin Family Court Services (FCS) to be interviewed. FCS reports that Mother did not attend her appointment or make any contact with FCS.

ORDER

Parties are ordered to appear.

All current orders, including the December 9, 2025, Findings and Order After Hearing, shall remain in effect.

Father is referred to the Family Law Facilitator's Self-Help Center for information and assistance regarding enforcement and implementation of this Court's orders pursuant to Family Code section 3130.

As authorized by CRC Rule 5.125, the court shall prepare the formal Findings and Order After Hearing.

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